

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

FILED

OCT 26 2000

KEVIN E. O'BRIEN, CLERK
UNITED STATES
BANKRUPTCY COURT
FOR THE DISTRICT OF ARIZONA

**IN THE UNITED STATES BANKRUPTCY COURT
DISTRICT OF ARIZONA**

In Re:	)	Chapter 11
BCE West, L.P., et al.,	)	Case No. 98-12547 through 98-12570- ECF-CGC
Debtors,	)	ORDER APPROVING
EID #38-3196719	)	APPLICATION FOR FINAL
	)	ALLOWANCE OF
	)	COMPENSATION AND
	)	REIMBURSEMENT OF
	)	EXPENSES OF BINGHAM DANA
	)	LLP AS ATTORNEYS FOR THE
	)	OFFICIAL COMMITTEE OF
	)	UNSECURED CREDITORS

The Application for Final Allowance of Compensation and Reimbursement of Expenses of Bingham Dana LLP as Attorneys for the Official Committee of Unsecured Creditors was filed on July 10, 2000 (the "Final Fee Application"). After considering the pleadings filed, including the Application and Objections filed by Gerald K. Smith, Boston Chicken Plan Trustee (the "Trustee"), and hearing that there has been a resolution of those objections between the Trustee and the Applicant, the Court finds that the relief requested, as agreed between the Trustee and the Applicant, is appropriate and should be granted. Accordingly, it is

1 ORDERED, that Bingham Dana LLP, counsel for the Official Committee of
2 Unsecured Creditors, is awarded the sum of \$569,441.50 as the allowance for services
3 rendered and expenses incurred during the period February 1, 2000 through and including
4 May 26, 2000 (the "Current Period"), such award to apply to the final fee awarded below;

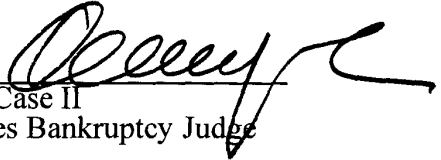
5 FURTHER ORDERED, that Bingham Dana LLP is hereby authorized and directed
6 to retain and apply to the foregoing award the sums of \$322,549.30 (representing fees and
7 expenses previously paid by the Debtor with respect to the Current Period) and \$60,710.30
8 (representing the Prepetition Retainer, as described and defined in the Application)
9 (collectively, the "Partial Payment");

10 FURTHER ORDERED, that the Trustee is directed to pay to Bingham Dana the
11 sum of \$186,181.90 (representing the balance due in respect of the Current Period after
12 application of the Partial Payment);

13 FURTHER ORDERED, that the aggregate award to Bingham Dana LLP of
14 \$1,769,905.62, representing all fees and expenses previously awarded to Bingham Dana
15 LLP in this case and the amounts awarded above, constitutes a final award of fees and
16 expenses due it in this case.

17 FURTHER ORDERED, that Bingham Dana LLP shall seek no further payment of
18 fees and expenses from the Trustee, including fees and expenses incurred in litigating and
19 resolving the Trustee's objections to the Final Fee Application of Bingham Dana LLP.

20 DATED: Oct 26, 2000.

21
22 
23 Charles G. Case II
24 United States Bankruptcy Judge
25
26