



3. That the value of said services described-above is as follows: \$1,856.00. Said rate charged is less than or equal to rates Petitioners charge nonbankruptcy clients for similar services.

4. That all the services for which compensation is requested by your Petitioners were performed for and on behalf of said Trustee and not on behalf of any committee, creditor or other persons. Each attorney and paraprofessional involved in the services for which compensation is requested are specifically identified on the attached Exhibit "A" hereto.

5. That because of said services rendered by your Petitioners, the Debtor's estate has been benefitted as Petitioners were employed to pursue asset analysis and recovery, more particularly described on the Project Summary attached hereto.

6. That your Petitioner further sustained and incurred expenses and/or costs of Court described and itemized in Exhibit "A" attached hereto and incorporated herein by reference, in connection with Petitioners' function and activities as attorney for said Trustee. A summary of professionals' fees and expenses is attached as Exhibit "B".

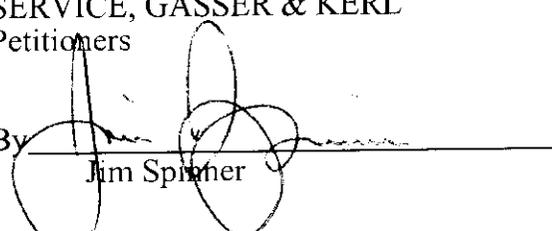
7. Petitioners certify that the Trustee has reviewed the requested compensation and reimbursement of expenses and has approved the same.

**WHEREFORE**, your Petitioners pray that said Trustee be ordered and authorized to pay to them the sum of \$1,856.00 as and for compensation for services rendered as attorney for said Trustee, or such amount as to the Court may seem reasonable and just, and the sum of \$278.87 as and for reimbursement for expenses incurred by your Petitioners, for a total of \$2,134.87 for final compensation, as a part of the costs and expenses of the administration of the above Debtor's estate.

**DATED** this 4 day of October, 2000.

SERVICE, GASSER & KERL  
Petitioners

By

  
Jim Spinner

**CERTIFICATE OF SERVICE**

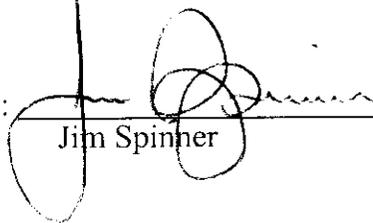
**I HEREBY CERTIFY** on the 4 day of October, 2000, I served a true and correct copy of the foregoing document as follows:

U.S. Trustee  
P.O. Box 110  
Boise, ID 83701-0110

- U.S. Mail, postage prepaid
- Hand Delivery
- Overnight Mail
- Facsimile

L.D. Fitzgerald, Trustee  
P.O. Box 6199  
Pocatello, ID 83205-6199

- U.S. Mail, postage prepaid
- Hand Delivery
- Overnight Mail
- Facsimile

By:   
Jim Spinner

SERVICE, GASSEK & KERL  
ATTORNEYS AT LAW  
2043 EAST CENTER STREET  
P.O. BOX 6009  
POCATELLO, IDAHO 83205-6009  
TELEPHONE (208) 232-4471  
FAX NO. (208) 232-1808  
ID #82-0341936

L.D. Fitzgerald  
P.O. Box 6199  
Pocatello ID 83205-6199

Page: 1  
10/03/00  
ACCOUNT NO: 120288-939L  
STATEMENT NO: 1

Clyde V. Hale

	HOURS
05/05/00	
JS Review file; letter to Schindele on perfection problems	.50
05/12/00	
JS Review file; notes to discuss with Trustee	.30
05/15/00	
MG Research title issue & lease notice	1.40
05/16/00	
JS Conference with Trustee on Great Dune Claim; review documents; letter to B. Hollifield	.50
MG Research Certificate of Title Issue; letter to Trustee	3.00
05/22/00	
JS Telephone call to Paula Sinclair on possession of Volvo & two trailers	.20
05/25/00	
JS Conference with Trustee on picking up truck & trailers; letter to Trustee	.40
06/03/00	
JS Draft two count Complaint; Motion to Sell vehicles; letters to Hollifield, Schindele	1.70
06/05/00	
JS Review/revise letters to counsel on sale of Volvo & trailers; adversary documents	.30

