

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
RALEIGH DIVISION

In re:  
Jimmy Britt  
Debtor.

Case No. 05-01696-5-ATS  
Chapter 13

AUTHORIZATION TO INCUR DEBT

THIS MATTER having come before the Court upon the Application submitted on behalf of the Debtor, and dated August 25, 2005, and upon due consideration,

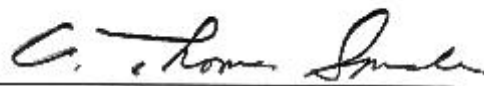
THE COURT FINDS that the Application was properly made, in accordance with Local Bankruptcy Rule 4002-1(f)(4), EDNC, and was duly served on the Chapter 13 Trustee in this case, and that the Chapter 13 Trustee has filed no objection to the Debtor's financing the purchase or lease of a motor vehicle; and,

THE COURT FURTHER FINDS that the proposed purchase or lease, and the financing thereof, will not operate as a hardship upon the Debtor, so long as the monthly payment does not exceed \$400.00, and that the prospective motor vehicle is necessary to his performance under the Chapter 13 plan, and that therefore just cause exists for granting the Debtor's Application, and,

THE COURT FURTHER FINDS that an application for additional attorney fees was also properly made, with the knowledge, consent and approval of the Debtor and in accordance with Bankruptcy Rule 2016(a) and Local Rule 2016-1(a)(4), and was duly served on the Chapter 13 Trustee and the Bankruptcy Administrator, that neither party would appear to have any objection thereto, that the attorney fee thus applied for represents the reasonable compensation for services rendered in processing the Application To Incur Debt, and that therefore just cause exists for the approval of an additional attorney fee.

IT IS THEREFORE AUTHORIZED that the Debtor may purchase or lease a motor vehicle, and, in turn, enter into the financing necessary to effect the purchase or lease, provided the obligation does not exceed \$400.00 per month, and an additional attorney fee in the amount of \$200.00 be and hereby is approved, to be paid by the Chapter 13 Trustee as an administrative expense in this Chapter 13 case. The Chapter 13 plan is hereby extended and/or increased, if need be, to the extent sufficient to provide the Trustee with the additional funds necessary to pay said additional attorney fee.

**DATED: September 2, 2005**



**A. Thomas Small**  
**United States Bankruptcy Judge**