

EXAMPLE RESPONSES – REAL RESPONSES – IN REVERSE ORDER – MOST RECENT/LAST FIRST –

Guys – these were sent in to me from a course buyer. I took out case info and his info so that he wouldn't get deluged with questions and no one would contact a bk trustee on a case he is working.

You'll notice:

HE GIVES THEM THE INFO THEY NEED SO THAT THEY CAN DETERMINE IF THEY CAN PAY HIM!

HE SUPPLIES THEM WITH THE CONTRACT AHEAD OF TIME.

HE USES OUR SYSTEM AS IT IS WRITTEN.

HE DOESN'T CARE IF ITS CHAPTER 13, 7, ETC – THE COURT WILL DETERMINE IF THEY WANT TO PURSUE.

----- STOP THINKING, START DOING!!

HERE'S WHAT I WAS SENT:

Just wanted to share some emails with you guys. Sorry if this isn't where to send them.

This is acceptable. My staff will prepare the documentation to reopen the case and to employ Asset Recovery Service on a 25% contingency.

[[[]]] name was here

Bankruptcy Trustee

[[[]]] address one was here

[[[]]] address two was here

[[[]]] phone was here

Trustee[[[]]] email was here

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From: [[hybrid user email]]
Sent: Monday, October 07, 2013 7:15 AM
To: [[paralegal and trustee names were here]]
Cc: [[hybrid user cc'd himself]]
Subject: [[case number and debtors' names were here]]

Hi [[paralegal name]],

Sorry for the delay in getting this to you. This is a copy of the email I sent to [[trustee's name]] email [[trustee's email address referenced here]] on 9/23 and 9/26 and is as follows. I had previously spoke to [[receptionist/secretary name]] and am not sure if [[trustee's name]] got this email or not. This email will answer some of the questions [[trustee's name]] posed, and I will address the questions asked, individually afterwards.

9/23/13

To: [[trustee's name]], Trustee

Fr: [[asset recovery person's name]]

Re: Recovery of Monies Due to the Bankruptcy Court

Dear Trustee [[trustee's name]],

My name is [[asset recovery pro's name]] of [[the company he has – you don't need it]] and I am an asset recovery specialist.

I have identified funds held by a County or State Court that are due to the Bankruptcy Court.

These funds are in the debtor's name and the Bankruptcy court was not notified, as the County does not index Bankruptcy Court cases in their system. The funds I research are created by foreclosure overages, unclaimed probate, tax refunds, condemnation overages, eminent domain payments, etc. No claim has been made on the funds, because the County/State has been unable to find the claimant.. I work on a contingency basis, relying on a referral fee of 25%, payable only if and when you are successful claiming the funds. I confirm they are still being held and cross reference the debtor information against the claimant due' from the County or State. If you agree you would be willing to consider recovering these funds for the Bankruptcy Court, please let me know, and I will pass on the information you need to make the claim.

Bankruptcy case: [[case number]] Original Trustee: [[trustee's name]] Original Judge: [[judge name]]

Case was Filed: 02/08/2010 Discharged 05/17/2010 Terminated 06/24/2010

Amount of monies held that the Bankruptcy Court can recover: \$53,798.61

Years monies were created: 2012/2013

If you do not wish to claim the funds, please let me know. I can work with the debtor to recover them.

Respectfully,

[[asset recovery pro's name and co name]]

[[asset recovery pro's number]]

[[asset recovery pro's address]]

I have included a copy of my standard agreement at the bottom of this email, I hope this suffices for [[trustee's name]]'s purposes.

Answers to questions posed by Trustee [[trustee's name]]

1. How much he will charge?

25%

2. The amount to be collected?

\$53,798.61

3. Did the asset exist prior to 2/8/10?

Yes

4. Is it located in the US?

Yes

5. Can he send a proposed contract for me to get court approval?

I have included a copy of my standard agreement at the bottom of this email, if this is suitable then we can work with my agreement, otherwise I will come up with something that is more agreeable to Mr. [[trustee's name]].

6. After approval of his contract, will I have to file a turnover motion?

I do not have an answer to this at this moment, and will get back to you on it ASAP, I'm waiting to hear back from my counsel. My understanding is that he would not need to [[guys they usually don't need to]].

This is a copy of my standard agreement:

Asset Recovery Agreement

[[state of bankruptcy court]] Bankruptcy Court, 'BC'

[[asset recovery pro's name and co name]], Asset Recovery Specialist 'ARS'

Claimant agrees to the following terms and conditions regarding the recovery of monies the court is due:

1. 'BC' enlists the help of 'ARS' for the recovery of monies due the court.

2. Amount of monies held is \$53,798.61. This will be disbursed as follows:

'BC' is to receive 75% of the gross monies recovered

'ARS' is to receive 25% of the gross monies recovered

'ARS' is to be paid from 'BC' after 'BC' receives funds and they have cleared 'BC's' account.

3. 'BC' is responsible for all costs associated with the retrieval of the funds from the court where these funds are held.

4. Bankruptcy case number: [[case number]], debtor [[debtors' names]].

5. Court reference number: XXXXXXXXX1748.

Upon receipt of BC representative signature, full case information – court location, source of funds, etc., will be provided.

6. Date funds were created: 2012/2013

7. Amount of funds held by the County/State – \$53,798.61

Signed _____ Dated _____

Printed name of BC representative _____

Title of BC representative _____

I look forward to working with you both!

