

Receivership Management, Inc.

783 Old Hickory Blvd., Suite 255 Brentwood, TN 37027 (615) 370-0051 Fax (615) 373-4336

October 14, 2014

Ms. Eva Lemeh, Chapter 7 Trustee
Sommet Group LLC
4300 Kings Lane
Nashville, TN 37218

Isabel Colon, Regional Director
Employee Benefits Security Administration
U.S. Department of Labor
61 Forsyth Street SW
Suite 7B54 - SNAFC
Atlanta, GA 30303

Robert M. Lewis
Counsel
U.S. Department of Labor
Office of the Solicitor, Atlanta Regional Office
Sam Nunn Atlanta Federal Center
61 Forsyth Street, Room 7T10
Atlanta, GA 30303

RE: Sommet Group LLC 401(K) Plan
Successor Trustee's Thirty-First and Final Report and Fee Notice

Dear Ms. Lemeh, Ms. Colon and Mr. Lewis:

Pursuant to the Appointment and Engagement Documents entered by Samuel K. Crocker, Chapter 7 Trustee dated October 20, 2010, the Successor Trustee and Named Plan Administrator of the Sommet Group LLC 401(K) Plan (the "Plan") submits this Thirty-First Report and Fee Notice for fees and expenses for the period August 1, 2014 – September 30, 2014.

ACTIVITY REPORT

We have just filed the final 5500. Unless there are funds paid to the Plan as a result of our pending bankruptcy claim against Sommet Group LLC, no further report will be filed. At the conclusion of the bankruptcy proceedings we ask to be discharged and released.

ACCOUNTINGS REGARDING THE 401(k) PLAN

The review and approval procedure as outlined remains as follows: The Successor Trustee will provide written notice (the "Fee Notice") of compensation, fees or expenses, by filing the Fee Notice with the Chapter 7 Bankruptcy Trustee, and by serving a copy to the U.S. Department of Labor, Employee Benefits Security Administration, Atlanta Regional Office, Atlanta, Georgia. If, within fifteen (15) days after filing of a Fee Notice with the Chapter 7 Trustee, no objection to the Fee Notice or payment by the Plan of the compensation, fees or expenses described therein is filed with the Successor Trustee, such compensation, fees or expenses shall be deemed reasonable expenses of the Plan and shall be paid by the Plan without further action or approval.

Attached hereto as **Exhibit 1** is a schedule of the hourly rates for the Successor Trustee and the hourly rates of any staff of Receivership Management, Inc. that might be used to carry out the terms of the Appointment.

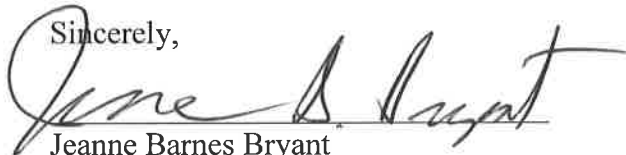
Attached hereto as **Collective Exhibit 2** are expense summaries for the period August 1, 2014 – September 30, 2014. Total expenses, as listed on Exhibit 2 include \$1,035.00 in Successor Trustee fees, \$583.50 in contract labor expenses, and \$247.74 in other expenses (which include identified charges for other fees, postage, copies, telephone, travel, etc.).

In the absence of any objection, reimbursement of \$1,035.00 in Successor Trustee fees, \$583.50 in contract labor expenses, and \$247.74 for other expenses will be paid from the Plan in accordance with the Appointment. The exact amounts and the parties to be paid are listed below:

- | | | |
|----|------------------------------|------------|
| 1. | Jeanne Barnes Bryant | \$1,035.00 |
| 2. | Receivership Management Inc. | \$831.24 |
| | \$583.50/Contract labor | |
| | \$247.74/Other expenses | |

If no objection is filed with the Successor Trustee within fifteen (15) days after the filing of the Fee Notice with Ms. LeMeh, the Successor Trustee will proceed to authorize payments due counsel and any other parties listed.

Sincerely,



Jeanne Barnes Bryant
Successor 401(k) Plan Trustee and Named Plan
Administrator
Sommet Group LLC 401(K) Plan
783 Old Hickory Blvd., Ste 255
Brentwood, TN 37027
Telephone: 615-370-0051/Fax: 615-373-4336

Receivership Management, Inc.

