

SAMPLE

UNITED STATES BANKRUPTCY COURT MIDDLE DISTRICT OF ALABAMA

IN RE:

CHAPTER 13

CASE No. _____

NAME [include both Debtors if jointly filed bankruptcy case],

Debtor(s).

AFFIDAVIT IN SUPPORT OF APPLICATION TO EMPLOY PROFESSIONAL PERSON FOR A SPECIFIC PURPOSE

Before me the undersigned authority, a notary public, in and for said state and county, personally appeared _____ [name of attorney being retained], who, being duly sworn by me, deposes and says under oath as follows:

My name is _____ [name of attorney being retained]. I am presently affiliated with _____ [name of law firm] whose office is located at _____ [provide street address, City, County, and State].

I am an attorney duly admitted to the practice of law in the State of _____. I was engaged by the debtor to represent her/him regarding a cause of action against _____ [name of defendants] on _____

[date]. The terms of my representation with the debtor are for compensation on a _____ [state terms of contract]

plus reimbursement of out-of-pocket expenses. However, if there is no recovery, the undersigned acknowledges the bankruptcy estate of _____ [name of debtor] shall not be responsible for payment of any attorney's fees or for the reimbursement of any out-of-pocket expenses. To date, I have not received any compensation from the debtor or any other entity in connection with my representation. I understand that I cannot share any compensation with attorneys other than members of my firm unless said professionals are also approved by this

(REV. 10/2024)

SAMPLE

Court. I do not have any agreement to share compensation with other attorneys in this matter except: _____ *[name of referring or associated attorney(s)]*.

I do not represent or hold any interest adverse to the debtor or the estate with respect to the matter upon which I am seeking to be employed.

I have no connection with the Trustee, creditors, Bankruptcy Administrator, or any other parties in interest, the debtor, or their respective attorneys, other than with the representation of the debtor in the lawsuit for which I am applying for my employment as a professional person for this specific purpose.

The facts as stated herein are true and correct in all cases where I have personal knowledge and other remaining facts and opinions are true and correct according to the best of my knowledge, information, and belief. I understand that upon completion of this case, by settlement or otherwise, I must file a separate application for the approval of any settlements recovered on behalf of the debtor and/or the estate pursuant to M.D. Ala., LBR 9007-1. I also understand that I must file a separate application for the approval of my fees and expenses pursuant to 11 U.S.C. §§ 326, 327, 328 and Rules 2014 and 2016 of the Federal Rules of Bankruptcy Procedure.

[Name of attorney being retained]

SAMPLE

STATE OF _____

COUNTY OF _____

Sworn to and submitted before me on this the _____ day of _____.

(Seal)

Notary Public

My Commission expires: _____