

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF WEST VIRGINIA
WHEELING DIVISION**

In re:	§	Case No. 5:23-BK-00413
	§	
EDWARD G. GROUX	§	
ARIEL D. GROUX	§	
	§	
Debtors	§	

TRUSTEE'S FINAL REPORT (TFR)

The undersigned trustee hereby makes this Final Report and states as follows:

1. A petition under chapter 7 of the United States Bankruptcy Code was filed on 08/30/2023. The undersigned trustee was appointed on 08/30/2023.
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. § 704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.
4. The trustee realized gross receipts of \$3,000.00

Funds were disbursed in the following amounts:

Payments made under an interim distribution	<u>\$0.00</u>
Administrative expenses	<u>\$0.00</u>
Bank service fees	<u>\$0.00</u>
Other Payments to creditors	<u>\$0.00</u>
Non-estate funds paid to 3 rd Parties	<u>\$0.00</u>
Exemptions paid to the debtor	<u>\$0.00</u>
Other payments to the debtor	<u>\$0.00</u>
Leaving a balance on hand of ¹	<u>\$3,000.00</u>

The remaining funds are available for distribution.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

¹ The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursements will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. § 326(a) on account of the disbursement of the additional interest.

6. The deadline for filing non-governmental claims in this case was 02/23/2024 and the deadline for filing government claims was 02/23/2024. All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.
7. The Trustee's proposed distribution is attached as **Exhibit D**.
8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$750.00. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$0.00 as interim compensation and now requests the sum of \$750.00, for a total compensation of \$750.00². In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$0.00, and now requests reimbursement for expenses of \$31.23, for total expenses of \$31.23.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: 02/25/2024

By: /s/ Martin P. Sheehan
Trustee

STATEMENT: This Uniform form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

² If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D).

**FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES**

Page No: 1

Exhibit A

Case No.: 23-00413-DLB
Case Name: GROUX, EDWARD G. AND GROUX, ARIEL D.
For the Period Ending: 2/25/2024

Trustee Name: Martin P. Sheehan
Date Filed (f) or Converted (c): 08/30/2023 (f)
§341(a) Meeting Date: 10/06/2023
Claims Bar Date: 02/23/2024

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Value	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA = § 554(a) abandon.	Sales/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #					
1	308 CLASSIC DRIVE, VALLEY GROVE, WV 26060-0000, OHIO COUNTY	\$200,000.00	\$0.00	\$0.00	FA
2	CARS, VANS, TRACTORS, SPORT UTILITY VEHICLES, MOTORCYCLES	\$28,788.00	OA	\$0.00	FA
Asset Notes: 2020 Ford F-150, 86000 miles, Location: 308 Classic Drive, Valley Grove WV 26060. Entire property value: \$28,788.00					
3	CARS, VANS, TRACTORS, SPORT UTILITY VEHICLES, MOTORCYCLES	\$2,661.00	OA	\$0.00	FA
Asset Notes: 2012 Fiat 500, 151,000 miles, Location: 308 Classic Drive, Valley Grove WV 26060. Entire property value: \$2,661.00					
4	CARS, VANS, TRACTORS, SPORT UTILITY VEHICLES, MOTORCYCLES	\$11,312.00	OA	\$0.00	FA
Asset Notes: 2008 Ford F-350, 163,000 miles, Location: 308 Classic Drive, Valley Grove WV 26060. Entire property value: \$11,312.00					
5	HOUSEHOLD GOODS AND FURNISHINGS	\$2,695.00	OA	\$0.00	FA
Asset Notes: Household Goods and Furnishings					
6	ELECTRONICS	\$635.00	OA	\$0.00	FA
Asset Notes: Electronics					
7	FIREARMS	\$1.00	OA	\$0.00	FA
Asset Notes: Firearms					
8	FIREARMS	\$450.00	OA	\$0.00	FA
Asset Notes: One (1) 300 Howa Wing Mag Rifle: \$200.00 One (1) 223 Smith & Wesson Rifle: \$150.00 One (1) 9mm Smith & Wesson Rifle: \$100.00					
9	CLOTHES	\$400.00	OA	\$0.00	FA
Asset Notes: Wearing Apparel					
10	JEWELRY	\$500.00	OA	\$0.00	FA
Asset Notes: Jewelry					
11	NON-FARM ANIMALS	\$2.00	OA	\$0.00	FA
Asset Notes: Two (2) Dogs					
12	DEPOSITS OF MONEY	\$300.00	OA	\$0.00	FA
Asset Notes: Checking - Wesbanco Bank					
13	DEPOSITS OF MONEY	\$5.00	OA	\$0.00	FA
Asset Notes: Savings - Ohio Valley Community Credit Union					

**FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES**

Page No: 2 Exhibit A

Case No.: 23-00413-DLB
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For the Period Ending: 2/25/2024

Trustee Name: Martin P. Sheehan
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1	2	3	4	5	6	
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Value	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA = § 554(a) abandon.	Sales/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets	
14	DEPOSITS OF MONEY	\$58.82	\$0.00	OA	\$0.00	FA
Asset Notes: Savings - Ohio Valley Community Credit Union						
15	RETIREMENT OR PENSION ACCOUNTS	\$48,175.97	\$0.00	OA	\$0.00	FA
Asset Notes: 401(k)						
16	PREFERENCE CLAIM AGAINST CAPITAL ONE (u)	\$3,000.00	\$3,000.00		\$3,000.00	FA
Asset Notes: Payments made within 90 days of filing						
TOTALS (Excluding unknown value)						
	<u>\$298,983.79</u>	<u>\$3,000.00</u>		<u>\$3,000.00</u>	<u>\$0.00</u>	<u>Gross Value of Remaining Assets</u>

Major Activities affecting case closing:

- 01/03/2024 Preference funds received from Capital One. Waiting for Claims Bar Date to pass then review Claims and prepare TFR.
- 12/22/2023 Capital One sending payment in the amount of \$3,000.
- 12/18/2023 Sheehan & Associates Employed as Trustee's Counsel
- 12/06/2023 Served Summons via mail to registered agent, Corporation Service Company
- 12/01/2023 Filed Application to Employ - Objections due by 12/15/2023. and AP Complaint for Recovery of Preference
- 11/23/2023 Designated Asset; filed Notice of Abandonment of all personal property except Preferential Transfer; Prepared Motion to Hire MPS and AP Complaint

Initial Projected Date Of Final Report (TFR): 11/23/2024

Current Projected Date Of Final Report (TFR): 11/23/2024

/s/ MARTIN P. SHEEHAN

MARTIN P. SHEEHAN

FORM 2
CASH RECEIPTS AND DISBURSEMENTS RECORD

Page No: 1

Exhibit B

Case No. 23-00413-DLB
Case Name: GROUX, EDWARD G. AND GROUX, ARIEL D.
Primary Taxpayer ID #: **.*1398
Co-Debtor Taxpayer ID #: **.*1399
For Period Beginning: 8/30/2023
For Period Ending: 2/25/2024

Trustee Name: Martin P. Sheehan
Bank Name: Pinnacle Bank
Checking Acct #: *****0011
Account Title:
Blanket bond (per case limit): \$3,000,000.00
Separate bond (if applicable):

1	2	3	4	5	6	7	
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
01/03/2024	(16)	Capital One, N.A.	Return of Preference Payment	1141-000	\$3,000.00		\$3,000.00

TOTALS:	\$3,000.00	\$0.00	\$3,000.00
Less: Bank transfers/CDs	\$0.00	\$0.00	
Subtotal	\$3,000.00	\$0.00	
Less: Payments to debtors	\$0.00	\$0.00	
Net	\$3,000.00	\$0.00	

For the period of 8/30/2023 to 2/25/2024

Total Compensable Receipts: \$3,000.00
Total Non-Compensable Receipts: \$0.00
Total Comp/Non Comp Receipts: \$3,000.00
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$0.00
Total Non-Compensable Disbursements: \$0.00
Total Comp/Non Comp Disbursements: \$0.00
Total Internal/Transfer Disbursements: \$0.00

For the entire history of the account between 01/03/2024 to 2/25/2024

Total Compensable Receipts: \$3,000.00
Total Non-Compensable Receipts: \$0.00
Total Comp/Non Comp Receipts: \$3,000.00
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$0.00
Total Non-Compensable Disbursements: \$0.00
Total Comp/Non Comp Disbursements: \$0.00
Total Internal/Transfer Disbursements: \$0.00

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For Period Beginning: 8/30/2023
For Period Ending: 2/25/2024

Trustee Name: Martin P. Sheehan
Bank Name: Pinnacle Bank
Checking Acct #: *****0011
Account Title:
Blanket bond (per case limit): \$3,000,000.00
Separate bond (if applicable):

