

LOCAL RULE 2014
Appointment of Professional Persons

(a) *General Procedure for Applications Under FED. R. BANKR. P.* - This Rule shall govern all applications for employment of professional persons made under 11 U.S.C. Sections 327, 1103 and 1114.

(1) *Filing the Application* - All applications for employment of professionals filed pursuant to FED. R. BANKR. P. 2014 shall be filed with the Clerk. Each application must be accompanied by two copies and a proposed order.

(2) *Service of the Application* - Unless the case is a chapter 9 municipality case, every applicant shall file two extra copies of the application, verified statement, other supporting documents and proposed order with the Clerk who will transmit one of the copies directly to the United States Trustee.

(3) *Objections* - The United States Trustee shall have 25 days from the date of docketing of the application in which to file with the Clerk a written statement of any objection which it might have to the application. A copy of the objection shall be sent to the applicant by the United States Trustee.

(4) *Statement of No Objection* - Solely within its discretion, the United States Trustee may choose to file, within the 25 day period set forth in subsection (a)(3), a Statement of No Objection with the Clerk regarding any application served upon it by the Court pursuant to subsection (a)(2) of this Rule. When doing so, the United States Trustee shall also serve a copy of the Statement of No Objection on the applicant or applicant's professional by fax transmission or regular mail. If the United States Trustee files and serves a Statement of No Objection, the proposed order will be entered approving the application, unless the Court orders otherwise.

(5) *Hearings on Applications* - No hearing shall be set on any application falling within the scope of subsection (a) of this Rule unless:

- (A) an objection is received from the United States Trustee; or
- (B) the Court orders that a hearing be held.

(6) *Notice of Hearings* - In the event a hearing is required, the Clerk shall schedule a hearing and serve notice of the hearing upon the United States Trustee, the applicant and others as may be directed by the Court.

(7) *Submission of Order* - In the event a hearing is held, a proposed order shall be submitted as directed by the Court. In the event no objection is filed or hearing held, the applicant shall submit to the Court, no less than 30 days after the date of docketing of the application, an affidavit that no objection has been filed. If the United States Trustee chooses to file a Statement of No Objection, no further affidavit is required to be filed by the applicant or applicant's professional.

(b) *Emergency Approval of Applications Under FED. R. BANKR. P. 2014* - If the applicant requires emergency approval of the application for employment of professional persons, it shall immediately deliver a copy of the application to the United States Trustee. Should the United States Trustee agree that it has no objection to the application, it may, solely within its discretion, certify on the applicant's proposed order that it has no objection to the application, the applicant may then file the application and the proposed order will be entered, unless otherwise ordered by the Court.