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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

In re

FOX ORTEGA ENTERPRISES, INC.,
dba PREMIER CRU,

Debtor.

Case No. 16-40050-WJL

Chapter 7

**AMENDED CERTIFICATION OF FIRST
INTERIM APPLICATION FOR
COMPENSATION AND REIMBURSEMENT
OF EXPENSES OF COUNSEL FOR
TRUSTEE AND REDUCTION OF FEES
REQUESTED**

Date: December 14, 2016

Time: 10:30 a.m.

Place: Courtroom 220
1300 Clay Street
Oakland, CA

Judge: The Hon. William J. Lafferty

CERTIFICATION

The undersigned professional certifies that (a) I have read the Application; (b) to the best of my knowledge, information, and belief, formed after reasonable inquiry, the compensation and expense reimbursement sought is in conformity with the Guidelines for Compensation and Expense Reimbursement of Professionals for the United States Bankruptcy Court for the Northern

District of California, except as set forth hereinbelow; (c) the compensation and expense reimbursement requested are billed at rates no less favorable than those customarily employed by Applicant and generally accepted by Applicant's clients; and (d) Applicant has not entered into any agreement or understanding with any other entity for the sharing of compensation received or to be received for services rendered in or in connection with this case, nor has the Applicant received from or shared with any other entity any compensation for services rendered in or in connection with this case.

The Application deviates from the Guidelines which provide that no category should exceed \$20,000.00. Applicant's categories were established so that the Court, the Office of the U.S. Trustee and creditors could understand the total fees related to categories that Applicant thought made logical sense and for that reason some categories exceeded the \$20,000.00 limitation. It would have been difficult for Applicant to reduce the categories below \$20,000 while still making it clear what the cost for the project was.

In addition, as noted in the application, there were a few meetings in which were multiple attorneys present. However, the only time that multiple attorneys billed for the same meeting was when it was critical that the multiple attorneys were present in the meeting and there was no way to avoid a meeting with the multiple attorneys. In reviewing the time records it is apparent that the attorneys consulted on various issues on an almost daily basis, and there are only a handful of meetings wherein all the attorneys working on this matter all billed. This case involved many complex issues, and without some meetings, work would have been duplicated, and it would have been significantly less efficient to perform the legal services.

REDUCTION IN FEES

After further review, Applicant reduces the fees requested by the amounts set forth below:

1. The following time entries are hereby withdrawn as duplicates. The duplication was a clerical error:

<u>Date</u>	<u>Category</u>	<u>Atty</u>	<u>Time</u>	<u>Amount</u>
3/18/16	CR1N	M. Bostick	1.0	\$495.00
4/22/16	CR1M	T. Green	1.5	\$742.50

3 2. The following entry is withdrawn and appears to have been inadvertently added to
4 the wrong case.

5	General Administrative #6/28/16	T. Green	.2	\$99.00
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6 Therefore, Applicant hereby reduces the fees requested by the sum of \$2,029.50, so that
7 Applicants requested fees are in the reduced sum of \$960,353.50.

DATED: December 6, 2016

11 By: /s/ Mark Bostick
12 Mark Bostick
13 Attorneys for Michael G. Kasolas
Chapter 7 Trustee

15 DATED: December 6, 2016 WENDEL, ROSEN, BLACK & DEAN LLP

17 By: /s/ Tracy Green
18 Tracy Green
19 Attorneys for Michael G. Kasolas
Chapter 7 Trustee