## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

IN RE:	§	*	
	§	Case No. 11-69409-PWB	
BOB LECTRESS WHITFIELD, III,	§		~~ `~
	§	Chapter 7	4
Debtor.	§		``

## NOTICE OF TRUSTEE'S FINAL REPORT AND APPLICATION FOR COMPENSATION AND DEADLINE TO OBJECT (NFR)

Pursuant to Fed. R. Bankr. P. 2002(a)(6) and 2002(f)(8), please take notice that Tamara Miles Ogier, trustee of the above styled estate, has filed a Final Report and the trustee and the trustee's professionals have filed final fee applications, which are summarized in the attached Summary of Trustee's Final Report and Applications for Compensation.

The complete Final Report and all applications for compensation are available for inspection at the Office of the Clerk, at the following address:

Room 1340, 75 Spring Street, SW, Atlanta, Georgia 30303

Any person wishing to object to any fee application that has not already been approved or to the Final report, must file a written objection within 21 days from the mailing of this notice, serve a copy of the objections upon the trustee, any party whose application is being challenged and the United States Trustee. A hearing on the fee applications and any objection to the Final Report will be held at 10:00 AM on 02/24/2015, in Courtroom 1401, United States Courthouse, 75 Spring St., SW, Atlanta, GA 30303. If no objections are filed, upon entry of an order on the fee applications, the trustee may pay dividends pursuant to FRBP 3009 without further order of the Court.

Date Mailed: 01/12/2015 By: /s/ Tamara Miles Ogier

Trustee

Tamara Miles Ogier 170 Mitchell Street, SW Atlanta, GA, 30303

UST Form 101-7-NFR (10/1/2010)

Case 11-69409-pwb Doc 83 Filed 01/12/15 Entered 21/12/15 13:49:10 Desc Main Document Page 2 of 7

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

IN RE:	§	××
	§	Case No. 11-69409-PWB
BOB LECTRESS WHITFIELD III,	§	
	§	Chapter 7

# SUMMARY OF TRUSTEE'S FINAL REPORT AND APPLICATIONS FOR COMPENSATION

The Final Report shows receipts of and approved disbursements of leaving a balance on hand of !:

Debtor.

\$171,500.00 \$1,361.53 \$170,138.47

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payments to Date	Amount
3	Wells Fargo Bank, N.A.	\$422,139.20	\$0.00	\$0.00	\$0.00

Total to be paid to secured creditors: \$0.00

Remaining balance: \$170,138.47

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

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Tamara Miles Ogier, Trustee Fees	\$11,825.00	\$0.00	\$11,825.00
Tamara Miles Ogier, Trustee Expenses	\$48.64	\$0.00	\$48.64
Ogier, Rothschild & Rosenfeld, P.C., Attorney for Trustee Fees	\$19,722.00	\$0.00	\$19,722.00
Ogier, Rothschild & Rosenfeld, P.C., Attorney for Trustee Expenses	\$605.59	\$0.00	\$605.59
Stonebridge Accounting & Forensics, Accountant for Trustee Fees	\$855.00	\$0.00	\$855.00
Stonebridge Accounting & Forensics,	\$37.55	\$0.00	\$37.55

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 disbursement of the additional interest.

UST Form 101-7-NFR (10/1/2010)

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Accountant for Trustee Expenses		\(\int\)	
U.S. Bankruptcy Court, Clerk, Clerk of the Court Costs	\$293.00	\$0.00	\$293.00

Total to be paid for chapter 7 administrative expenses:

\$33,386.78

Remaining balance:

\$136,751.69

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:

\$136,751.69

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$38,457.78 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No.	Claimant	Allowed Amt. of Claim		•
1	INTERNAL REVENUE SERVICE	\$25,220.13	\$0.00	\$25,220.13
5	Georgia Dept. of Revenue	\$13,237.65	\$0.00	\$13,237.65

Total to be paid to priority claims:

Remaining balance:

\$38,457.78 \$98.293.91

The actual distribution to wage claimants included above, (f 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 \$144,548.62 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 68.0 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim Claimant	Allowed Amt. of Claim	Interim Payments to Date	Proposed Amount
1a INTERNAL REVENUE SERVICE	\$6,933.32	\$0.00	\$4,714.69
2 HAMBURG, KARIC, EDWARDS & MARTIN LLP	\$3,150.00	\$0.00	\$2,142.02

UST Form 101-7-NFR (10/1/2010)

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4	B-Line, LLC	\$339.14	\$0.00	\$230.62
5a	Georgia Dept. of Revenue	\$3,212.75	\$0.00	\$2,184.69
6	Curtis Daniel III	\$77,300.21	\$0.00	\$52,564.60
7	Fidelity National Title Insurance Company	\$37,386.32	\$0.00	\$25,422.92
8	PRO ATHLETE CONSULTING, INC.	\$16,226.88	\$0.00	\$12,034.37

Total to be paid to timely general unsecured claims:

Remaining balance:

\$98,293.91

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 tardify 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

Prepared By: /s/ Tamara Miles Ogier

Trustee

Tamara Miles Ogier 170 Mitchell Street, SW Atlanta, GA, 30303

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.

UST Form 101-7-NFR (10/1/2010)

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

`O <sub>O</sub>
CASE NO. 11-69409-PWB
CHAPTER 7
$\mathbb{R}^{2}$

### **CERTIFICATE OF SERVICE**

This is to certify that I have this date served a copy of the NOTICE OF TRUSTEE'S FINAL REPORTS and APPLICATIONS FOR COMPENSATION (NFR) upon all parties listed on the attached matrix by U.S. Mail, postage prepaid.

This the 12th day of January, 2015.

OGIER, ROTHSCHILD & ROSENFELD, P.C.

By: <u>/s/Tamara Miles Ogier</u>
Tamara Miles Ogier
Georgia Bar No. 550355

170 Mitchell St., SW
Atlanta, GA 30303
(404) 525-4000
tmo@orratl.com

Label Matrix for local noticing
113E-1
Case 11-69409-pwb
Northern District of Georgia

Northern District of Georgia Atlanta Wed Sep 24 13:54:28 EDT 2014

Stonebridge Accounting & Forensics LLC Spence Shumway Stonebridge Accounting & Forensics, LLC P.O. Box 1290

Grayson, GA 30017-0025

AT&T MOBILITY
PO BOX 537104
ATLANTA, GA 30353-7104

CHILDREN'S HEALTHCARE OF ATLANTA PO BOX 3475 TOLEDO, OH 43607-0475

Childrens Healthcare P. O. Box 116210 Atlanta, GA 30368-6210

ENHANCED RECOVERY COMPANY 8014 BAYBERRY RD. JACKSONVILLE, FL 32256-7412

(p) GEORGIA DEPARTMENT OF REVENUE COMPLIANCE DIVISION ARCS BANKRUPTCY 1800 CENTURY BLVD NE SUITE 9100 ATLANTA GA 30345-3202

(p) INTERNAL REVENUE SERVICE CENTRALIZED INSOLVENCY OPERATIONS PO BOX 7346 PHILADELPHYA PA 19101-7346

NORTHERN DISTRICT OF GA GROSS COLLINS 3330 CUMBERLAND BLVD STE 990 ATLANTA, GA 30339-5998

QUEST DIAGNOSTICS PO BOX 740777 CINCINNATI, OH 45274-0777 Aurora Loan Services, LTC, Its Successors
Raymond S. Martin, P.C. Page 6 of V.
Suite 800

Suite 800 990 Hammond Drive Atlanta, GA 30328-5510

Wells Fargo Bank, N.A. 2872 Woodcock Blvd. Suit 100 Atlanta, GA 30341-4015

B-Line, LLC MS 550 PO Box 91121 Seattle, WA 98111-9221

CITY OF LOS ANGELES PO BOX 30420 LOS ANGELES, CA 90030-0420

Curtis Daniel III 2134 Sugar Maple Lane Acworth, GA 30101-8817

Fidelity National Title Insurance Company c/o Ryan J. Muldoon 2111 South 67th Street, Suite 210 Omaha, NE 68106-2287