1	2	3	4	5	6	7	
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance

TOTAL - ALL ACCOUNTS

NET DEPOSITS	NET DISBURSE	ACCOUNT BALANCES
\$3,000.00	\$0.00	\$3,000.00

For the period of 8/30/2023 to 2/25/2024

Total Compensable Receipts: \$3,000.00
Total Non-Compensable Receipts: \$0.00
Total Comp/Non Comp Receipts: \$3,000.00
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$0.00
Total Non-Compensable Disbursements: \$0.00
Total Comp/Non Comp Disbursements: \$0.00
Total Internal/Transfer Disbursements: \$0.00

For the entire history of the case between 08/30/2023 to 2/25/2024

Total Compensable Receipts: \$3,000.00
Total Non-Compensable Receipts: \$0.00
Total Comp/Non Comp Receipts: \$3,000.00
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$0.00
Total Non-Compensable Disbursements: \$0.00
Total Comp/Non Comp Disbursements: \$0.00
Total Internal/Transfer Disbursements: \$0.00

/s/ MARTIN P. SHEEHAN

MARTIN P. SHEEHAN

CLAIM ANALYSIS REPORT

Page No: 1

Exhibit C

Case No. 23-00413-DLB
 Case Name: GROUX, EDWARD G. AND GROUX, ARIEL D.
 Claims Bar Date: 02/23/2024

Trustee Name: Martin P. Sheehan
 Date: 2/25/2024

Claim No.:	Creditor Name	Claim Date	Claim Class	Claim Status	Uniform Tran Code	Scheduled Amount	Claim Amount	Amount Allowed	Amount Paid	Interest	Tax	Net Remaining Balance
	U.S. BANKRUPTCY COURT CLERK P.O. BOX 70 Wheeling WV 26003	12/01/2023	Clerk of the Court Costs (includes adversary and other filing fees)	Allowed	2700-000	\$0.00	\$350.00	\$350.00	\$0.00	\$0.00	\$0.00	\$350.00

Claim Notes: Adversary Fee - \$350

	MARTIN P. SHEEHAN 1140 Main Street, Ste 333 Wheeling WV 26003	12/06/2023	Trustee Expenses	Allowed	2200-000	\$0.00	\$31.23	\$31.23	\$0.00	\$0.00	\$0.00	\$31.23
	MARTIN P. SHEEHAN 1140 Main Street, Ste 333 Wheeling WV 26003	02/24/2024	Trustee Compensation	Allowed	2100-000	\$0.00	\$750.00	\$750.00	\$0.00	\$0.00	\$0.00	\$750.00
1	CAPITAL ONE N.A. BY AMERICAN INFOSOURCE AS AGENT PO Box 71083 Charlotte NC 28272-1083	12/05/2023	General Unsecured § 726(a)(2)	Allowed	7100-000	\$3,466.83	\$3,562.27	\$3,562.27	\$0.00	\$0.00	\$0.00	\$3,562.27
2	CAPITAL ONE N.A. BY AMERICAN INFOSOURCE AS AGENT PO Box 71083 Charlotte NC 28272-1083	12/05/2023	General Unsecured § 726(a)(2)	Allowed	7100-000	\$2,291.71	\$2,291.71	\$2,291.71	\$0.00	\$0.00	\$0.00	\$2,291.71
3	DISCOVER BANK P.O. Box 3025 New Albany Oh 43054-3025	12/14/2023	General Unsecured § 726(a)(2)	Allowed	7100-000	\$1,956.07	\$1,919.53	\$1,919.53	\$0.00	\$0.00	\$0.00	\$1,919.53
4	ASHLEY FUNDING SERVICES, LLC RESURGENT CAPITAL SERVICES PO Box 10587 Greenville SC 29603-0587	01/29/2024	General Unsecured § 726(a)(2)	Allowed	7100-000	\$0.00	\$7.04	\$7.04	\$0.00	\$0.00	\$0.00	\$7.04
						\$8,911.78	\$8,911.78	\$0.00	\$0.00	\$0.00	\$0.00	\$8,911.78

CLAIM ANALYSIS REPORT

Page No: 2

Exhibit C

Case No. 23-00413-DLB
Case Name: GROUX, EDWARD G. AND GROUX, ARIEL D.
Claims Bar Date: 02/23/2024

Trustee Name: Martin P. Sheehan
Date: 2/25/2024

CLAIM CLASS SUMMARY TOTALS

Claim Class	Claim Amount	Amount Allowed	Amount Paid	Interest	Tax	Net Remaining Balance
Clerk of the Court Costs (includes adversary and other filing fees)	\$350.00	\$350.00	\$0.00	\$0.00	\$0.00	\$350.00
General Unsecured § 726(a)(2)	\$7,780.55	\$7,780.55	\$0.00	\$0.00	\$0.00	\$7,780.55
Trustee Compensation	\$750.00	\$750.00	\$0.00	\$0.00	\$0.00	\$750.00
Trustee Expenses	\$31.23	\$31.23	\$0.00	\$0.00	\$0.00	\$31.23

