

## Proposed revisions to Local Rules and Forms posted for notice and comment

The Judges of the United States Bankruptcy Court for the District of Minnesota have approved for notice and comment amendments to **Local Rule 2016-1(a) and to paragraph 6 of Local Form 1007-1 and paragraphs 2 and 7 of Local Form 2016-1**. The text of the proposed rule and forms is available below. Comments will be accepted through **February 1, 2016**.

Comments can be mailed to Lori A. Vosejka, Clerk of Court, 301 US Courthouse, 300 South Fourth Street, Minneapolis, MN 55415 or sent via e-mail to [lori\\_vosejka@mn.uscourts.gov](mailto:lori_vosejka@mn.uscourts.gov).

### Rule 2016-1. Compensation of Professional Persons

(a) CHAPTER 7 CASES. A professional person seeking compensation in a chapter 7 case shall file an application complying with paragraph (c) of this rule and serve copies on the trustee and the United States Trustee. The application shall be reviewed as part of the trustee's **interim or** final report and account.

### Form 1007-1 - Disclosure of Compensation of Attorney for Debtor

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6. Pursuant to Local Rules 1007-1 and 1007-3-1, I have advised the debtor of the requirements of ~~paragraph 9 of~~ **in** the Statement of Financial Affairs of the duty to disclose all payments made, or property transferred, by or on behalf of the debtor to any person, including attorneys, for consultation concerning debt consolidation or reorganization, relief under bankruptcy law, or preparation of a petition in bankruptcy. I have reviewed the debtor's disclosures and they are accurate and complete to the best of my knowledge.

(continued on next page)

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA**

In re:

Case No.

Debtors.

**APPLICATION FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES  
BY ATTORNEY FOR DEBTOR(S) IN CHAPTER 13 CASE**

The undersigned applicant, pursuant to Local Rule 2016-1(d), states that:

1. The applicant is the attorney for the Debtor(s).
2. The status of the case is as follows:
  - A plan ~~has been~~ **was** confirmed **on [date]**;
  - No plan has been confirmed and the case is pending; ~~or~~
  - ~~\_\_\_\_\_  No plan has been confirmed and the case has been dismissed.~~

The trustee has funds on hand in the amount of \$ \_\_\_\_\_.

3. Applicant seeks allowance of fees and reimbursement of expenses as follows:

Fees: \$ \_\_\_\_\_

Expenses:

Filing Fee \$ \_\_\_\_\_

Copies \_\_\_\_\_ (#) @ \$.\_\_\_\_\_ = \$ \_\_\_\_\_

Postage \_\_\_\_\_ (#) @ \$\_\_\_\_\_.\_\_\_\_ = \$ \_\_\_\_\_

Other (Itemize) \$ \_\_\_\_\_

Total Expenses: \$ \_\_\_\_\_

Total Fees and Expenses: \$ \_\_\_\_\_

(collectively, "Requested Fees and Expenses.") If the requested expenses include costs in addition to the expenses listed above, an itemization is attached to this application.

4. The Requested Fees and Expenses constitute reasonable compensation for actual, necessary

services rendered by the Applicant and actual, necessary expenses incurred on behalf of the Debtor(s). The services provided consist of the following:

- Pre-confirmation services; or
- Post-confirmation services consisting of the following:
  - Resolving motion(s) for relief from stay
  - Resolving motion(s) for dismissal
  - Filing motion(s) for sale of real estate
  - Filing motion(s) objecting to claim(s)
  - Preparing, serving and filing modified plan(s)
  - Assisting the debtor(s) in complying with § 521(f)(4)
  - Assisting the debtor(s) in responding to requests for information made in connection with an audit conducted pursuant to 28 U.S.C. § 586(f)

5. Regarding the Requested Fees and Expenses, the Debtor(s) has/have paid Applicant the sum of \$ \_\_\_\_\_ as of \_\_\_\_\_ [insert date]. The Debtor(s) owe the Applicant the sum of \$ \_\_\_\_\_ for the unpaid balance.

6. The Applicant has applied for fees and/or expenses in the case as follows:

<u>Date of Application</u>	<u>Amount of Application</u>	<u>Date of Order</u>	<u>Amount Allowed</u>	<u>Paid to Date</u>
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7. The applicant has not shared or agreed to share with any other person, other than with members of the applicant's law firm, any compensation paid or to be paid in this case.

Wherefore, the applicant requests the Court to enter an order ~~as follows:~~

~~\_\_\_\_\_ A. Awarding \$ \_\_\_\_\_, the unpaid balance stated in paragraph 5 above, for compensation and/or reimbursement; and~~

~~\_\_\_\_\_ B. If no plan is confirmed, authorizing the Chapter 13 trustee to disburse to Applicant from funds on hand, funds in the amount of the fees and expenses allowed hereunder.~~

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

/e/ \_\_\_\_\_

Atty Name: \_\_\_\_\_

Address \_\_\_\_\_

Phone, Attorney(s) for Debtor(s): \_\_\_\_\_