HAMBURG, KARIC, EDWARDS & MARTIN LLP 1900 AVENUE OF THE STARS STE 1800 LOS ANGELES, CA 90067-4409

Internal Revenue Service P. O. Box 7346 Philadelphia PA 19101-7346

NORTHERN DISTRICT OF GA
TIME WARNER CABLE
PO BOX 60074
CITY OF INDUSTRY, CA 91716-0074

REPRODUCTIVE BIOLOGY ASSOCIATES
1150 LAKE HERARN DR. STE 400
ATLANTA, GA 30342-1543

ts Successors and 1/12/15 13:49:10 Desc Main Trustee 362 Richard Russell Building 75 Spring Street, SW Atlanta, GA 30303-3315

ANKLE AND FOOT CTRS OF GA 7130 MOUNT ZION BLVD STE 14 JONESBORO, GA 30236-2566

CA EMERGENCY PHYS MED GRP PO BOX 582663 MODESTO, CA 95358-0070

CURTIS DANIEL 2134 SUGAR MAPLE LANE ACWORTH, GA 30101-8817

DEKALB COUNTY GA TREASURY PO BOX 1027 DECATUR, GA 30031-1027

Frost Arnett 1327B E Broadway St. Campbellsville, KY 42718-1599

HLB Gross Collins 3330 Cumberland Blvd. 900 Atlanta, GA 30339-5998

LDC COLLECTION SYSTEMS
PO BOX 30420
LOS ANGELES, CA 90030-0420

PRO ATHLETE CONSULTING, INC.
DAVID LEVINE
2519 MONTEREY COURT
WESTON, FL 33327-1509

SHEREE M. WHITFIELD 901 ABERNATHY RD. APT 5150 ATLANTA, GA 30328-2695 SOUTHSIDE MEDICAL CARE 11-69409-pwb 6325 SHANNON PKWY STE D

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WELLESLEY HILLS, MA 02481-5699

PO BOX 660307 DALLAS, TX 75266-0307

Tiffany Rosenborough 1102 Redondo Blvd. Los Angeles, CA 90019-6705

UNION CITY, GA 30291-1538

Time Warner Cable P. O. Box 60074 City of Industry, CA 91716-0074 U. S. Attorney 600 Richard B. Russell Bldg. 75 Spring Street, SW Atlanta GA 30303<3315

WELLS FARGO HOME MORTGAGE PO BOX 10335 DES MOINES, IA 50306-0335

Wells Fargo Bank, N.A. 3476 Stateview Blvd. MAC# X7801-014 Fort Mill, South Carolina 29715-7203 Bob Lectress Whitfield IV 2752 Durham Dr. Atlanta, GA 30319-3673

Tamara Miles Ogier Ogier, Rothschild & Rosenfeld PC 170 Mitchell St. S.W. Atlanta, GA 30303-3441

> The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address fijed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

GEORGIA DEPARTMENT OF REVENUE P.O. BOX 105499 ATLANTA, GA 30348-5499

(d) Georgia Dept. of Revenue Bankruptcy Section Suite 17200 1800 Century Blvd., NE Atlanta GA 30345

\$ 1000 B

INTERNAL REVENUE SERVICE AND COM PO BOX 249 MEMPHIS, TN 38101-0249

End of Label Matrix Mailable recipients 39 Bypassed recipients Total 39

Tot.

X A COM

COM

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

In re:	§ §	Case No. 11-69409-PWB	
BOB LECTRESS WHITFIELD III	§ §		T.
Debtor	§ §		

#### TRUSTEE'S FINAL REPORT (TFR)

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

- 1. A petition under chapter 13 of the United States Bankruptcy Code was filed on 07/01/2011. The case was converted to one under Chapter 7 on 09/28/2011. The undersigned trustee was appointed on 09/28/2011.
- 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	· . —	\$171,500.00
		Funds were disbursed in the following amount	s:	
		Payments made under an interim distribution	· C	\$0.00
		Administrative expenses		\$0.00
		Bank service fees	7	\$1,361.53
		Other Payments to creditors		\$0.00
$\langle \mathcal{X} \rangle$		Non-estate funds paid to 3 <sup>rd</sup> Parties		\$0.00
\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\		Exemptions paid to the debtor		\$0.00
10		Other payments to the debtor		\$0.00
9	5	Leaving a balance on hand of <sup>1</sup>		\$170,138.47

The remaining funds are available for distribution.

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

<sup>&</sup>lt;sup>1</sup> The balance on funds on hand by 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.

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- 6. The deadline for filing non-governmental claims in this case was 08/16/2012 and the deadline for filing government claims was 03/26/2012. 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 \$11,825.00. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received  $\underline{\$0.00}$  as interim compensation and now requests the sum of  $\underline{\$11,825.00}$ , for a total compensation of  $\underline{\$11,825.00}^2$ . In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of  $\underline{\$0.00}$ , and now requests reimbursement for expenses of  $\underline{\$48.64}$ , for total expenses of  $\underline{\$48.64}$ .

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

Date: <u>12/09/2014</u>

By: /s/ Tamara Miles Ogier

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.

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

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# ASSET CASES

Exhibit A

11-69409-PWB Case No.:

WHITFIELD, BOB LECTRESS, III Case Name:

12/9/2014 For the Period Ending:

Trustee Name: Date Filed (f) or Converted (c)

Page No: 1

Tamara Miles Ogier 09/28/2011 (c)

Date Fried (1) or Converted (C).	03/20/2011 (C)
§341(a) Meeting Date:	10/26/2011
Claims Bar Date:	08/16/2012
· ( )	

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
<u>Ref. #</u>					
1 2752 Durham Dr., Atlanta, GA	\$347,000.00	\$0.00		\$0.00	FA
Asset Notes: Residence 2752 Durham Drive	<u> </u>				
2 BANK ACCOUNTS	\$2,232.00	\$2,232.00		\$0.00	FA
Asset Notes: Bank of America Checking Account	ΥΥ	0			· · · · · · · · · · · · · · · · · · ·
3 HOUSEHOLD GOODS AND FURNISHINGS	\$12,500.00	\$4,000.00		\$0.00	FA
Asset Notes: Samsung TV and DVD		<b>'</b>			
4 BOOKS AND ART OBJECTS	\$3,500.00	\$3,500.00		\$0.00	FA
Asset Notes: Paintings, Photographs, Personal Books		70.			
5 FURS AND JEWELRY	\$10,000.00	\$5,000.00		\$0.00	FA
Asset Notes: Rolex Daytona Watch					
6 FIREARMS AND HOBBY EQUIPMENT	\$2,500.00	\$2,500.00		\$0.00	FA
Asset Notes: Snowboard, Ice Skates, Kettle Bells, Scuba, Roller	olade	$\langle \lambda \rangle$			
7 INTERESTS IN INSURANCE POLICIES	\$2,210.00	\$210.00		\$0.00	FA
Asset Notes: Sunlife Policy					
ANNUITIES	\$366,163.00	\$0.00		\$0.00	FA
Asset Notes: NFL Bell/Rozelle Retirement Plan					
9 (12)	\$1,033.00	\$1,033.00	\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	\$0.00	FA
Asset Notes: Virginia 529 College Savings			7		
10 PENSION PLAN AND PROFIT SHARING	\$292,251.00	\$0.00		\$0.00	FA
Asset Notes: NFL 2nd Career (Profit Share)					
11 STOCK AND BUSINESS INTERESTS	\$30,000.00	\$30,000.00		\$0.00	FA
Asset Notes: Patchwerks Inc.					
12 AUTOMOBILES AND OTHER VEHICLES	\$5,000.00	\$0.00		\$0.00	FA
Asset Notes: 2003 Lincoln Navigator					
OFFICE EQUIPMENT, FURILISHINGS, AND SUPPLIES	\$500.00	\$500.00		\$0.00	FA
Asset Notes: Home office desk, paper, chair					
14 Possible Undisclosed Assets	\$0.00	\$10,000.00		\$0.00	FA
15 2075 Woods River Lane, Duluth, Georgia (u	\$0.00	\$250,000.00		\$79,250.00	FA
16 2841 Surrey Way, Ontario, CA (u	\$0.00	\$291,000.00		\$92,250.00	FA

