

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

In re: MARTIN, RICK ALLEN	§	Case No. 1:18-BK-00369-PMF
MARTIN, VELMA JEANNE	§	
RICKY MARTIN	§	
Debtor(s)	§	

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 April 20, 2018. The undersigned trustee was appointed on April 20, 2018.
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 the gross receipts of \$ 7,500.00

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>5.00</u>
Other payments to creditors	<u>0.00</u>
Non-estate funds paid to 3rd 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>\$ 7,495.00</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 disbursement 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 09/17/2018 and the deadline for filing governmental claims was 10/17/2018. 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 \$1,500.00. 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 \$1,500.00, for a total compensation of \$1,500.00.²In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$0.00 and now requests reimbursement for expenses of \$47.00, for total expenses of \$47.00.²

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

Date: 03/29/2021 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.

²If 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

Case Number: 1:18-BK-00369-PMF
Case Name: MARTIN, RICK ALLEN
 MARTIN, VELMA JEANNE
Period Ending: 03/29/21

Trustee: (680060) MARTIN P. SHEEHAN
Filed (f) or Converted (c): 04/20/18 (f)
§341(a) Meeting Date: 06/07/18
Claims Bar Date: 09/17/18

1	2	3	4	5	6	
Ref. #	Asset Description (Scheduled And Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=\$554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	87 MARIE LANE, MORGANTOWN, WV (LAND ONLY) See Asset 22)	125,000.00	0.00		0.00	FA
2	CASH	11.00	0.00	OA	0.00	FA
3	CHECKING: HUNTINGTON NATIONAL BANK	9.00	0.00	OA	0.00	FA
4	CHECKING: HUNTINGTON NATIONAL BANK	10.00	0.00	OA	0.00	FA
5	SAVINGS: HUNTINGTON NATIONAL BANK	2.00	2.00	OA	0.00	FA
6	SAVINGS: HUNTINGTON NATIONAL BANK	2.00	0.00	OA	0.00	FA
7	HEALTH SAVINGS ACCOUNT: WITH EMPLOYER	1,800.00	0.00	OA	0.00	FA
8	LIVING ROOM, BEDROOM, AND KITCHEN FURNITURE, HOU	6,250.00	0.00	OA	0.00	FA
9	TVS, COMPUTER, CELLPHONE, 2 DVD PLAYERS, 2 STERE	1,800.00	0.00	OA	0.00	FA
10	DVD COLLECTION	800.00	0.00	OA	0.00	FA
11	CLOTHING AT RESIDENCE	750.00	0.00	OA	0.00	FA
12	JEWELRY AT RESIDENCE	120.00	0.00	OA	0.00	FA
13	CARPENTRY TOOLS AT RESIDENCE	1,500.00	0.00	OA	0.00	FA
14	GUN AT RESIDENCE	100.00	0.00	OA	0.00	FA
15	GUARDIAN WHOLE LIFE POLICY: VELMA MILLER	1,080.00	0.00	OA	0.00	FA
16	401 (K): WITH EMPLOYER	3,948.00	0.00	OA	0.00	FA
17	2017 TAX REFUNDS: FEDERAL AND STATE	Unknown	0.00	OA	0.00	FA
18	2006 FORD F150, 128,000 MILES, GOOD CONDITION AT	9,000.00	0.00	OA	0.00	FA
19	2014 KIA S PORTAGE, 47,000 MILES, GOOD CONDITION	12,500.00	0.00	OA	0.00	FA
20	2000 SUZUKI KING QUAD WITH SNOW PLOW, FAIR CONDI	500.00	0.00	OA	0.00	FA
21	DOG AND CAT AT RESIDENCE	0.00	0.00	OA	0.00	FA
22	DOUBLEWIDE Originally listed by Debtors as part of Asset 1 Complaint filed against First State Bank re: lien	1.00	1.00		7,500.00	FA

