

UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF IOWA  
CENTRAL DIVISION

IN RE: )  
 ) Chapter 7  
THOUSAND ADVENTURES, INC., )  
 ) Bankruptcy No.: 97-03618  
 Debtor. )  
 )

MOTION FOR SECOND INTERIM ALLOWANCE OF ATTORNEY FOR  
TRUSTEE'S EXPENSES AND MOTION FOR COMPENSATION FOR  
ATTORNEY FEES FOR WORK DONE IN  
THOUSAND ADVENTURES FLORIDA, INC. BANKRUPTCY

COMES NOW, Joseph A. Peiffer, one of the attorneys appointed to represent Eric W. Lam, Chapter 7 Trustee, and in support of this motion respectfully states:

1. This case was filed as an involuntary Chapter 11 initially *circa* August 5, 1997.
2. On or about February 4, 1998, the case was converted to one under Chapter 7, and Eric W. Lam was appointed Trustee.
3. On August 6, 1998 and on several occasions since that date, Joseph A. Peiffer has been appointed as counsel to represent Eric W. Lam, the trustee herein. Each application makes allowance for payment of fees on either a contingent fee basis or hourly basis plus payment of out-of-pocket expenses necessarily incurred in representation of trustee, Eric W. Lam.
4. In the performance of his duty as attorney for the Trustee, and in the course of administration, Joseph A. Peiffer has incurred expenses from November 19, 1999 through and including August 25, 2001, the summaries of the expenses by matter as described as Exhibit 1 attached hereto and by this reference incorporated herein as if set forth verbatim. The detailed breakdown of expenses by matter appears on Exhibit 2 attached.
5. To aid the court in reviewing the Summary attached as Exhibit 1, counsel highlights some brief information about matters, which are not purely preference actions:
  - a. The John O'Hanlon litigation is seeking recovery of fraudulent and/or preferential transfers made to the ex-corporate counsel of debtor.
  - b. Boat litigation sought return of a yacht from Herman Weist of Florida. This litigation recovered \$5,000.00.
  - c. The balance of the litigation is preferential transfer litigation, which has netted the estate numerous settlements varying from \$500.00 to \$12,000.00 before attorney fees. Numerous suits were dismissed when discovery revealed that the cases were weak.
6. Counsel for the Trustee submits that the expenses are both reasonable and necessary, and should be allowed.

7. Joseph A. Peiffer was appointed to represent the interests of the Trustee in the case of Thousand Adventures of Florida, Inc., which was filed as case number 96-7397-6B7 in the United States Bankruptcy Court for the Middle District of Florida. Applicant was employed to represent Trustee Lam at the hourly rate of \$160.00, plus out-of-pocket expenses. A prior application for Interim Expenses for this representation was approved in April of 1999.
8. In furtherance of his representation of Trustee the applicant filed a Proof of Claim in that case and ultimately was successful in procuring a settlement with the Trustee in the Florida bankruptcy, which provided the Trustee in this case of \$45,000.00. The Trustee in this case had no funds in the bankruptcy estate when this settlement was received in late 1998. Therefore, the applicant agreed with trustee not to seek fees until the estate had sufficient funds to make payment. The details of the representation are set forth on the attached Exhibit "3".
9. Counsel for the Trustee submits that the requested fees of \$2,272.00 are both reasonable and necessary, and should be allowed.

WHEREFORE, Joseph A. Peiffer, attorney for Eric W. Lam, Trustee, respectfully prays that this Court on such notice and hearing as it may direct, enter and enroll an order allowing as a second interim allowance, attorney for the Chapter 7 Trustee, expenses in the amount of \$3,288.93, and movant further prays for an order allowing payment of attorney fees for services performed by movant on behalf of Trustee in the Thousand Adventures of Florida, Inc. bankruptcy in Orlando, Florida in the amount of \$2,272.00, and further authorize the Trustee to pay the expenses from any funds available in the Estate, all subject to eventual final approval, and for such other relief as may be just and proper under the premises.

Dated this 26<sup>th</sup> day of September, 2001.

Day Rettig Peiffer Johansen, P.C.  
/s/ Joseph A. Peiffer

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JOSEPH A. PEIFFER IS99994714  
PO Box 2877  
Cedar Rapids IA 52406-2877  
Telephone: (319) 365-0437  
Facsimile: (319) 365-5866  
Attorney for Chapter 7 Trustee

#### CERTIFICATE OF SERVICE

I hereby certify that a copy of the document on which this appears and all enclosures, was mailed the date indicated below, to the parties in interest listed below as required by the Bankruptcy Rules by Day Rettig Peiffer Johansen, P.C.; it was also transmitted to Dan Hopper, Chairman of the Thousand Adventures, Inc. Members Committee for posting on the National Association of Members web site. In addition, this Notice was mailed to the parties listed on the attached Exhibit "B", which are the same parties listed in the Motion to Limit Notice filed in Bankruptcy Case #97-03618DJ on December 1, 1999 as amended on January 12, 2000.

Dated: September \_26<sup>th</sup> , 2001.

