

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION

CASE NO. 04-35435-SHE

Chapter 11

FILED BY _____
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IN RE:

eCom eCom.com, Inc.

Debtor.

**ORDER APPROVING EMPLOYMENT OF
DEBTOR-IN-POSSESSION'S COUNSEL**

THIS CAUSE came on before the court upon the Application ("Application") of Debtor-in-Possession for authority to retain counsel, and upon the Affidavit ("Affidavit") of MICHAEL D. SEESE and the firm KLUGER, PERETZ, KAPLAN & BERLIN, P.L. ("KPKB"). Upon the representations that HOWARD J. BERLIN and MICHAEL D. SEESE are duly qualified to practice, that HOWARD J. BERLIN, MICHAEL D. SEESE and the firm of KPKB hold no interest adverse to the estate in the matters upon which they are engaged, that HOWARD J. BERLIN, MICHAEL D. SEESE and the firm of KPKB are disinterested persons as required by 11 U.S.C. § 327(a), and have disclosed any connections with parties set forth in FRBP 2014, and that their employment is necessary and would be in the best interest of the estate, it is

ORDERED that the Application is granted; and it is further

ORDERED that the Debtor-in-Possession is authorized to retain HOWARD J. BERLIN, MICHAEL D. SEESE and the firm of KLUGER, PERETZ, KAPLAN & BERLIN, P.L., on a general retainer, pursuant to 11 U.S.C. §§ 327 and 330, on the terms set forth in the Application and Affidavit, effective upon the terms of this Order; and it is further

ORDERED that KPKB is authorized to receive payment in the amount of \$65,000.00 as a retainer ("Retainer") in this case, against which KPKB is authorized to draw fees and costs awarded by this Court; and it is further

ORDERED that any fees and costs awarded by the Court shall be paid as directed by the Court following full depletion of the Retainer; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from implementation of this Order.

ORDERED in the Southern District of Florida on June 6, 2005



STEVEN H. FRIEDMAN
United States Bankruptcy Judge

Copies furnished to:
Howard J. Berlin, Esquire, Esquire
United States Trustee's Office

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