

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA**

BK Y No. 00-60524

In re:

Richard D. Titus,

Debtor.

**NOTICE OF HEARING AND APPLICATION  
FOR INTERIM COMPENSATION**

TO: All interested parties.

1. Fuller, Seaver & Ramette, P.A. ("Firm") applies for the relief requested below.
2. The court will hold a hearing on this motion at 10:00 a.m. on October 26, 2004 in Courtroom No. 2, U.S. Bankruptcy Court, 118 South Mill Street, Fergus Falls, MN 56537.
3. Any response to this motion must be filed and delivered not later than October 21, 2004 which is 3 days before the time set for hearing (excluding Saturdays, Sundays and holidays) or filed and served by mail not later than October 15, 2004 which is 7 days before the time set for the hearing (excluding Saturdays, Sundays and holidays). **UNLESS A RESPONSE IS TIMELY FILED, THE COURT MAY GRANT THE MOTION WITHOUT A HEARING.**
4. This court has jurisdiction over this application pursuant to 28 U.S.C. §§157 and 1334, Bankruptcy Rule 5005 and Local Rule 1070-1. This proceeding is a core proceeding. The petition commencing this Chapter 7 case was filed on or about June 21, 2000. The case is now pending in this court.
5. This application arises under 11 U.S.C. §330, Bankruptcy Rule 2016(b) and Local Rule 2016-1. This application is filed under Bankruptcy Rule 9014 and Local Rule 9013-2. The

Applicant requests relief with respect to the allowance of interim compensation for attorneys' fees and expenses incurred by the Trustee with FSR from October 18, 2000 to date.

6. Attached hereto as Exhibit A is the Court's Order approving the Firm's employment as counsel for the Trustee.

7. There was no retainer fee paid to the Firm and the Firm has made no previous applications for compensation.

8. The attorney with time entries on this file, his billing codes, and normal hourly rates is as follows: Randall L. Seaver, number 03, \$245- \$290 per hour.

9. The Trustee has over \$38,000 in her account for this case, and has indicated that she believes that monies will be sufficient to pay all Chapter 7 administrative expense claims in full.

10. The total of fees sought by the Firm is \$17,355.25 together with expenses in the amount of \$1,444.28. A detailed description of the services provided is as follows:

**a. Fee Application.**

The Firm prepared this interim fee application. The total of attorneys' fees incurred in this matter is \$203. An itemization for those activities is attached hereto as Exhibit B.

**b. Transfer Avoidance.**

The Firm reviewed facts regarding a possible avoidable transfer. The Firm conducted both formal and informal discovery regarding possible avoidable transfers. The Firm prepared, filed and served a transfer avoidance complaint relating to a mortgage. The Firm prepared, filed and served a summary judgment motion and related documents. The Firm negotiated a

settlement agreement and prepared necessary settlement documents. The Firm prepared, filed and served a motion seeking approval of a sale of the Property which was subject to the avoided mortgage and obtained the necessary sale approval. Trustee sold the Property for \$112,500.

The total of fees billed in this matter is \$14,134.25. The total of expenses in this matter is \$1,215.53. An itemization for those activities is attached hereto as Exhibit C.

**c. Titus Property Sale Closing.**

The Firm represented the Trustee in completing the sale of the property for which approval was obtained. The Firm compiled the necessary documents, affidavits, and other closing documents. The Firm provided the documents necessary to closing and provided legal services incidental to closing.

The total of fees billed in this matter is \$2,189.25. The total of expenses in this matter is \$14.55. An itemization for those activities is attached hereto as Exhibit D.

**d. First Circle Medical Matter.**

The Firm conducted discovery regarding a substantial unscheduled transfer/purchase by the Debtor relating to First Circle Medical.

The total of fees billed in this matter is \$828.75. The total of expenses in this matter is \$214.20. An itemization for those activities is attached hereto as Exhibit E

11. The total of fees and expenses by category is as follows:

	<u>Fees</u>	<u>Expenses</u>
Interim Fee Application	\$ 203.00	\$ 0.00
Transfer Avoidance	14,134.25	1,215.53
Titus Property Sale Closing	2,189.25	14.55
First Circle Medical Matter	828.75	214.20

Total Fees	17,355.25	
Total Expenses		1,444.28
<b>GRAND TOTAL</b>	<b>\$18,799.53</b>	

WHEREFORE, the Firm applies for allowance of interim compensation for attorneys' fees in the amount of \$17,355.25, together with expenses in the amount of \$1,444.28 for a total of \$18,799.53.

**FULLER, SEAVER & RAMETTE, P.A.**

Dated: October 1, 2004

By: /e/ Randall L. Seaver  
 Randall L. Seaver 152882  
 12400 Portland Avenue South, Suite 132  
 Burnsville, MN 55337  
 (952) 890-0888

**VERIFICATION**

I, Randall L. Seaver, attorney for the moving party named in the foregoing Application for Interim Compensation, declare under penalty of perjury that the foregoing is true and correct according to the best of my knowledge, information and belief.

Executed on October 1, 2004

/e/ Randall L. Seaver  
 Randall L. Seaver

Dated: October 9, 2000

Patti J. Sullivan  
Patti J. Sullivan

**2014(a) Rule Verification**

I, Randall L. Seaver, Esq., a shareholder in the firm of Fuller, Seaver & Raimette, P.A., the proposed professional named in the foregoing Application, declare under penalty of perjury that the foregoing is true and correct according to the best of my knowledge, information and belief.

