# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF FLORIDA

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In re:		Case No.
[Debtor]	1	
	_/	Chapter
[Plaintiff]		
V.		Adv. No
[Defendant]	/	Appellate Case No.

## **BILL OF COSTS**

Notice is given that the following Bill of Costs is presented to the bankruptcy clerk for consideration pursuant to Local Rule 7054-1 (or Local Rule 8021-1 for appellate costs) and in accordance with this court's Guidelines for Taxation of Costs by the Clerk.

Judgment was entered in the above-entitled action on [date] against \_\_\_\_\_\_.

The clerk of the bankruptcy court is requested to tax the following as costs:

Fees of the clerk	\$		
Fees for service of summons and complaint	\$		
Fees of the court reporter for any and all part of the transcript necessarily obtained for use in the case			
Fees for witnesses (itemized on reverse) taxable as costs	\$		
Fees for exemplifications and copies of papers necessarily obtained for use in this case			
Filing and Docketing fees for Notice of Appeal	\$		
Costs incident to taking of depositions taxable as costs	\$		
Other costs [Please itemize]	\$		
TOTAL	\$		

#### DECLARATION

I, attorney for **[name of party]** declare under penalties of perjury that the foregoing costs are correct and were necessarily incurred in the action, that the services for which fees have been charged were actually and necessarily performed, that the fees requested are allowable pursuant to this court's Guidelines for Taxation of Costs by the Clerk.

Name and Address of Judgment Debtor:

Date

Signature of Attorney

Print Name

Phone

COSTS ARE TAXED IN THE FOLLOWING AMOUNT AND INCLUDED IN THE JUDGMENT: \$

CLERK OF COURT

By: \_\_\_\_

Deputy Clerk

Date

WITNESS FEES (computation, cf. 28 U.S.C. §1821 for statutory fees)									
							TOTAL COST		
NAME AND RESIDENCE	ATTENDANCE		SUBSISTENCE		MILEAGE		EACH WITNESS		
NAME AND RESIDENCE		Total		Total		Total			
	Days	Cost	Days	Cost	Miles	Cost			
					т	OTAL			
					1	OTAL:			

#### NOTICE

### Section 1924, Title 28, U.S.C. provides:

"Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed".

#### Section 1920 of Title 28 reads in part as follows:

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree".

#### The Federal Rules of Bankruptcy Procedure contain the following provisions:

#### Bankruptcy Rule 7054(b)(1)

"Costs Other Than Attorney's Fees. The court may allow costs to the prevailing party, unless a federal statute or these rules provide otherwise. Costs against the United States, its officers, and its agencies may be imposed only to the extent permitted by law. The clerk, on 14 days' notice, may tax costs, and the court, on motion served within the next 7 days, may review the clerk's action."

#### Bankruptcy Rule 8021(d)

(d) Bill of Costs; Objections. A party who wants costs taxed must, within 14 days after a judgment on appeal is entered, file with the bankruptcy clerk and serve an itemized and verified bill of costs. Objections must be filed within 14 days after the bill of costs is served, unless the bankruptcy court extends the time.