
From : Lynn Hahn-Martinez <lmartinez@epitrustee.com>
Sent : Monday, March 13, 2006 4:19 PM
To : "Karen Dudnikov" <tabberone@hotmail.com>
Subject : RE: Robbins 05-40334-EEB - additonal paperwork

 Attachment : letter-atty.robbins.pdf (0.13 MB)

I received a letter from Ms. Robbins attorney which purports to provide the information I asked for at the Meeting of Creditors. The letter and all enclosures are attached.

Lynn Hahn Martinez

-----Original Message-----

From: Karen Dudnikov [<mailto:tabberone@hotmail.com>]
Sent: Monday, March 06, 2006 10:47 AM
To: lmartinez@epitrustee.com
Subject: Re: Robbins 05-40334-EEB - additonal paperwork

Ms. Robbins was supposed to file additional papers with your office at the creditors meeting.

We have checked the court through PACER and no additional papers were filed with the court.

Did Ms. Robbins file additional information and if so how do we go about getting a copy of these.

Karen Dudnikov
Michael Meadors

Attachment 31

62-16-05

JOHN C. EASTLACK, P. C.
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ATTORNEY
JOHN C. EASTLACK

December 29, 2005

Lynn Hahn-Martinez
Attorney at Law
1123 N. Elizabeth St.
Pueblo, CO 81003

Re: Barbara Robbins 05-40334 EEB

Dear Ms. Hahn-Martinez:

At the creditors meeting held on December 16, 2005, you requested a list of "guns, jewelry, artwork, misc. as referred to in the divorce proceeding between the debtor and her ex-husband commenced in the year 2002". The document that was presented at the creditors meeting represented information provided to the Court regarding property division. However, this information was not incorporated into the final Decree nor was it included in the final Separation Agreement of the parties. Each party received the following as described in the final Settlement Agreement:

"Personal property: The parties agree that all personal property including but not limited to cash, bank accounts, furniture, household goods, motor vehicles, and other personal property has been divided between them in a manner which is satisfactory to each. The parties agree that this division of property is satisfactory to both and each relinquishes all right, title and interest in and to the property now held by the other. The property apportioned hereunder shall become the exclusive property of that party..."

Barbara Robbins prepared the information in year 2002 based upon her best guess at replacement cost with an estimate of \$25,000 for clothes. She admits that this estimate may have been a substantial over statement. However, the purpose was to equalize a property settlement between the divorcing parties. My client's itemization and statement regarding this property is attached as a two page document.

At the \$341 hearing, you also asked questions regarding disposition of proceeds from sale of the 1999 Ford. I am enclosing my client's statement as to how these proceeds were used prior to the bankruptcy filing.

If you have additional questions in regard to this proceeding, please let me know.

Very truly yours,


John C. Eastlack

JCE:skb
Enc.
cc: Client

Expenses paid on October 8th, all by money order or cash, all with receipt —

6-Oct Mail Boxes etc	annual box rent	153.55	
6-Oct Security Service FCU	car pmt	554.15	
6-Oct Cingular	phone bill	109.33	
6-Oct Pikes Peak Assoc of Realtors	board dues	94.99	
6-Oct American Express	on-line svcs	43.90	
6-Oct Mervyn's	household goods	18.08	
6-Oct Fed Ex	shipping	10.23	
6-Oct Desert Bloom <i>use 8/5/05 Good Book</i>	yellow pages ad	150.00	<i>major one add new pages</i>
6-Oct ASPCA	contribution	25.00	
6-Oct George Asbury	rent (for Oct, Nov, Dec, Jan)	2,400.00	
6-Oct American Family Insurance	car insurance	1,510.30	<i>could be the 6th or the 7th - receipt says 6th, bank says 7th</i>
6-Oct Safeway	groceries	151.66	

-5,221.19

Real Estate Commissions	\$10,750.00
Less expenses (see attached)	<u>5,221.00</u>
Net	\$ 5,529.00
Less 20% taxes	<u>1,105.80</u>
Net after taxes	\$ 4,423.20
Times 25% =	\$ 1,105.80 non-exempt