Form 1

Individual Estate Property Record and Report

Asset Cases

Case Number: 1:18-BK-00369-PMF
Case Name: MARTIN, RICK ALLEN
 MARTIN, VELMA JEANNE
Period Ending: 03/29/21

Trustee: (680060) MARTIN P. SHEEHAN
Filed (f) or Converted (c): 04/20/18 (f)
§341(a) Meeting Date: 06/07/18
Claims Bar Date: 09/17/18

1	2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property <u>Abandoned</u> OA=\$554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #					
	perfection Settlement entered on 7/18/19 for \$7,500				
22	Assets Totals (Excluding unknown values)	\$165,183.00	\$3.00	\$7,500.00	\$0.00

Major Activities Affecting Case Closing:

1/25/21 -- received email from Atty Epperly; has cashier's check in hand and will put in mail today.
 1/24/21 -- sent reminder email to Atty Epperly re: settlement funds
 11/23/20 -- s/w Atty Epperly re: settlement funds; would reach out to client
 11/22/20 -- sent email to Atty Epperly regarding settlement funds.
 9/8/20 -- sent original title to Atty Epperly
 8/3/20 -- send letter to DMV re: combined title
 6/12/20 -- sent DMV ltr with Application for Duplicate title and release
 5/31/20 -- Trustee to get titles; have to do by mail due to government office closures in re: COVID-19
 4/29/20 -- s/w Atty Johnson; will check with client to see if they have the clear title.
 2/2/20 -- Sent request for funds to Atty. Epperly (counsel to First Exchange Bank)
 7/9/19 -- Settlement approved
 5/13/19 -- Filed Motion to Approve Settlement Agreement with First Exchange Bank and the Debtors
 3/25/19 -- Mailed Summons to both defendants
 3/17/19 - Filed AP re: Double-wide
 12/4/18 -- Requested proof of payment of manufactured home payoff for 21st Mortgage Corp.
 10/17/18 -- Order entered employing MPS as counsel
 10/2/18 -- Filed Motion to Employ MPS
 8/1/18 -- Objection sustained
 6/27/18 - Filed Objection to Debtor's Claim of Exemptions. Objections due by 7/20/2018

Initial Projected Date Of Final Report (TFR): June 17, 2019

Current Projected Date Of Final Report (TFR): February 15, 2021 (Actual)

Form 2 Cash Receipts And Disbursements Record

Case Number: 1:18-BK-00369-PMF
Case Name: MARTIN, RICK ALLEN
 MARTIN, VELMA JEANNE
Taxpayer ID #: **-***8728
Period Ending: 03/29/21

Trustee: MARTIN P. SHEEHAN (680060)
Bank Name: Metropolitan Commercial Bank
Account: *****9214 - Checking Account
Blanket Bond: \$3,000,000.00 (per case limit)
Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
01/27/21	{22}	Rick & Velma Martin	SETTLEMENT PROCEEDS	1129-000	7,500.00		7,500.00
01/29/21		Metropolitan Commercial Bank	Bank and Technology Services Fee	2600-000		5.00	7,495.00

ACCOUNT TOTALS	7,500.00	5.00	\$7,495.00
Less: Bank Transfers	0.00	0.00	
Subtotal	7,500.00	5.00	
Less: Payments to Debtors		0.00	
NET Receipts / Disbursements	\$7,500.00	\$5.00	

TOTAL - ALL ACCOUNTS	Net Receipts	Net Disbursements	Account Balances
Checking # *****9214	7,500.00	5.00	7,495.00
	\$7,500.00	\$5.00	\$7,495.00

