

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEBRASKA

IN THE MATTER OF)

CRETE AERIAL SPRAYING, INC.,)

DEBTOR)

CASE NO. BK80-449

MEMORANDUM AND ORDER

Before me is the "Application by Attorneys for Bankrupt for Allowance of Compensation and Reimbursement" (filing No. 28). That application seeks compensation for services rendered by the applicant to the debtor in this Chapter 7 proceeding. The petition was filed March 10, 1980. On June 15, 1982, having completed his administration of this estate, the trustee filed his second amended final accounting and, in accordance with the filing, the Court scheduled a final meeting of creditors by an order dated June 24, 1982, and on that date mailed to all parties in interest. Four days thereafter, the applicant filed the present application seeking compensation for their services. The description of the services indicates that the last service for which compensation is requested was January 13, 1981, approximately one and one-half years prior to the final meeting of creditors.

Local Rule B-9(D) provides:

"All applications by attorneys for allowance of fees shall be filed as promptly as reasonably possible after completion of his services. Any attorney filing any application for allowance of fees for services as attorney for the debtor shall file such application before the mailing of the notice of the final meeting of creditors."

Clearly, the present application was not filed before the notice to creditors of the final meeting was given. The application discloses no reason for the inordinate delay involved and its late filing delays the prompt administration of this bankruptcy estate. Accordingly, it is

ORDERED that the application by attorneys for bankrupt for allowance of compensation and reimbursement filed by Witte, Donahue & Faesser, P.C., be, and the same hereby is, denied in its entirety.

DATED: July 21, 1982.

BY THE COURT:

David F. Crawford