The Honorable: Laurie Selber Silverstein

Chapter 7

 Location:
 Court Room 2, 6th FL

 Hearing Date:
 05/18/2023

 Hearing Time:
 2:30 pm

 Response Date:
 04/17/2023

UNITED STATES BANKRUPTCY COURT DISTRICT OF DELAWARE

In re: BIG ISLAND CARBON LLC § Case No. 12-13023-LSS

§ §

§

Debtor(s)

NOTICE OF TRUSTEE'S FINAL REPORT AND APPLICATIONS FOR COMPENSATION AND DEADLINE TO OBJECT (NFR)

Pursuant to Fed. R. Bankr. P. 2002(a)(6) and 2002(f)(8), please take notice that <u>Charles A. Stanziale</u>, trustee of the above styled estate, has filed a Final Report and the trustee and the trustee's professionals have filed final fee applications, which are summarized in the attached Summary of Trustee's Final Report and Applications for Compensation.

The complete Final Report and all applications for compensation are available for inspection at the Office of the Clerk, at the following address:

United States Courthouse 824 Market St N 3rd Floor Wilmington, DE 19801

Any person wishing to object to any fee application that has not already been approved or to the Final Report, must file a written objection within 20 days from the mailing of this notice, together with a request for a hearing and serve a copy of both upon the trustee, any party whose application is being challenged and the United States Trustee. If no objections are filed, the Court will act on the fee applications and the trustee may pay dividends pursuant to FRBP 3009 without further order of the Court.

Date Mailed: 03/28/2023 By: /s/ Charles A. Stanziale

Ch. 7 Trustee

Charles A. Stanziale 100 Passaic Ave. Suite 310 Fairfield, NJ 07004 (201) 306-0066 cstanziale@chas-law.com

UST Form 101-7-NFR (10/1/2010)

The Honorable: Laurie Selber Silverstein

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UNITED STATES BANKRUPTCY COURT DISTRICT OF DELAWARE

In re:BIG ISLAND CARBON LLC

\$ Case No. 12-13023-LSS
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SUMMARY OF TRUSTEE'S FINAL REPORT AND APPLICATIONS FOR COMPENSATION

The Final Report shows receipts of : \$ 1,470,906.29 and approved disbursements of: \$ 1,396,269.63 leaving a balance on hand of 1 : \$ 74,636.66

Claims of secured creditors will be paid as follows:

Debtor(s)

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
Finance Director	DIRECTOR OF FINANCE, COUNTY OF HAWAII	107,330.81	68,241.85	68,241.85	0.00
9 -2	Synergy Bank, SSB	5,066,914.61	397,226.90	397,226.90	0.00
19 -1	Kona Investment Holdings LLC	11,559,860.83	0.00	0.00	0.00
21 -1	State pf Hawaii, Dept of Financ	1,454.22	0.00	0.00	0.00

Total to be paid to secured creditors: \$ 0.00
Remaining balance: \$ 74,636.66

¹The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. § 326(a) on account of the disbursement of the additional interest.

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees - CHARLES A. STANZIALE	16,545.31	0.00	5,620.91
Attorney for Trustee Fees - McCARTER & ENGLISH, LLP	373,526.50	100,000.00	26,897.52
Attorney for Trustee, Expenses - McCARTER & ENGLISH, LLP	5,963.58	0.00	2,026.00
Bond Payments - International Sureties, Ltd.	757.82	757.82	0.00
Administrative Rent - State of Hawaii Department of Hawaiian Home Lands	300,000.00	300,000.00	0.00
Accountant for Trustee Fees (Other Firm) - BEDERSON & COMPANY	10,718.50	0.00	3,641.38
Accountant for Trustee Expenses (Other Firm) - BEDERSON & COMPANY	42.19	0.00	14.33
Consultant for Trustee Fees - RICHARD J. VIDGEN	26,875.00	26,875.00	0.00
Consultant for Trustee Expenses - RICHARD J. VIDGEN	560.38	560.38	0.00

\$ 38,200.14 \$ 36,436.52

Applications for prior chapter fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
None			

Total to be paid for prior chapter administrative expenses: Remaining balance:

\$ 0.00
\$ 36,436.52

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$13,629.14 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No.	Claimant	Allowed Amount of Claim	,	' 1
10 -1	Richard Vidgen	11,725.00	0.00	0.00
11P-1	State of Hawaii Department of Taxation	1,904.14	0.00	0.00

Total to be paid for priority claims: Remaining balance:

\$ 0.00 \$ 36,436.52

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$36,381.71 have been allowed and will be paid <u>pro rata</u> only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 100.0 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
1 -1	Stephen M. Lipka	559.60	0.00	559.60
2-1	Pacific Concrete & Coring, Inc.	89.56	0.00	89.56
3 -1	Kona Industries, Inc	145.41	0.00	145.41
4 -1	Kona Clean Sweep LLC	112.89	0.00	112.89
5 -1	Tinguely Development, Inc.	1,560.66	0.00	1,560.66
6 -1	Red-D-Arc Inc.	641.39	0.00	641.39
7-1	Occupational Safety Services, Inc.	48.17	0.00	48.17
8 -1	Trefz Engineering, Inc.	1,151.71	0.00	1,151.71
9 -1	Synergy Bank, SSB	0.00	0.00	0.00
10-1U	Richard Vidgen	9,930.57	0.00	9,930.57
12 -1	Dun & Bradstreet	118.57	0.00	118.57
13 -1	Fastenal Company	69.13	0.00	69.13
14 -2	Noguchi & Associates, Inc	751.76	0.00	751.76
15 -1	Wesley R Segawa & Associates, Inc	8,117.21	0.00	8,117.21
16 -1	Enaqua	9,402.95	0.00	9,402.95
17 -1	Johnson-March	3,201.08	0.00	3,201.08
18 -1	Hawaii Electric Light Company, Inc.	481.05	0.00	481.05

Total to be paid for timely general unsecured claims: Remaining balance:

\$ 36,381.71
\$ 54.81

Tardily filed claims of general (unsecured) creditors totaling \$0.00 have been allowed and will be paid <u>pro rata</u> only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim		_ '
20 -1	Tinguely Development, Inc.	0.00	0.00	0.00

Total to be paid for tardily filed general unsecured claims: Remaining balance:

\$ 0.00
\$ 54.81

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$54.81 have been allowed and will be paid <u>pro rata</u> only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 100.0 percent, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

Claim No.	Claimant	Allowed Amount of Claim	,	' 1
11-1U	State of Hawaii, Department of Taxation	54.81	0.00	54.81

Total to be paid for subordinated claims: \$ 54.8 Remaining balance: \$ 0.0

Charles A. Stanziale: /s/ Charles A. Stanziale

Ch. 7 Trustee

Charles A. Stanziale 100 Passaic Ave. Suite 310 Fairfield, NJ 07004 (201) 306-0066 cstanziale@chas-law.com

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.