Dated: October 6, 2000

Randall L. Seaver  
Randall L. Seaver

**Recommendation of the United States Trustee**

Based upon the Application made by the Trustee, I recommend that the professional employment applied for by the Trustee be approved for the purpose indicated in the Application.

Barbara Stuart  
United States Trustee  
Region 12

Dated: October 12, 2000

Barbara Stuart

**Order**

Upon the foregoing Application and Recommendation and for cause shown and pursuant to the provisions of Title 11 United States Code, Section 327, it is

**Ordered** that the professional employment applied for is Approved subject to the limitations on compensation provided by Title 11 United States Code, Section 328.

Dated: October \_\_\_\_\_, 2000

Dennis DeWane  
United States Bankruptcy Judge

NOTICE OF ENTRY AND FILING ORDER OR JUDGMENT  
Filed and Docket Entry made on OCT 18 2000  
Patrick G. DeWane, Clerk, By Ag

045232	03	09/08/04	290.00	.25	72.50	Draft and dictate fee application.
045232	03	09/13/04	290.00	.20	58.00	Draft and dictate revisions to fee application
045232	03	09/28/04	290.00	.25	<u>72.50</u>	Revisions to fee application and schedule hearing

**TOTAL**

**\$203.00**

**Exhibit B**

Client	Date	Tmkr	E/A	H T B R				Stmt #	Ctype	Amount
				Cat	Src	P	X			
2875.000	10/03/00	3	200	A			320	245.00	0.25	61.25 Conflict reviews; review merits of claims.
2875.000	10/06/00	3	200	A			2	245.00	0.20	49.00 Telephone conference with Trustee regarding avoidance claims.
2875.000	10/18/00	3	200	A			320	245.00	0.25	61.25 Review file regarding avoidable transfer.
2875.000	10/19/00	3	200	A			320	245.00	1.50	367.50 Review documents regarding avoidable transfer; drafting and dictating transfer avoidance complaint.
2875.000	10/19/00	3	200	A			4	245.00	0.50	122.50 Review new material from Trustee regarding basis and transfers; drafting and dictating case notice and letter.
2875.000	10/20/00	3	200	A			10	245.00	0.30	73.50 Drafting and dictating complaint revisions.
2875.000	10/20/00	3	200	A			2	245.00	0.10	24.50 Telephone conference with Trustee regarding avoidance claim.
2875.000	10/23/00	3	200	A			10	245.00	1.25	306.25 Drafting and dictating 2004 application and complaint revisions.
2875.000	10/23/00	3	200	A			10	245.00	0.20	49.00 Drafting and dictating revisions to 2004 application.
2875.000	10/24/00	3	200	A			320	245.00	0.25	61.25 Revision to complaint; order meeting.
2875.000	10/24/00	9	200	A			320	155.00	0.40	62.00 Research South Dakota law regarding perfection of a mortgage.
2875.000	10/25/00	3	200	A			9	245.00	0.15	36.75 Dictating letter to court regarding 2004 application.
2875.000	10/30/00	3	200	A			4	245.00	0.20	49.00 Review new material from county - recorded mortgage.
2875.000	10/31/00	3	200	A			2	245.00	0.10	24.50 Telephone conference with Trustee regarding land lease.
2875.000	11/01/00	3	200	A			4	245.00	0.10	24.50 Review new material from Trustee regarding notice filing.
2875.000	11/02/00	3	200	A			4	245.00	0.10	24.50 Review new material from Court - 2004 order.
2875.000	11/02/00	3	200	A			320	245.00	1.00	245.00 Review case law on perfection and Section 547; telephone conference with Trustee regarding payment dates; drafting and dictating revision to complaint.