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Effective July 1, 2008

Fee Schedule for Receivership Management, Inc:

Jeanne Barnes Bryant	\$150 per hour
Rob Moore	\$130 per hour
Billy Spaulding	\$110 per hour
Sarah Forton	\$45 per hour

Information Tech Consultant	\$65 per hour
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Overhead charges are allocated pro-rata based upon the number of hours billed to a receivership. Currently overhead is billed at \$11.00 per hour. Overhead includes expenses of a general nature which cannot be charged to a specific receivership. Examples include depreciation on equipment, insurance, etc.

Rent is allocated to a receivership based on a physical presence (ie. Files, records, and other documentation) at the RMI location and the time spent on that receivership. It is by its nature an estimate and is normally set at the beginning of each quarter and remains constant during that quarter. The allocation is reviewed each month and if there is a material change in either the physical presence occupied or time spent on the receivership, the rent allocation is adjusted to reflect current conditions.

Office Expenses which can be specifically identified to a receivership (eg. telephone, postage, copies etc.) are charged to the receivership as incurred.

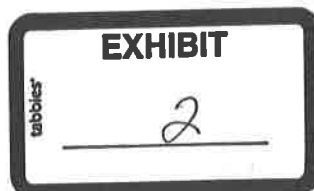
Travel: Per Diem-\$39.00 for meals and incidentals (first and last day of travel 75% of per diem amount allowed). Per Diem paid only if overnight travel is required. Transportation: By private car: 50 cents per mile; By common carrier: Actual ticket cost at coach.
Lodging: Actual amount charged.



SUMMARY TIME SHEET-SUCCESSOR TRUSTEE
SERVICES PROVIDED FOR SOMMET GROUP 401K PLAN
FOR THE PERIOD 8/01/14 THROUGH 9/30/14

Jeanne Barnes Bryant

AUGUST 2014 FEES	690.00
SEPTEMBER 2014 FEES	<u>345.00</u>
TOTAL FEES	<u><u>\$1,035.00</u></u>



Receivership Management, Inc.
P. O. Box 2307
Brentwood, TN 37024

Invoice for Professional Services

SOMMET GROUP LLC 401K PLAN		August 2014
8/13/2014	Jeanne Barnes Bryant	CHANGES TO JULY REPORT, QUESTION RE SCHEDULE, DISCUSSION WITH ROB MOORE RE FINAL REPORT, E-MAIL RE SAME 0.8 \$150.00 \$120.00
8/14/2014	Jeanne Barnes Bryant	E-MAIL RE JULY REPORT, QUESTION RE 5500 FILING 0.5 \$150.00 \$75.00
8/15/2014	Jeanne Barnes Bryant	E-MAIL RE 5500 FILING AND REPORT, QUESTION RE FINAL WORK 0.5 \$150.00 \$75.00
8/18/2014	Jeanne Barnes Bryant	E-MAIL RE 5500, CHANGES TO REPORT, E-MAIL TO SARAH FORTON RE SAME 0.8 \$150.00 \$120.00
8/19/2014	Jeanne Barnes Bryant	REVIEW AND SIGN FINAL REPORT, E-MAIL RE WEBSITE 0.5 \$150.00 \$75.00
8/20/2014	Jeanne Barnes Bryant	E-MAIL RE WEBSITE POSTING, QUESTION RE CLOSING 0.4 \$150.00 \$60.00
8/21/2014	Jeanne Barnes Bryant	DISCUSSION WITH ROB MOORE RE FINAL REPORT, QUESTIONS RE CLOSING 0.5 \$150.00 \$75.00
8/22/2014	Jeanne Barnes Bryant	QUESTION RE CLOSING 0.2 \$150.00 \$30.00
8/25/2014	Jeanne Barnes Bryant	DISCUSSION RE FINAL REPORT AND NO AUDIT ISSUE 0.2 \$150.00 \$30.00
8/27/2014	Jeanne Barnes Bryant	MEETING WITH BILLY SPAULDING AND ROB MOORE RE CLOSING 0.2 \$150.00 \$30.00
Total		\$690.00

