

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION - DETROIT**

IN RE:

CHAPTER 13
CASE NO.
JUDGE

Debtor(s).

_____ /

**APPLICATION FOR ORDER AUTHORIZING DEBTOR'S CONTINUED
EMPLOYMENT OF ATTORNEY FOR NON-BANKRUPTCY LEGAL MATTER
AND PAYMENT OF LEGAL FEES AND COSTS**

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(s) filed for Chapter 13 relief on _____.
2. The debtor(s) wish(es) to retain: _____
in connection with a _____
cause of action, Case No. _____ in the _____ Court against
_____. The retainer agreement is
attached as Exhibit B.
3. Please state a brief narrative of the cause of action and the relief requested:

_____.
4. Other parties to the cause of action are:

Co-Plaintiff(s)	Defendant(s)
Counsel for Co-Plaintiff(s)	Counsel for Defendant(s)

5. The current stage of the litigation is:

_____.

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

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

7. Prior to entering into any settlement of the cause of action and prior to the payment of any legal fees, the debtor(s) shall file a motion to approve the settlement and compensation with notice.

8. A Verified Statement of Disinterestedness is attached as Exhibit C.

WHEREFORE, debtor(s) pray(s) this Honorable Court enter an order (in the form attached hereto as Exhibit "A") authorizing continued employment by debtor(s) of _____ for a non-bankruptcy legal matter, in accordance with the retainer agreement attached hereto as Exhibit B.

Dated: _____

Debtor(s)

Dated: _____

Debtor's Litigation Attorney

Dated: _____

Debtor's«Debtors_PC1» Bankruptcy Attorney

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**ORDER AUTHORIZING CONTINUED EMPLOYMENT OF
ATTORNEY IN NON-BANKRUPTCY LEGAL MATTER**

This matter came before the Court for hearing on debtor(s) application for authorization to continue employment of an attorney in a non-bankruptcy legal matter (ECF # ____). Required parties were served with the application and with notice of the deadline for objections thereto. [strike one] No objection was timely filed, and a certification of no response has been filed (ECF #____) or objections were timely filed and heard. The Court has reviewed the pertinent pleadings and is 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;

IT IS FURTHER ORDERED that the debtor shall file a motion to approve the settlement of the non-bankruptcy legal matter and approval of compensation prior to any disbursement of the proceeds.

IT IS FURTHER ORDERED that the proceeds of the legal matter shall be held pending further Order of the Court.

Exhibit "A"

**UNITED STATES BANKRUPTCY COURT
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VERIFIED 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(s), creditors, 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.

4. I acknowledge that payment of fees, costs or other compensation for services rendered in the legal matter for which retention is sought is subject to prior approval of the Bankruptcy Court, and that all remaining proceeds after payment of Bankruptcy Court approved fees and expenses shall be remitted to the Chapter 13 Trustee unless the Bankruptcy Court orders otherwise.

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

Dated:

By: _____