2875.000	11/02/00	5	200	A			17	185.00	0.40	74.00 Legal research regarding annotation to recording statute for South Dakota.
2875.000	11/03/00	3	200	A			10	245.00	0.50	122.50 Drafting and dictating filing letter, cover sheet and final review of complaint file.
2875.000	11/03/00	3	200	A			10	245.00	1.75	428.75 Drafting and dictating subpoenas to Steiner, US Bank, Norwest Bank, debtor.
2875.000	11/06/00	3	200	A			10	245.00	0.50	122.50 Drafting and dictating discovery revisions.
2875.000	11/06/00	3	200	A			10	245.00	0.50	122.50 Drafting and dictating notice, service letters and revisions.
2875.000	11/08/00	3	200	A			4	245.00	0.10	24.50 Review new material from US Bank regarding subpoena documents.
2875.000	11/08/00	3	200	A			320	245.00	0.30	73.50 Receive summons; serve summons and complaint.
2875.000	11/08/00	3	200	A			4	245.00	0.20	49.00 Review new material from process server - subpoenas.
2875.000	11/09/00	3	200	A			320	245.00	0.50	122.50 Call to US Bank regarding subpoena; call to Wells Fargo regarding subpoena; call to Attorney Melloy regarding subpoena.
2875.000	11/09/00	3	200	A			4	245.00	0.10	24.50 Review new material from Wells Fargo regarding document production.
2875.000	11/09/00	3	200	A			2	245.00	0.20	49.00 Telephone conference with Trustee regarding avoidable liens on Rolex, etc. and complaint amendment.
2875.000	11/10/00	3	200	A			320	245.00	0.20	49.00 Review statements from client; telephone conference with Attorney Melloy regarding Titus deposition.
2875.000	11/14/00	3	200	A			320	245.00	0.25	61.25 Review watch and ring UCC's for avoidability.
2875.000	11/14/00	3	200	A			4	245.00	0.10	24.50 Review new material from US Bank regarding account.
2875.000	11/14/00	3	200	A			4	245.00	0.35	85.75 Review new material from Trustee regarding GRB Section 727 case; check Net for relevant dates.
2875.000	11/15/00	3	200	A			2	245.00	0.10	24.50 Telephone conference with Attorney Melloy regarding deposition scheduling.
2875.000	11/15/00	3	200	A			10	245.00	0.75	183.75 Drafting and dictating notice, subpoena and letters serving and filing.
2875.000	11/15/00	3	200	A			10	245.00	0.15	36.75 Drafting and dictating final revisions to subpoena, etc.
2875.000	11/16/00	3	200	A			4	245.00	0.10	24.50 Review new material from Postal Service - green card.
2875.000	11/18/00	3	200	A			4	245.00	0.10	24.50 Review new material from Wells Fargo regarding subpoena.
2875.000	11/29/00	3	200	A			320	245.00	0.75	183.75 Review Wells Fargo documents for deposition preparation; dictating letter to Trustee regarding stock certificate.
2875.000	12/02/00	3	200	A			999	245.00	2.25	551.25 Deposition preparation.
2875.000	12/04/00	3	200	A			999	245.00	0.20	49.00 Deposition preparation.
2875.000	12/04/00	3	200	A			999	245.00	2.50	612.50 Deposition preparation and deposition and discussions with debtor's counsel.
2875.000	12/05/00	3	200	A			2	245.00	0.25	61.25 Telephone conference with Trustee regarding deposition and other assets.
2875.000	12/11/00	3	200	A			10	245.00	2.50	612.50 Drafting and dictating summary judgment motion and memo; legal research regarding same.
2875.000	12/13/00	3	200	A			10	245.00	0.70	171.50 Drafting and dictating summary judgment revisions, memo and motion.
2875.000	12/14/00	3	200	A			10	245.00	1.75	428.75 Drafting and dictating revisions to memo and