TRUSTEE'S PROPOSED DISTRIBUTION

Case No.: 5:23-BK-00413
 Case Name: EDWARD G. GROUX
 ARIEL D. GROUX
 Trustee Name: Martin P. Sheehan

Balance on hand: \$3,000.00

Claims of secured creditors will be paid as follows: NONE

Total to be paid to secured creditors: \$0.00
 Remaining balance: \$3,000.00

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Martin P. Sheehan, Trustee Fees	\$750.00	\$0.00	\$750.00
Martin P. Sheehan, Trustee Expenses	\$31.23	\$0.00	\$31.23
U.S. Bankruptcy Court Clerk, Clerk of the Court Costs	\$350.00	\$0.00	\$350.00

Total to be paid for chapter 7 administrative expenses: \$1,131.23
 Remaining balance: \$1,868.77

Applications for prior chapter fees and administrative expenses have been filed as follows:
 NONE

Total to be paid to prior chapter administrative expenses: \$0.00
 Remaining balance: \$1,868.77

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$0.00 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are: NONE

Total to be paid to priority claims: \$0.00
 Remaining balance: \$1,868.77

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$7,780.55 have been allowed and will be paid *pro rata* only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 24.0 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amt. of Claim	Interim Payments to Date	Proposed Amount
1	Capital One N.A. by American InfoSource as agent	\$3,562.27	\$0.00	\$855.61
2	Capital One N.A. by American InfoSource as agent	\$2,291.71	\$0.00	\$550.43
3	Discover Bank	\$1,919.53	\$0.00	\$461.04
4	Ashley Funding Services, LLC Resurgent Capital Services	\$7.04	\$0.00	\$1.69

Total to be paid to timely general unsecured claims: \$1,868.77
 Remaining balance: \$0.00

Tardily filed claims of general (unsecured) creditors totaling \$0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows: NONE

Total to be paid to tardily filed general unsecured claims: \$0.00
 Remaining balance: \$0.00

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows: NONE

Total to be paid for subordinated claims: \$0.00

Remaining balance: _____ \$0.00

Trustee's Compensation

Debtor: EDWARD G. GROUX AND ARIEL D. GROUX

Case: 23-00413-DLB

<u>Computation of Compensation</u>			
Total disbursements to other than the debtor are:			\$3,000.00
Pursuant to 11 U.S.C. 326, compensation is computed as follows:			
25% of first \$3,000.00			\$750.00
10% of next \$0.00			\$0.00
5% of next \$0.00			\$0.00
3% of next \$0.00			\$0.00
Calculated Total Compensation:			\$750.00
Plus Adjustment:			\$0.00
Total Compensation:			\$750.00
Less Previously Paid:			\$0.00
Total Compensation Requested:			\$750.00
<u>Trustee Expenses</u>			
COPIES	3	@ \$0.20	\$0.60
POSTAGE	1	@ \$0.63	\$0.63
SUPPLIES	1	@ \$10.00	\$10.00
DISTRIBUTION	1	@ \$20.00	\$20.00
Subtotal Expenses:			\$31.23
Plus Adjustment:			\$0.00
Total Expenses:			\$31.23
Less Previously Paid:			\$0.00
Total Expenses Requested:			\$31.23

The undersigned Trustee certifies under penalty of perjury that the foregoing is true and correct to the best of his/her knowledge and requests the United States Trustee to approve this report and accounts and requests the Court to provide for notice and opportunity for a hearing under 11 U.S.C. 330(a), 502(b), and 503(b) and to thereafter award final compensation or reimbursement of expenses and to make final allowance for the purposes of distribution to claims, administrative expenses, and other payments stated in this report and account.

WHEREFORE, the Trustee requests that this application be approved by this Court and that the Trustee be granted an allowance of \$750.00 as compensation and \$31.23 for reimbursement of expenses. The Trustee further states that no payments have been made or promised to him/her for services rendered or to be rendered in any capacity in this case. No agreement or understanding exists between applicant and any other person for sharing compensation or to be received.

Dated: 02/25/2024

Signed: /s/Martin P. Sheehan
 Martin P. Sheehan
 Chapter 7 Bankruptcy Trustee
 1140 Main Street, Ste 333
 Wheeling, WV 26003