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ASSET CASES

Exhibit A

11-69409-PWB Case No.:

WHITFIELD, BOB LECTRESS, III Case Name:

12/9/2014 For the Period Ending:

Trustee Name: Date Filed (f) or Converted (c):

Page No: 2

Tamara Miles Ogier 09/28/2011 (c) 10/26/2011

§341(a) Meeting Date: **Claims Bar Date:** 

08/16/2012

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

TOTALS (Excluding unknown value)

\$1,074,389.00

12/30/2013

\$599,975.00

\$171,500.00

**Gross Value of Remaining Assets** 

Major Activities affecting case closing:

TFR

**Initial Projected Date Of Final Report (TFR):** 

Current Projected Pate Of Final Report (TFR):

09/30/2014

/s/ TAMARA MILES OGIER

TAMARA MILES OGIER

# Desc Main Page No: 1

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Cash Receives and Disbursement 13 record

Case No. 11-69409-PWB

Case Name: WHITFIELD, BOB LECTRESS, III

Primary Taxpayer ID #:

\*\*-\*<u>\*\*6705</u>

Co-Debtor Taxpayer ID #:

7/1/2011 For Period Beginning: 12/9/2014 For Period Ending:

Trustee Name: **Bank Name:** 

Tamara Miles Ogier

Green Bank

\*\*\*\*\*\*0901 Checking Acct #:

<u>dda</u> **Account Title:** 

\$1,000,000.00 Blanket bond (per case limit):

Separate bond (if applicable):

1	2	3	4			5	(O)	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction		Uniform Tran Code	Deposit \$	Disbursement \$	Balance
03/28/2014		Lecarie Whitfield			*	\$171,500.00		\$171,500.00
	{15}		5	579,250.00	1241-000			\$171,500.00
	{16}		\$	\$92,250.00	1241-000			\$171 <u>,50</u> 0.00
04/30/2014		Green Bank	Bank Service Fee		2600-000		\$258.89	\$171,241.11
05/30/2014		Green Bank	Bank Service Fee		2600-000		\$285.24	\$170,955.87
06/30/2014		Green Bank	Bank Service Fee		2600-000		\$258.07	\$170,697.80
07/31/2014		Green Bank	Bank Service Fee		2600-000		\$275.45	\$170,422.35
08/29/2014		Green Bank	Bank Service Fee		2600-000		\$283.88	\$170,138.47
			TOTALS:			\$171,500.00	\$1,361.53	\$170,138.47

TOTALS:

Less: Bank transfers/CDs

Subtotal

Less: Payments to debtors

Net

\$171,500.00 \$1,361.53 \$0.00 \$0.00

\$171,500.00 \$1,361.53 \$0.00 \$0.00 \$171,500.00 \$1,361.53

#### For the period of 7/1/2011 to 12/9/2014

\$171,500.00 Total Compensable Receipts: \$0.00 Total Non-Compensable Receipts: Total Comp/Non Comp Receipts: \$171,500.00 Total Internal/Transfer Receipts: \$0.00

\$1,361.53 Kotal Compensable Disbursements: \$0.00 Total Non-Compensable Disbursements: Total Comp/Non Comp Disbursements: \$1,361.53 Total Internal Transfer Disbursements: \$0.00

#### For the entire history of the account between <u>03/28/2014</u> to <u>12/9/2014</u>

Total Compensable Receipts: \$171,500.00 Total Non-Compensable Receipts: \$0.00 \$171,500.00 Total Comp/Non Comp Receipts: \$0.00 Total Internal/Transfer Receipts:

\$1,361.53 Total Compensable Disbursements: \$0.00 Total Non-Compensable Disbursements: \$1,361.53 Total Comp/Non Comp Disbursements: \$0.00 Total Internal/Transfer Disbursements:

Exhibit B

Case No. 11-69409-PWB

Case Name: WHITFIELD, BOB LECTRESS, III

Primary Taxpayer ID #:

\*\*-\*\*\*6705

Co-Debtor Taxpayer ID #:

7/1/2011 For Period Beginning: 12/9/2014 For Period Ending:

**Trustee Name:** 

**Bank Name:** 

Tamara Miles Ogier

Green Bank

\*\*\*\*\*\*0901 Checking Acct #:

<u>dda</u> **Account Title:** \$1,000,000.00

Blanket bond (per case limit): Separate bond (if applicable):

`\\	
<b>%</b>	7
\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	

1	2	3	4		5	<b>10</b>	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
							` 1/ A

**TOTAL - ALL ACCOUNTS** 

\$0.00

NET DEPOSITS

NET DISBURSE

\$171,500.00

**ACCOUNT** BALANCES

Exhibit B

\$171,500.00

\$1,361.53 \$170,138.4

#### For the period of <u>7/1/201</u>1 to 12/9/2014

Total Compensable Receipts:	\$171,500.00
Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$171,500.00
Total Internal/Transfer Receipts:	\$0.00
Total Compensable Disbursements:	\$1,361.53
Total Non-Compensable Disbursements:	\$0.00
Total Comp/Non Comp Disbursements:	\$1,361.53

#### For the entire history of the case between <u>09/28/2011</u> to <u>12/9/2014</u>

Total Compensable Receipts:

Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$171,500.00
Total Internal/Transfer Receipts:	\$0.00
Total Compensable Disbursements:	\$1,361.53
Total Non-Compensable Disbursements:	\$0.00
Total Comp/Non Comp Disbursements:	\$1,361.53
Total Internal/Transfer Disbursements:	\$0.00

/s/ TAMARA MILES OGIER

TAMARA MILES OGIER

Exhibit C

Case No.

WHITFIELD, BOB LECTRESS, III Case Name:

11-69409-PWB

Claims Bar Date: 08/16/2012 Trustee Name: Date:

Tamara Miles Ogier

12/9/2014

Ciaiiii	Claims Bar Date: 08/16/2012									<u> </u>		
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
ACCT	STONEBRIDGE ACCOUNTING & FORENSICS PO Box 1290 Grayson GA 30017	09/24/2014	Accountant for Trustee Fees (Other Firm)	Allowed	3410-000	\$0.00	\$855.00	\$855.00	\$0.00	\$0.00	\$0.00	\$855.00
ACCT	STONEBRIDGE ACCOUNTING & FORENSICS PO Box 1290 Grayson GA 30017	09/24/2014	Accountant for Trustee Expenses (Other Firm)	Allowed	3420-000	\$0.00	\$37.55	\$37.55	\$0.00	\$0.00	\$0.00	\$37.55
ATTY	OGIER, ROTHSCHILD & ROSENFELD, P.C.  170 Mitchell St., SW Atlanta GA 30303	09/24/2014	Attorney for Trustee Expenses (Trustee Firm)	Allowed	3120-000	\$0.00	\$605.59	\$605.59	\$0.00	\$0.00	\$0.00	\$605.59
ATTY	OGIER, ROTHSCHILD & ROSENFELD, P.C. 170 Mitchell St., SW Atlanta GA 30303	09/24/2014	Attorney for Trustee Fees (Trustee Firm)	Allowed	3110-000	\$0.00	\$19,722.00	\$19,722.00	\$0.00	\$0.00	\$0.00	\$19,722.00
TRST	TAMARA MILES OGIER 170 Mitchell Street, SW Atlanta GA 30303	09/24/2014	Trustee Expenses	Allowed	2200-000	\$0.00	\$48.64	\$48.64	\$0.00	\$0.00	\$0.00	\$48.64
TRST	TAMARA MILES OGIER  170 Mitchell Street, SW  Atlanta 62 30303	09/24/2014	Trustee Compensation	Allowed	2100-000	\$0.00	\$11,825 00	\$11,825.00	\$0.00	\$0.00	\$0.00	\$11,825.00
USBC	U.S. BANKRUPTCY COURT, CLERK  75 Spring ST., SW Room 1340 Atlanta GA 30303	04/18/2014	Clerk of the Court Costs (includes adversary and other filing fees)	Allowed	2700-000	\$0.00	\$293.00	\$293.00	\$0.00	\$0.00	\$0.00	\$293.00