Sincerely,

[[asset recovery pro's name]]

[[asset recovery pro's phone number]]

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

From: [[paralegal for trustee's name]]

To: [[asset recovery pro's email]]

Sent: Thu, 03 Oct 2013 21:05:07 -0000 (UTC)

Subject: [[case number and debtors' names]]

[[this was message forwarded from paralegal to asset recovery pro's email for review – paralegal was forwarding email they got from the trustee]]

From: [[trustee's name]]

Sent: Tuesday, October 01, 2013 9:30 PM

To: [[paralegal's name]]

Cc: [[secretary's name]]

Subject: [[case number, debtors' names]]

Call him. I need to know:

1. How much he will charge?
2. The amount to be collected?
3. Did the asset exist prior to 2/8/10?
4. Is it located in the US?
5. Can he send a proposed contract for me to get court approval?

6. After approval of his contract, will I have to file a turnover motion?

We have done this before and I don't need to know what the asset is although a type of asset and an exact amount will make the court happier when it reads the motion.

If he wants, he can send me an e-mail.

[[trustee's name]]Bankruptcy Trustee

[[trustee's address and contact info]]

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From: [[paralegal for trustee]]

Sent: Tuesday, October 01, 2013 4:28 PM

To: [[trustee]]

Subject: [[case number and debtor's names]]

[[trustee's name]]

Received call from [[asset recovery pro's name]] from an asset recovery business. He said he has sent you emails in regards to collecting about \$50,000 in assets he has found. Would not give me any information about where the money is from unless he gets the okay from you to pay him his fee. This case was concluded as a no asset case on 4/26/2010 and closed on 6/24/2010. His number is [[asset recovery pro's name]].

[[paralegal's name]]

.....

HERE'S ANOTHER CASE –

And the second email..... should have a third one before to long, that is for almost another 53K. Making the total on all three deal around 140K+

Hi Don,

Yes, the property address is [[property address of the foreclosure]].

The parcel number for that address is 508-041-03

The excess proceeds were created by document # [[case number]] and recorded in xxx County on 5/3/13.

Thanks,

[[asset recovery pro]]

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

From: Trustee

To: [[asset recovery pro]]

Sent: Mon, 07 Oct 2013 23:08:10 -0000 (UTC)

Subject: RE: RE BK Case [[case number]] [[debtors' names]]

Thanks [[asset recovery pro's name]]...

Can you give the address of the property for the motion?

I presume that this is the property located at [[address of property]]. This property was foreclosed by [[mortgage company name]] in July 2010.

The Debtors also had a property at [[dif address]] but they were living in this property.

Take care,

Don

From: [[asset recovery pro]]

Sent: Monday, October 07, 2013 7:37 AM

To: [[trustee]]

Subject: Re: RE BK Case [[case number and debtors' names]]

Hi Donald,

As per our conversation last week, I have included a copy of my standard agreement. Please copy and paste, sign and scan this back to me as soon as possible. Please keep me updated as to how this case is progressing.

Also, if you need anything from me, please contact me right away. I look forward to working with you.

Sincerely,

[[asset recovery pro's name and company name and contact info]]

Asset Recovery Agreement

[[bankruptcy court name]], 'BC'

[[asset recovery pro's name]], Asset Recovery Specialist 'ARS'

Claimant agrees to the following terms and conditions regarding the recovery of monies the court is due:

1. 'BC' enlists the help of 'ARS' for the recovery of monies due the court.

2. Amount of monies held is \$35,352.32. This will be disbursed as follows:

'BC' is to receive 75% of the gross monies recovered

'ARS' is to receive 25% of the gross monies recovered

'ARS' is to be paid from 'BC' after 'BC' receives funds and they have cleared 'BC's' account.

3. 'BC' is responsible for all costs associated with the retrieval of the funds from the court where these funds are held.

4. Bankruptcy case number: [[case number]], debtor [[debtor names]]

5. Court reference number: [[ref number of foreclosure]]

Upon receipt of BC representative signature, full case information – court location, source of funds, etc., will be provided.

6. Date funds were created: 2012/2013

7. Amount of funds held by the County/State – \$35,352.32

Signed _____ Dated _____

Printed name of BC representative _____

Title of BC representative _____

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

From: [[asset recovery pro email]]

To: [[trustee email]]

Sent: Fri, 27 Sep 2013 17:34:16 -0000 (UTC)

Subject: RE BK Case [[case number and debtors' names]]

09/27/2013

To: [[trustee name]], Bankruptcy Trustee

Fr: [[asset recovery pro's name]]

Re: Recovery of monies for BK Case# [[bk case number]]

Dear [[trustee's name]], Bankruptcy Trustee,

Hello! The following is information regarding the asset recovery we spoke about.

Bankruptcy case information:

Case # [[case number]] Debtors: [[debtors' names]]

Date filed 08/19/2010 Date Terminated 12/13/2012 Date Discharged 11/29/2010

Court information, monies to be recovered:

Document # [[foreclosure case number]] County/State: [[county and state]]

Source of funds: Tax Sale Amount Held: \$35,352.32

Date funds created: 05/03/2013

Per our conversation, I am an asset recovery professional than is paid to help the court recover these funds, for a contractual or referral rate of 25% of the gross monies recovered.

Please let me know as soon as possible if the court is willing to pursue these monies. If the court is not willing to pursue these funds, I will approach the creditors directly, or go to the claimant directly, if the creditor's debt is not recorded in the court.

The Bankruptcy Court is probably not currently indexed/archived with the County's records.

Respectfully,

[[asset recovery pro's name and contact info]]