

IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF MISSISSIPPI

IN RE: JOHN COLEMAN
Debtor

CHAPTER 11
CASE NO. 21-11833-SDM

**SECOND AND FINAL APPLICATION FOR ALLOWANCE OF
COMPENSATION AND REIMBURSEMENT OF NECESSARY
EXPENSES FOR THE LAW OFFICES OF CRAIG M. GENO, PLLC**

COMES NOW the Law Offices of Craig M. Geno, PLLC (“Applicant”), and files this its *Second and Final Application for Allowance of Compensation and Reimbursement of Necessary Expenses for the Law Offices of Craig M. Geno, PLLC* (the “Application”), counsel for the Debtor, and in support thereof, would show as follows:

1. On September 29, 2021, the Debtor herein filed with this Court his Voluntary Petition for bankruptcy under Chapter 11 of the Bankruptcy Code (the “Petition”). Subsequent thereto, the Debtor has been in possession and control of the assets of the Debtor-in-possession and is operating his business.

2. On June 2, 2022, an Order [DK #192] approving the employment of the Law Offices of Craig M. Geno, PLLC, as attorneys for the Debtor was entered by the Court.

3. The substantial services rendered to the Debtor and the expenses incurred by Applicant benefitted the estate. An Affidavit reflecting said legal services rendered and expenses incurred is attached hereto as **Exhibit “A”**. The Affidavit also certifies and represents to the Court that the services rendered to the Debtor were reasonable and necessary and that said services have actually been rendered. A detailed itemization of such services and expenses is attached as **Exhibit “B”** and incorporated by reference.

4. The fees and expenses charged and incurred represent reasonable and necessary fees and expenses that were required to be extended by Applicant to the Debtor in all matters which are

anticipated to arise in the functioning of litigation matters, case administration and to protect and preserve all rights of the Debtor and the interests of creditors in furtherance of the counsel's obligations herein; and they represent normal and customary fees and expenses incurred and charged for representation of debtors in similar cases. The time, skill and experience utilized by counsel for the Debtor justify the approval of the Application.

5. This is the Applicant's second request for allowance of compensation for professional services rendered in this proceeding. This request covers the period from June 29, 2022, to and including February 15, 2023, and is for the sum of \$14,995.24 (\$14,787.50 in fees and \$207.74 in expenses).

6. The Applicant's first request for allowance of compensation for professional services rendered in this proceeding covered the period from September 28, 2021, to and including July 13, 2022, and was for the sum of \$34,181.08 (\$32,183.25 in fees and \$1,997.83 in expenses), less any retainer balance remaining. An Order [DK #218] awarding the full amount requested was entered on August 9, 2022.

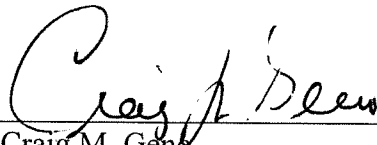
WHEREFORE, PREMISES CONSIDERED, Applicant requests that this Court enter an Order awarding reasonable attorneys' fees for the professional services rendered herein and authorizing and directing the Debtor to pay said attorneys' fees and expenses from funds Debtor's counsel has in trust. Applicant prays for general relief.

THIS, the 15th day of February, 2023.

Respectfully submitted,

LAW OFFICES OF CRAIG M. GENO, PLLC

By: _____


Craig M. Geno

OF COUNSEL:

Craig M. Geno; MSB No. 4793
LAW OFFICES OF CRAIG M. GENO, PLLC
587 Highland Colony Parkway
Ridgeland, MS 39157
601-427-0048 - Telephone
601-427-0050 - Facsimile
cmgeno@cmgenolaw.com

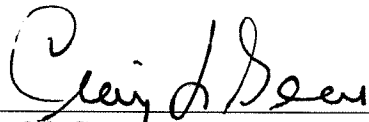
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CERTIFICATE OF SERVICE

I, Craig M. Geno, do hereby certify that I have caused to be served this date, via Notice of Electronic Filing, a true and correct copy of the above and foregoing instrument to the following:

Abigail M. Marbury, Esq.
abigail.m.marbury@usdoj.gov

THIS, the 15th day of February, 2023.



