

**UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF ALABAMA**

In re:)
)
COMPENSATION OF DEBTOR’S ATTORNEY)
IN CARES ACT MODIFICATIONS) Administrative Order No. 2021-06
)

ADMINISTRATIVE ORDER

On March 27, 2020, the Coronavirus Aid, Relief, and Economic Security Act (“CARES Act”) was signed into law. Section 1113 of the CARES Act provided, among other things, for the modification of Chapter 13 plans after confirmation subject to certain requirements (“CARES Act modifications”). In light of the additional time and resources reasonably expended by debtors’ attorneys seeking these CARES Act modifications, the Court determines that an increase in the amount of compensation beyond that governed by Administrative Order 2018-19 is appropriate in some cases.

Therefore, it is ORDERED that:

1. A fee of \$250.00 per year added to the Chapter 13 plan through a CARES Act plan modification is presumed to be reasonable compensation that may be awarded, up to a maximum of \$500.00 for a full two-year modification.
2. The United States Bankruptcy Administrator, the Chapter 13 Trustee, or the debtor may in any case act to rebut the presumption of reasonableness of compensation being sought under this Order.
3. The compensation sought by counsel for the debtor shall be paid through the Chapter 13 plan and shall be accounted for in the motion to modify filed by the debtor. The motion must provide for the amount of compensation being sought by counsel for the debtor. The motion to modify must be granted by the Court for this fee to become effective.
4. A disclosure of compensation (Form B2030) shall be filed with the plan modification in accordance with 11 U.S.C. § 329 and Fed. R. Bankr. Proc. 2016(b) setting forth the compensation sought.

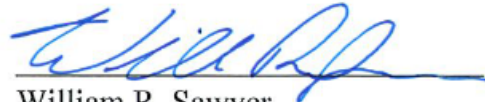
5. This fee shall be effective for any motions to modify filed under the CARES Act on or after the date of this Order and shall only apply to motions filed on behalf of the debtor under the CARES Act.

6. The provisions of this Order shall expire upon the expiration of the CARES Act provision for the modification of Chapter 13 plans.

Done this the 27th day of July, 2021.



Bess M. Parrish Creswell
Chief Judge, U.S. Bankruptcy Court



William R. Sawyer
Judge, U.S. Bankruptcy Court