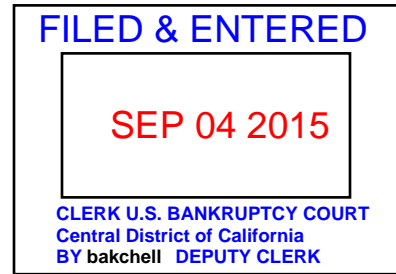


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8 **ORDER NOT FOR PUBLICATION**

CHANGES MADE BY COURT

9 **UNITED STATES BANKRUPTCY COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA**
11 **LOS ANGELES DIVISION**

12 In re:
13 RAYNARD EMIL JACKSON,
14 Debtor.

Case No. 2:14-bk-28957 RK

Chapter 7

**ORDER ON MOTION TO APPROVE
SETTLEMENT BETWEEN TRUSTEE
AND DEBTOR RAYNARD EMIL
JACKSON**

[No Hearing Required]

19 The court has reviewed the *Motion to Approve Settlement Between Trustee and*
20 *Debtor Raynard Emil Jackson*" [Dkt. No. 54] filed by Elissa D. Miller, Chapter 7 Trustee
21 ("Trustee") after Trustee filed a declaration of non-opposition pursuant to Local
22 Bankruptcy Rule 9013-1(o)(1).

23 Having read and considered the Motion, the court noted that Exhibit 1 to the
24 Motion, the Closing Statement, was not attached, and nor was a copy of the actual
25 settlement agreement between Trustee and Debtor attached to show that there is a
26 properly executed agreement between the parties. That is, the court was not sure that
27 the settlement was properly executed because Debtor is represented by counsel, Allan S.
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1 Williams, and the Motion does not show that how Debtor manifested his agreement to the
2 settlement, and whether the settlement was reviewed and approved by counsel. It may
3 be counsel's express consent to the settlement is not required here because counsel for
4 Debtor filed a statement of limited scope of appearance in this case with the filing of the
5 bankruptcy petition, but this is not explained or shown. It is not clear whether the
6 settlement with Debtor is oral or written since this is not also explained or shown.
7 Accordingly, the court requires further information before it can rule on the Motion.

8 **IT IS HEREBY ORDERED** as follows:

- 9 1. With 14 days of entry of this order, Trustee is ordered to file a
10 supplemental declaration, which attaches a true and accurate copy
11 of Exhibit 1, Closing Statement, which was not attached to the
12 original Motion, and a true and accurate copy of the settlement
13 agreement between the parties, if in writing, and which explains and
14 shows that the settlement agreement was properly executed
15 between the parties as discussed above, i.e., whether counsel's
16 express consent was provided or required.
- 17 2. Upon filing of her supplemental declaration, Trustee may lodge a
18 resubmitted proposed Order for Approval of the Settlement with
19 Debtor. since the court used and revised the originally lodged Order
20 for Approval for this order on the Motion as it appears that the
21 settlement, assuming the correctness of Trustee's representations in
22 the Motion are accurate, is fair and reasonable and may be approved
23 under Federal Rule of Bankruptcy Procedure 9019.

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2 3. The court will issue a ruling on the Motion after the submission of
3 Trustee's supplemental declaration without hearing.

4 IT IS SO ORDERED.

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23 Date: September 4, 2015



24 Robert Kwan
25 United States Bankruptcy Judge
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