

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF MISSOURI**



GENERAL ORDER AMENDING LOCAL RULES 2016-1 E and 9060-1 H and I

For good cause shown, and pending revision to this Court's local rules, it is hereby ORDERED that Local Rules 2016-1 E, Post-Confirmation Attorney Fees in Chapter 13 Cases and 9060-1 H and I, Notices and Hearings are Amended to read:

Rule 2016-1. Compensation For Services Rendered and Reimbursement of Expenses

E. Post-Confirmation Attorney Fees in Chapter 13 Cases. Additional attorney fees, if any, for post-confirmation services may be allowed according to the flat fee schedule set out in this rule. Any deviation from this schedule shall be by motion made to the Court, supported by detailed time and expense records.

Motions to Suspend or Abate Payments - \$ 200
Motions to Incur Additional Debt - \$ 150
Motions to Distribute Insurance Proceeds - \$ 125
Motion to Retain Tax Refund Greater than \$2,500 - \$150
Motion for Payoff of Chapter 13 Plan - \$75
Motion for Relief from Stay (divorce) - \$200
Defense of Motions for Relief from the Automatic Stay - \$ 350
Defense of Motions to Dismiss - \$ 200
Obtaining Confirmation of Amended Plan - \$250
Amendments to Schedules - \$ 150
Amendments to Schedules I & J with Business Attachments - \$ 200
Filing Proofs of Claim on behalf of creditors - \$ 125
Objections to ~~Unsecured~~ Proofs of Claim (no hearing) - \$ ~~100~~ 125
Objections to ~~Secured~~ Proofs of Claim (with hearing) - \$ 225
Motions to Sell Property - \$ 200
Motions to Employ Counsel/Professional - \$ 175
Motions to Approve Settlement/Allow Use of Settlement - \$ 175
Motion to Avoid Lien or Avoid Judgment - \$200
Motions to Vacate or Set Aside Order - \$ 125
Motions for Emergency Hearing - \$ 100
Appearance at Hearing Due to Trustee's Request for Hearing Based on Debtor's Failure to Cooperate - \$ 125

Debtor's attorney may also request reimbursement for expenses, in addition to the above fee schedule, at the rate of up to \$0.25 per copy and any postage costs that debtor's attorney incurs.

Debtor's attorney must include the number of copies, the postage rate, and the number of items mailed in the request for post-confirmation fees.

Debtor's attorney seeking payment of flat fees pursuant to this rule shall file with the court a motion (**See Local Form - MOW 2016-1.2**) identifying the services provided, and stating that the services are for post-confirmation work. Such motion shall be served on the debtor, the trustee, the United States Trustee, and parties who requested notice, with 20 days after service to object. Motions for post-confirmation fees in excess of \$1,000 must be noticed to all creditors pursuant to Local Rule 2016-1. If no objections are filed, the court may enter an order as to such fees without further hearing.

H. Set for Hearing. Unless otherwise ordered by the court, certain motions will be set for hearing and the hearing will be held even if no response has been filed. The Court will schedule the hearing and the movant is responsible for promptly serving the hearing notice on all parties not receiving electronic notice. These motions include:

1. Creditor's motion to convert - all chapters
2. Creditor's motion to dismiss - all chapters
3. Motion for hardship discharge
4. Motion to extend the stay
5. Motion to impose the stay
6. Objection to confirmation
- ~~7. Objection to secured claim~~
87. Trustee's motion to dismiss - chapter 7
98. Trustee's motion to dismiss for "bad faith" or "with prejudice" - chapter 13

I. Held for Response—Any Required Notice Prepared by Movant. Motions will be held 20 days (except those held 30 days as identified below) for a response to be filed. Movant is responsible for serving the motion on all parties and, if applicable, all creditors not receiving electronic notice and preparing the notice of motion if required. If a response is filed, the Court will schedule a hearing and post the hearing notice to the court docket. Movant is responsible for serving the hearing notice on all parties not receiving electronic notice. If a filed response proposes corrective action(s), the court may order the respondent to take those actions by a specific deadline. Failure to take those actions may result in an order of dismissal. If no response is filed, the Court will enter an order. These motions include:

1. Debtor's motion to convert 7 to 11,12 and 13
2. Debtor's motion to convert 11 to any chapter
3. Debtor's motion to convert 12 to any chapter
4. Debtor's motion to convert 13 to 11 or 12
5. Debtor's motion to dismiss - ch. 7, 11 and 12
6. Trustee's motion to dismiss - chapter 13
7. Defendant's motion to dismiss an adversary
8. Motion to Assume/Reject
9. Motion to borrow
10. Motion to compel turnover
11. Motion/Application for compensation
12. Motion to deconsolidate case
13. Motion to deposit funds in court registry

