

1 SHELLEY D. KROHN
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6
7 **UNITED STATES BANKRUPTCY COURT**
8 **DISTRICT OF NEVADA**

9 *****

10 In re:) CASE NO. BK-S-16-16655-btb
) CHAPTER 7
11 ROBERT C. GRAHAM, LTD.,)
)
12)
Debtor.)
13 _____)

14 **TRUSTEE'S ACCOUNT OF FORMER TRUSTEE, VICTORIA L. NELSON**

15 SHELLEY D. KROHN, TRUSTEE of the above-entitled bankruptcy
16 estate, files this account of the assets, receipts and disbursements
17 administered by former Trustee, Victoria L. Nelson for the period of
18 December 12, 2016 (date the Debtor's involuntary petition was filed)
19 to January 19, 2018 (date of appointment of Shelley D. Krohn). This
20 account is being filed pursuant to Fed. R. Bankr. P. 2012(b) and
21 Chapter 7 Trustee Handbook, Section 2(I).
22

23 I have received the net amount of \$4,587.87.


24 Attached hereto are the following reports prepared by the
25 undersigned:

26 Attached Form 1- Accounting of Assets.

27 Attached Form 2- Receipts and Disbursement Report.
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Dated this 14th day of February, 2018.



SHELLEY D. KROHN, TRUSTEE

Form 1
Individual Estate Property Record and Report
Asset Cases

Page: 1

Case No.: 16-16655

Trustee Name: (480070) Shelley D. Krohn

Case Name: ROBERT C. GRAHAM, LTD.

Date Filed (f) or Converted (c): 12/15/2016 (f)

§ 341(a) Meeting Date:

For Period Ending: 02/14/2018

Claims Bar Date:

Ref. #	1 Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Formally Abandoned OA=§554(a) abandon.	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	Account Receivables (u) Trustee is still trying to collect any.	400,000.00	Unknown		2,161.50	Unknown
2	Cash on hand	2,600.00	2,600.00		0.00	FA
3	City National Bank	0.00	Unknown		0.00	Unknown
4	Chase	0.00	Unknown		0.00	Unknown
5	Bank of America	0.00	Unknown		0.00	Unknown
6	Rent - Security Deposit	15,000.00	15,000.00		0.00	FA
7	Fort Collins Security Deposit	3,000.00	3,000.00		0.00	FA
8	Office Furniture and Fixtures : Las Vegas Office Per Court Order Dated 3/23/17 Dk#218.	15,000.00	15,000.00		2,500.00	FA
9	Office furniture and fixtures: Fort Collins Office 03/10/2017 Dkt. # 202-Order Approving Negative Notice Of Trustee's Intent To Abandon Property Pursuant	2,500.00	2,500.00		0.00	FA
10	5405 N. 1530 West Saint George, UT 84770 Buisness invested approximately \$100,00.00 into this property Wife of Mr. Graham filed a Chapter 7. That Trustee will be selling home and 1/2 proceeds will be split with Vicki.	Unknown	0.00		0.00	0.00
11	Internet domain names and websites lawyerswest.com.	Unknown	0.00		0.00	FA
12	timesolve.com	Unknown	0.00		0.00	FA
13	The Debtor may have an interest in the assets listed in the Chapter 7 bankruptcy of Linda Marie Graham, Case No. 16-22532-CDP, filed in the District of Colorado. See Docket No.	Unknown	0.00		0.00	0.00
14	L. West Holdings, LLC Listed in SOFA	0.00	0.00		0.00	0.00
15	Vacation Rentals Listed in SOFA	0.00	0.00		0.00	FA
15	Assets Totals (Excluding unknown values)	\$438,100.00	\$38,100.00		\$4,661.50	\$0.00

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Case No.: 16-16655

Case Name: ROBERT C. GRAHAM, LTD.

For Period Ending: 02/14/2018

Trustee Name: (480070) Shelley D. Krohn

Date Filed (f) or Converted (c): 12/15/2016 (f)

§ 341(a) Meeting Date:

Claims Bar Date:

Major Activities Affecting Case Closing:

See 1/22 email from Ryan Andersen

Trustee Nelson memo:

Appointment of Successor/Interim Trustee Entered. Chapter 7 Involuntary Petition Non-Individual Petitioning Creditor(s): Estate of Michael B. Macknin (attorney GERALD M GORDON), The Sharona Dagoni Trust (attorney GERALD M GORDON), Laura J. Aust (attorney GERALD M GORDON). (GORDON, GERALD)

Conference call with Janeen Isaacson of the Nevada State Bar. She is out of town for the holidays but will be back next week. She informed me that they subpoenaed Rob Graham Ltd. Trust account at City National Bank. She has not subpoenaed the out of state bank accounts. I will see if she is willing to share the subpoenaed bank records.