Craig M. Geno

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF MISSISSIPPI**

**IN RE: JOHN COLEMAN
Debtor**

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EXHIBIT "A"

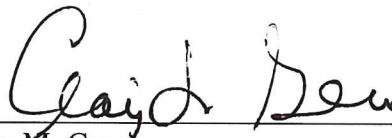
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AFFIDAVIT

PERSONALLY APPEARED BEFORE ME, the undersigned authority, in and for the jurisdiction aforesaid, Craig M. Geno, one of the attorneys for the Debtor, who after having been first by me duly sworn, stated on oath that this Affidavit is submitted in support of the *Second Application for Allowance of Compensation and Reimbursement of Necessary Expenses for the Law Offices of Craig M. Geno, PLLC* (the "Application"), Debtor's counsel, that the statements which are attached to the Application as Exhibit "B" represent a detailed statement of reasonable fees and expenses. Affiant hereby makes application for payment of reasonable attorney's fees and necessary expenses.



Craig M. Geno

STATE OF MISSISSIPPI
COUNTY OF Madison

SWORN TO AND SUBSCRIBED BEFORE ME, this the 15th day of February, 2023.



NOTARY PUBLIC

MY COMMISSION EXPIRES June 21, 2025



**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF MISSISSIPPI**

**IN RE: JOHN COLEMAN
Debtor**

**CHAPTER 11
CASE NO. 21-11833-SDM**

EXHIBIT "B"

Law Offices of Craig M. Geno, PLLC
587 Highland Colony Parkway
Ridgeland, MS-Mississippi 39157 USA

Ph:601-427-0048

Fax:601-427-0050

John Coleman
1107 Robert E. Lee Drive
Greenwood, MS-Mississippi
38930 USA

February 15, 2023

Attention:

File #: 321014

Inv #: 347755

RE: Chapter 11

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Jun-29-22	Review further memos to/from KLC, Abby Marbury re debtor accounts and sale proceeds	0.20	80.00	CMG
Jul-03-22	Further review of memos to/from Sarah Kerner re release of information	0.20	80.00	CMG
Jul-06-22	Review memos to/from Charlie Swayze re executed settlement statement on sale of home; Review disbursements	0.20	80.00	CMG
	Review memos to/from client, KLC re monthly operating report update	0.20	80.00	CMG
	Review memos to/from KLC re closing of sale and report	0.20	80.00	CMG
Jul-07-22	Review memos to/from Charles Swayze, KLC re closing of house sale, executed closing statement	0.20	80.00	CMG
Jul-11-22	Telephone conference with Garrett Anderson re upcoming developments, inspection of documents and court hearing on them	0.20	80.00	CMG
	Review memos to/from Garrett Anderson re update on document review, production, timing and possible court hearing	0.25	100.00	CMG
Jul-12-22	Review multiple monthly operating reports	0.65	260.00	CMG

	Review memos to/from Garrett Anderson, Jace Ferraez re outline of Examiner's work in file review and report	0.30	120.00	CMG
Jul-13-22	Review notice of hearing on fee application	0.20	80.00	CMG
	Review Order for COS on fees	0.15	60.00	CMG
	Receipt and review of hearing notice re CMG's 1st Fee Application; calendar hearing date and objection deadline to trigger preparation of hearing folder	0.15	29.25	KLC
	Receipt and review of Order to File Certificate of Service re hearing notice on CMG's 1st Fee Application; calendar deadline to file certificate and notice out materials	0.15	29.25	KLC
	Assist CMG drafting Certificate of Service re CMG's 1st Fee Application	0.10	19.50	KLC
Jul-14-22	Review memos to/from Garrett Anderson, John Coleman re additional documents to be submitted, including tax returns	0.25	100.00	CMG
Jul-15-22	Dictation of certificate of service re application for compensation	0.15	60.00	CMG
	Dictation of report of sale	0.35	140.00	CMG
Jul-17-22	Review memos to/from John Coleman, Garrett Anderson re inability to produce income tax returns	0.25	100.00	CMG
	Final review and revision of report of sale	0.20	80.00	CMG
Jul-18-22	Organize and supervise mailout of CMG's 1st Fee Application	0.25	48.75	KLC
Jul-27-22	Review contract for "lots" sale	0.75	300.00	CMG
	Review memo from Charlie Swayze re sale of lots	0.10	40.00	CMG
	Dictation of motion to sell lots	1.25	500.00	CMG
	Review draft deed on lots sale and memo from Charlie Swayze re same	0.45	180.00	CMG

