

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

In re: SMITH, KATHERINE MARIE

§ Case No. 16-00138

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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 02/24/2016. The undersigned trustee was appointed on 08/30/2022.

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 \$ 45,425.00

Funds were disbursed in the following amounts:

Payments made under an interim distribution	<u>0.00</u>
Administrative expenses	<u>33,673.28</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>\$ 11,746.72</u>

The remaining funds are available for distribution.

¹The 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.

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

6. The deadline for filing non-governmental claims in this case was 12/05/2022 and the deadline for filing governmental claims was 12/05/2022. 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 \$5,292.50. 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 \$5,292.50, for a total compensation of \$5,292.50². In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$0.00 and now requests reimbursement for expenses of \$30.00 for total expenses of \$30.00².

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

Date: 01/26/2023

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

Exhibit A
Page: 1

Case No.: 16-00138

Case Name: SMITH, KATHERINE MARIE

Trustee Name: (680060) Martin P. Sheehan

Date Filed (f) or Converted (c): 02/24/2016 (f)

§ 341(a) Meeting Date: 03/25/2016

For Period Ending: 01/26/2023

Claims Bar Date: 12/05/2022

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 Formally Abandoned OA=§554(a) abandon.	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	47 BENSON DRIVE, HARPERS FERRY WV 25425-0000, JEFFERSON SINGLE-FAMILY HOME . ENTIRE PROPERTY VALUE: \$180000 <small>47 Benson Drive, Harpers Ferry WV 25425-0000, Jefferson Single-family home . Entire property value: \$180000</small>	180,000.00	0.00		0.00	FA
2	CARS, VANS, TRACTORS, SPORT UTILITY VEHICLES, MOTORCYCLES <small>Kia Soul Sport 2013 99000 Good Condition. Entire property value: \$9000</small>	9,000.00	0.00		0.00	FA
3	CARS, VANS, TRACTORS, SPORT UTILITY VEHICLES, MOTORCYCLES <small>Mercury Coupe 1947 15000 Fair Condition. Entire property value: \$15000</small>	15,000.00	0.00		0.00	FA
4	HOUSEHOLD GOODS AND FURNISHINGS <small>Misc. Household Goods & Furniture</small>	4,500.00	0.00		0.00	FA
5	HOUSEHOLD GOODS AND FURNISHINGS <small>(4) Televisions, DVD, Radio, (3) Computers, Printer, Cell Phone</small>	1,000.00	0.00		0.00	FA
6	CLOTHES <small>Misc. Clothing</small>	200.00	0.00		0.00	FA
7	JEWELRY <small>.. Misc. Jewelry</small>	500.00	0.00		0.00	FA
8	DEPOSITS OF MONEY <small>Deposits of money - : City National Bank</small>	300.00	0.00		0.00	FA
9	DEPOSITS OF MONEY <small>Deposits of money - : BCT</small>	30.00	0.00		0.00	FA
10	DEPOSITS OF MONEY <small>Deposits of money - : BCT</small>	40.00	0.00		0.00	FA
11	DEPOSITS OF MONEY <small>Deposits of money - : NYMEO</small>	5.00	0.00		0.00	FA
12	DEPOSITS OF MONEY <small>Deposits of money - : Northrop Grumman</small>	5.00	0.00		0.00	FA
13	RETIREMENT OR PENSION ACCOUNTS <small>: New York Exchange</small>	24,000.00	0.00		0.00	FA
14	TAX REFUND - 2015 <small>Tax refunds owed to you - Federal: Estimated 2015</small>	1,200.00	0.00		0.00	FA
15	ROUNDUP SETTLEMENT (u) <small>Retaining Jeff Seldomridge as special counsel</small>	45,425.00	45,425.00		45,425.00	FA
15	Assets Totals (Excluding unknown values)	\$281,205.00	\$45,425.00		\$45,425.00	\$0.00