EXHIBIT C
ANALYSIS OF CLAIMS REGISTER

Claims Bar Date: September 17, 2018

Case Number: 1:18-BK-00369-PMF
Debtor Name: MARTIN, RICK ALLEN

Page: 1

Date: March 29, 2021
Time: 01:11:49 PM

Claim #	Creditor Name & Address	Claim Type	Claim Ref. No. / Notes	Amount Allowed	Paid to Date	Claim Balance
200	MARTIN P. SHEEHAN BANKRUPTCY TRUSTEE 1 COMMUNITY STREET, SUITE 200 WHEELING, WV 26003	Admin Ch. 7		\$1,500.00	\$0.00	1,500.00
200	MARTIN P. SHEEHAN BANKRUPTCY TRUSTEE 1 COMMUNITY STREET, SUITE 200 WHEELING, WV 26003	Admin Ch. 7		\$47.00	\$0.00	47.00
APFEE 200	U.S. BANKRUPTCY COURT PO BOX 70 WHEELING, WV 26003	Admin Ch. 7	19-ap-00013 filing fee - \$350.00	\$350.00	\$0.00	350.00
TEEATTY 200	SHEEHAN & ASSOCIATES PLLC 41 FIFTEENTH STREET WHEELING, WV 26003	Admin Ch. 7	Approved at Doc 44 dated 3/24/21	\$1,691.00	\$0.00	1,691.00
1 100	BB&T PO BOX 1847 WILSON, NC 27894	Secured	5711 Money Loaned -- Secured Car loan	\$0.00	\$0.00	0.00
2 610	DISCOVER BANK DISCOVER PRODUCTS INC PO BOX 3025 NEW ALBANY, OH 43054-3025	Unsecured	1234 Discover Card	\$10,506.94	\$0.00	10,506.94
3 610	CEDAR HILL NATL BANK C/O CREDITORS BANKRUPTCY SERVICE P.O. BOX 800849 DALLAS, TX 75380	Unsecured	9119 Cato	\$152.46	\$0.00	152.46
4 610	CITIBANK, N.A. CITIBANK, N.A. 701 EAST 60TH STREET NORTH SIOUX FALLS, SD 57117	Unsecured	9012 Sears Gold Mastercard	\$0.00	\$0.00	0.00
4 -2 610	CITIBANK, N.A. CITIBANK, N.A. 701 EAST 60TH STREET NORTH SIOUX FALLS, SD 57117	Unsecured	9012 Sears Gold Mastercard	\$9,483.87	\$0.00	9,483.87
5 610	CAPITAL ONE BANK (USA), N.A. - CABELA'S CLUB VISA PO BOX 82609 LINCOLN, NE 68501-2609	Unsecured	0439 Cabela's Club Visa	\$9,293.21	\$0.00	9,293.21
6 610	PNC BANK, N.A. PO BOX 94982 CLEVELAND, OH 44101	Unsecured	8109 Money Loaned	\$10,419.89	\$0.00	10,419.89
7 610	PYOD, LLC ITS SUCCESSORS AND ASSIGNS AS ASSIGNEE OF SYNCHRONY BANK RESURGENT CAPITAL SERVICES,PO BOX 19008 GREENVILLE, SC 29602	Unsecured	9913 Synchrony	\$5,122.47	\$0.00	5,122.47

EXHIBIT C
ANALYSIS OF CLAIMS REGISTER

Claims Bar Date: September 17, 2018

Case Number: 1:18-BK-00369-PMF
Debtor Name: MARTIN, RICK ALLEN

Page: 2

Date: March 29, 2021
Time: 01:11:49 PM

Claim #	Creditor Name & Address	Claim Type	Claim Ref. No. / Notes	Amount Allowed	Paid to Date	Claim Balance
8	PYOD, LLC ITS SUCCESSORS AND	Unsecured	0329	\$8,046.21	\$0.00	8,046.21
610	ASSIGNS AS ASSIGNEE OF SYNCHRONY BANK RESURGENT CAPITAL SERVICES,PO BOX 19008 GREENVILLE, SC 29602		Synchrony			
<< Totals >>				56,613.05	0.00	56,613.05

TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 1:18-BK-00369-PMF
 Case Name: MARTIN, RICK ALLEN
 Trustee Name: MARTIN P. SHEEHAN