Aug-02-22	Additional review of real estate contract	0.35	140.00	CMG
	Review and revision of motion to sell	0.35	140.00	CMG
	Review order for certificate of service re motion to sell	0.10	40.00	CMG
	Review notice of hearing on motion to sell	0.20	80.00	CMG
	Dictation of order on lots sale	0.60	240.00	CMG
	Review and revision of order on lots sale	0.25	100.00	CMG
	Receipt and review of hearing notice re Motion to Sell Residential Lots; calendar hearing date and objection deadline to trigger preparation of hearing folder	0.15	29.25	KLC
	Receipt and review of Order to File Certificate of Service re hearing notice on Motion to Sell Residential Lots; calendar deadline to file certificate and notice out materials	0.15	29.25	KLC
	Assist CMG drafting Motion to Sell Real Estate Lots, Certificate of Service and Order re same	1.20	234.00	KLC
Aug-03-22	Assist CMG drafting Certificate of Service re Motion to Sell Residential Lots	0.10	19.50	KLC
	Organize and supervise mailout of Motion to Sell Residential Lots	0.10	19.50	KLC
Aug-05-22	Review memos to/from Abigail Marbury re sale report in order	0.15	60.00	CMG
Aug-09-22	Dictation of letter to UST Payment Center re fees	0.20	80.00	CMG
	Conference with CCT re movement of money to pay UST fee check	0.20	80.00	CMG
Aug-19-22	Review memos to/from Charlie Swayze regarding correct name of purchaser	0.25	100.00	CMG
Aug-23-22	Review memos to/from Garrett Anderson regarding income tax returns	0.20	80.00	CMG
Aug-25-22	Review memos to/from Garrett Anderson,	0.25	100.00	CMG

Mary Clay Morgan regarding 2018, 2019
income tax return deliveries

Aug-30-22	Review notice of terminated hearing re motion to sell lots	0.20	80.00	CMG
	Review memo from Charlie Swayze regarding sale order and correct parties	0.20	80.00	CMG
	Assist CMG revising Order on Motion to Sell Residential Lots	0.10	19.50	KLC
Sep-06-22	Review memos to/from Garrett Anderson; Review memos to/from client re additional documents needed by Examiner including O'Brien account, tax returns	0.45	180.00	CMG
Sep-12-22	Updated Client Folder, added Sub-files, Created pleading index	5.00	925.00	CCL
Sep-13-22	Review memos to/from client, KLC re filing of monthly operating reports	0.20	80.00	CMG
Sep-14-22	Review memos to/from client; Review 2020 income tax returns and discuss redactions	0.65	260.00	CMG
	Dictation of memo to client regarding IRS Proof of Claim	0.10	40.00	CMG
Sep-15-22	Review memos to/from KLC, John Coleman re payments from spouse or others assisting with living expenses	0.20	80.00	CMG
	Assist CMG drafting and revising June - August 2022 monthly operating reports	0.70	136.50	KLC
Sep-16-22	Review memos to/from client, KLC re schedule information; Review and verify funds received/disbursed from asset sale	0.40	160.00	CMG
	Review and approve MORs for July and August	0.45	180.00	CMG
	Assist CMG revising June - August 2022 monthly operating reports	0.15	29.25	KLC
Sep-23-22	Review memos to/from Mr. Melton; Review closing statement of sale of lots and related matters	0.50	200.00	CMG

