

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

In re: CASE NO. 9:08-bk-04360-MGW
ULRICH FELIX ANTON ENGLER, CHAPTER 7
PRIVATE COMMERCIAL OFFICE, INC., (Substantively Consolidated)
and PCO CLIENT MANAGEMENT, INC.,

Debtors.

ORDER GRANTING SIXTH INTERIM APPLICATION FOR ALLOWANCE AND PAYMENT OF COMPENSATION TO ROBERT F. ELGIDELY, ESQ. AND THE LAW FIRM OF GENOVESE JOBLOVE & BATTISTA, P.A., AS SPECIAL COUNSEL FOR CHAPTER 7 TRUSTEE, ROBERT E. TARDIF, JR. [Doc. 944]

THIS MATTER came before the Court for hearing on May 23, 2013 at 10:00 a.m. on the *Sixth Interim Application For Allowance And Payment Of Compensation To Robert F. Elgidely, Esq. And The Law Firm Of Genovese Joblove & Battista, P.A., As Special Counsel For Chapter 7 Trustee, Robert E. Tardif, Jr.* [Doc. 944] (the "Application"). In the Application, the Trustee's Special Counsel ("GJB") seeks an award of fees in the amount of \$180,252.50 for services rendered and reimbursement of expenses in the amount of \$28,332.15 in the period June 1, 2012 through March 31, 2013 (the "Application Period"). The Court, having reviewed the Application, having heard from GJB, being otherwise duly advised in the premises, and for the reasons stated orally and recorded in open Court, which shall constitute the decision of this Court, does hereby

ORDER as follows:

1. GJB is awarded: (a) interim fees in the amount of \$180,252.50; and (b) interim expenses in the amount of \$28,332.15, for a total award of \$208,584.65.

2. In allowing the foregoing fees, the Court has considered the criteria in 11 U.S.C. §§ 330 and 331 and the requirements of Bankruptcy Rule 2016 in light of the principles stated in *Norman v. Housing Authority of Montgomery*, 836 F.2d 1292, 1299 (11th Cir. 1988); *Pennsylvania v. Delaware Valley Citizen's Council for Clean Air*, 478 U.S. 546 (1986); *Blum v. Stenson*, 465 U.S. 886, 897 (1984); *Hensley v. Eckerhart*, 461 U.S. 424, 433 (1983); each of the factors that govern the reasonableness of fees as set forth in *Matter of First Colonial Corp. of America*, (5 Cir. 1977), 544 F.2d. 1291 and *Johnson v. Georgia Highway Express, Inc.*, 488 F.2d 714 (5th Cir. 1974). Specific findings and a statement of the facts and considerations supporting each of these conclusions have been omitted in the interest of brevity but will be prepared and filed at the request of any party if received by this Court within ten (10) days after the entry of this Order.

3. The Chapter 7 Trustee is hereby authorized to pay the above-awarded fees and expenses to GJB.

May 28, 2013

DONE AND ORDERED at Tampa, Florida on _____.



Michael G. Williamson
United States Bankruptcy Judge

Robert F. Elgidely, Esq. is directed to serve a copy of this Order on all creditors and/or interested parties in accordance with the Order Granting Trustee's Motion To Establish Certain Notice, Case Management And Administrative Procedures [Doc. 451] including those creditors and/or interested parties registered on the Court's CM/ECF System.