Conference call with Gerald Gordon and Sid Kistler regarding case. They have not yet subpoenaed any of the bank accounts. We discussed the issue of the bankruptcy estate having standing to recover the trust fund monies. I informed Gerry and Sid that we would continue to conduct research on this issue but in the interim, we will continue to commence an investigation of the case and prepare for the Creditors Meeting.

Spoke with Brandi Cassidy regarding the cases she is working on for the state bar that were taken from Graham's office. She will be sending me emails regarding matters that she is discovering.

Conference call with Corey Schmultz from Jeffrey Burr & Associates. Corey has been assigned four (4) special needs cases in which he believes that approximately \$40,000 was misappropriated by Graham. Corey will be sending a memo on the matters that he is currently investigating.

Conference call with David Carroll and Tony DiRaimondo of the law firm of Rice Reuther Sullivan & Carroll. This firm represents the landlord at the law office of Robert Graham. They said that they would make arrangements to come on to the property and inspect the personal property. I will send him some dates in which I am available next week.

Spoke with Michael Harker, Esq. and was informed that Lawyers West holds a claim against Richard C. Bailey in the amount of approximately \$160,000 for legal services rendered in Case No. A696402 filed with the Clark County District Court. The claim has not yet been reduced to judgment but hearing on the Attorney Lien was conducted on 8-9-2016 and was granted by the court. We will need to seek a judgment on this matter.

Filed claim today with the malpractice insurance carrier on behalf of the bankruptcy estate. The claim limits are \$1MM per occurrence and \$2MM total.

Spoke with Adrian Eppley of The Liability Place (1-888-786-8318). She advised that an unlimited tail coverage is \$35,000 and for 1 year would be \$11,583. It would need to be purchased within thirty (30) from expiration (12-31-16). Not sure we would need inasmuch as we have already made a claim on behalf of the bankruptcy estate.

Spoke with Dan Hepner, Chapter 7 Trustee in the Linda Graham bankruptcy case filed 1-31-16 under case no. 16-22532-CDP. Dan's contact information is:

Daniel A. Hepner, Trustee
1660 Lincoln Street, Suite 2200
Denver, Colorado 80264
Phone: 303-296-1999
Fax: 303-296-7600
E-Mail: dhepner@sww-legal.com

Went to the law offices of Robert C. Graham, Ltd. and met with Brandi Cassidy, counsel who is taking over client files per Nevada State Bar, and Tony DiRaimondo, counsel for landlord. Inspected the personal

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Asset Cases

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Case No.: 16-16655

Case Name: ROBERT C. GRAHAM, LTD.

For Period Ending: 02/14/2018

Trustee Name: (480070) Shelley D. Krohn

Date Filed (f) or Converted (c): 12/15/2016 (f)

§ 341(a) Meeting Date:

Claims Bar Date:

property and called Ken Chipensky. Ken sent a guy up to inspect the property and they believe it could fetch a decent return. We are attempting to negotiate with the landlord to conduct an on property auction.

Application to Employ NELSON & HOUMAND, P.C. as General Bankruptcy Counsel , Nunc Pro Tunc, for Victoria L. Nelson, Chapter 7 Trustee Hearing will be held on 2/15/17 at 10:00 a.m.

A website is being established to provide information to the creditors and parties in interest in the Robert C. Graham, Ltd. bankruptcy case. The website should go up sometime this week under www.nelsonhoumand.com

Spoke with Paul Jarvis at Utah Community Credit Union. His phone number is 801-223-7779 and his email address is paulj@uccu.com. Mr. Jarvis has agreed to accept service of the subpoena on Utah Community Credit Union via email.

Spoke with Matt Samuelson of the Colorado Supreme Court. Mr. Samuelson said that they have not received any complaints on Rob or Linda Graham.

Spoke with Matt Samuelson of the Colorado Supreme Court. Mr. Samuelson said that they have not received any complaints on Rob or Linda Graham.

Meeting of Creditors filed by the Clerk's office. 3/10/17 at 8:00 a.m.

02/05/2017 Dkt. #151 Notice of Entry of Order Granting Ex Parte Application to Employ Paul M. Healey & Sons CPAs, Ltd

Dkt. # 150 Order Granting Application to Employ Paul M Healey Accountant for Trustee.

