

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE
WESTERN DISTRICT OF WISCONSIN

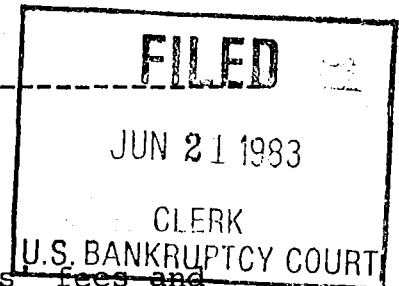
In Re:

ALLEN GASOLINE & OIL COMPANY,
INC.

Debtor.

Bankruptcy No.
EF11-83-00124

FINDINGS OF FACT,
CONCLUSIONS OF LAW AND ORDER



An application for payment of attorneys ~~fees and~~ expenses for services rendered in behalf of the debtor herein having been filed by Attorneys Stevens L. Riley and Eugene D. Harrington; and said matter having come on for hearing after due notice; Stevens L. Riley appearing for the debtor; Thomas J. Bitney appearing for the Shell Lake State Bank, and Jeffrey W. Guettinger appearing for the First Bank of St. Paul; and the court having directed said attorneys to file briefs, and Attorney Riley and Attorney Bitney having each filed their respective briefs, and Attorney Guettinger having advised the court that he still wanted to notice his objection to the application but that he had been instructed not to file a brief relative to the matter; and the court being fully advised in the premises, FINDS:

1. That at the time of the hearing the Shell Lake State Bank and the First Bank of St. Paul stated their

objections to the application claiming that the payments should not be made out of the funds in the hands of the trustee because of the lien of the bank on said accounts receivable from which said funds were received.

2. That the services of said attorneys and the expenses incurred were reasonable and necessary costs and expenses in preserving and disposing of the property of the estate and were duly authorized.

3. That said claim for services and expenses is payable out of the funds of the estate in the hands of the trustee.

4. That the objections of the First Bank of St. Paul and the Shell Lake State Bank are not well taken and are not supported by the record herein.

CONCLUSIONS OF LAW

That an order be entered directing the trustee to pay forthwith to Stevens L. Riley for the period through April 27, 1983, the sum of \$4,650.00 and the sum of \$715.98 as reimbursement for costs, expenses and disbursements, less the sum of \$2,500.00 retainer received in advance, resulting in the net sum of \$2,865.98, to be paid as an interim administrative expense; and that Eugene D. Harrington be allowed compensation for services rendered through April 6, 1983, in the sum of \$2,760.00 and the sum of \$130.00 as reimbursement for costs, expenses and disbursements, resulting in the net sum of \$2,890.00 to be paid as an interim administrative

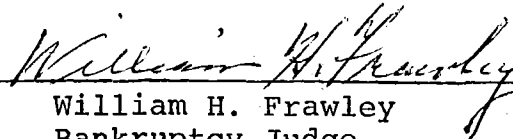
expense of this proceeding.

O R D E R

NOW, THEREFORE, IT IS ORDERED: That said trustee pay to the said Stevens L. Riley the sum of \$2,865.98 as an interim administrative expense, and to Eugene D. Harrington the sum of \$2,890.00 as an interim administrative expense out of the funds in his hands.

Dated: June 21, 1983.

BY THE COURT:



William H. Frawley
Bankruptcy Judge