*values need
to be prior to filing*

CONSIDERED

Personal Property explanation

The original figures were the replacement estimate made for the divorce in 2002

	Artwork	Original retail estimate	Fair Mkt Value	
1	6 Items of print quality framed pictures	1,550.00	170.00	I have some of these pictures left. the others were given away as gifts
	Jewelry			
2	Box of costume jewelry (including non-costume wedding ring)	4,300.00	500.00	in 2003. They are in the pers property I have this jewelry, and it is included in the personal property
	Guns			
3	Ruger handgun	800.00	75.00	I kept the handgun for protection for several years, but have since gotten rid of it. The value of \$75.00 is accurate

Detailed

The following list of assets (current or former) is derived from the original listing of assets prepared for the settlement agreement in the divorce proceedings. The list was prepared on or about October 2002, and the figures are the ORIGINAL COST as best recalled or fabricated (as in the case of my mother's jewelry)

Personal Property (original list included both Douglas E. & Barbara - this list only includes Barbara)

Item	Stated Value	FMV	Location as of 10/05
ARTWORK			
1. Bev Doolittle book print	350	25	still have - included in personal property
2. Bev Doolittle book print	300	25	still have - included in personal property
3. Bev Doolittle poster	200	20	still have - frame is worth more than poster @ \$20, but still included
4. Judy Larson print	200	25	still have - included in personal property
5. Malja print	300	35	gave away as Christmas present in 2003 (originally gift from ex)
6. misc frames (for photos)	200	40	still have - included in personal property
GUNS			
7. handgun (Ruger)	600	75	gave away as gift in 2003 (didn't want it around)
JEWELRY			
8. mother's jewelry	1300	100	still have - see notes - included in personal property
9. rings (including wedding)	2500	300	still have - see notes - included in personal property
10. misc jewelry	500	100	still have - included in personal property
CLOTHING			
11. clothes, shoes	25000	1500	* see notes - included in personal property
Totals	31450	2245	

Notes:

re: clothes - line 11. The attorney that I spoke with in a 'free consultation' for my divorce settlement explained to me that unless there was a dispute, or I wanted my soon-to-be-ex to reimburse me for something, that no appraisal or inventory was necessary, and that I should just pick a number to use, because regardless of how high the number was, there would be no issue with it as long as I picked the same one for him, too. I picked \$25,000.00, which I knew was really high, but I also knew that he would not dispute it. I based the figure on my insurance paperwork from the fire, in which Allstate claimed the average replacement of all personal items was approximately 25K. The fair market value is also estimated, but I couldn't get that much to save my life.

re: jewelry - line 8. I inherited some jewelry from my mother in 1996. My sister took her wedding ring and any other items of real value. I received several items of sentimental value. Again, I included an intentionally inflated figure to avoid having my ex contest the document. I fact, he did contest the document, and my efforts were in vain, but that was the reason for the values. ALL of her jewelry was costume jewelry, mostly from garage sales (her hobby), and the fair market value is really optimistic.

re: jewelry - line 9. My rings (including my wedding ring) were all received as gifts so the original value was guessed, and to avoid conflict over values with my ex, I intentionally inflated the cost. Fair market value is realistic, based on usable gold and small stones.

re: artwork - line 1-6. I guessed at the actual original cost of these items, and after looking on the internet recently, they were grossly overvalued. It was irrelevant to the divorce proceedings, because he got anything of value. These pictures are what was left. The FMV is based upon what I could get for the prints at a garage sale - on a really good day.

re: guns - line 7. This is a Ruger handgun (sorry, I don't know any other details of it) that my ex let me use when I got my concealed weapon permit. Teller County law enforcement INSISTED that I get the permit, and carry it at all times, because my 'fan club' intended me harm. I carried it always, until early 2004 - when I thought it was safe not to. I gave the handgun to my daughter for her protection, because I didn't think I would need it any more. I now believe that was a bad choice.

Disposition of the proceeds from the sale of the 1999 Ford F-350 \$14,370.00**Personal living expenses: for the period 6-1-05 to 08-30-05**

Rent - June, Jul & Aug (including 2 mo of back rent)	3,000.00
Car payment for June, July & August	1,662.45
Gifts and contributions	436.38
Groceries	2,004.26
Medical	1,128.98
Auto expenses	816.30
Clothing, personal & household	671.53

NOTE: Loss on sale of \$11,630.00**Business expenses**

Advertising	200.00
Dues & Subscriptions	1,634.30
Insurance	853.59
Licenses	56.12
Maintenance & repairs	929.34
Education & practice development	299.33
Telephone	423.31
Travel & entertainment	731.05

14,846.94

All income was used for living expenses. No purchases of any assets were made.