Balance on hand: \$ 7,495.00

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
1	BB&T	11,365.21	0.00	0.00	0.00

Total to be paid to secured creditors: \$ 0.00

Remaining balance: \$ 7,495.00

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

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees - MARTIN P. SHEEHAN	1,500.00	0.00	1,500.00
Trustee, Expenses - MARTIN P. SHEEHAN	47.00	0.00	47.00
Attorney for Trustee, Fees - SHEEHAN & ASSOCIATES PLLC	1,691.00	0.00	1,691.00
Charges, U.S. Bankruptcy Court	350.00	0.00	350.00

Total to be paid for chapter 7 administration expenses: \$ 3,588.00

Remaining balance: \$ 3,907.00

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

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
None			

Total to be paid for prior chapter administrative expenses: \$ 0.00

Remaining balance: \$ 3,907.00

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:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for priority claims: \$ 0.00
 Remaining balance: \$ 3,907.00

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 \$ 53,025.05 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 7.4 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
2	DISCOVER BANK	10,506.94	0.00	774.18
3	CEDAR HILL NATL BANK	152.46	0.00	11.24
4	CITIBANK, N.A.	0.00	0.00	0.00
4 -2	CITIBANK, N.A.	9,483.87	0.00	698.79
5	CAPITAL ONE BANK (USA), N.A. - CABELA'S CLUB VISA	9,293.21	0.00	684.74
6	PNC BANK, N.A.	10,419.89	0.00	767.76
7	PYOD, LLC ITS SUCCESSORS AND ASSIGNS AS ASSIGNEE	5,122.47	0.00	377.43
8	PYOD, LLC ITS SUCCESSORS AND ASSIGNS AS ASSIGNEE	8,046.21	0.00	592.86

Total to be paid for timely general unsecured claims: \$ 3,907.00
 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:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for tardy 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:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for subordinated claims: \$ 0.00
 Remaining balance: \$ 0.00

Trustee's Compensation**Debtor:** MARTIN, RICK ALLEN**Case:** 18-00369**Computation of Compensation**

Total disbursements to other than the debtor are:		7,500.00
Pursuant to 11 U.S.C. 326, compensation is computed as follows:		
25% of First \$5,000	5,000.00 =	1,250.00
10% of Next \$45,000	2,500.00 =	250.00
5% of Next \$950,000	0.00 =	0.00
3% of Balance	0.00 =	0.00
		<hr/>
	Calculated Total Compensation:	\$1,500.00
	Plus Adjustment:	0.00
		<hr/>
	Total Compensation:	\$1,500.00
	Less Previously Paid:	0.00
		<hr/>
	Total Compensation Requested:	\$1,500.00

Trustee Expenses

Premium on Trustee's Bond		0.00
Travel	0.0 miles at 0.0 cents per mile	0.00
Copies	0 copies at 0.0 cents per copy	0.00
Postage		12.00
Telephone Charges		0.00
Clerical / Secretarial	0.00 hours at 0.00 dollars per hour	0.00
Paralegal Assistance	0.00 hours at 0.00 dollars per hour	0.00
Supplies / Stationery		0.00
Distribution Expenses		20.00
Professional Expenses		0.00
DMV titles		15.00
Other Expenses 2		0.00
		<hr/>
	Subtotal Expenses:	\$47.00
	Plus Adjustment:	0.00
		<hr/>
	Total Expenses:	\$47.00
	Less Previously Paid:	0.00
		<hr/>
	Total Expenses Requested:	\$47.00

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 \$1,500.00 as compensation and \$47.00 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 received or to be received.

Dated: 03/29/21

Signed: /s/ MARTIN P. SHEEHAN

MARTIN P. SHEEHAN
 BANKRUPTCY TRUSTEE
 1 COMMUNITY STREET, SUITE 200
 WHEELING, WV 26003