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IN THE UNITED STATES BANKRUPTCY COURT  
DISTRICT OF UTAH, CENTRAL DIVISION

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In re: Attorney's Fees in Chapter 13 Cases

Bankruptcy No. 06-50001  
Chapter 13

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**STATEMENT OF CURT MORRIS RE:  
PRESUMPTIVE DEBTORS ATTORNEY'S FEES IN CHAPTER 13 CASES**

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Curt Morris respectfully submits the following statement concerning presumptive debtors attorney's fees in chapter 13 cases:

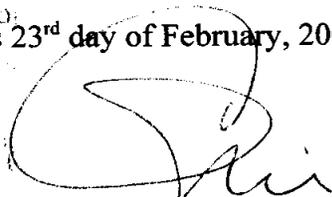
1. I have reviewed the letter and attachments provided to the Court submitted by attorneys Lee Davis, David Berry, Justin Burton, and Jory Trease.
2. I concur with the statements made in the review for the need for change of the problems with the existing fee structure, and the recommendations made.
3. I have reviewed the sample fee application and actual fee applications submitted already to the Court, and believe that they are similar to fee applications I have prepared with post BAPCPA chapter 13 cases.
4. Attached as Exhibit "A," is a copy of two spread sheets I will be using in my application for attorney's fees in the two post-BAPCPA cases where I am counsel. I would note a couple of differences from the examples which the Court already has:
  - a. I am a sole practitioner in Tooele County, and therefore have increased travel time to attend hearings in Salt Lake.

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- b. Practicing in a small town, I have made a business decision to not charge as much per hour for attorney time in lieu of the learning curve associated with the new bankruptcy laws although I have been practicing bankruptcy law for approximately 10 years. Therefore, I have only listed \$150 per hour for attorney time for these two attached examples. I expect and will be raising my hourly rate to approximately \$175 - 180 per hour as I become more comfortable with the new laws.
5. Despite these lower amounts per hour, my assessment shows attorney fees and costs would be approximately \$3,260.26 for a chapter 13 case from start to finish.

WHEREFORE, Curt Morris respectfully requests that the recommendations as presented to the Court as referred to above be adopted by the Court as the presumptive debtors attorney's fees in Chapter 13 cases.

Dated this 23<sup>rd</sup> day of February, 2006.



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Curt Morris, Attorney for Debtors

# **EXHIBIT**

**A**

**CALCULATION OF ATTORNEY'S FEES**  
CHRISTINE KUMP; CASE NO. 05-80102

DATE	SERVICE	ATTORNEY OR ASSISTANT	HOURS	RATE	TOTAL
7/12/2005	Consultation	Attorney	1	\$150.00	\$150.00
7/12/2005	OPEN CASE -prepare file	Assistant	0.5	\$45.00	\$22.50
7/12/2005	Enter Packet	Assistant	4	\$45.00	\$180.00
8/1/2005	Review Appointment	Attorney	1	\$150.00	\$150.00
8/10/2005	Review Appointment	Attorney	1	\$150.00	\$150.00
8/31/2005	Review Appointment	Attorney	1	\$150.00	\$150.00
10/3/2005	Phone appointment	Attorney	0.5	\$150.00	\$75.00
11/11/2005	Review Appointment	Attorney	1	\$150.00	\$150.00
11/11/2005	Credit Counseling Session	Assistant	0.5	\$45.00	\$22.50
11/16/2005	File Bankruptcy Petition and Paperwork	Assistant	0.5	\$45.00	\$22.50
11/15/2005	Prepare Profit & Loss spreadsheet	Assistant	1.5	\$45.00	\$67.50
11/17/2005	Letter and Prepare & copy disclosures	Assistant	1	\$45.00	\$45.00
11/17/2005	Postage				\$1.06
12/8/2005	Prepare client reminder letter	Assistant	0.25	\$45.00	\$11.25
12/8/2005	Postage				\$0.37
12/12/2005	Prepare Declaration Regarding Tax Returns	Assistant	0.5	\$45.00	\$22.50
12/13/2005	File Declaration Regarding Tax Returns	Attorney	0.5	\$150.00	\$75.00
12/13/2005	Postage				\$0.74
12/22/2005	Attend 341 Hearing	Attorney	1.5	\$150.00	\$225.00
1/11/2006	Review for Confirmation	Attorney	1	\$150.00	\$150.00
1/16/2006	Edit Profit & Loss spreadsheet	Assistant	1.5	\$45.00	\$67.50
1/17/2006	Prepare Amendment to I, J, Ch 13 Plan, Profit & Loss statements	Assistant	0.5	\$45.00	\$22.50
1/17/2006	Prepare Objection to Dismissal in Response to Trustee's Notice of Failure to Comply	Assistant	0.5	\$45.00	\$22.50
1/17/2006	Prepare Response to Trustee's Objection to Confirmation	Assistant	0.5	\$45.00	\$22.50
1/18/2006	Prepare letter to Trustee and copy supporting documents	Assistant	0.5	\$45.00	\$22.50
1/18/2006	Review letter, amendments, objection, & responses	Attorney	0.5	\$150.00	\$75.00
1/18/2006	File Amendment, Objection, and Response	Attorney	0.5	\$150.00	\$75.00
1/18/2006	Postage				\$5.85
1/23/2006	Prepare Objection to Proofs of Claim, and Notice of Hearing	Assistant	1	\$45.00	\$45.00
1/23/2006	Review Objection to Proofs of Claim, and Notice of Hearing	Attorney	0.25	\$150.00	\$37.50
1/24/2006	File Objection to Proofs of Claim, and Notice of Hearing	Attorney	0.5	\$150.00	\$75.00
1/24/2006	Postage				\$1.56
1/31/2006	Attend Confirmation Hearing	Attorney	1.5	\$150.00	\$225.00
2/1/2006	Review confirmation order	Attorney	0.2	\$150.00	\$30.00
2/13/2006	Attend Hearing on Objection to POC's	Attorney	1.5	\$150.00	\$225.00
2/16/2006	Approximate copies to date - 525 @.10 each				\$52.50
2/16/2005	Prepare Calculation of Attorney's Fees	Assistant	2.5	\$45.00	\$112.50
Estimated	Claims review after deadline date, download claims, set review w/client, review claims	Assistant	0.75	\$45.00	\$33.75
Estimated	Review meeting w/client for claims	Attorney	1	\$150.00	\$150.00
Estimated	Prepare objection and set for hearing	Assistant	0.5	\$45.00	\$22.50
Estimated	Attend hearing	Attorney	1.5	\$150.00	\$225.00
Estimated	Prepare and file report of Declaration of Reviewed Claims	Assistant	0.5	\$45.00	\$22.50
Estimated	Review budget course w/client, reminder	Assistant	0.5	\$45.00	\$22.50
Estimated	File Certificate regarding budget course	Assistant	0.3	\$45.00	\$13.50
	<b>Total Labor Costs to Date</b>		<b>34.25</b>		<b>\$3,278.08</b>

