

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA**

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In re:

Administrative Order 09-4

1) Delegation of Responsibility for Service of “Notice of Trustee’s Final Report and Applications for Compensation (NFR)” to Chapter 7 Case Trustees;

2) Implementation of New Local Form “Trustee’s Summary of Requested Fees and Expenses”

and

3) Related Local Rule Amendments

Section 602 of the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005, codified at 28 U.S.C. §589b, required the Attorney General to issue rules requiring uniform forms for final reports by trustees in cases under chapters 7, 12 and 13 of the Bankruptcy Code (uniform forms). The new uniform forms and rules setting forth procedures for completing the forms were effective April 1, 2009. In conjunction with implementation of these uniform forms and in the interest of judicial economy, it is **ORDERED** that, effective May 1, 2009:

1. The new uniform form entitled “Notice of Trustee’s Final Report and Applications for Compensation (NFR)” (which replaces the clerk’s notice referenced in Local Rule 2002-1(C)(10), that is currently prepared and served on all parties of record by the clerk) shall be prepared, filed and served as may be required under Bankruptcy Rules 2002(a)(6) and 2002(f)(8) by the assigned chapter 7 trustee not later than ten calendar days after the “Trustee’s Final Report (TFR)” is filed with the court. A certificate of service of the “Notice of Trustee’s Final Report and Applications for Compensation (NFR)” shall also be filed by the trustee as required under Local Rule 2002-1(F).

2. The new Local Form “Trustee’s Summary of Requested Fees and Expenses” (attached as Exhibit A) is adopted for use in chapter 7 cases and shall be filed by the trustee within ten calendar days after the “Trustee’s Final Report (TFR)” is filed with the court. If the trustee is required to prepare, file and serve the “Notice of Trustee’s Final Report and Applications for Compensation (NFR),” the Local Form “Trustee’s Summary of Requested Fees and Expenses” must also be served along with the “Notice of Trustee’s Final Report and Applications for Compensation (NFR)”.

3. In conjunction with the provisions of this order:

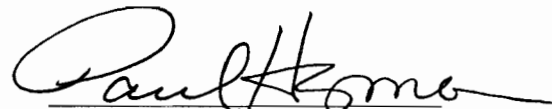
(A) Local Rule 2002-1(C)(10) shall be amended to read as follows:

(10) Notice of Trustee's Final Report and Applications for Compensation and Setting Deadline for Objections. In chapter 7 cases in which the amount of net proceeds realized exceeds the amount set forth in Bankruptcy Rule 2002(f)(8), or the amount of any application for compensation exceeds the amount set forth in Bankruptcy Rule 2002(a)(6), the chapter 7 trustee shall provide notice of the trustee's final report of estate, the court's intention to approve the fee applications, and the 20 calendar day deadline for objecting to the final report or the fee applications by serving the "Notice of Trustee's Final Report and Applications for Compensation (NFR)," accompanied by the Local Form "Trustee's Summary of Requested Fees and Expenses".

(B) Local Rule 3009-1 shall be amended to read as follows:

Rule 3009-1. Deadline for Objections to Report of Estate.
Any objections to the final report or applications for compensation listed in the "Notice of Trustee's Final Report and Applications for Compensation (NFR)" shall be filed not later than 20 calendar days after the service of the notice.

ORDERED in the Southern District of Florida on May 4, 2009.


Paul G. Hyman, Chief Judge
United States Bankruptcy Court

c: All SD Bankruptcy Judges
Office of the U.S. Trustee

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA**

www.flsb.uscourts.gov

In re:

Case No.
Chapter 7

_____ Debtor _____/

Trustee's Summary of Requested Fees and Expenses

[If Checked] The chapter 7 trustee is **not required** to file and serve a Notice of Trustee's Final Report and Applications for Compensation on all parties of record because the amount of net proceeds realized does not exceed the amount set forth in Bankruptcy Rule 2002(f)(8) and the amount of any application for compensation does not exceed the amount set forth in Bankruptcy Rule 2002(a)(6).

Docket Entry #	Applicant Name and Role	<u>Total Fees</u>	<u>Interim Fees Paid</u>	<u>Additional Fees Requested</u>
		Total Expenses	Interim Expenses Paid	Additional Expenses Requested
		\$ _____ \$ _____	\$ _____ \$ _____	\$ _____ \$ _____
		\$ _____ \$ _____	\$ _____ \$ _____	\$ _____ \$ _____
		_____	_____	_____
		_____	_____	_____
		_____	_____	_____
		_____	_____	_____
		_____	_____	_____
		_____	_____	_____
		_____	_____	_____

Dated: _____

Submitted by:

Chapter 7 Trustee
[Address]

[EXHIBIT A]