Exhibit C

Case No. 11-69409-PWB

WHITFIELD, BOB LECTRESS, III Case Name:

Claims Bar Date: 08/16/2012 Trustee Name: Date:

Tamara Miles Ogier

12/9/2014

	is bai Date. 00/10/20									<u> </u>		
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
1	INTERNAL REVENUE SERVICE PO BOX 249 MEMPHIS TN 38101-0249	07/12/2011	Claims of Governmental Units	Allowed	5800-000	\$0.00	\$25,220.13	\$25,220.13	\$0.00	\$0.00	\$0.00	\$25,220.13
1a	INTERNAL REVENUE SERVICE PO BOX 249 MEMPHIS TN 38101-0249	07/12/2011	General Unsecured § 726(a)(2)	Allowed	7100-000	\$0.00	\$6,933.32	\$6,933.32	\$0.00	\$0.00	\$0.00	\$6,933.32
2	HAMBURG, KARIC, EDWARDS & MARTIN LLP 1900 AVENUE OF THE STAR STE 1800 LOS ANGELES CA 90067-440		General Unsecured § 726(a)(2)	Allowed	7100-000	\$0.00	\$3,150.00	\$3,150.00	\$0.00	\$0.00	\$0.00	\$3,150.00
3	WELLS FARGO BANK, N.A.  3476 Stateview Blvd. MAC# X7801-014 Fort Mill SC 29715	08/04/2011	Real Estate- -Consensual Liens (mortgages, deeds of trust, PMSI)	Allowed	4110-000	\$0.00	\$422,139.20	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
4	B-LINE, LLC  MS 550 PO Box 91121 Seattle W 98111-9221	09/23/2011	General Unsecured § 726(a)(2)	Allowed	7100-000	\$0.00	\$339.14	\$339.14	\$0.00	\$0.00	\$0.00	\$339.14
5	GEORGIA DEPT. OF REVENUE Bankruptcy Section Suite 17200 1800 Century Blvd., NE Atlanta GA 30345	05/24/2012	Claims of Governmental Units	Allowed	5800-000	\$0.00	\$13,237.65	\$13,237.65	\$0.00	\$0.00	\$0.00	\$13,237.65

Trustee Name:

Date:

Tamara Miles Ogier 12/9/2014

Exhibit C

WHITFIELD, BOB LECTRESS, III Case Name:

Case No.

08/16/2012

11-69409-PWB

Claims Bar Date:

Claims Bar Date: 08/10/2012										<u> </u>		
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
5a	GEORGIA DEPT. OF REVENUE Bankruptcy Section Suite 17200 1800 Century Blvd., NE Atlanta GA 30345	05/24/2012	General Unsecured § 726(a)(2)	Allowed	7100-000	\$0.00	\$3,212.75	\$3,212.75	\$0.00	\$0.00	\$0.00	\$3,212.75
6	CURTIS DANIEL III  2134 Sugar Maple Lane Acworth GA 30101	05/24/2012	General Unsecured § 726(a)(2)	Allowed	7100-000	\$0.00	\$77,300.21	\$77,300.21	\$0.00	\$0.00	\$0.00	\$77(300).21
7	FIDELITY NATIONAL TITLE INSURANCE COMPANY c/o Ryan J. Muldoon 2111 South 67th Street, Suite 21 Omaha NE 68106	08/15/2012	General Unsecured § 726(a)(2)	Allowed	77100-000	\$0.00	\$37,386.32	\$37,386.32	\$0.00	\$0.00	\$0.00	\$37,386.32
8	PRO ATHLETE CONSULTING, INC. DAVID LEVINE 2519 MONTEREY COURT WESTON FL 33327	08/13/2012	General Unsecured § 726(a)(2)	Allowed	7100-000	\$0.50	\$16,226.88	\$16,226.88	\$0.00	\$0.00	\$0.00	\$16,226.88
9	SHEREE M. WHITFIELD  901 ABERNATHY RD. APT 5150  ATLANDA GA 30328	08/16/2012	Domestic Support Obligations	Disallowed	5100-000	\$0.00	\$136(25):25	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
							\$774,784.63	\$216,393.18	\$0.00	\$0.00	\$0.00	\$216,393.18

Case No. <u>11-69409-PWB</u>

Case Name: WHITFIELD, BOB LECTRESS, III

**Claims Bar Date:** <u>08/16/2012</u>

Trustee Name: Date: <u>Tamara Miles Ogier</u> <u>12/9/2014</u> Exhibit C

#### CLAIM CLASS SUMMARY TOTALS

Claim Class	Claim Amount	Amount Allowed	Amount Paid	Interest	Tax	Net Remaining Balance
Accountant for Trustee Expenses (Other Firm)	\$37.55	\$37.55	\$0.00	\$0.00	\$0.00	\$37.55
Accountant for Trustee Fees (Other Firm)	\$855.00	\$855.00	\$0.00	\$0.00	\$0.00	\$855.00
Attorney for Trustee Expenses (Trustee Firm)	\$605.59	\$605.59	\$0.00	\$0.00	\$0.00	\$605.69
Attorney for Trustee Fees (Trustee Firm)	\$19,722.00	\$19,722.00	\$0.00	\$0.00	\$0.00	\$19,722.00
Claims of Governmental Units	\$38,457.78	\$38,457.78	\$0.00	\$0.00	\$0.00	\$38,457.78
Clerk of the Court Costs (includes adversary and other filing fees)	\$293.00	\$293.00	\$0.00	\$0.00	\$0.00	\$293.00
Domestic Support Obligations	\$136,25 <b>2.</b> 25	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
General Unsecured § 726(a)(2)	\$144,548.62	\$144,548.62	\$0.00	\$0.00	\$0.00	\$144,548.62
Real EstateConsensual Liens (mortgages, deeds of trust, PMSI)	\$422,139.20	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Trustee Compensation	\$11,825.00	\$11,825.00	\$0.00	\$0.00	\$0.00	\$11,825.00
Trustee Expenses	\$48.64	948.64	\$0.00	\$0.00	\$0.00	\$48.64

AND C

#### TRUSTEE'S PROPOSED DISTRIBUTION

Case No.: 11-69409-PWB

Case Name: BOB LECTRESS WHITFIELD III

Trustee Name: Tamara Miles Ogier

Balance on hand: \$170,138.4

Exhibit D

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim		
3	Wells Fargo Bank, N.A.	\$422,139.20	\$0.00	\$0.00	\$0.00

Total to be paid to secured creditors:

\$0.00

Remaining balance:

\$170,138.47

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

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Tamara Miles Ogier, Trustee Fees	\$11,825.00	\$0.00	\$11,825.00
Tamara Miles Ogier, Trustee Expenses	\$48,64	\$0.00	\$48.64
Ogier, Rothschild & Rosenfeld, P.C., Attorney for Trustee Fees	\$19,722,00	\$0.00	\$19,722.00
Ogier, Rothschild & Rosenfeld, P.C., Attorney for Trustee Expenses	\$605.59	\$0.00	\$605.59
Stonebridge Accounting & Forensics, Accountant for Trustee Fees	\$855.00	\$0.00	\$855.00
Stonebridge Accounting & Forensics, Accountant for Trustee Expenses	\$37.55	\$0.00	\$37.55
U.S. Bankruptcy Court, Clerk, Clerk of the Court Costs	\$293.00	\$0.00	\$293.00