EXHIBIT C

Client	Date	Tmkr	E/A Cat	Src	H P	T X	B C	R C	Tcd	Stmt # Rate	Ctype Hours	Amount	
2875.000	12/14/00	5	200		A				17	185.00	0.20	37.00	motion.
2875.000	12/20/00	3	200		A				4	245.00	0.10	24.50	Legal research, continued exchange case cites from Westlaw.
2875.000	12/21/00	3	200		A				2	245.00	0.25	61.25	Review new material from Trustee, appraisal.
2875.000	12/21/00	3	200		A				9	245.00	0.15	36.75	Telephone conference with Trustee regarding Titus jewelry and GRB/real property matters.
2875.000	12/26/00	3	200		A				10	245.00	0.50	122.50	Dictating letter to Attorney Melloy regarding South Dakota land and jewelry.
2875.000	01/09/01	3	200		A				4	245.00	0.10	24.50	Drafting and dictating revisions to summary judgment memo.
2875.000	01/09/01	3	200		A				9	245.00	0.15	36.75	Review new material from court regarding order.
2875.000	01/09/01	3	200		A				4	245.00	0.20	49.00	Dictating letter to Attorney Melloy regarding documents.
2875.000	01/10/01	3	200		A				2	245.00	0.10	24.50	Review new material from court scheduling conference; long distance telephone conference with court regarding same.
2875.000	01/11/01	3	200		A				4	245.00	0.10	24.50	Telephone conference with Attorneys Melloy regarding land and documents.
2875.000	01/11/01	3	200		A				4	245.00	0.20	49.00	Review new material from Stearns County - judgment.
2875.000	01/12/01	3	200		A				2	245.00	0.25	61.25	Review new material from Attorney Melloy - offer for property and response to demand.
2875.000	01/12/01	3	200		A				4	245.00	0.30	73.50	Telephone conference with defendant's attorney regarding conference; dictating letter to court regarding same.
2875.000	01/13/01	3	200		A				10	245.00	1.00	245.00	Review new material from Trustee regarding basis.
2875.000	01/17/01	5	200		A				10	185.00	2.50	462.50	Drafting and dictating motion and memo revisions; compile documents.
2875.000	01/18/01	3	200		A				999	245.00	0.90	220.50	Drafting and dictating and revising motion for summary judgment, supporting memorandum, check cites to record, instacite case law.
2875.000	01/19/01	5	200		A				10	185.00	1.70	314.50	Review deposition; work on summary judgment motion; review new material from Joel Fire regarding settlement; telephone conference with Joel regarding same - voice mail.
2875.000	01/20/01	3	200		A				4	245.00	0.10	24.50	Drafting and dictating and revising memo in support of summary judgment, proposed order; prepare exhibits.
2875.000	01/20/01	3	200		A				10	245.00	0.50	122.50	Review new material from GRB attorney regarding scheduling.
2875.000	01/22/01	3	200		A				2	245.00	0.15	36.75	Drafting and dictating revisions to memo and affidavit.
2875.000	01/22/01	3	200		A				2	245.00	0.20	49.00	Telephone conference with Trustee regarding summary judgment motion; dictating letter to Trustee regarding summary judgment motion.
2875.000	01/23/01	3	200		A				2	245.00	0.50	122.50	Telephone conference with GRB attorney regarding settlement.
2875.000	01/23/01	3	200		A				2	245.00	0.50	122.50	Telephone conference with Trustee regarding settlement; telephone conference with Attorney Frensted regarding same; review documents regarding same.
2875.000	01/23/01	3	200		A				2	245.00	0.50	122.50	Telephone conference with Attorney Melloy regarding jewelry and document production; telephone conference with GRB attorney regarding settlement.
2875.000	01/23/01	5	200		A				6	185.00	0.50	92.50	Conference with Randall L. Seaver regarding security interest in jewelry; review file regarding same; changes to motion for summary judgment; telephone conference with Fergus Falls Court regarding motion date.
2875.000	01/24/01	3	200		A				4	245.00	0.20	49.00	Review new material from GRB attorney regarding watch - voice mail; telephone conference with watch buyer regarding same - voice mail.
2875.000	01/24/01	5	200		A				10	185.00	1.60	296.00	Drafting and dictating and revising memorandum in support of motion for summary judgment; prepare pleadings for filing and service.
2875.000	01/25/01	3	200		A				999	245.00	0.20	49.00	Scheduling conference call.
2875.000	01/26/01	3	200		A				999	245.00	1.00	245.00	Review 2004 records produced; dictating letter to GRB attorney regarding payment.
2875.000	01/29/01	3	200		A				4	245.00	0.10	24.50	Review new material from court - scheduling order.
2875.000	01/31/01	3	200		A				2	245.00	0.70	171.50	Telephone conference with witness regarding watch; telephone conference with Attorney Frensted regarding settlement; strategize regarding settlement.
2875.000	01/31/01	3	200		A				2	245.00	0.25	61.25	Telephone conference with Trustee regarding settlement.
2875.000	02/01/01	3	200		A				2	245.00	0.25	61.25	Telephone conference with accountant regarding ring and watches tax issues.
2875.000	02/01/01	3	200		A				2	245.00	0.20	49.00	Telephone conference with Attorney Frenstad regarding settlement.
2875.000	02/06/01	3	200		A				4	245.00	0.10	24.50	Review new material from Attorney Frenstad regarding settlement.
2875.000	02/06/01	5	200		A				2	185.00	0.10	18.50	Telephone conference with clerk to change hearing date for motion for summary judgment.
2875.000	02/07/01	5	200		A				10	185.00	0.40	74.00	Drafting and dictating amended notice of hearing and motion for summary judgment; prepare for