02/01/2017 Dkt. #141 Ex Parte Application Employ PAUL M. HEALEY & SONS, CPAS, Ltd. as Accountant for Victoria L. Nelson, Chapter 7 Trustee, Pursuant to 11 U.S.C. 327(a) and 328(a) and Federal Rule of Bankruptcy Procedure 2014 with Proposed Order.

Motion to Sell Free and Clear of Liens Under Section 363(f)[Personal Property to Ken Chupinsky Dkt. #160. Hearing on March 16, 2017.

Complete petition filed on 2/9/17 Dkt. #175.

Application to Employ SCHWARTZ FLANSBURG, PLLC as Special Bankruptcy Counsel for Victoria L. Nelson, Chapter 7 Trustee filed 2/22/17 Dkt. #184.

Continued 341 meeting out until 06/21/2017 at 10:00 a.m.

Dkt. # 213 Dated 3/22/2017- Application to Employ EISNERAMPER LLP as Forensic Accountant , Nunc Pro Tunc to March 17, 2017, for Victoria L. Nelson, Chapter 7 Trustee Hearing will be held on 4/25/17 at 1:30 p.m.

Per Court Order Dated 3/23/17 Dkt. #218 Order Granting Motion to Approve Sale of Personal Property for Las Vegas Office to Ken Chupinsky.

ORDER GRANTING APPLICATION TO EMPLOY NELSON & HOUMAND, P.C., NUNC PRO TUNC, AS GENERAL BANKRUPTCY COUNSEL FOR VICTORIA L. NELSON, CHAPTER 7 TRUSTEE Dkt. #219 Dated 3/23/17.

Per Court Order Dated 3/31/2017-Order Denying Application to Employ Dkt. #231.

Per Court Order Dated 3/31/17 Dkt. #231 Order Denying Application to Employ SCHWARTZ FLANSBURG, PLLC as Special Bankruptcy Counsel for Victoria L. Nelson, Chapter 7 Trustee

04/12/2017 Trustee filed Report of Sale for various office furniture and equipment and various other related items to Ken Chupinsky Dkt. #234.

Form 1
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Asset Cases

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Case No.: 16-16655

Case Name: ROBERT C. GRAHAM, LTD.

For Period Ending: 02/14/2018

Trustee Name: (480070) Shelley D. Krohn

Date Filed (f) or Converted (c): 12/15/2016 (f)

§ 341(a) Meeting Date:

Claims Bar Date:

Trustee had meeting with General Bankruptcy Counsel, Special Counsel Diamond McCarthy, and forensic accountants regarding the status of the case and strategy moving forward

Trustee's counsel was informed from IT specialist that they were able to access Debtor's Quickbook Accounts and this information was passed on to the Trustee's forensic accountants to assist with their investigation

Trustee's counsel had meeting with special counsel Andersen regarding strategy and potential theories of recovery related to the Debtor's malpractice insurance policy

Trustee's Counsel spoke with attorney Ryan Works regarding the potential use of proceeds maintained by Nevada State Bar to pay bankruptcy estate claims

Trustee's Counsel updated the website dedicated to the administration of the Debtor's bankruptcy case

Trustee's Counsel spoke with Attorney Kenny Lee regarding potential methods of determining payment of outstanding attorneys' fees owed to the Debtor

Trustee's Counsel had meeting with Dan Hepner regarding sales of the Colorado and St. George Properties

Order entered granting Application to Employ Andersen Law Firm as special litigation counsel to defend rescission of the Debtor's Malpractice Insurance Policy and to investigate potential claims against the Insurance Carrier

Trustee's Counsel spoke with Attorney Kenny Lee regarding coordination of the payment of attorney's fees owed to the Debtor; Trustee's Counsel is coordinating conference call with forensic accountants for an update on the status of their investigation/ work as well as whether they have discovered records related to outstanding attorneys' fees; Trustee's Counsel is in communications with Trustee Dan Hepner regarding finalization of settlement terms related to the sale of the properties in Colorado and St. George

Spoke with our realtor today who had a colleague inspect the St. George property and was informed that an appropriate sale price is \$799,900.