Total to be paid for chapter 7 administrative expenses: \$33,386.78

Remaining balance: \$136,751.69

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

NONE

#### Filed 01/08/15 Entered 21/08/15 15:24:58 Case 11-69409-pwb Doc 82 **Desc Main** Page 12 of **13** Document

Total to be paid to prior chapter administrative expenses:

\$0.00

\$136,751.69

Remaining balance:

In addition to the expenses of administration listed above as may be allowed by the Court priority claims totaling \$38,457.78 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No.	Claimant	Allowed Amt. of Claim	Interim Payments to Date	Proposed Payment
1	INTERNAL REVENUE SERVICE	\$25,220.13	\$0.00	\$25,220.13
5	Georgia Dept. of Revenue	\$13,237.65	\$0.00	\$13,237.65

Total to be paid to priority claims: \$38,457.78 Remaining balance:

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 \$144,548.62 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 68.0 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No.	. Claimant Allowed As of Cla		Interim Payments to Date	Proposed Amount
1a	INTERNAL REVENUE SERVICE	\$6,933.32	\$0.00	\$4,714.69
2	HAMBURG, KARIC, EDWARDS & MARTIN LLP	\$3,150.00	\$0.00	\$2,142.02
4	B-Line, LLC	\$339.14	\$0.00	\$230.62
5a	Georgia Dept. of Revenue	\$3,212.75	\$0.00	\$2,184.69
6	Curtis Daniel III	\$77,300.21	\$0.00	\$52,564.60
7	7 Fidelity National Title Insurance Company		\$0.00	\$25,422.92
<b>*</b>	PRO ATHLETE CONSULTING, INC.	\$16,226.88	\$0.00	\$11,034.37

Total to be paid to timely general unsecured claims:

Remaining balance:

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:

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 <u>pro rata</u> 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:

Remaining balance:

\$0.00

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

IN RE:	)	
	) Case No. 11-69409-PWB	
BOB LECTRESS WHITFIELD III,	) Chapter 7	
	)	*
Debtor		~

### **APPLICATION FOR TRUSTEE COMPENSATION**

TO: The Honorable PAUL W. BONAPFEL, United States Bankruptcy Judge

The Application of Tamara Miles Ogier, brought pursuant to Section 330 of the Bankruptcy Code, respectfully shows that she is the duly appointed and qualified Trustee in Bankruptcy of the above captioned Estate, that the assets of said Debtor have been liquidated and there came into the hand of the undersigned Trustee for disbursement the total of \$171,500.00.

In the administration of said Estate, applicant has performed those services required by a trustee. Trustee reviewed schedules and determined that several transfers of real property could be recovered for the benefit of the Estate as fraudulent conveyances. Trustee instructed counsel to file an adversary to recover the fraudulently transferred properties. A Motion to Approve Compromise was filed and approved by the Court and the estate recovered the value of the properties from the Defendants.

The Trustee reviewed claims and filed objections as necessary.

The statutory allowance is the sum of \$11,825.00, and applicant has heretofore received on her account compensation as Trustee the sum of \$0.00.

Applicant has not in any form or guise agreed to share the compensation for such services with any person not contributing thereto, or to share in the compensation of any person rendering services in this proceeding to which services applicant has not contributed. Applicant has not entered into any agreement, written or oral, express or implied, with any other party in interest or

any attorney of any other party in interest in this proceeding for the purpose of fixing the amount of the fees or other compensation to be paid to any party in interest, or any attorney of any party in interest herein for services rendered in connection herewith.

As said Trustee, Applicant has paid out of her own funds the distribution of the Notice of Hearing for the Trustee's Final Reports in the amount of \$48.64 properly chargeable to the Estate, none of which have been repaid and for which she prays reimbursement.

WHEREFORE, Tamara Miles Ogier respectfully prays this Honorable Court approve her compensation for services rendered herein in the amount of \$11,825.00 plus reimbursement of expenses in the amount of \$48.64.

By: /s/ Tamara Miles Ogier

Tamara Miles Ogier Georgia Bar Number 550355 170 Mitchell Street, SW Atlanta, GA 30303 (404) 525-4000

\* the Jasmine BRAMD CON

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

IN RE:	)	GAGENO 11 (0400 1	
BOB LECTRESS WHITFIELD, III,	)	CASE NO. 11-69409-pwb	Ar.
	)	CHAPTER 7	. 🚫
Debtor.	)		•

#### FIRST AND FINAL APPLICATION FOR ATTORNEYS FEES AND EXPENSES

Ogier, Rothschild & Rosenfeld, P.C. ("ORR") hereby applies under 11 U.S.C. § 330 for final allowance and payment of \$19,104.24 in fees and \$554.91 in expenses for its work as counsel to Tamara Miles Ogier as the Chapter 7 Trustee (the 'Trustee").

Bob Lectress Whitfield, III ("Debtor") fired his voluntary bankruptcy petition under Chapter 13 of the United States Bankruptcy Code (11 U.S.C. §§ 101, et seq.) on July 1, 2011 (the "Petition Date"). On September 28, 2011, this Court converted the case from Chapter 13 to Chapter 7, and Tamara Miles Ogier was appointed Chapter 7 Trustee.

2.

Pursuant to Application and Order of this Court entered on January 12, 2012

Trustee employed ORR as her attorney in these proceedings.

3.

Said attorneys are admitted to practice in this Court, have knowledge and experience in bankruptcy practice and are qualified to represent the Estate of the Debtor.

4.

Said attorneys provided good and valuable services for the Estate of the Debtor including the following: ORR's primary work involved investigating and litigating an avoidance/fraudulent transfer action against the Debtor's relatives.

Counsel filed an adversary proceeding against the Debtor's relatives seeking to avoid the transfer of certain real property or to recover for the Estate the value of the transferred real property. The resolution of the adversary proceeding resulted in the recovery of \$171,500,00. All of the Estate's funds were obtained through the resolution of the adversary proceeding, and a significant distribution to unsecured creditors is anticipated as a result. In addition to the adversary proceeding, counsel prepared claim objections and other pleadings as necessary.

Members of said law firm kept records of their time devoted to said case on a regular basis and bill said time at the rate of \$315.00 per hour for Tamara Miles Ogier's time, \$295.00 - \$315.00 per hour for Allen P. Rosenfeld's time, \$195.00 per hour for Associate Attorney's time and \$115.00 - \$165.00 per hour for paralegal time, which are reasonable charges for the time. Time devoted and expenses incurred in the case is set forth on the time records attached hereto as Exhibit "A".

6.

A reasonable charge for all services rendered in this matter would be \$19,722.00 based upon the hours devoted and the results obtained and reimbursement of expenses in the amount of \$605.59.

7.

No payments have been made or promised to the Applicant for services rendered or to be rendered in any capacity whatsoever in connection with the case.

8.

No agreement or understanding exists between the Applicant and any other person for the sharing of compensation received or to be received for services rendered in or in connection with the case.

WHEREFORE, Trustee prays that this Honorable Court authorize compensation to Ogier, Rothschild & Rosenfeld, P.C. in the amount of \$19,722.00 and reimbursement of expenses in the amount of \$605.59.

OGIER, ROTHSCHILD & ROSENFELD, P.C.