Client	Date	Tmkr	E/A Cat	H T B R				Stmnt # Rate	Ctype Hours	Amount	
				P	X	C	Tcd				
2875.000	02/08/01	3	200	A			4	245.00	0.20	49.00	filing and service.
2875.000	02/09/01	3	200	A			2	245.00	0.20	49.00	Review new material from Attorney Frenstad regarding settlement; dictating letter to Attorney Frenstad regarding settlement.
2875.000	02/11/01	3	200	A			10	245.00	1.00	245.00	Telephone conference with GRB attorney regarding settlement.
2875.000	02/16/01	3	200	A			4	245.00	0.75	183.75	Drafting and dictating settlement agreement.
2875.000	02/16/01	3	200	A			10	245.00	0.25	61.25	Review new material from Trustee - agreement revisions; review new material from Attorney Frenstad regarding same; drafting and dictating revisions.
2875.000	02/16/01	3	200	A			999	245.00	0.30	73.50	Drafting and dictating revisions and letter.
2875.000	02/19/01	3	200	A			4	245.00	0.10	24.50	Revisions to settlement and fax to Trustee for comment.
2875.000	02/21/01	3	200	A			10	245.00	0.25	61.25	Review new material from client regarding revision to agreement.
2875.000	02/22/01	3	200	A			2	245.00	0.25	61.25	Drafting and dictating revision and letter to GRB attorney.
2875.000	02/27/01	3	200	A			9	245.00	0.15	36.75	Telephone conference with Attorney Frenstad regarding settlement; drafting and dictating revisions and letter to Attorney Frenstad - same.
2875.000	02/28/01	3	200	A			4	245.00	0.25	61.25	Dictating letter to court regarding settlement.
2875.000	03/07/01	3	200	A			4	245.00	0.10	24.50	Review new material from GRB attorney - settlement; dictating letter to client regarding same.
2875.000	03/09/01	3	200	A			2	245.00	0.20	49.00	Review new material from Trustee - stipulation; dictating letter to Attorney Frenstad - stipulation.
2875.000	04/25/01	3	200	A			4	245.00	0.15	36.75	Telephone conference with Attorney Melloy regarding settlement and sale.
2875.000	05/02/01	3	200	A			2	245.00	0.10	24.50	Review new material from Sarah Wencil from Trustee regarding settlement; dictating letter to Sarah Wencil regarding settlement.
2875.000	05/16/01	3	200	A			2	245.00	0.15	36.75	Telephone conference with Attorney Melloy regarding status of land offer.
2875.000	05/21/01	3	200	A			2	245.00	0.15	36.75	Telephone conference with Attorney Melloy regarding offer; telephone conference with Trustee regarding same.
2875.000	05/24/01	3	200	A			2	245.00	0.10	24.50	Telephone conference with Trustee regarding sale.
2875.000	06/07/01	3	200	A			9	245.00	0.25	61.25	Telephone conference with Trustee regarding purchase offer.
2875.000	06/15/01	3	200	A			999	245.00	0.15	36.75	Dictating letter to Attorney Melloy regarding offer.
2875.000	06/18/01	3	200	A			4	245.00	0.10	24.50	Message to attorney.
2875.000	06/19/01	3	200	A			2	245.00	0.30	73.50	Review new material from Attorney Melloy regarding sale of property.
2875.000	06/20/01	3	200	A			2	245.00	0.10	24.50	Telephone conference with Attorney Melloy regarding purchase offer; telephone conference with Trustee regarding same.
2875.000	06/26/01	3	200	A			999	245.00	0.10	24.50	Telephone conference with Attorney Melloy regarding land sale.
2875.000	06/29/01	3	200	A			2	245.00	0.20	49.00	Telephone conference with Trustee regarding sale of property.
2875.000	06/30/01	3	200	A			4	245.00	0.10	24.50	Review new material from GRIS attorney regarding dismissal.
2875.000	07/19/01	3	200	A			10	245.00	0.20	49.00	Drafting and dictating letter to Attorney Melloy regarding sale.
2875.000	07/25/01	3	200	A			4	245.00	0.10	24.50	Review new material from GRB attorney regarding offer.
2875.000	07/27/01	3	200	A			4	245.00	0.10	24.50	Review new material from buyer's attorney regarding offer.
2875.000	07/30/01	3	200	A			999	245.00	0.25	61.25	Receive offer; discuss same with Trustee; send to Trustee.
2875.000	07/31/01	3	200	A			999	245.00	1.00	245.00	Review purchase agreement; drafting and dictating revisions to purchase agreement.
2875.000	08/01/01	3	200	A			2	245.00	0.50	122.50	Telephone conference with Trustee regarding sale documents; telephone conference with buyer's attorney regarding same.
2875.000	08/01/01	3	200	A			2	245.00	0.70	171.50	Telephone conference with Trustee regarding sale; dictating letter to Trustee regarding sale; telephone conference with Trustee; review old commitment.
2875.000	08/02/01	3	200	A			999	245.00	0.10	24.50	Review letter to Attorney Bullis regarding contract.
2875.000	08/08/01	3	200	A			999	245.00	0.20	49.00	Discuss purchase agreement with Trustee; review new material from Trustee's attorney.
2875.000	08/14/01	3	200	A			10	245.00	0.25	61.25	Drafting and dictating revisions to purchase agreement; do letter to Trustee's attorney.
2875.000	08/30/01	3	200	A			2	245.00	0.40	98.00	Telephone conference with Trustee regarding competing offer; dictating letter to title company.
2875.000	09/04/01	3	200	A			999	245.00	0.25	61.25	Review title; dictating letter to Trustee regarding same.
2875.000	09/05/01	3	200	A			2	245.00	1.75	428.75	Telephone conference with Trustee regarding commitment and offer; drafting and dictating agreement revisions and letters; drafting and