Current Projected Date Of Final Report (TFR):

Initial Projected Date Of Final Report (TFR):

02/14/2018

/s/Shelley D. Krohn

Date

Shelley D. Krohn

Form 2

Page: 1

Cash Receipts And Disbursements Record

Case No.: 16-16655 Trustee Name: Shelley D. Krohn (480070)
Case Name: ROBERT C. GRAHAM, LTD. Bank Name: Pinnacle Bank
Taxpayer ID #: **-*9145 Account #: *****0187 Checking Account
For Period Ending: 02/14/2018 Blanket Bond (per case limit): \$46,257,863.00
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
01/26/17	{1}	Escrow Trust Account 7251 W. Lake Mead Blvd., Suit Las Vegas NV 89128	Lawyerswest Account Receivables Lewis 403 Opal Drive, Henderson, NV 89015 ax Parcel Id ***-**-**0- 051 Escrow No. *****4-001 AF1	1221-000	2,161.50		2,161.50
02/02/17		Pinnacle Bank 150 Third Ave S Nashville TN 37201		2600-000		0.22	2,161.28
03/03/17		Pinnacle Bank 150 Third Ave S Nashville , TN 37201	Pinnacle Analysis	2600-000		3.15	2,158.13
04/04/17		Pinnacle Bank 150 Third Ave S Nashville , TN 37201	Pinnacle Analysis	2600-000		3.48	2,154.65
04/11/17	{8}	Nellis Auction/Ken Chup	Office Furniture for Las Vegas Office. Per Court Order Dated 3/23/2017 Dkt. #218.	1129-000	2,500.00		4,654.65
05/02/17		Pinnacle Bank 150 Third Ave S Nashville , TN 37201	Pinnacle Analysis	2600-000		5.71	4,648.94
06/02/17		Pinnacle Bank 150 Third Ave S Nashville TN 37201	Pinnacle Analysis	2600-000		7.50	4,641.44
07/05/17		Pinnacle Bank 150 Third Ave S Nashville , TN 37201	Pinnacle Analysis	2600-000		7.25	4,634.19
08/02/17		Pinnacle Bank 150 Third Ave S Nashville , TN 37201	Pinnacle Analysis	2600-000		7.48	4,626.71
09/05/17		Pinnacle Bank 150 Third Ave S Nashville , TN 37201	Pinnacle Analysis	2600-000		14.93	4,611.78
10/03/17		Pinnacle Bank 150 Third Ave S Nashville , TN 37201	Pinnacle Analysis	2600-000		7.21	4,604.57
10/04/17		Pinnacle Bank	Refund on August bank fee posted 9/5/2017 - the fees were posted for the incorrect amount	2600-000		-7.46	4,612.03
11/02/17		Pinnacle Bank 150 Third Ave S Nashville , TN 37201	Pinnacle Analysis	2600-000		7.44	4,604.59
12/04/17		Pinnacle Bank 150 Third Ave S	Pinnacle Analysis	2600-000		7.19	4,597.40

Page Subtotals: \$4,661.50 \$64.10

{ } Asset Reference(s)

! - transaction has not been cleared

Form 2

Cash Receipts And Disbursements Record

Case No.: 16-16655 Trustee Name: Shelley D. Krohn (480070)
 Case Name: ROBERT C. GRAHAM, LTD. Bank Name: Pinnacle Bank
 Taxpayer ID #: **-*9145 Account #: *****0187 Checking Account
 For Period Ending: 02/14/2018 Blanket Bond (per case limit): \$46,257,863.00
 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
12/27/17	1001	Nashville, TN 37201 International Sureties, LTD. Suite 420 New Orleans, LA 70138	Bond Payment	2300-000		2.11	4,595.29
01/08/18		Pinnacle Bank 150 Third Ave S Nashville, TN 37201	Pinnacle Analysis	2600-000		7.42	4,587.87

Account		*****0187 Checking Account	
	Balance Forward	0.00	
2	Deposits	4,661.50	1 Checks 2.11
0	Interest Postings	0.00	13 Adjustments Out 71.52
	Subtotal	4,661.50	0 Transfers Out 0.00
0	Adjustments In	0.00	Total 73.63
0	Transfers In	0.00	
	Total	4,661.50	

Page Subtotals: \$0.00 \$9.53

Form 2

Cash Receipts And Disbursements Record

Case No.: 16-16655	Trustee Name: Shelley D. Krohn (480070)
Case Name: ROBERT C. GRAHAM, LTD.	Bank Name: Pinnacle Bank
Taxpayer ID #: **-***9145	Account #: *****0187 Checking Account
For Period Ending: 02/14/2018	Blanket Bond (per case limit): \$46,257,863.00
	Separate Bond (if applicable): N/A

Net Receipts:	\$4,661.50
Plus Gross Adjustments:	\$0.00
Less Payments to Debtor:	\$0.00
Less Other Noncompensable Items:	\$0.00
Net Estate:	\$4,661.50

TOTAL - ALL ACCOUNTS	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCES
*****0187 Checking Account	\$4,661.50	\$73.63	\$4,587.87
	\$4,661.50	\$73.63	\$4,587.87