By: /s/ Tamara Miles Ogier
Tamara Miles Ogier

Georgia Bar No. 550355

170 Mitchell Street, S.W.
Atlanta, Georgia 30303
(404) 525-4000
tmo@orratl.com

Entered 01/08/15 15:24:58 Desc Case 11-69409-pwb Doc 82-2 Filed 01/08/15 NO SANTA OBRAMO COM Exhibit Application for Compensation for Attorney for Trustee Page 4 of 11

#### **KEY FOR TIME ENTRIES**

TMO – Tamara Miles Ogier, Attorney APR – Allen P. Rosenfeld, Attorney MW – B. McKay Wyckoff, Associate Attorney RS (RNS) - Rebecca Sideris, Paralegal AM – Anna Muenchrath, Legal Assistant

\* Com \* the Jasmine BRAND COM



# **INVOICE**

Invoice # 220 Date: 12/09/2014 12. .01/0c. Due On: 01/08/2015

# Ogier, Rothschild & Rosenfeld, PC

170 Mitchell St, SW Atlanta, GA 30303 **United States** 

Mr. Bob Lectress Whitfield, III

# Whitfield, III, Bob Lectress

# **Attorney**

#### **Services**

	Whitfield, III, Bob Lectress					
	Attorno	еу	CX			
	Services	s	Ø			
	Attorney	Date	Description	Quantity	Rate	Total
	APR	10/19/2011	General: Conduct extensive preliminary research on information provided on schedules and pleadings to analyze potential causes of action in case.	2.60	\$295.00	\$767.00
	APR	12/21/2011	General: Review exemptions and draft file and serve objection to Debtor's exemptions.	1.40	\$295.00	\$413.00
	RS	01/19/2012	General: Research real properties on GSCC/A and on California cite and order documents. Re: potential fraudulent transfer litigation.	1.00	\$115.00	\$115.00
	RS	01/27/2012	General: Research legal descriptions and draft Notice of Bankruptcy Claims for properties in Gwinnett and Fulton Counties.	2.50	\$115.00	\$287.50
X	APR	01/31/2012	General: Prepare for objection to exemptions hearing.	0.50	\$295.00	\$147.50
3	APR	02/01/2012	General: Attend hearing on objections to exemptions7 Draft order on objection to exemptions and upload4	1.10	\$295.00	\$324.50
	APR	04/13/2012	General: Research potential causes of action and factual background for those actions.	2.00	\$295.00	\$590.00
•	S <sub>RS</sub>	04/19/2012	General: Per APR, review 341 tape and take notes regarding assets and potential fraudlent transfers.	0.50	\$115.00	\$57.50
	APR	05/03/2012	Conference: Conference with RNS regarding particular transfers of real property and restrictive covenants in deeds.	0.50	\$295.00	\$147.50
		PA	<b>V</b>			
			Page 1 of 7			

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	RS	05/04/2012	General: Multiple emails to and from real estate agent Rocio Valenzuela regarding title information for Ontario, CA real property.	1030	\$115.00	\$80.50
	APR	05/07/2012	Review: Research restrictive covenants and life estates to develop potential fraudulent transfer actions.	1.50	\$295.00	\$442.50
	RS	05/17/2012	General: Draft application to employ ORREM.	0.20	\$115.00	\$23,00
	RS	07/05/2012	Draft: Draft revisions to Notice of bankru for the California property.	0.50	\$115.00	\$57.50
	RS	07/16/2012	Research: Research property filing with County Clerk's office and judgment liens on Lexis.	0.60	\$115.00	\$69.00
	RS	12/20/2012	General: Preliminary review of bank statements of Debtor's former business.	0.30	\$115.00	\$34.50
	AM	12/20/2012	Review: Review and scan Patchwerk's Bank Statements.	0.30	\$115.00	\$34.50
	RS	12/25/2012	Draft: Final Draft of application to employ ORREM and file and serve.	0.50	\$115.00	\$57.50
	MW	01/30/2013	Draft: Drafted Fraudulent Transfer Complaint.	3.50	\$195.00	\$682.50
	APR	06/05/2013	Review: Review facts and circumstances surrounding transfers of real property.	2.00	\$295.00	\$590.00
	RS	06/07/2013	Research: Review 341 recording and email to Al Rosenfeld and Tamara M Ogier	0.10	\$150.00	\$15.00
	RS	07/15/2013	Draft: Draft cover leter for Lis Pendens filing and mail to Gwinnett County.	0.30	\$150.00	\$45.00
	RS	09/11/2013	Prepare: Draft cover sheet for Lis Pendens filing and mail to Gwinnet County.	0.40	\$150.00	\$60.00
	MW	10/08/2013	Draft: Drafted objection to claim of Wells Fargo and searched for new address of Debtor for service (1.8).	1.80	\$195.00	\$351.00
	APR	10/09/2013	General: Draft withdrawal of claim no. 9 and email to claimant.	0.50	\$295.00	\$147.50
2	APR	10/10/2013	General: Draft "go-by" withdrawal of claim and email to Ms. Whitfield.	0.70	\$295.00	\$206.50
100	MW	10/15/2013	Attend: Reviewed emails re: Whitfield settlement of fraudulent transfer action.	0.10	\$195.00	\$19.50
Q'	APR	11/06/2013	General: Draft objection to claim 9-1, notice of hearing, file and serve.	1.00	\$295.00	\$295.00
	APR	11/20/2013	General: Prepare for and attend hearing on objection to claim No. 3 of Wells Fargo. 1.2 Draft order on objection to claim no. 34	1.60	\$295.00	\$472.00
		PA	<b>b</b>			
			Page 2 of 7			

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			$\mathcal{O}$		
APR	12/18/2013	Draft: Draft and upload order on objection to claim 9-1 of Sheree Whitfield.	<b>10</b> 49	\$295.00	\$118.00
APR	01/13/2014	General: Draft 9019 motion, notice of hearing, COS and filed and serve.	1.60	\$295.00	\$472.00
APR	02/19/2014	Attend: Attend hearing on 9019 motion 1.0 Draft order granting 9019 and upload4	1.40	\$295.00	\$413.00
APR	02/25/2014	General: Review and prepare a few emails to counsel for Ms. Whitfield regarding settlement and payment of funds.	0.20	\$295.00	\$59,00
APR	03/18/2014	Conference: Conference with Trustee regarding any remaining actions in case and case closing.	0.40	\$295.00	\$118.00
APR	04/04/2014	Review: Review status of interests in Atlanta property and email RS regarding release of Lis Pendens.	0.20	\$295.00	\$59.00
RS	04/30/2014	General: Conference with APR regarding my research of property documents and transfers in California and Georgia	1.00	\$115.00	\$115.00
RS	08/21/2014	Telephone. Telephone call from creidor Curtis Daniel III regarding the status of the case. Quick Review of claim objections.	0.10	\$165.00	\$16.50
RS	09/05/2014	Draft: Draft file and prepare service of application to employ Spence Shumway. Draft and upload Order for same. Save income tax return and print signature pages for Tamara M Ogier.	0.40	\$165.00	\$66.00
RS	09/24/2014	Prepare: Prepare final fee applications and additional time for hearing.	3.50	\$165.00	\$577.50
APR	10/09/2014	General: Draft, file and serve objection to IRS claim.	1.20	\$315.00	\$378.00
APR	11/13/2014	Draft: Draft consent order on IRS claim objection and email to counsel5 Conference with Trustee regarding status of claim objection with IRS and closing of case4	0.90	\$315.00	\$283.50
APR	11/14/2014	Prepare: Prepare final version of consent order on IRS claim objection and upload.	0.40	\$315.00	\$126.00

**Services Subtotal** \$9,334.00

# Expenses

Date	Description		Rate	Total
08/30/2012	416 copies.	1.00	\$83.20	\$83.20
08/30/2013	Postage 8 x \$7.57, 8 x 1.92	1.00	\$75.92	\$75.92
09/11/2013	Postage 8 x .46	1.00	\$3.68	\$3.68
	Page 3 of 7			
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09/26/2013	Postage 2 x .46	The same of the sa	\$0.92	\$0.92
10/10/2013	Postage 7 x .86	1.00	\$6.02	\$6.02
10/09/2014	77 copies	1.00	\$15.40	\$15.40
10/09/2014	Postage	1.00	\$35.28	\$35.28

**Expenses Subtotal** 

Time Keeper	Position	Quantity	Rate	Total			
Allen Rosenfeld	Attorney	2.5	\$315.00	\$787.50			
Allen Rosenfeld	Attorney	19.6	\$295.00	\$5,782.00			
McKay Wyckoff	Attorney	5.4	\$195.00	\$1,053.00			
Anna Muenchrath	Non-Attorney	0.3	\$115.00	\$34.50			
Rebecca Sideris	Non-Attorney	4.0	\$165.00	\$660.00			
Rebecca Sideris	Non-Attorney	0.8	\$150.00	\$120.00			
Rebecca Sideris	Non-Attorney	7.8	\$115.00	\$897.00			
Whitfield III De	h l actuaca		Subtotal	\$9,554.42			
Whitfield, III, Bo	D Lectress	٥,					
Whitfield, III, Bob Lectress  Adversary  Services							
Attorney Date	Description	C	Quantity Rate	e Total			