Client	Date	Tmkr	E/A Cat	H T B R				Stmt # Rate	Ctype Hours	Amount	
				P	X	C	C				
2875.000	09/05/01	3	200	A			10	245.00	0.25	61.25	dictating revisions to same.
2875.000	09/10/01	3	200	A			999	245.00	0.10	24.50	Drafting and dictating revisions to agreement. Review title commitment.
2875.000	09/11/01	3	200	A			2	245.00	0.20	49.00	Telephone conference with Trustee regarding purchase agreement.
2875.000	09/14/01	3	200	A			4	245.00	0.50	122.50	Review new material from GRB attorney regarding sale (voice mail); telephone conference with GRB attorney regarding sale; telephone conference with Trustee regarding same.
2875.000	09/15/01	3	200	A			4	245.00	0.25	61.25	Review new material from Trustee - earnest money; dictating letter to Attorney Buhes regarding same.
2875.000	09/24/01	3	200	A			4	245.00	0.40	98.00	Review new material from Trustee regarding sale; drafting and dictating deed and letter to Trustee.
2875.000	09/25/01	3	200	A			4	245.00	0.10	24.50	Review new material from Trustee regarding contract to sell.
2875.000	09/26/01	3	200	A			4	245.00	0.20	49.00	Review new material from Trustee P.A.
2875.000	10/02/01	3	200	A			2	245.00	0.10	24.50	Telephone conference with Trustee regarding sale.
2875.000	10/04/01	3	200	A			10	245.00	1.00	245.00	Drafting and dictating sale motion and order.
2875.000	10/05/01	3	200	A			10	245.00	1.10	269.50	Drafting and dictating revisions to motion and order; further revisions; voice mail from Trustee.
2875.000	10/08/01	3	200	A			2	245.00	0.30	73.50	Telephone conference with Trustee regarding sale; obtain tax information.
2875.000	10/10/01	3	200	A			999	245.00	0.50	122.50	Final motion revisions.
2875.000	10/12/01	3	200	A			10	245.00	0.50	122.50	Drafting and dictating motion revisions; telephone conference with Trustee regarding motion; schedule hearing.
2875.000	10/13/01	3	200	A			999	245.00	0.25	61.25	Prepare motion for service.
2875.000	10/15/01	3	200	A			4	245.00	0.25	61.25	Review new material from Trustee, verification; drafting and dictating service and filing letters; check mailing matrix.
2875.000	11/26/01	3	200	A			2	245.00	0.40	98.00	Telephone conference with Trustee regarding hearing; check court calendar objection; telephone conference with buyer's attorney regarding hearing; telephone conference with court regarding hearing.
2875.000	12/03/01	3	200	A			999	245.00	0.25	61.25	Receive order; drafting and dictating letter for court and get Trustee's deed.
2875.000	12/04/01	3	200	A			2	245.00	0.10	24.50	Telephone conference with Trustee regarding litigation claim.
Total for Fees							Billable	59.65	14134.25		
							Total	59.65	14134.25		
2875.000	10/24/00			A			96		0	1.00	Miscellaneous expenses: copy cost.
2875.000	10/24/00			A			84		0	1.21	Postage.
2875.000	10/31/00			A		7	94		0	7.00	
2875.000	11/02/00	3	E	A			96		0	83.75	Miscellaneous expenses: Westlaw.
2875.000	11/03/00			A			84		0	1.10	Postage.
2875.000	11/03/00			A			96		0	150.00	Miscellaneous expenses: filing fee.
2875.000	11/06/00			A			96		0	32.99	Miscellaneous expenses: service of process.
2875.000	11/06/00			A			96		0	32.99	Miscellaneous expenses: service of process.
2875.000	11/06/00			A			84		0	2.42	Postage.
2875.000	11/06/00			A			96		0	50.00	Miscellaneous expenses: witness fee.
2875.000	11/06/00			A			96		0	50.00	Miscellaneous expenses: witness fee.
2875.000	11/09/00			A			84		0	6.17	Postage.
2875.000	11/15/00			A			84		0	2.20	Postage.
2875.000	11/28/00			A			96		0	27.45	Miscellaneous expenses: witness fee.
2875.000	11/30/00			A		7	94		0	63.50	
2875.000	12/04/00	3	E	A			96		0	218.60	Miscellaneous expenses: deposition of Richard Titus.
2875.000	12/14/00	3	E	A			96		0	0.26	Miscellaneous expenses: Westlaw.
2875.000	12/18/00	3	E	A			96		0	10.00	Miscellaneous expenses: certified copy cost.
2875.000	12/31/00	3	E	A		7	94		0	92.75	Copying expense.
2875.000	01/12/01	3	E	A			84		0	1.02	Postage.
2875.000	01/17/01	3	E	A			96		0	104.62	Miscellaneous expenses: Westlaw.
2875.000	01/24/01	3	E	A			84		0	6.90	Postage.
2875.000	01/31/01	3	E	A		7	94		0	70.25	Copying expense.
2875.000	02/22/01	3	E	A			84		0	1.52	Postage.
2875.000	02/28/01	3	E	A			84		0	1.36	Postage.
2875.000	02/28/01	3	E	A		7	94		0	12.25	Copying expense.
2875.000	03/02/01	3	E	A			84		0	0.97	Postage.
2875.000	03/08/01	3	E	A			84		0	1.10	Postage.
2875.000	03/30/01	3	E	A		7	94		0	5.25	Copying expense.
2875.000	07/31/01	3	E	A		7	94		0	1.75	Copying expense.
2875.000	08/14/01	3	E	A			84		0	1.14	Postage.
2875.000	08/31/01	3	E	A		7	94		0	2.75	Copying expense.
2875.000	09/04/01	3	E	A			84		0	1.03	Postage.
2875.000	09/30/01	3	E	A		7	94		0	5.50	Copying expense.
2875.000	10/16/01	3	E	A			84		0	32.23	Postage.
2875.000	10/31/01	3	E	A		7	94		0	131.50	Copying expense.
2875.000	12/31/01	3	E	A		7	94		0	1.00	Copying expense.

Date: 07/31/04

Detail Transaction File List  
FULLER, SEEVER & RAMETTE, P.A.

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<u>Client</u>	<u>Date</u>	<u>Tmkr</u>	<u>E/A</u>	<u>H</u>	<u>T</u>	<u>B</u>	<u>R</u>	<u>Stmt #</u>	<u>Ctype</u>	<u>Amount</u>		
			<u>Cat</u>	<u>Src</u>	<u>P</u>	<u>X</u>	<u>C</u>	<u>C</u>	<u>Tcd</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
Total for Expenses										Billable	0.00	1215.53
										Total	0.00	1215.53
Grand Totals										Billable	59.65	15349.78
										Total	59.65	15349.78