Form 1
Individual Estate Property Record and Report
Asset Cases

Exhibit A
Page: 2

Case No.: 16-00138

Case Name: SMITH, KATHERINE MARIE

For Period Ending: 01/26/2023

Trustee Name: (680060) Martin P. Sheehan

Date Filed (f) or Converted (c): 02/24/2016 (f)

§ 341(a) Meeting Date: 03/25/2016

Claims Bar Date: 12/05/2022

Major Activities Affecting Case Closing:

12/1/22 -- emailed copy of Order approving settlement to Attorney Seldomridge; waiting for disbursement of settlement proceeds

11/3/22 -- filed Motion to Approve Settlement and Distribute Proceeds; Objections due by 11/28/2022

11/1/22 -- Order entered granting application to Employ Jeff Seldomridge and the Miller Firm, LLC

10/17/22 - Filed Motion to Employ Attorney Seldomridge; Objections Due 10/31/22

10/13/22 -- Sent email to Attorney Seldomridge re: employment docs

9/4/22 -- Sent PI Letter to Attorney Seldomridge

Initial Projected Date Of Final Report (TFR): 09/30/2023

Current Projected Date Of Final Report (TFR): 09/30/2023

01/26/2023

Date

/s/Martin P. Sheehan

Martin P. Sheehan

Form 2

Cash Receipts And Disbursements Record

Case No.: 16-00138

Trustee Name: Martin P. Sheehan (680060)

Case Name: SMITH, KATHERINE MARIE

Bank Name: Metropolitan Commercial Bank

Taxpayer ID #: **-***3826

Account #: *****3977 Checking

For Period Ending: 01/26/2023

Blanket Bond (per case limit): \$3,000,000.00

Separate Bond (if applicable): N/A

1	2	3	4	5	6	7	
Trans. Date	Check or Ref. #	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposit \$	Disbursement \$	Account Balance
12/28/22		Miller Firm Roundup Qualified Settlement Fund	Personal Injury Proceeds		11,751.72		11,751.72
	{15}	Miller Firm Roundup Qualified Settlement Fund	PERSONAL INJURY PROCEEDS \$45,425.00	1242-000			
		The Miller Firm, LLC	ATTORNEY FEES -\$18,170.00	3210-000			
		The Miller Firm, LLC	LEGAL EXPENSES -\$1,876.28	3220-000			
		Medical Lien Holdback	MEDICAL LIENS -\$13,627.00	2990-000			
12/30/22		Metropolitan Commercial Bank	Bank and Technology Services Fees	2600-000		5.00	11,746.72

COLUMN TOTALS	11,751.72	5.00	\$11,746.72
Less: Bank Transfers/CDs	0.00	0.00	
Subtotal	11,751.72	5.00	
Less: Payments to Debtors		0.00	
NET Receipts / Disbursements	\$11,751.72	\$5.00	

Form 2

Cash Receipts And Disbursements Record

Case No.: 16-00138

Case Name: SMITH, KATHERINE MARIE

Taxpayer ID #: **_***3826

For Period Ending: 01/26/2023

Trustee Name: Martin P. Sheehan (680060)

Bank Name: Metropolitan Commercial Bank

Account #: *****3977 Checking

Blanket Bond (per case limit): \$3,000,000.00

Separate Bond (if applicable): N/A

Net Receipts:	\$11,751.72
Plus Gross Adjustments:	\$33,673.28
Less Payments to Debtor:	\$0.00
Less Other Noncompensable Items:	\$0.00
Net Estate:	\$45,425.00

TOTAL - ALL ACCOUNTS	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCES
*****3977 Checking	\$11,751.72	\$5.00	\$11,746.72
	\$11,751.72	\$5.00	\$11,746.72