# Whitfield, III, Bob Lectress

# **Adversary**

#### Services

Attorney	Date	Description	Quantity	Rate	Total
APR	07/16/2012	General: Review facts of potential avoidance actions and confernce with RS regardintg the same.	0.50	\$315.00	\$157.50
MW	12/04/2012	Review: Reviewed information and documents in case in preparation for drafting fraudulent transfer complaints.	1.30	\$195.00	\$253.50
MW	01/24/2013	Review: Create timeline of events and transfers for fraudulent transfer complaint.	1.80	\$195.00	\$351.00
NW	01/25/2013	Draft: Began preparing first draft of fraudulent transfer complaint against Debtor's relatives.	2.60	\$195.00	\$507.00
MW	01/28/2013	Draft: Extensive research of California Fraudulent Transfer Law, and included CA state law claim to draft Fraudulent Transfer Complaint.	4.10	\$195.00	\$799.50
		Page 4 of 7			

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	APR	06/26/2013	General: Review entire file, research, transfers, real property documents, etc. for final analysis and revising of fraudulent transfer complaint.	400	\$295.00	\$1,180.00
	APR	06/27/2013	Draft: Continue formulating complaint.	3.50	\$296.00	\$1,032.50
	MW	06/27/2013	Review: Reviewed revisions to Whitfield fraudulent transfer complaint and conference with APR regarding factual information still needed for complaint.	0.80	\$195.00	\$156.00
	TMO	06/28/2013	Review: Review and revise complaint and discuss with APR	0.80	\$315.00	\$252.00
	APR	06/28/2013	General: Draft final version of complaint and file.	3.50	\$295.00	\$1,032.50
	APR	07/09/2013	Conference: Conference with BMW regarding service of complaint and need for Lis Pendens.	0.40	\$295.00	\$118.00
	MW	07/09/2013	Attend: Drafted Lis Pendens for GA Gwinnett County property.	0.50	\$195.00	\$97.50
	MW	08/01/2013	Attende Drafted alias summons and researched service addresses and service procedures.	1.30	\$195.00	\$253.50
	APR	08/30/2013	General: Review research regarding service addresses and prepare summons and complaint for service.	1.40	\$295.00	\$413.00
	MW	08/30/2013	Attend: Sent out certified letters containing fraudulent transfer complaint.	0.80	\$195.00	\$156.00
	APR	09/10/2013	Draft: Draft and file COS of reissued summons and complaint.	0.40	\$295.00	\$118.00
	APR	09/11/2013	Attend: Draft, file and serve amendment to fraudulent transfer complaint.	0.80	\$295.00	\$236.00
	APR	09/24/2013	General: Review letter and proposed stipulation from Ms. Jackson3 Conference with BMW regarding service of complaint and summons to two defendants .2	0.50	\$295.00	\$147.50
V	APR	09/26/2013	Prepare: Prepare stipulation to extend time to answer complaint for Lanice Whitfield2 Prepare stipulation to extend time to answer complaint for Eartha Jackson2	0.40	\$295.00	\$118.00
CY.	APR	09/30/2013	Review: Review answer and defenses and review claims to substantiate claim of surplus case.	1.20	\$295.00	\$354.00
	APR	10/02/2013	Telephone: Telephone call to counsel for sister discussing possible resolution to case.	0.30	\$295.00	\$88.50
`(	APR SAPR	10/08/2013	General: Review settlement offer from defendant and conference with Trustee regarding the same8 Telephone call to Sheree Whitfield discussing her proof of claim2 Review property records and claims to verify factual issues asserted as part of a settlement offer. 1.3	2.30	\$295.00	\$678.50
			Page 5 of 7			

# Case 11-69409-pwb Doc 82-2 Filed 01/08/15 Entered 01/08/15 15:24:58 Desc Exhibit Application for Compensation for Attorney for Trustee In Race 15000 12/09/2014

Date		Description	Quantity	Rate	Total
Expens	es	O'WY, YOU	Services Subt	otal	\$10,388.00
APR	03/27/2014	General: Draft joint dismissal with prejudice and email to counsel and pro se defendants.	0.80	\$295.00	\$236.00
APR	12/23/2013	General: Review suggested changes to settlement agreement and email revisions back to counsel.	0.80	\$295.00	\$236.00
APR	12/10/2013	Draft: Draft settlement agreement and email to counse regarding settlement.	I 1.30	\$295.00	\$383.50
APR	12/03/2013	Draft: Draft email to counsel regarding settlement language.	0.20	\$295.00	\$59.00
APR	11/06/2013	Conference: Conference with TMO regarding counter offer for settlement.	0.60	\$295.00	\$177.00 <sup>*</sup>
APR	10/24/2013	Conference: Review and analyze Defendant's offer of settlement6 Conference with TMO regarding latest offer to settle5	1.10	\$295.00	\$324.50
APR	10/23/2013	General: Review answer of Eartha Whitfield.	0.40	\$295.00	\$118.00
APR	10/15/2013	General: Prepare counteroffer for settlement.	0.80	\$295,00	\$236.00
APR	10/15/2013	General: Draft email to counsel for LeCarie Whitfield in response to settlement offer.	10,40	\$295.00	\$118.00
			$-\mathcal{Y}_{\sim}$		

# **Expenses**

Date	Description	Quantity	Rate	Total
01/11/2012	US Bankruptcy Court	1.00	\$24.60	\$24.60
01/30/2012	Gwinnett County Superior Court Clerk	1.00	\$22.00	\$22.00
02/21/2012	Fulton County Superior Court Clerk	1.00	\$24.00	\$24.00
02/28/2012	GSCCCA search	1.00	\$13.50	\$13.50
04/30/2012	2012 Postage	1.00	\$5.33	\$5.33
06/11/2012	GSCCCA Search	1.00	\$16.50	\$16.50
07/11/2012	US Bankruptcy Court	1.00	\$12.90	\$12.90
08/13/2012	Heath Williams Title Search	1.00	\$200.00	\$200.00
07/23/2013	Gwinnett County Superior Court Clerk	1.00	\$5.00	\$5.00
09/19/2013	Gwinnett County Superior Court Clerk	1.00	\$7.00	\$7.00
11/11/2013	GSCCCA	1.00	\$1.50	\$1.50
01/13/2014	Certificate of Service	1.00	\$33.44	\$33.44
02/01/2014	USPS- postage	1.00	\$7.92	\$7.92
	Page 6 of 7			

# Case 11-69409-pwb Doc 82-2 Filed 01/08/15 Entered 01/08/15 15:24:58 Desc Exhibit Application for Compensation for Attorney for Trustee In Rage # 1200 f 12/09/2014

		Expenses Subtotal	\$385.17
09/24/2014	Copies 2014	1.00 \$11.00	\$11.00
09/18/2014	Postage 2014	1.00 \$0.48	\$0.48

				- X \
Time Keeper	Position	Quantity	Rate	Total
Tamara Ogier	Attorney	0.8	\$315.00	\$252.00
Allen Rosenfeld	Attorney	0.5	\$315.00	\$157.50
Allen Rosenfeld	Attorney	25.1	\$295.00	\$7,404.50
McKay Wyckoff	Attorney	13.2	\$195.00	\$2,574.00
			Subtotal	\$10,773.17
	X		Subtotal	\$20,327.59
	1		Total	\$20,327.59

### **Statement of Account**

Payments Received **Outstanding Balance New Charges Total Amount Outstanding** \$0.00 \$20,327.59 \$20,327.59 (

### **Detailed Statement of Account**

#### **Current Invoice**

Invoice Number	Due On	Amount Due	Payments Received	Balance Due
220	01/08/2015	\$20,327.59	\$0.00	\$20,327.59
			Outstanding Balance	\$20,327.59
			Total Amount Outstanding	\$20,327.59

Please make all amounts Please pay within 30 days. Please make all amounts payable to: Ogier, Rothschild & Rosenfeld, PC

# IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

IN RE:	)	* <sup>*</sup> <sup>2</sup> 0 .
BOB LECTRESS WHITFIELD, III	)	CASE NO. 11-69409-pwb
BOB LECTRESS WHITTIELD, III	)	CHAPTER 7
DEBTOR	)	$\langle \psi \rangle$

APPLICATION OF ACCOUNTANT FOR THE TRUSTEE FOR COMPENSATION FOR SERVICES AND REIMBURSEMENT OF EXPENSES UNDER SECTION 330

The application of Stonebridge Accounting & Forensics LLC respectfully represents:

1.