Client	Date	Tmkr	E/A	HTBR	Stmt #	Ctype	Amount		
			Cat	Src	P	X	C	Tcd	
					Rate	Hours			
13547.000	12/14/01	3	200	A	999	245.00	0.50	122.50	Compile documents and correspond with title company.
13547.000	12/28/01	3	200	A	999	245.00	1.75	428.75	Work on closing documents; dictate affidavit, notice and letter to court; request payoff; telephone conferences with buyer's attorney regarding sale closing (2).
13547.000	12/31/01	3	200	A	10	245.00	0.50	122.50	Drafting and dictating closing document revisions.
13547.000	01/02/02	3	200	A	4	255.00	0.10	25.50	Review new material from South Dakota attorney, satisfaction form.
13547.000	01/07/02	3	200	A	999	255.00	0.30	76.50	Closing document revisions; send to Trustee; review new material from court, certified copies.
13547.000	01/07/02	3	200	A	10	255.00	0.35	89.25	Drafting and dictating mortgage satisfaction and letter to Trustee regarding closing documents.
13547.000	01/08/02	3	200	A	999	255.00	0.75	191.25	Work on sale documents compilation; telephone conference with attorney regarding closing, sale; review new material from attorney enclosing documents.
13547.000	01/16/02	3	200	A	4	255.00	0.50	127.50	Review new material from Trustee regarding same - voice mail; dictating letter to North Dakota attorney regarding closing; review new material from Attorney Nielsen regarding sale.
13547.000	01/16/02	3	200	A	2	255.00	0.25	63.75	Telephone conference with Trustee regarding closing; telephone conference with North Dakota attorney regarding additional documents.
13547.000	01/16/02	3	200	A	999	255.00	0.25	63.75	Obtain copy of stipulation; dictating letter to Bankruptcy Court regarding certified copy.
13547.000	01/17/02	3	200	A	999	255.00	0.10	25.50	Letters out to closer and court.
13547.000	01/18/02	3	200	A	4	255.00	0.10	25.50	Review new material from closing attorney regarding documents.
13547.000	01/21/02	3	200	A	4	255.00	0.60	153.00	Review new material from Attorney Nielsen, settlement statement; telephone conference with Trustee regarding same; telephone conference with Attorney Nielsen's office regarding same; review loan statements.
13547.000	01/22/02	3	200	A	999	255.00	0.20	51.00	Review settlement statement payoff; send to Trustee.
13547.000	01/22/02	3	200	A	4	255.00	0.30	76.50	Review new material from Attorney Nielsen regarding closing - voice mail; telephone conference with Attorney Nielsen regarding closing - voice mail; telephone conference with Trustee regarding closing.
13547.000	01/24/02	3	200	A	2	255.00	0.10	25.50	Telephone conference with Attorney Nielsen regarding closing - voice mail.
13547.000	01/24/02	3	200	A	2	255.00	0.20	51.00	Telephone conference with Attorney Nielsen regarding closing; telephone conference with bank regarding interest - mortgage.
13547.000	01/25/02	3	200	A	2	255.00	0.30	76.50	Telephone conference with bank office regarding interest and closing.
13547.000	01/25/02	3	200	A	4	255.00	0.20	51.00	Review new material from court - certified copy; send same to Attorney Nielsen.
13547.000	06/28/02	3	200	A	4	255.00	0.20	51.00	Review new material from buyer's attorney regarding title issue and request to address same.
13547.000	01/23/03	3	200	A	999	270.00	0.40	108.00	Review documents regarding title; dictating letter to Attorney Nielsen regarding same.
13547.000	01/23/03	3	200	A	2	270.00	0.25	67.50	Telephone conference with Trustee regarding First Circle interest.
13547.000	02/20/04	3	200	A	10	290.00	0.25	72.50	Drafting and dictating motion and order revisions.
13547.000	02/23/04	3	200	A	10	290.00	0.15	43.50	Drafting and dictating motion and order revisions.
Total for Fees					Billable	8.60		2189.25	
					Total	8.60		2189.25	
13547.000	12/31/01	2	E	A	7	94	0	1.50	Copying expense.
13547.000	01/16/02	2	E	A		84	0	1.14	Postage.
13547.000	01/28/02	2	E	A		84	0	0.91	Postage.
13547.000	01/31/02	2	E	A	7	94	0	5.00	Copying expense.
13547.000	04/16/03	2	E	A	7	94	0	6.00	Copying expense.
Total for Expenses					Billable	0.00		14.55	
					Total	0.00		14.55	
Grand Totals					Billable	8.60		2203.80	
					Total	8.60		2203.80	

EXHIBIT D

Client	Date	Tmkr	E/A Cat	Src	H P	T X	B C	R C	Tcd	Stmt # Rate	Ctype Hours	Amount	
23567.000	01/02/02	3	200	A					999	255.00	0.40	102.00	Review documents regarding transfer and strategize regarding same.
23567.000	01/04/02	3	200	A					10	255.00	1.50	382.50	Drafting and dictating subpoenas and notices to Hamel and First Circle Medical.
23567.000	01/04/02	3	200	A					2	255.00	0.35	89.25	Telephone conference with Trustee regarding discovery; drafting and dictating subpoena revisions.
23567.000	01/07/02	3	200	A					10	255.00	0.75	191.25	Drafting and dictating revisions to subpoena, exhibit and other discovery documents; send out for service.
23567.000	01/08/02	3	200	A					10	255.00	0.25	63.75	Drafting and dictating discovery revisions; discuss case with securities attorney.
Total for Fees										Billable	3.25	828.75	
										Total	3.25	828.75	
23567.000	01/04/02	3	E	A					96		0	60.00	Miscellaneous expenses: witness fee.
23567.000	01/04/02	3	E	A					96		0	60.00	Miscellaneous expenses: witness fee.
23567.000	01/07/02	3	E	A					84		0	3.20	Postage.
23567.000	01/08/02	3	E	A					96		0	46.00	Miscellaneous expenses: service of process.
23567.000	01/31/02	3	E	A				7	94		0	42.00	Copying expense.
23567.000	02/28/02	3	E	A				7	94		0	3.00	Copying expense.
Total for Expenses										Billable	0.00	214.20	
										Total	0.00	214.20	
Grand Totals										Billable	3.25	1042.95	
										Total	3.25	1042.95	

