

- (d) Chapter 13 debtor's attorneys may seek attorneys' fees on a fixed fee basis or a lodestar basis as follows:
- (1) Fixed fee agreements must be filed within 21 days of the petition date and be in the form promulgated from time-to-time by the Bankruptcy Court.
 - (2) Lodestar applications must include (A) a cover sheet in the form promulgated from time-to-time by the Bankruptcy Court, (B) attached, detailed, contemporaneous time records; (C) a statement setting forth the basis of the retention (i.e., whether the retention was on a fixed or hourly fee basis and any other pertinent details); and (D) a narrative description setting forth any unique, unusual or time consuming issues particular to the chapter 13 case. A copy of the lodestar fee application, with required attachments, must be sent to the court's case manager.

Local Rule 3001-1. Proofs of Claim on Home Mortgages. [THIS RULE IS EFFECTIVE FOR CASES FILED ON OR AFTER APRIL 1, 2010].

- (a) A proof of claim in a chapter 13 bankruptcy case that asserts a claim secured by a mortgage or deed of trust on a home owned by a chapter 13 debtor must contain a Loan History Form, in a form approved by the Court. This Rule 3001-1 does not apply to a claim (i) that is filed by a person that owns, holds or services four or fewer loans secured by a home; (ii) that is filed by a property owners' association; (iii) that is filed by a governmental unit for ad valorem taxes; or (iv) for which no arrearage is asserted. Persons who are excepted from this Rule 3001-1 on the basis that the person owns, holds, or services four or fewer loans secured by a home must attach a complete, legible and self-explanatory history form reflecting amounts charged against the debtor and paid by the debtor.
- (b) The Court will approve Loan History Forms and publish them on the Court's website, in spreadsheet form with all formulae.
- (c) Any person may request the approval of an additional form by submitting a request for approval, with a copy of the proposed form, to the Clerk of the Court. The Clerk will present the request for approval to the Court not later than the Court's next regularly scheduled meeting. In determining whether to approve a proposed form, the Court will consider whether (a) the form is readily understandable; (b) the form contains information that is substantially equivalent to the information contained in the Loan History Form published on the Court's website; and (c) the form sets forth loan data that is substantially equivalent to the loan data contained in the Loan History Form published on the Court's website.