Stonebridge Accounting & Forensics LLC. was appointed by Court Order entered September 10, 2014, as the accountant for the Trustec with the duties described here.

The accountant makes this application for compensation for services under Section 330(a)(1) and for reimbursement of expenses under Section 330(a)(2) for the period September 2, 2014 to September 23, 2014.

3.

The applicant seeks compensation for services as accountant for the Trustee and shows that a total of 3.8 hours has been devoted to this case. The services rendered are detailed by date, individual, description of services, and hours in Exhibit B.

4.

The applicant respectfully represents that the fair and reasonable value of services is as indicated in Exhibit B. The applicant, therefore, respectfully requests compensation in the amount of \$855.00, the calculation of which is shown in Exhibit B.

5.

The applicant respectfully represents that the necessary and actual expenses incurred relative to this case during this period are as detailed in Exhibit B and request reimbursement in the amount of \$37.55.

6.

The services provided are as detailed in Exhibit B which, in summary, involves the preparation of the bankruptcy Estate's initial and final income tax returns and related 11 USC §505(b) elections, and other outlined matters as directed by the Trustee.

This is the first and final fee application.

, COV.

8.

No agreement of understanding exists between the applicant and any other person or firm for the sharing of compensation which may be allowed to the applicant, and no such sharing or division shall be made.

9.

The applicant has not entered into any agreement, expressed or implied, with the Debtor or any other party in interest herein, or any attorney for any such persons for the purpose of fixing the amount of fees or any other compensation to be allowed out of or paid from the assets of the Debtor.

10.

Attached hereto and marked "Exhibit A" and made a part hereof is a statement of Spence A. Shumway that applicant is a disinterested party in this case.

11.

As included on Exhibit B and attached hereto, the initials SAS are for Spence A Shumway who has billed his time at \$225.00 per hour.

12.

WHEREFORE, Applicant respectfully prays that an allowance of \$855.00 be granted to applicant as the fair and reasonable value of services rendered and that Shring Sharm allowance of \$37.55 be granted to applicant for actual and necessary expenses incurred as Accountant for the Trustee.

/s/ Tamara M. Ogier

Tamara M. Ogier, Esq.

Georgia State Bar No. 550355

OGIER, ROTHSCHILD & ROSENFELD, P.C.

170 Mitchell Street, S.W.

Atlanta, Georgia 30303

(404) 525-4000

\* Alectasmine BRAMD Com

# IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

	IN RE: BOB LECTRESS WHITFIELD, III DEBTOR	) ) ) )	CASE NO. 11-69409-pwb	OBRAND. CO.		
		<u>AFFIDAVIT</u>		•		
	STATE OF GEORGIA			Cox		
	COUNTY OF GWINNETT			<b></b>		
	Personally appeared before the	he undersigned	Notary Public, SPENCE A.			
	SHUMWAY, who, after being duly	sworn, states o	n oath that he is a member o	f		
	Stonebridge Accounting & Forensic	LLC, which	is the accountant for the Del	otor-in		
	Possession in this matter and that they have held no beneficial interest, direct or indirect,					
	in any equity or debt of the Debtor, either prior to or subsequent to the commencement of					
	this case. Affiant further swears that the facts set forth in the foregoing Application for					
	Compensation for Services and Reimbursement of Expenses are true and correct to the					
	best of my information, knowledge a	and belief.	· CO.			
	This day of	, 201	4			
3	STON	EBRIDGE AC	COUNTING & FORESNIC	S, LLC		
450°C	Ву	/s/ Spence A.	Shumway			
S	) <u>.</u>	Spence A. Sh	umway, Member			
	Sworp to and subscribed before me, this, 201					
	Notary Public					
	· COM		Ex	hibit A		

Stonebridge Accounting & Forensics LLC P.O. Box 1290 Grayson, GA 30017

Invoice submitted to: Bob Lectress Whitfield, III, Bankruptcy Estate Case No. 11-69409-pwb c/o T.M. Ogier, Chapter 7 Trustee Employment Order 9/10/2014

September 23, 2014

Invoice #14003

9/2/2014 SAS Meeting with Trustee's staff to review case history and possible tax reporting matters.  9/4/2014 SAS Preparation of the Estate's initial and final income tax returns as follows: Form 1041 (.2), Accountant's Disclosure Statement (.2), Form 1040 (.3), Schedule D (.2), Form 8948 (.2), 11 USC §505(b) election (.2), Form GA501 (.2), Accountant's Disclosure Statement (.1), Form GA500, (.1), and the GA505(b) election (.1); Prepared the Federal and State income tax returns and related 11 USC §505(b) elections for the Trustee's review and signatures (.4).  9/22/2014 SAS Final processing and filing of the Estate's Federal and State income tax returns and related 11 USC §505(b) elections.  9/23/2014 SAS Worked on 11 USC §505(b) election matters.  9/23/2014 Postage  19.70  Copies 119 @ 15¢  17.85  Fotal additional charges  \$37.55	optomber 2	O, <b>L</b> O 1-			
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1041 (.2), Accountant's Disclosure Statement (.2), Form 1040 (.3), Schedule D (.2), Form 8948 (.2), 11 USC §505(b) election (.2), Form GA505(b) election (.1), Prepared the Federal and State income tax returns (.1), Prepared the Federal and State income tax returns (.1), Prepared the Federal and State income tax returns (.4).  9/22/2014 SAS Final processing and filing of the Estate's Federal and State income tax returns and related 11 USC §505(b) elections.  9/23/2014 SAS Worked on 11 USC §505(b) election matters.  0.20 45.00  For professional services rendered  3.80 \$855.00  Additional Charges:  9/23/2014 Postage  19.70  Copies 119 @ 15¢  Total amount of this bill  \$892.55	9/2/2014	SAS		0.60	135.00
and related 11 USC \$505(b) elections.  9/23/2014 SAS Worked on 11 USC \$505(b) election matters.  5. 0.20 45.00  For professional services rendered  Additional Charges:  9/22/2014 Postage  19.70  Copies 119 @ 15¢  Total additional charges  Total additional charges  \$37.55	9/4/2014	SAS	1041 (.2), Accountant's Disclosure Statement (.2), Form 1040 (.3), Schedule D (.2), Form 8948 (.2), 11 USC §505(b) election (.2), Form GA501 (.2), Accountant's Disclosure Statement (.1), Form GA500, (.1), and the GA505(b) election (.1); Prepared the Federal and State income tax returns and related 11 USC §505(b)	2.20	495.00
For professional services rendered  Additional Charges:  9/22/2014 Postage  Copies 119 @ 15¢  Total additional charges  Total amount of this bill  \$892.55	9/22/2014	SAS		0.80	180.00
Additional Charges:  9/22/2014 Postage  19.70  Copies 119 @ 15¢  Total additional charges  \$37.55  Total amount of this bill  \$892.55	9/23/2014	SAS	Worked on 11 USC §505(b) election matters.	0.20	45.00
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Total additional charges \$37.55  Total amount of this bill \$892.55	9/22/2014	Posta	ge		19.70
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