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SOMMET GROUP LLC 401K PLAN

September 2014

9/2/2014	Jeanne Barnes Bryant	DISCUSSION WITH ROB MOORE RE ERISA RECORDS REQUIREMENTS AND CLOSING ISSUES	0.5	\$150.00	\$75.00	
9/22/2014	Jeanne Barnes Bryant	DRAFT AUGUST REPORT, QUESTION TO ROB MOORE RE STATUS	0.6	\$150.00	\$90.00	
9/23/2014	Jeanne Barnes Bryant	E-MAIL FROM SARAH FORTON RE REPORT AND FINAL WORK	0.3	\$150.00	\$45.00	
9/24/2014	Jeanne Barnes Bryant	DISCUSSION WITH ROB MOORE AND BILLY SPAULDING RE FINAL CLOSURE ISSUES AND AUGUST REPORT	0.3	\$150.00	\$45.00	
9/25/2014	Jeanne Barnes Bryant	DISCUSSION WITH SARAH FORTON RE SEPTEMBER REPORT	0.4	\$150.00	\$60.00	
9/29/2014	Jeanne Barnes Bryant	QUESTION RE STATUS	0.2	\$150.00	\$30.00	
Total					\$345.00	

SUMMARY TIME SHEET-CONTRACT LABOR
SERVICES PROVIDED FOR SOMMET GROUP 401K PLAN
FOR THE PERIOD 8/01/14 THROUGH 9/30/14

Receivership Management, Inc.

AUGUST 2014 FEES	278.50
SEPTEMBER 2014 FEES	305.00
RMI EXPENSES	<u>247.74</u>
TOTAL FEES	<u><u>\$831.24</u></u>

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Invoice for Professional Services

SOMMET GROUP LLC 401K PLAN					August 2014
8/6/2014	Billy B. Spaulding	PREPARE AND POST MONTH END JOURNAL ENTRIES TO GL. PREPARE PRELIMINARY 07-31-14 TRIAL BALANCE.	0.5	\$110.00	\$55.00
8/13/2014	Robert E. Moore, Jr.	UPDATE ACTIVITY REPORT .2	0.2	\$130.00	\$26.00
8/14/2014	Sarah D. Forton	WORK ON FEE REPORT	1	\$45.00	\$45.00
8/19/2014	Sarah D. Forton	WORK ON FEE REPORT	0.5	\$45.00	\$22.50
8/21/2014	Robert E. Moore, Jr.	MEETING WITH J.BRYANT RE: FINAL REPORTS, RECORDKEEPING, REMAINING ISSUES, DISCHARGE .75	0.75	\$130.00	\$97.50
8/27/2014	Robert E. Moore, Jr.	MEETING WITH J.BRYANT RE: DETAILS OF FINAL REPORT .25	0.25	\$130.00	\$32.50
Total					\$278.50

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Invoice for Professional Services

SOMMET GROUP LLC 401K PLAN

September 2014

Date	Client	Description	Hours	Rate	Amount
9/2/2014	Robert E. Moore, Jr.	MEETING WITH J.BRYANT RE: RECORDS DESTRUCTION AND RETENTION ISSUES, ERISA REQUIREMENTS, TIMING .75	0.75	\$130.00	\$97.50
9/23/2014	Sarah D. Forton	WORK ON FEE REPORT	1	\$45.00	\$45.00
9/26/2014	Robert E. Moore, Jr.	REVIEW BANKRUPTCY TRUSTEE FILINGS, REVIEW WHITFIELD CRIMINAL CASE PROCEEDINGS, ISSUE ADVISORY EMAIL TO J.BRYANT RE: CASE STATUS, DRAFT FINAL MONTHLY REPORT 1.25	1.25	\$130.00	\$162.50
Total					\$305.00

RMI EXPENSE RECOVERABLE SOMMET 401 K

8/1/14 Through 9/30/14

Category Description	8/1/14- 8/31/14	9/1/14- 9/30/14	OVERALL TOTAL
5300 EXPENSES			
5690-RMI OH EXPENSE	-85.80	-58.30	-144.10
6060-RENT	-43.32	-43.32	-86.64
6205-COPIES	-4.50	-5.00	-9.50
6210-POSTAGE	-7.50	0.00	-7.50
TOTAL 5300 EXPENSES	<u>-141.12</u>	<u>-106.62</u>	<u>-247.74</u>
OVERALL TOTAL	<u>-141.12</u>	<u>-106.62</u>	<u>-247.74</u>