EXHIBIT E

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA**

BKY No. 00-60524

-----  
In re:

Richard D. Titus,

**UNSWORN CERTIFICATE OF SERVICE**

Debtor.

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I, Kari L. Fogarty, declare under penalty of perjury that on October 1, 2004, I mailed a copy of the following documents:

1. Notice of Hearing and Application for Interim Compensation; and
2. Order (proposed)

by first class mail, postage prepaid to each entity named below at the address stated below for each entity:

See attached service list.

**FULLER, SEAVER & RAMETTE, P.A.**

Dated: October 1, 2004

By: /e/ Kari L. Fogarty  
Kari L. Fogarty  
12400 Portland Avenue South, Suite 132  
Burnsville, MN 55337  
(952) 890-0888

AARP CREDIT CARD SERVICES  
FIRST USA BANK NA  
PO BOX 8864  
WILMINGTON DE 19899-8864

ASSOCIATES NATIONAL BANK  
PO BOX 142319  
IRVING TX 75014-2319

AT & T UNIVERSAL CARD  
PO BOX 44167  
JACKSONVILLE FL 32231-4167

BANK OF AMERICA VISA  
PO BOX 2278  
NORFOLK VA 23501-2278

CAPITAL ONE  
PO BOX 60000  
SEATTLE WA 98190-6000

CAPITAL ONE SERVICES  
PO BOX 85015  
RICHMOND VA 23285-5015

CHASE ADVANTAGE CREDIT  
PO BOX 52108  
PHOENIX AZ 85072-2108

CHASE MASTERCARD  
PO BOX 29082  
PHOENIX AZ 85038-9082

CHUCK HOGAN

CITIBANK PLATINUM MASTERCARD  
PO BOX 250  
NEWARK NJ 07101-0250

CITIBANK PREFERRED MASTERCARD  
PO BOX 6409  
THE LAKES NV 88901-6409

DACOTAH BANK  
321 VETERANS AVENUE  
PO BOX 209  
SISSETON SD 57262

DISCOVER CARD  
PO BOX 15192  
WILMINGTON DE 19886-1020

FIRST BANKCARD CENTER  
PO BOX 2436  
OMAHA NE 68103-2436

GRB FINANCIAL CORPORATION  
PO BOX 932  
FARGO ND 58107-0932

INSIGNIA ESG  
2730 EAST CAMELBACK ROAD STE 200  
PHOENIX AZ 85016

JOHN GALT CORPORATION  
11400 SE 6TH STREET STE 215  
BELLEVUE WA 98004

MAYO CLINIC SCOTTSDALE  
PO BOX 52557  
PHOENIX AZ 85072-2557

MERCHANTS NATIONAL BANK  
102 EAST 3RD STREET  
WINONA MN 55987

MOBIL OIL CORP  
PO BOX 22001  
TULSA OK 74121-2001

NEIL C FRANZ  
ATTORNEY AT LAW  
1011 NORTH 2ND STREET  
PO BOX 307  
ST CLOUD MN 56302

PERRY D LOGAN  
C/O CARM R MOEHLE, P.C  
ATTORNEY AT LAW  
519 EAST THOMAS ROAD  
PHOENIX AR 85012

PROVIDIAN NATIONAL BANK  
PO BOX 9007  
PLEASANTON CA 94566-9007

TRAVELPLUS CREDIT CARD  
FIRST USA BANK NA  
PO BOX 8864  
WILMINGTON DE 1989908864

WELLS FARGO  
PO BOX 911  
DES MOINES IA 50330-0001

WORLD SAVINGS  
PO BOX 659538  
SAN ANTONIO TX 78265-2108

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA**

BKY No. 00-60524

-----  
In re:

Richard D. Titus,

Debtor.

**ORDER**

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At Fergus Falls, Minnesota this \_\_\_\_ day of \_\_\_\_\_, 2004

This case came before the court on the motion of Fuller, Seaver & Ramette, P.A. ("FSR") for approval of its application for interim compensation. Based upon the motion, the arguments of counsel, and all the files, records and proceedings herein,

**IT IS HEREBY ORDERED:**

The application of FSR for interim compensation for services rendered is approved and allowed in the following amounts:

Fees:           \$17,355.25

Expenses:     \$ 1,444.28

**TOTAL**       \$ 18,799.53

The Trustee is authorized to pay FSR those fees and expenses.

**BY THE COURT:**

\_\_\_\_\_  
Dennis D. O'Brien  
U.S. Bankruptcy Court