Clyde V. Hale

	HOURS
06/09/00	
JS No word from Hollifield or Schindale; finalize adv. & Motion to Sell	.30
06/12/00	
JS Telephone call to Secretary of State on Great Dane LLC - finalize documents	.40
06/15/00	
JS Draft Auction Agreement; Notice of Sale; Application & Order on auctioneer	.80
06/20/00	
JS Fax from Trustee on title; telephone call from trustee	.30
06/21/00	
JS Letter to Schindale and Hollifield on titles to truck, trailers	.40
06/23/00	
JS Telephone call to Trustee on Great Dane request for seven thousand for reefer; telephone call to Hollifield - msg.	.30
06/26/00	
JS Review file; prepare for hearing on sale	.30
06/27/00	
JS Fax from Bill Hollifield on counter offer on reefer	.20
06/28/00	
JS Return telephone call to Hollifield on auction	.20
07/03/00	
JS Letter to Hollifield on sale of reefer	.20
07/06/00	
JS Attempt telephone calls to B. Hollifield on auction; finalize letter to Bill	.20
07/10/00	
JS Letter, title documents from Hollifield; to Trustee with documents; discuss Orders; draft Affidavit; Motion, Order on sale	1.20

Clyde V. Hale

	HOURS
07/14/00	
JS Meet with Trustee on sale approval documents	.20
07/18/00	
JS Revise sale approval documents & submit to court; review Answer from Conseco; draft Stipulation with Great Dane; letters to Schindele and Hollifield	1.50
07/27/00	
JS Stipulation from Hollifield; finalize to submit	.30
08/04/00	
JS Review documents from M. S.; letter to M. S.	.60
08/11/00	
JS Draft documents to approve payment to auctioneer	.50
08/16/00	
JS Review auctioneer documents	.30
09/08/00	
JS Conference with Trustee on auction Order for Monday	.20
09/11/00	
JS Check file, internet on adv. proceeding status	.30
09/14/00	
JS Revise draft Stipulation with Conseco, Judgment, M. Schindele	.60
09/18/00	
JS Review/finalize stipulated documents with Conseco	.20
09/25/00	
JS Telephone conference from M. Schindele - is sending Stipulation to Judgment; telephone call from Trustee	.20
09/27/00	
JS Stipulation from M. Schindele; finalize;	.20
09/30/00	
JS Draft Fee Petition; Notice; Affidavit; Order	.80

10/03/00

L.D. Fitzgerald

ACCOUNT NO: 100288-939L

STATEMENT NO: 1

Clyde V. Hale

HOURS

FOR CURRENT SERVICES RENDERED

19.00 1,856.00

## RECAPITULATION

ATTORNEY	HOURS	HOURLY RATE	TOTAL
JAMES A. SPINNER	14.60	\$100.00	\$1,460.00
MONTE GRAY	4.40	90.00	396.00

06/13/00 Certified Mail / Great Dane Financial	3.20
06/13/00 Certified Mail / Conseco	3.20
06/13/00 Certified Mail / Hollifield	3.42
06/13/00 Certified Mail / Schindale	3.42
06/13/00 Runners Fee	1.00
06/16/00 Westlaw usage	232.77
06/19/00 Runners Fee	1.00
06/28/00 Long Distance Calls	2.21
07/06/00 Fax Copy	2.50
07/18/00 Runners Fee	1.00
07/19/00 Long Distance Calls	0.42
07/28/00 Runners Fee	1.00
08/17/00 Runners fee	1.00
08/18/00 Copy Costs	8.20
08/18/00 Postage Costs	13.53
09/12/00 Runners Fee	1.00
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TOTAL COSTS	278.87
TOTAL CURRENT WORK	2,134.87
BALANCE DUE	\$2,134.87
	=====

TO INSURE PROPER CREDIT, PLEASE ENCLOSE THE COPY OF THIS STATEMENT WITH YOUR PAYMENT. THANK YOU.

FOR YOUR CONVENIENCE YOU MAY USE YOUR VISA OR MASTERCARD

**EXHIBIT "B"  
SUMMARY SHEET**

Fees Previously Requested \$ -0-  
Fees Previously Awarded \$ -0-

NAME OF APPLICANT:  
Jim Spinner, Esq.

