

1 _____ [Name; Bar ID No.]
2 _____ [Address]
3 _____ [Telephone]
Attorney for Debtor(s)

4 **UNITED STATES BANKRUPTCY COURT**
5 **EASTERN DISTRICT OF CALIFORNIA**

6 **In re**) **Case No.**
7)
8 **Debtor(s).**)

9 **APPLICATION AND DECLARATION RE: ADDITIONAL FEES AND EXPENSES**
10 **IN CHAPTER 13 CASES**

11 *[For Use Only in Cases Where an Executed Copy of "Rights and Responsibilities" has been Filed]*

12 Pursuant to Bankruptcy Code Section 330 and Bankruptcy Rule 2016(a), the undersigned
13 hereby applies for \$_____ in additional fees and \$_____ in additional expenses in this
14 Chapter 13 case. In support of this application, the applicant hereby declares under penalty of
perjury as follows:

15 The applicant has served as attorney for the debtor(s) since _____. On _____
16 applicant received a retainer of \$_____. An executed copy of this Court's "Rights and
17 Responsibilities of Chapter 13 Debtors and Their Attorneys" was filed on _____. As reflected
18 in that document and in the Bankruptcy Rule 2016(b) disclosure statement, applicant and the
19 debtor(s) agreed that the initial fee for legal services and expenses in connection with this Chapter
20 13 case would be \$_____. Additional fees have been allowed by order(s) of this Court on
21 the following dates and in the following amounts: _____
22 _____.

23 To date, fees in the amount of \$_____ have been paid by the Chapter 13 Trustee through
24 the debtors' Chapter 13 plan.

25 The initial agreed-upon fee, as well as additional fees previously allowed, are not sufficient
26 to fully compensate the attorney for the legal services rendered. The time sheets attached hereto
27 as Exhibit A cover all services rendered to the debtor in connection with this Chapter 13 case since
28 the date the applicant commenced rendering services. *[Include a brief description of the specific work*

1 for which compensation is sought and a narrative explaining why the fees previously allowed pursuant to Local
2 Rule 2016-1 were not sufficient to fairly compensate the applicant for this work in light of the amount or
3 complexity of the work undertaken for the debtor.] _____
4 _____
5 _____
6 _____
7 _____.

8 After exercising reasonable billing judgment, the total number of hours expended in this
9 case for which applicant seeks compensation is _____. The applicant's customary hourly rate
10 for services of this nature is \$_____. A reasonable fee for the services rendered would be
11 \$_____ (multiply hours times hourly rate to arrive at the lodestar amount). Attached hereto
12 as Exhibit B is an itemization of all out-of-pocket expenses incurred in connection with this Chapter
13 13 case.

14 Accordingly, applicant respectfully requests that the Court allow additional fees of
15 \$_____ (lodestar amount less initial agreed-upon fee plus any additional fees previously
16 allowed) and \$_____ in additional expenses to be paid through the Chapter 13 plan.

17 I declare under penalty of perjury under the laws of the State of California that the foregoing
18 is true and correct.

19 DATED: _____
20 _____
Applicant and Attorney for Debtor(s)

21 If the debtor agrees that the requested compensation is reasonable and should be paid, the
22 debtor should sign in the space provided below.

23 If the debtor does not agree that the additional compensation requested in this application
24 is reasonable or is due and owing, the debtor should not sign below and instead should file a brief,
25 written explanation of any objection the debtor may have to the requested compensation.

26 DATED: _____
27 _____
Debtor

28 DATED: _____

Debtor