**UNITED STATES BANKRUPTCY COURT**

**SOUTHERN DISTRICT OF FLORIDA**

**FORT LAUDERDALE DIVISION**

**In re: Case No. XX-XXXXX-PDR**

**DEBTOR, Chapter 11**

**Debtor.**

**\_\_\_\_\_\_\_\_\_\_\_\_\_** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_/

**INTERIM ORDER APPROVING THE EMPLOYMENT OF THE LAW FIRM OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ AS COUNSEL FOR THE DEBTORS IN POSSESSION EFFECTIVE AS OF THE PETITION DATE AND SETTING FINAL HEARING THEREON**

This matter came before the Court upon the *TITLE OF APPLICATION* [ECF No. \_\_\_ ] (the “Application”) filed by \_\_\_\_\_\_\_\_\_\_\_ (the “Debtor”), and the related *TITLE OF AFFIDAVIT* [ECF No. \_\_\_\_ ] (the “Affidavit”). The Application requests entry of an order approving the Debtor’s employment ofthe law firm of \_\_\_\_\_\_\_\_\_\_\_ (the “Firm”) in this Chapter 11 case.

The Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(A). The Court is authorized to grant the relief requested in the Application under 11 U.S.C. § 327, Fed. R. Bankr. P. 2014(a), and Local Rule 2014-1.

The Affidavit accompanying the Application makes relevant disclosures as required by Fed. R. Bankr. P. 2014 and Fed. R. Bankr. P. 2016, and constitutes a verified statement demonstrating that the Firm is disinterested as required by 11 U.S.C. § 327.

Bankruptcy Rule 6003 states, in pertinent part: “Except to the extent that relief is necessary to avoid immediate and irreparable harm, the court shall not, within 21 days after the filing of the petition, issue an order granting the following: (a) an application under Rule 2014 . . . .” An application under Rule 2014 is one for approval of employment of a professional pursuant to 11 U.S.C. §§ 327, 1103, or 1114.

The complexity of chapter 11 practice makes it extremely difficult for an individual unversed in this area to proceed without counsel. The Court finds that withholding approval of an application for interim retention of counsel for such individuals for twenty-one days would cause immediate and irreparable harm to the estate.

The Court adopts the following procedure for retention of counsel on an interim basis within the first twenty-one days following commencement of the case. The Court will enter an order approving retention of counsel on an interim basis until a final hearing can be convened, at least twenty-one days post-petition, after notice to all parties in interest and the United State Trustee. All objections to the retention of counsel will be preserved until the final hearing at which time the Court will review any such objections *de novo* and determine the merits of the Application. This procedure complies with the requirements of Fed. R. Bankr. P. 6003. It also ensures debtors in possession are represented by counsel so that they may seek relief in this Court during the first twenty-one days after commencement of the case and until such time as a final hearing on the Application for employment can be convened.

The Court having reviewed the Application and the Affidavit, and being otherwise fully advised in the premises, hereby ORDERS and ADJUDGES as follows:

1. The Application [ECF No. \_\_\_\_ ] is APPROVED as provided herein.

2. The employment by the Debtor of the Firm as general counsel in this Chapter 11 case is APPROVED pursuant to 11 U.S.C. § 327(a), on an interim basis, pending the final hearing as set forth below.

3. The employment of the Firm by the Debtor shall be effective as of the petition date, \_\_\_\_\_\_\_\_\_\_\_\_\_ .

4. The Firm shall apply for compensation and reimbursement of costs, pursuant to 11 U.S.C. §§ 330 and 331, at its ordinary rates and charges, as they may be adjusted from time to time, for services rendered and costs incurred on behalf of the Debtor.

5. The Court will conduct a final hearing on the Application on **DATE** **at 10:30 a.m.** (the “Final Hearing”) telephonically and all counsel must arrange to appear through Court Solutions by registering at www.court-solutions.com/SignUp not later than 3pm the business day prior to the hearing. If you are unable to register online, you may register by telephone at (917) 746-7476.

6. Entry of this Interim Order is without prejudice to the rights of any party in interest to interpose an objection to the Application, and any such objection will be considered on a *de novo* basis at the Final Hearing.

7. This Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation of this Interim Order.

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Copy to:

COUNSEL, Esq.

*COUNSEL, Esq. is directed to serve a copy of this order on all parties in interest and to file a certificate of service with the Court.*