	Assist CMG drafting Report of Sale of Residential Lots	0.10	19.50	KLC
Sep-26-22	Review settlement statement; Review motion and order on sale of lots; Dictation of report of sale; Review and revision of same	0.50	200.00	CMG
Oct-03-22	Review memos to/from Abby Marbury regarding status of accounts and location	0.20	80.00	CMG
Oct-04-22	Review and redact 2020 income tax return	0.45	180.00	CMG
	Dictation of memo to Garrett Anderson regarding 2020 income tax return	0.20	80.00	CMG
Oct-05-22	Review memos to/from Abby Marbury regarding additional information on Debtor, current status of employment and address	0.20	80.00	CMG
Oct-28-22	Review Examiner's report	1.10	440.00	CMG
Nov-08-22	Review memos to/from Samantha Ebarb, KLC, client regarding U.S. Trustee fees and Monthly Operating Reports	0.30	120.00	CMG
Nov-09-22	Review memos to/from Mr. Coleman regarding status of his bankruptcy case	0.20	80.00	CMG
	Review numerous memos to/from KLC, Mr. Coleman, Work on September report	0.65	260.00	CMG
	Review memos to/from Cookie Thomas, review Monthly bank statement and adjust the same	0.20	80.00	CMG
	Assist CMG drafting September 2022 MOR	0.30	58.50	KLC
Nov-10-22	Review memos to/from Katie Carter, Mr. Coleman, final review of report and approve same	0.20	80.00	CMG
Nov-30-22	Review applications for compensation from Examiner and Examiner's Counsel	1.25	500.00	CMG
Dec-01-22	Telephone Conference with John Colletti regarding available funds, use of funds for defense costs and status of criminal investigations	0.20	80.00	CMG
	Receipt and review of hearing notice re	0.15	29.25	KLC

	Examiner's 1st Interim Fee Application for Attorney Phelps Dunbar; calendar hearing date and objection deadline to trigger preparation of hearing folder			
	Receipt and review of hearing notice re Examiner's 1st Interim Fee Application; calendar hearing date and objection deadline to trigger preparation of hearing folder	0.15	29.25	KLC
Dec-03-22	Review hearing notices regarding fee applications	0.20	80.00	CMG
	Review memos to/from Abby Marbury regarding conversion, dismissal, and related matters	0.25	100.00	CMG
	Review certificates of service regarding Examiner and Examiner's counsel's applications for compensation	0.15	60.00	CMG
Dec-05-22	Review memos to/from Abby Marbury regarding dismissal	0.20	80.00	CMG
Dec-14-22	Review notice of terminated hearing re fee applications of Examiner and Examiner's counsel	0.20	80.00	CMG
	Review order to submit orders on applications for compensation submitted by the Examiner and Examiner's counsel	0.20	80.00	CMG
Dec-16-22	Review memos to/from Regions Bank, C. Thomas regarding funding fee application	0.20	80.00	CMG
Jan-10-23	Initial review of Motion to Convert Case to Chapter 7	0.35	140.00	CMG
	Assist CMG drafting and revising October, November and December 2022 MORs	0.90	175.50	KLC
Jan-11-23	Review notice of hearing on Motion to Convert	0.20	80.00	CMG
	Review memos to/from client, KLC regarding October and November Monthly operating reports and related matters	0.25	100.00	CMG
Jan-12-23	Review memos to/from Mr. Coleman, KLC regarding Draft reports	0.25	100.00	CMG

	Receipt and review of hearing notice re UST's Motion to Convert Case; calendar hearing date and objection to trigger preparation of hearing folder	0.15	29.25	KLC
Jan-14-23	Review notice fom Chad Hammons for Scott Equipment	0.20	80.00	CMG
Jan-17-23	Final Review of Monthly Operating reports, revision of same to add bank statements	0.45	180.00	CMG
Jan-18-23	Review applications for compensation from Phelps Dunbar and Examiner	0.75	300.00	CMG
	Review motions for expedited hearing and related matters on fee applications for Examiner and Phelps Dunbar	0.40	160.00	CMG
	Review hearing notice on Examiner's Application for Compensation	0.20	80.00	CMG
	Review Order for COS on Application for Compensation	0.15	60.00	CMG
Jan-20-23	Receipt and review of Order on Motion to Expedite Hearing on Examiner's 2nd & Final Fee Application; calendar hearing date and objection deadline to trigger preparation of hearing folder	0.15	29.25	KLC
	Receipt and review of Order on Motion to Expedite Hearing on Phelps Dunbar's 2nd & Final Fee Application; calendar hearing date and objection deadline to trigger preparation of hearing folder	0.15	29.25	KLC
Jan-23-23	Review certificates of service on applications for compensation for Examiner and Phelps Dunbar	0.15	60.00	CMG
Feb-01-23	Review memos to/from KLC to Mr. Coleman regarding monthly operating reports	0.20	80.00	CMG
	Review monthly operating reports	0.55	220.00	CMG
	Review deadline for objecting to Applications for Compensation; Review Applications for Compensation	0.20	80.00	CMG
	Assist CMG drafting December 2022 MOR	0.15	29.25	KLC