Signed: /s/ Sandra L. Brock

UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF IOWA  
CENTRAL DIVISION

IN RE: )  
 ) Chapter 7  
THOUSAND ADVENTURES, INC., )  
 ) Bankruptcy No.: 97-03618  
 Debtor. )  
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NOTICE OF OBJECTION BAR DATE TO SECOND MOTION FOR INTERIM  
ALLOWANCE OF ATTORNEY FOR TRUSTEE EXPENSES AND MOTION FOR  
ALLOWANCE OF ATTORNEY FEES FOR WORK PERFORMED IN  
THE THOUSAND ADVENTURES, INC. FLORIDA, INC. BANKRUPTCY

**NOTICE IS HEREBY GIVEN** that on the 26<sup>th</sup> day of September, 2001, Joseph A. Peiffer, attorney for Eric W. Lam, Chapter 7 Trustee filed a Motion for Interim Second Allowance of Attorney=s Expenses and a Motion for Allowance of Attorney Fees for Work Performed in the Thousand Adventures, Inc. Florida, Inc. Bankruptcy. This Motion seeks expenses of \$3,288.93 and attorney fees of \$2,272.00. A copy of the Motions may be obtained from the undersigned or may be viewed at the Clerk of U.S. Bankruptcy Court, 300 U.S. Courthouse Annex, 110 East Court Avenue, Des Moines, Iowa. A copy of this *Notice* has been served upon all creditors and parties of interest on the attached list, which corresponds to the list attached to the Motion to Limit Notice filed contemporaneously and was provided to Dan Hopper for posting on the web site about Thousand Adventures, Inc.

**NOTICE IS FURTHER GIVEN** any and all objection to the motion must be filed on or before the 16<sup>th</sup> day of October, 2001. The objection must be filed with the Clerk of Bankruptcy Court, Southern District of Iowa, P.O. Box 9264, Des Moines, Iowa 50306-9264, and simultaneously a service copy must be mailed to trustee, Eric W. Lam, P.O. Box 1943, Cedar Rapids, Iowa 52406-1943; the movant, Joseph A. Peiffer, P.O. Box 2877, Cedar Rapids, Iowa 52406-2877; and the U.S. Trustee, Suite 517, 210 Walnut Street, Des Moines, Iowa 50309-2108.

**NOTICE IS FURTHER GIVEN** that timely-filed objections, if any, will be set for hearing by separate notice. If no objections are filed, the appropriate order will be entered.

Dated this 26<sup>th</sup> day of September, 2001.

DAY RETTIG PEIFFER JOHANSEN, P.C.

/s/ Joseph A. Peiffer  
JOSEPH A. PEIFFER IS999471  
PO Box 2877  
Cedar Rapids IA 52406-2877  
Telephone: (319) 365-0437  
Facsimile: (319) 365-5866  
Attorney for Chapter 7 Trustee

CERTIFICATE OF SERVICE

I hereby certify that a copy of the document on which this appears and all enclosures, was mailed the date indicated below, to the parties in interest listed below as required by the Bankruptcy Rules by Day Rettig Peiffer Johansen, P.C.; it was also transmitted to Dan Hopper, Chairman of the Thousand Adventures, Inc. Members Committee for posting on the National Association of Members web site. In addition, this Notice was mailed to the parties listed on the attached Exhibit AB”, which are the same parties listed in the Motion to Limit Notice filed in Bankruptcy Case #97-03618DJ on December 1, 1999 as amended on January 12, 2000.

Dated: September 26<sup>th</sup>, 2001.

Signed: /s/Sandra L. Brock

UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF IOWA  
CENTRAL DIVISION

IN RE:	)	
	)	Chapter 7
THOUSAND ADVENTURES, INC.,	)	Bankruptcy No: 97-03618
	)	
Debtor.	)	
	)	

ORDER APPROVING MOTION FOR PAYMENT OF FEES FOR  
TRUSTEE'S ATTORNEY, JOSEPH A. PEIFFER FOR WORK DONE IN  
THOUSAND ADVENTURES OF FLORIDA, INC. BANKRUPTCY AND  
ORDER APPROVING INTERIM PAYMENT OF EXPENSES FOR TRUSTEE'S ATTORNEY

The Court was presented with the Motion for Payment of Fees of Trustee's Attorney for work done in Thousand Adventures of Florida, Inc. and Motion for Second Interim Allowance of Expenses of Trustee's Attorney. The Motions were bar date noticed. No objections to the Motions were received. The Court finds that good cause has been shown to grant the Motions.

WHEREFORE, IT IS ORDERED that the Motion for Payment of Fees of Trustee's Attorney, Joseph A. Peiffer for services performed in the Thousand Adventures of Florida, Inc. bankruptcy in the amount of \$2,272.00 is granted. IT IS FURTHER ORDERED that the Motion for Second Interim Payment of Expenses for Attorney for Trustee in the amount of \$3,288.93 is granted. Trustee is hereby directed to pay counsel from the funds he has on hand.

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Lee M. Jackwig, Chief Bankruptcy Judge  
Southern District of Iowa

Order prepared by:  
Joseph A. Peiffer IS9999471  
Attorney for Trustee