Expenses Previously Requested \$ -0-  
Expenses Previously Awarded \$ -0-

ROLE IN THE CASE:  
Attorney for Trustee

Retainer Paid \$ -0-

**CURRENT APPLICATION**

Fees Requested \$1,856.00  
Expenses Requested 278.87  
Total: \$2,134.87

**FEE APPLICATION**

NAMES OF PROFESSIONALS/ PARAPROFESSIONALS	YEAR ADMITTED TO PRACTICE	HOURS BILLED		RATE	TOTAL FOR APPLICATION
			CURRENT APPLICATION		

Partners

Jim Spinner	1985	14.60 Hours	\$100/Hr.	\$1,460.00
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Associates

Monte C. Gray	1999	4.40 Hours	\$90/Hr.	396.00
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Paraprofessionals

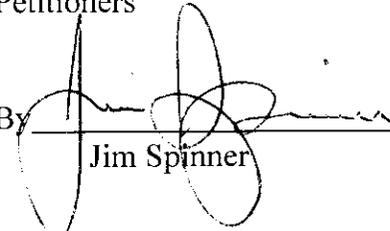
Darcy Taylor	Paralegal	Hours	\$/Hr.	N/A
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Total: ..... \$1,856.00  
Costs: ..... 278.87  
**TOTAL FEES/COSTS:** ..... \$2,134.87

TOTAL BLENDED HOURLY RATE: \$100  
(Excluding Paraprofessionals)

DATED this 4 day of October, 2000.

SERVICE, GASSER & KERL  
Petitioners

By   
Jim Spinner

## NARRATIVE SUMMARY

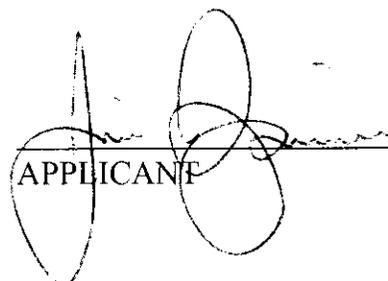
<b>1. BACKGROUND.</b> The background information of the bankruptcy case, to the best of Applicant's knowledge, is as follows:	
A. Date the bankruptcy petition was filed.	12/15/99
B. Date of application and order authorizing employment of applicant's firm.	Application: 0504/00 Order: 05/22/00
C. On whose behalf are the services being provided?	Trustee - Chapter 7
D. Date services commenced.	05/05/00
E. Employment on hourly or contingency basis (list any limitations or caps).	Hourly: \$100/hour \$50/hour paralegal
F. Rate charged non-bankruptcy clients for similar services.	Same or higher.
G. Application is for interim or final compensation and expenses.	Final.
H. Time period of the services or expenses covered by the application.	05/05/00 to Present.
I. Is the application filed less than 120 days after the order for relief or prior application.	No.
<b>II. CASE STATUS.</b> (complete for chapter 7 or 11 cases)	
A. Amount of cash on hand or in deposit in the estate.	\$96,057.07
B. Amount and nature of accrued unpaid administrative expenses (include trustee fees and expenses, if applicable).	Other than Petitioner's, there would be the Trustee's expenses and fees.
C. The amount of unencumbered funds in the estate.	\$96,057.07
D. Operating profit or loss, if applicable.	N/A
E. Estimated case closure date.	12/31/00

III. PROJECT SUMMARY.	LIST OF PROJECTS OR TASKS WHICH ARE ITEMIZED ON EXHIBIT "A"
<p>Identify each discrete project or task for which compensation or reimbursement of expenses is sought. Each project itemization must include, <u>on a separate attachment</u>.</p> <p>a. Description of the project, its necessity and benefit to the estate and the status of the project.</p> <p>b. Identification of each person providing billable services on the project.</p> <p>c. A statement of the number of hours spend and amount of compensation requested for each professional and paraprofessional for each project.</p> <p>d. Itemized time and service entries including chronologically listing of date of service, description of service and time spent on providing service.</p>	<p>Petitioners investigated avoidance of claimed liens in a 2000 Volvo tractor truck and reefer trailers; obtained avoidance of the liens in an adversary proceeding; recovered the vehicles and drafted auction and sale documents to sell the vehicles, resulting in a substantial benefit to the estate.</p>

**CERTIFICATION**

The applicant certifies that the person on whose behalf the applicant is employed has received and reviewed the application for compensation and reimbursement for expenses. The applicant further certifies that the person on whose behalf the applicant is employed has:

- approved the application
- not approved the application

  
 \_\_\_\_\_  
 APPLICANT