**IN THE UNITED STATES BANKRUPTCY COURT FOR**

**THE MIDDLE DISTRICT OF ALABAMA**

**In re:**

 **, CASE NO.**

 **CHAPTER 13**

 **Debtor(s)**

**PURSUANT TO M.D. ALA., LBR 9007-1, THIS FILING WILL BE TAKEN UNDER ADVISEMENT BY THE COURT AND MAY BE GRANTED/APPROVED UNLESS A PARTY IN INTEREST FILES A RESPONSE WITHIN TWENTY-ONE (21) DAYS OF THE DATE OF SERVICE. RESPONSES MUST BE SERVED UPON THE MOVING PARTY AND, IN THE MANNER DIRECTED BY M.D. ALA., LBR 5005-4, FILED WITH THE CLERK ELECTRONICALLY OR BY U.S. MAIL ADDRESSED AS FOLLOWS: CLERK, U.S. BANKRUPTCY COURT, ONE CHURCH STREET, MONTGOMERY, AL 36104.**

**MOTION TO APPROVE COMPROMISE OR SETTLEMENT AND**

**APPLICATION FOR APPROVAL OF ATTORNEY FEES AND EXPENSES**

**COMES NOW,** [NAME], special counsel in the above-captioned case, pursuant to Fed. R. Bankr. Proc. 2002, 2016 and 9019, and respectfully moves this Honorable Court to approve the compromise and settlement of the Debtor’s claim against [DEFENDANT] and approve attorney fees and expenses. In support of said requests, special counsel states as follows:

1. On [PETITION DATE], the Debtor(s) filed this Chapter 13 case.
2. On [DATE CAUSE OF ACTION AROSE], the Debtor was [physically and/or financially injured as a result of (briefly describe type of case)].
3. The undersigned filed an Application to Employ Professional Persons at ECF Docket No. [DOCKET #] and my employment was approved on [DATE GRANTED] at ECF Docket No. [DOCKET #]. Co-counsel, [NAME OF CO-COUNSEL, IF APPLICABLE], filed an Application to Employ Professional Persons at ECF Docket No. [DOCKET #] and co-counsel’s employment was approved on [DATE GRANTED ] at ECF Docket No. [DOCKET #] (repeat if multiple firms were employed as co-counsel). Under the terms of my employment, as approved by the Court, I was employed on a contingency fee basis equal to [enter terms of the contingency fee arrangement and include specifics, such as a change in percentage based on type of recovery, i.e., pre-litigation settlement, post-litigation settlement, jury award, etc.] % of the total gross recovery plus reimbursement for actual, necessary expenses.
4. The Debtor has reached a settlement with the Defendant in the amount of $[AMOUNT OF SETTLMENT].
5. From this amount, there should be deductions as follows (see attached settlement statement):
	1. Attorney fees in the amount of $[REQUESTED ATTORNEY FEES]. The undersigned will receive $[ENTER MOVANT’S SHARE OF ATTORNEY FEES] in attorney fees and co-counsel shall receive $[ENTERE CO-COUNSEL’S SHARE OF ATTORNEY FEES] (repeat if multiple firms were employed as co-counsel). The undersigned moves this Honorable Court to approve these fees, which will be deducted from the settlement.
	2. Actual, necessary case expenses in the amount of $[AMOUNT OF EXPENSES], which the undersigned moves to have approved and paid from the settlement. An itemization of the expenses being sought is included in the settlement statement attached to this motion. (Insert additional lines for any case expenses sought by co-counsel)
	3. Pre-petition medical bills and subrogation interests to [NAME PARTY] in the amount of $[AMOUNT] (repeat as needed). An itemized listing of all pre-petition expenses and any negotiated settlement amounts is included in the settlement statement attached to this motion.
	4. Post-petition medical bills and subrogation interests to [NAME PARTY] in the amount of $[AMOUNT] (repeat as needed). An itemized listing of all post-petition expenses and any negotiated settlement amounts is included in the settlement statement attached to this motion.
	5. [List any other deductions from settlement of any other character.]

The net balance of the settlement, after payment of above-listed fees and expenses is $[AMOUNT]. This amount will be released to the Chapter 13 Trustee to be distributed pursuant to the terms of the [Debtor’s/Debtors’] plan. The Trustee will disburse to the [Debtor/Debtors] the remaining settlement funds based on the [Debtor’s/Debtors’] allowed claim of exemption, if any.

 WHEREFORE, the [Debtor/Debtors] moves this Honorable Court to enter an Order approving the settlement agreement set forth above and as described in the attached settlement statement and further moves for an order approving the undersigned counsel’s request for attorney fees and expenses.

 Dated: Click or tap to enter a date.

/s/ Attorney Name

Address

Phone

Email

***CERTIFICATE OF SERVICE***

I hereby certify that on this date, a true and correct copy of the foregoing Motion to Approve Compromise or Settlement and Application for Approval of Attorney Fees and Expenses was served upon the following creditors and parties in interest as follows:

**by CM/ECF**:

Sabrina L. McKinney, Chapter 13 Trustee,

Danielle K. Greco, Bankruptcy Administrator, ba@almb.uscourts.gov

(Attorney Name), Counsel for the Debtor(s), (email address)

**by First Class Mail, postage prepaid**:

Dated: Click or tap to enter a date.

/s/ Attorney Name

Address

Phone

Email