

In the United States Bankruptcy Court
for the
Southern District of Georgia

GENERAL ORDER NUMBER 1995-4


FILED
MAY 15 10 18 AM '95
U.S. BANKRUPTCY COURT
SAVANNAH, GA.

Pursuant to the findings of the Honorable John S. Dalis in the case of In re Forster and Pamela Barger, et.al, Ch.13 Case No. 94-10901, slip op. (Bankr. S.D.Ga. March 28, 1995), the provisions of General Order Number 9 (1990), republished as General Order Number 1995-1 on February 24, 1995, are vacated. IT IS ORDERED that the lodestar rate for Chapter 13 debtor representation multiplied by the typical number of hours an attorney is obligated to devote in representation of a debtor in the typical Chapter 13 case justifies a fee of up to \$950.00 without a separate application.

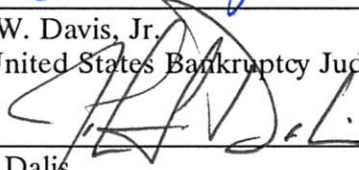
IT IS THEREFORE ORDERED that:

- 1) Effective in all cases filed after March 28, 1995, a claim for an attorney's fees for services rendered and expenses advanced to a Chapter 13 debtor shall be deemed automatically approved by the Court, in the absence of an objection, so long as said claim does not exceed the sum of \$950.00. Said fee shall be payable as follows: The first \$400.00 in payments from the Trustee as soon as practicable following confirmation. The balance of \$550.00, or less if applicable, in payments from the Trustee following this initial disbursement at a rate not to exceed \$50.00 per month.. Debtors' counsel are directed to file written statements pursuant to Bankruptcy Rule 2016(b) disclosing the fee arrangement with their clients.
- 2) Debtors' attorney may, of course, agree to represent debtors in said cases for a lesser amount should they choose and are required by the Code of Professional Responsibility to do so in appropriate cases where the amount and nature of the debt or other relevant factors result in less substantial expenditure of the attorney's time.
- 3) In the event that a debtor's attorney subsequently determines that an award of \$950.00 does not adequately compensate the attorney for legal services rendered, the attorney may petition for reasonable attorney's fees from the beginning of the case pursuant to 11 U.S.C. Section 330 under the standards set in Norman v. Housing Authority of the City of Montgomery, 836 F.2d 1292 (11th Cir. 1988).

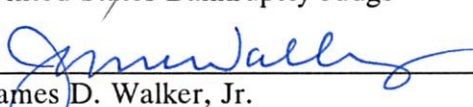
*Vacated:
General order 1998-1
12.29.98*



Lamar W. Davis, Jr.
Chief United States Bankruptcy Judge



John S. Dalis
United States Bankruptcy Judge



James D. Walker, Jr.
United States Bankruptcy Judge

Dated at Savannah, Georgia

This 11th day of May, 1995.