01/26/2023

Date

/s/Martin P. Sheehan

Martin P. Sheehan

Exhibit C Claims Register

Case: 16-00138 KATHERINE MARIE SMITH

Claims Bar Date: 12/5/22 12:00

	Claim Type	Acct#	Amount Allowed	Paid to Date	Claim Balance
n Ste. 200 003	Admin Ch. 7		\$ 5,292.50	\$0.00	\$5,292.50
n Ste. 200 003	Admin Ch. 7		\$ 30.00	\$0.00	\$30.00
back	Admin Ch. 7		\$ 13,627.50	\$13,627.00	\$0.50
C ding ue)	Admin Ch. 7		\$ 18,170.00	\$18,170.00	\$0.00
C ding ue)	Admin Ch. 7		\$ 1,876.28	\$1,876.28	\$0.00

Exhibit C
Claims Register

Case: 16-00138 KATHERINE MARIE SMITH

Claims Bar Date: 12/5/22 12:00

	Claim Type	Acct#	Amount Allowed	Paid to Date	Claim Balance
LLC as agent for MOMA 3-0788	Unsecured	1487	\$ 191.12	\$0.00	\$191.12
n Federal Credit Union loor 7	Unsecured	6037	\$ 0.00	\$0.00	\$0.00
n Federal Credit Union loor 7	Unsecured	5709	\$ 9,336.65	\$0.00	\$9,336.65
			Case Total:	\$33,673.28	\$14,850.77

TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 16-00138
 Case Name: KATHERINE MARIE SMITH
 Trustee Name: Martin P. Sheehan

Balance on hand: \$ 11,746.72

Claims of secured creditors will be paid as follows:

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

Total to be paid to secured creditors: \$ 0.00
 Remaining balance: \$ 11,746.72

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	5,292.50	0.00	5,292.50
Trustee, Expenses - Martin P. Sheehan	30.00	0.00	30.00
Other Chapter 7 Administrative Expenses - Medical Lien Holdback	13,627.50	13,627.00	0.50
Attorney for Trustee Fees (Other Firm) - The Miller Firm, LLC	18,170.00	18,170.00	0.00
Attorney for Trustee Expenses (Other Firm) - The Miller Firm, LLC	1,876.28	1,876.28	0.00

Total to be paid for chapter 7 administrative expenses: \$ 5,323.00
 Remaining balance: \$ 6,423.72

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

Reason/Applicant	Total Requested	Interim Payments	Proposed Payment
None			

Total to be paid for prior chapter administrative expenses: \$ 0.00
 Remaining balance: \$ 6,423.72

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: \$ 6,423.72

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 \$9,527.77 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 67.4 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
1	Quantum3 Group LLC as agent for MOMA Funding, LLC	191.12	0.00	128.86
2-1	Northrop Grumman Federal Credit Union	0.00	0.00	0.00
2-2	Northrop Grumman Federal Credit Union	9,336.65	0.00	6,294.86

Total to be paid for timely general unsecured claims: \$ 6,423.72
 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 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:

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: SMITH, KATHERINE MARIE

Case: 16-00138

<u>Computation of Compensation</u>			
Total disbursements to other than the debtor are:			45,425.00
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	40,425.00	=	4,042.50
5% of Next \$950,000	0.00	=	0.00
3% of Balance	0.00	=	0.00
Calculated Total Compensation:			\$5,292.50
Plus Adjustment:			0.00
Total Compensation:			\$5,292.50
Less Previously Paid:			0.00
Total Compensation Requested:			\$5,292.50
<u>Trustee Expenses</u>			
DISTRIBUTION			\$20.00
SUPPLIES			\$10.00
Subtotal Expenses:			\$30.00
Plus Adjustment:			0.00
Total Expenses:			\$30.00
Less Previously Paid:			0.00
Total Expenses Requested:			\$30.00

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 \$5292.50 as compensation and \$30.00 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: 01/26/2023

Signed: /s/ Martin P. Sheehan

Martin P. Sheehan, TRUSTEE
 1 Community St, Ste. 200
 Wheeling, WV 26003