

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE**

GENERAL ORDER

RE: FEE EXAMINERS IN CHAPTER 11 CASES WITH COMBINED ASSETS AND/OR LIABILITIES IN EXCESS OF \$100,000,000 BEFORE JUDGE CHRISTOPHER S. SONTCHI

WHEREAS the Court having determined that the size and complexity of certain Chapter 11 cases with combined assets and/or liabilities in excess of \$100,000,000 (each a “Case”) will result in the filing of numerous and lengthy professional fee applications; and it further appearing that the appointment of a fee examiner, pursuant to Rule 9017 of the Federal Rules of Bankruptcy Procedure, Rule 706 of the Federal Rules of Evidence and Rule 2016-2(j) of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware, will be in the best interests of the debtors’ estates, their creditors and all parties in interest in such a Case; it further appearing that (a) the Court has subject-matter jurisdiction over this matter pursuant to 11 U.S.C. § 1334 and (b) this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and the Court having determined that sufficient cause exists to appoint a fee examiner in such a Case;

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

1. This general order shall apply in any Case filed on or after December 18, 2009, and assigned to Judge Christopher S. Sontchi, until otherwise ordered by the Court after notice and a hearing conducted no earlier than 35 days from the petition date.

2. The debtors and the Official Committee (if applicable) shall confer regarding the appointment of a fee examiner and the establishment of related procedures concerning the fee examiner's review of the professional fee applications.

3. No interim nor final fee applications shall be considered by the Court prior to review by the fee examiner and the submission of a report to the Court.

4. The debtor(s) shall submit under certification of counsel, by no later than 70 days after the commencement of the Case, a proposed order regarding the appointment of a fee examiner and the establishment of related procedures concerning the fee examiner's review of the professional fee applications. The certification shall indicate whether the proposed order has the consent of the Official Committee (if applicable); and, if not, the scope and basis of any dispute.



Christopher S. Sontchi, Judge
United States Bankruptcy Court

Dated: December 16, 2009