TO: KRISPEN S. CARROLL DATE: \_\_\_\_\_\_\_\_\_\_

MARGARET CONTI SCHMIDT

MARIA GOTSIS

Chapter 13 Trustee's Office

719 Griswold Street

Suite 1100

Detroit, MI 48226

313/962-5035

RE: DEBTOR(S); Chapter 13 Case No. 00-00000-PJS/SWR

As requested, the following information is provided with respect to the non-bankruptcy legal matter for which I have been retained to represent the referenced Chapter 13 debtor.

Case Name:

Case Number:

Court:

Nature of Case/

Cause(s) of Action:

Status of Case:

Nature and Amount of Damages Sought:

Counterclaims, if any:

Defendant's Attorney:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Street Number & Suite)*

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(City, State, Zip)*

Other Named Party

Attorney: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Other Party's Name)*

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Attorney Name)*

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Attorney Street Number & Suite)*

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(City, State, Zip)*

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ Debtors' litigation attorney name ]

**UNITED STATES BANKRUPTCY COURT**

**EASTERN DISTRICT OF MICHIGAN**

**SOUTHERN DIVISION - DETROIT**

|  |  |
| --- | --- |
| **IN THE MATTER OF:**  DEBTOR,  JOINT DEBTOR  Debtors.  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_/ | CHAPTER 13  CASE NO. 00-00000-  JUDGE |

**APPLICATION FOR ORDER AUTHORIZING DEBTORS' CONTINUED EMPLOYMENT OF ATTORNEY FOR NON-BANKRUPTCY LEGAL MATTER**

TO: U.S. BANKRUPTCY JUDGE; U.S. TRUSTEE; CHAPTER 13 TRUSTEE; DEBTOR'S ATTORNEY; ALL CREDITORS; AND ANY OTHER INTERESTED PARTIES:

Debtor herein applies for an Order authorizing the continued employment of an attorney for legal services in connection with a non-bankruptcy legal matter and payment of associated legal services from any recovery prior to distribution through the Chapter 13 Plan. Debtor respectfully states:

1. Debtor filed for Chapter 13 relief on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

2. Prior to filing for relief under Chapter 13, debtor retained:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ in connection with a \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ claim of action against \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. The retainer agreement is attached as Exhibit B.

3. The current status of the legal matter is:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

4. Compensation promised and agreed to: *(check all applicable boxes)*

1. contingent fee basis at \_\_\_\_\_\_\_\_% of any recovery upon final judgment or settlement;
2. reimbursement for actual disbursements and expenses incurred;
3. flat rate of $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;
4. hourly rate of $\_\_\_\_\_\_\_\_ per hour, with an anticipated \_\_\_\_\_\_\_\_ hours of service, and not to exceed $\_\_\_\_\_\_\_\_\_\_\_\_;
5. other: *(explain in detail)*:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**WHEREFORE**, debtor prays this Honorable Court enter an order authorizing continued employment by debtor of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ for a non-bankruptcy legal matter, in accordance with the retainer agreement attached hereto as Exhibit B.

Dated:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Debtor

Dated:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Debtor's Litigation Attorney

Dated:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Debtor's Bankruptcy Attorney

**UNITED STATES BANKRUPTCY COURT**

**EASTERN DISTRICT OF MICHIGAN**

**SOUTHERN DIVISION - DETROIT**

|  |  |
| --- | --- |
| **IN THE MATTER OF:**  DEBTOR,  JOINT DEBTOR  Debtors.  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_/ | CHAPTER 13  CASE NO. 00-00000-  JUDGE |

**STATEMENT OF DISINTERESTEDNESS**

I, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, declare:

1. I am a member of the law firm of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

2. In compliance with 11 U.S.C. § 327(a), neither the law firm nor I hold an interest or represent an interest adverse to this bankruptcy estate, and we are disinterested persons/entities, as defined in 11 U.S.C. § 101(14).

3. In compliance with Bankruptcy Rule 2014(a), neither the law firm nor I have any connections with the debtor, creditors or the debtor, or any other party in interest, their respective attorneys and accountants, the United States Trustee, or any person employed in the office of the United States Trustee.

I declare under the penalty of perjury that the foregoing is true and correct.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Dated: By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**UNITED STATES BANKRUPTCY COURT**

**EASTERN DISTRICT OF MICHIGAN**

**SOUTHERN DIVISION - DETROIT**

|  |  |
| --- | --- |
| **IN THE MATTER OF:**  DEBTOR,  JOINT DEBTOR  Debtors.  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_/ | CHAPTER 13  CASE NO. 00-00000-  JUDGE |

**ORDER AUTHORIZING CONTINUED EMPLOYMENT OF**

**ATTORNEY IN NON-BANKRUPTCY LEGAL MATTER**

This matter came on for hearing on debtor's application for authorization to continue employment of an attorney in a non-bankruptcy legal matter, filed in accordance with E. D. Mich. LBR 9014-1, the application having been served and a Notice and Opportunity having been provided in accordance with the Local Rule, and the requisite time for objections having passed, and based upon the records of the Court herein the Court determines that the relief requested is warranted, and the Court being otherwise sufficiently advised in the premises;

**IT IS HEREBY ORDERED** that the debtor is authorized to continue employment of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ in connection with a non-bankruptcy legal matter in accordance with the retainer agreement;

**IT IS FURTHER ORDERED** that payment of legal fees and costs, if approved by this Court by separate application and order, may be made from any recovery in the legal action prior to distribution through the Chapter 13 Plan.