

MEMORANDUM

TO: All Bankruptcy Attorneys who Practice in the United States Bankruptcy Court,
Northern District of Ohio

FROM: Chief Judge Pat E. Morgenstern-Clarren

DATE: November 26, 2013

RE: New Fee Effective 12/1/13, To Sell Property of the Estate Free and Clear of
Liens under 11 U.S.C. § 363(f)

The Judicial Conference of the United States recently established a new fee that will apply to all motions for the sale of property free and clear of liens under 11 U.S.C. § 363(f). The fee is \$176.00. The Judges in this district have agreed that chapter 7 trustees may apply to defer payment of this fee until such time as the sale is completed. A trustee wishing to do so should file an application to defer and submit a proposed order at the same time that the § 363(f) motion is filed. The trustee may then zero out the fee without waiting for the application to be approved.