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3 UNITED STATES BANKRUPTCY COURT
4 EASTERN DISTRICT OF CALIFORNIA
5 SACRAMENTO DIVISION
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8 In re:)
9) Case No. 06-20930-B-13J
10 JOHN/ANGELA CHANTHALANGSY,)
11 Debtors.) Docket Control No. CRR-1
12) Date: September 19, 2006
Time: 9:30 a.m.

13 On or after the calendar set forth above, the court issued
14 the following ruling. The official record of the ruling is
appended to the minutes of the hearing.

15 Because the ruling constitutes a "reasoned explanation" of
16 the court's decision under the E-Government Act of 2002 (the
17 "Act"), a copy of the ruling is hereby posted on the court's
Internet site, www.caeb.uscourts.gov, in a text-searchable
18 format, as required by the Act. However, this posting does not
constitute the official record, which is always the ruling
appended to the minutes of the hearing.

19 **DISPOSITION AFTER ORAL ARGUMENT**

20 This matter continued from August 15, 2006 for further briefing.
21 Applicant filed his brief timely. No written opposition to this
22 matter was filed, so it is therefore suitable for disposition without
23 hearing.

24 On April 3, 2006, the debtors filed a chapter 13 petition. The
25 debtors and their attorney opted-out of the flat fee rate under the
26 Guidelines. The billing statement submitted by the applicant in
27 support of his application show that the applicant has performed
28 services for the debtor in this case totaling \$2,248.00. The billing

1 statement further shows that of this total amount, services amounting
2 to \$1,034.50 were performed pre-petition and services amounting to
3 \$1,213.50 were performed post-petition. In addition, on the
4 Disclosure of Compensation of Attorney for Debtor filed with the
5 debtor's petition the applicant certified, pursuant to 11 U.S.C.
6 2016(b) that he received \$1,700 in compensation prior to the filing of
7 the petition.

8 The debtors' attorney now seeks compensation for services
9 rendered in the amount of \$748.00, to be paid from a client trust
10 account established pursuant to the applicant's agreement with the
11 debtors. Pursuant to the confirmation order (Dkt. No. 16), the
12 debtors have paid into that account \$100 per month. Under 11 U.S.C. §
13 1327(a) all parties in interest are bound by the terms of the
14 confirmation order. Great Lakes Higher Education Corp. V. Pardee (In
15 re Pardee), 193 F.3d 1083 (9th Cir. 1999).

16 The application is approved for a total of \$2,248.00 in fees. No
17 costs are sought or approved. Applicant is authorized to apply the
18 \$1,700 pre-petition retainer to the fee award. The balance of the
19 fees shall be paid from counsel's trust account as it is replenished
20 pursuant to the terms of the August 1, 2006 order confirming plan.
21 The court finds that the time entries pre-dating the filing of this
22 case are sufficiently related to the bankruptcy case as to be
23 compensable. In re Busetta-Silvia, 314 B.R. 218 (10th Cir. BAP 2004).
24 As set forth in the attorney's application, the approved fees are
25 reasonable compensation for actual, necessary and beneficial services.

26 Except as so ordered, the motion is denied.

27 The court will issue a minute order.