



SO ORDERED: June 15, 2006.

**Basil H. Lorch III**  
**United States Bankruptcy Judge**

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

In re:	)	Chapter 11
	)	
ATA HOLDINGS CORP., et al., <sup>1</sup>	)	Case No. 04-19866-BHL-11
	)	(Jointly Administered)
Debtors.	)	

**ORDER GRANTING FINAL APPLICATION OF SOMMER BARNARD PC  
FOR ALLOWANCES AND REIMBURSEMENT OF EXPENSES**

This cause comes before the Court on the “Final Application Of Co-Counsel For Debtors For Allowances And Reimbursement Of Expenses” (the “Application”) filed by Sommer Barnard PC (the “Firm”), as co-counsel for ATA Holdings Corp., et al. (collectively, the “Debtors”). The Court, having reviewed the Application and the supporting Declaration of

---

<sup>1</sup> The Debtors are the following entities: ATA Holdings Corp. (04-19866), ATA Airlines, Inc. (04-19868), Ambassador Travel Club, Inc. (04-19869), ATA Leisure Corp. (04-19870), Amber Travel, Inc. (04-19871), American Trans Air ExecuJet, Inc. (04-19872), ATA Cargo, Inc. (04-19873), and Chicago Express Airlines, Inc. (04-19874).

Michael P. O'Neil, noting that there has been no objection to the Application and being duly advised of the premises, now makes the following findings of fact:

1. The Court finds that the Application filed by the Firm adequately details the work performed, the person performing the work, the time spent, the hourly rate charged for each person performing the work, and the expenses for which approval of reimbursement is sought;

2. When determining fee awards, the Court considers the time and labor required, the novelty and difficulty of the questions presented, the skill necessary to perform the services properly, the preclusion of other employment by the parties requesting fees due to their acceptance of the case, the customary fee for similar work in the community, the time limitations imposed by the client or the circumstances of the case, the experience, reputation, and the ability of the professionals requesting the fees, the undesirability of the case, the nature and the length of the professional relationship with the client, and finally, the awards granted in similar cases.

3. The Court finds that the services rendered by the Firm as detailed in the Application were necessary and beneficial to the Debtors, their estates and their creditors and that the fees and expenses incurred by the Firm are compensable from the estates.

IT IS THEREFORE CONSIDERED AND ORDERED that the Application hereby is and shall be granted in all respects and, the Court approves and allows the Firm: (i) final compensation for attorneys' fees for the time period of January 1, 2006 through February 28, 2006 in the amount of \$95,603.00 and (ii) final reimbursement of out-of-pocket expenses in the amount of \$420.26;

IT IS THEREFORE FURTHER CONSIDERED AND ORDERED that the interim payments made by Debtors to the Firm pursuant to the Billing and Payment Order are hereby approved as final;

IT IS THEREFORE FURTHER CONSIDERED AND ORDERED that the interim fees awarded to the Firm in the amount of \$1,090,836.00 hereby are and shall be allowed as final awards; and

IT IS THEREFORE FURTHER CONSIDERED AND ORDERED that the Firm is authorized to pay itself the balance due of the fees and expenses awarded as final pursuant to the Application from its retainer.

###

**Submitted by Co-counsel for the Debtors:**

Michael P. O'Neil  
Sommer Barnard PC  
One Indiana Square, Suite 3500  
Indianapolis, Indiana 46204  
Telephone: (317) 713-3500  
Facsimile: (317) 713-3699

**Distribution:** Core Group, 2002 Service List, Appearance List

352274