

**Office of the Chapter 13 Bankruptcy Trustee  
Herbert L. Beskin, Trustee  
401 East Market St., Suite 202  
P.O. Box 2103  
Charlottesville VA 22902**

Angela M. Scolforo, Staff Attorney  
Valorie J. Norford, Financial Officer  
Robert C. Johnson, Paralegal  
Catherine E. Herrington, Senior Case Administrator  
Cassandra A. Carey, Case Administrator  
Ryan L. Bryant, Case Administrator  
Danielle I. Carey-Ferguson, Case Administrator

Telephone 434-817-9913  
Facsimile 434-817-9916  
E-mail [ch13staff@ntelos.net](mailto:ch13staff@ntelos.net)

To: Debtor's counsel in Chapter 13 cases in Lynchburg and Charlottesville  
Re: Attorney's fees for Motions to Lift Stay  
Date: 1 November, 2004 (updated 26 January, 2008)

The Court has instructed me to obtain certain information about the services rendered by Debtor's counsel before I recommend the award of the standard \$250.00 attorney's fees for defending against a motion to lift stay. Therefore I will be requesting the following information in writing from Debtor's counsel before endorsing such fee requests.

1. Did you file a responsive pleading?
2. Did you discuss the matter with the Debtor(s)?
3. Did you engage in settlement negotiations with the creditor or its attorney?
4. Has an agreement been reached that will allow the Debtor to retain the property in question?

This information can be provided by way of a simple, standard form.

You may also provide me with time records or any other information you think is relevant to the request.

While I have no problem recommending the usual allowable fee in most lift stay situations, I do not believe that the full fee is appropriate where, for example, there have been no discussions with the Debtor and no negotiations with the creditor or its agents.

**PLEASE PROVIDE ME WITH THIS INFORMATION AT THE HEARING RESOLVING THE MOTION. THAT WILL ALLOW THE AWARDING OF ATTORNEY'S FEES AT THAT TIME AND PREVENT THE NEED FOR A SUBSEQUENT HEARING ON THE FEES.**

Herb Beskin