Feb-02-23	Review notice from Scott Financial Services	0.15	60.00	CMG
	Review joinder of Chad Hammons' client to motion to convert	0.20	80.00	CMG
Feb-06-23	Review file; Review UST Motion to Convert	0.40	160.00	CMG
	Review Joinder to UST Motion to Convert	0.10	40.00	CMG
	Dictation of Answer to UST Motion to Convert	0.75	300.00	CMG
	Review and revision of response to Motion to Convert	0.20	80.00	CMG
	Assist CMG drafting and revising Answer, Response to UST's Motion to Convert Case	0.35	68.25	KLC
Feb-07-23	Review memos to/from Samantha Ebarb, KLC regarding existence of December MOR	0.20	80.00	CMG
Feb-09-23	Assist CMG drafting letter to UST Payment Center sending check for remaining fees due for 4th Quarter of 2022	0.10	19.50	KLC
Feb-10-23	Review memos to/from Samantha Ebarb regarding current status of U.S. Trustee fees	0.25	100.00	CMG
	Dictation of letter to U.S. Trustee regarding catching up on fees	0.20	80.00	CMG
	Review MDOR Proof of Claim	0.10	40.00	CMG
Feb-13-23	Telephone conference with Abby Marbury re settling motion to convert	0.15	60.00	CMG
	Review memos to/from Abby Marbury, law clerks re settlement of motion to convert	0.25	100.00	CMG
	Review file; Review and revision of itemizations of the Law Offices of Craig M. Geno	0.35	140.00	CMG
	Dictation of application for compensation	0.75	300.00	CMG
	Assist CMG reviewing and revising itemizations of the Law Offices of Craig M. Geno, drafting CMG's 2nd Fee Application, Certificate of Service and Order re same	0.60	117.00	KLC

Feb-14-23	Review and revision of application for compensation	0.25	100.00	CMG
	Review memos to/from Garrett Anderson re fees	0.35	140.00	CMG
	Assist CMG reviewing and revising itemizations of the Law Offices of Craig M. Geno	0.10	19.50	KLC
Feb-15-23	Review orders; Conference with CCT re payment of Phelps' fees	0.65	260.00	CMG
	Dictation of certificate of service on fees	0.15	60.00	CMG
	Dictation of fee order	0.75	300.00	CMG
	Review and revision of fee order	0.30	120.00	CMG
	Assist CMG reviewing and revising itemizations of the Law Offices of Craig M. Geno	0.30	58.50	KLC
	Assist CMG revising CMG's 2nd Fee Application, Certificate of Service and Order re same	0.25	48.75	KLC
	Assist CMG drafting and revising Motion to Expedite Hearing on CMG's 2nd Fee Application and Order re same	0.30	58.50	KLC
	Totals	43.50	<u>\$14,787.50</u>	

DISBURSEMENTS

Jul-18-22	Photocopies 16 @ \$.25/page re mailout	4.00
	Postage 1 @ \$.57 re mailout	0.57
Aug-10-22	Postage 1 @ \$.57 re UST Payment Center	0.57
Aug-19-22	COURTS/USBC-MS-N	188.00
Sep-16-22	Photocopies 56 @ \$.25/page	14.00
Feb-10-23	Postage 1 @ \$.60 re UST Payment Center	0.60
	Totals	<u>\$207.74</u>

Total Fee & Disbursements

\$14,995.24

Balance Now Due

\$14,995.24

SUMMARY BY TIMEKEEPER

TIMEKEEPER	RATE	HOURS	AMOUNT
Craig M. Geno	\$400.00	31.00	\$12,400.00
Cathryn Leal	\$185.00	5.00	\$925.00
Kathryn L. Carter	\$195.00	7.50	\$1,462.50

TAX ID Number 45-4013160