## CALCULATION OF ATTORNEY'S FEES

MARVIN & ROSE KRAMER; CASE NO. 05-80112

DATE	SERVICE	ATTORNEY OR ASSISTANT	HOURS	RATE	TOTAL
8/17/2005	Consultation	Attorney	0.5	\$150.00	\$75.00
8/18/2005	OPEN CASE -prepare file	Attorney	0.5	\$150.00	\$75.00
8/19/2005	Enter Packet	Assistant	3	\$45.00	\$135.00
8/25/2005	Review Appointment	Attorney	1	\$150.00	\$150.00
9/8/2005	Review Appointment	Attorney	0.5	\$150.00	\$75.00
10/4/2005	Review Appointment	Attorney	1	\$150.00	\$150.00
10/27/2005	Review Appointment	Attorney	1	\$150.00	\$150.00
11/9/2005	Credit Counseling Session	Assistant	0.5	\$45.00	\$22.50
11/9/2005	Review Appointment	Attorney	1	\$150.00	\$150.00
11/16/2005	Review Appointment	Attorney	1.5	\$150.00	\$225.00
11/17/2005	File Bankruptcy Petition and Paperwork	Assistant	0.5	\$45.00	\$22.50
12/8/2005	Letter re: disclosures, copy disclosures	Assistant	0.5	\$45.00	\$22.50
12/8/2005	Postage				\$1.06
12/8/2005	Reminder letter to client	Assistant	0.5	\$45.00	\$22.50
12/8/2005	Postage				\$0.37
12/12/2005	Prepare Declaration Regarding Tax Returns	Assistant	0.5	\$45.00	\$22.50
12/13/2005	File Declaration Regarding Tax Returns	Attorney	0.5	\$150.00	\$75.00
12/22/2005	Attend 341 Hearing	Attorney	1.5	\$150.00	\$225.00
1/5/2006	Review Appointment	Attorney	1	\$150.00	\$150.00
1/9/2006	Review for Confirmation	Attorney	1	\$150.00	\$150.00
1/12/2006	Prepare pay stub analysis & copy pay stubs	Assistant	1.5	\$45.00	\$67.50
1/12/2006	Prepare Amendment to D, E, I, J, Ch 13 Plan, Pay Advices, Form B22C	Assistant	1	\$45.00	\$45.00
1/12/2006	Prepare Objection to Dismissal in Response to Trustee's Notice of Failure to Comply	Assistant	0.5	\$45.00	\$22.50
1/12/2006	Prepare Response to Amended Trustee's Objection to Confirmation	Assistant	0.5	\$45.00	\$22.50
1/12/2006	Prepare letter to Trustee and copy supporting documents	Assistant	1.5	\$45.00	\$67.50
1/12/2006	Review letter, amendments, objection, & responses	Attorney	1	\$150.00	\$150.00
1/12/2006	Postage				\$1.35
1/13/2006	File Amendment, Objection, and Response	Attorney	0.5	\$150.00	\$75.00
1/12/2006	Postage - amended plan to 19 creditors				\$7.41
1/31/2006	Attend Confirmation Hearing	Attorney	1.5	\$150.00	\$225.00
2/1/2006	Review Confirmation Order	Attorney	0.2	\$150.00	\$30.00
2/14/2006	Approximate copies to date - 500 @ .10 ea.				\$50.00
2/15/2006	Prepare Calculation of Attorneys Fees	Assistant	2	\$45.00	\$90.00
Estimated	Claims review after deadline date, download claims, set review w/client, review claims	Assistant	0.75	\$45.00	\$33.75
Estimated	Review meeting w/client for claims	Attorney	1	\$150.00	\$150.00
Estimated	Prepare objection and set for hearing	Assistant	0.5	\$45.00	\$22.50
Estimated	Attend hearing	Attorney	1.5	\$150.00	\$225.00
Estimated	Prepare and file report of Declaration of Reviewed Claims	Assistant	0.5	\$45.00	\$22.50
Estimated	Review budget course w/client, reminder	Assistant	0.5	\$45.00	\$22.50
Estimated	File Certificate regarding budget course	Assistant	0.3	\$45.00	\$13.50
	<b>Total Labor Costs to Date</b>		<b>31.75</b>		<b>\$3,242.44</b>