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IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF IDAHO

IN RE:) Chapter 7
) Case No. 99-01868
Francisco Maciel Castellanos, Jr.)
aka Frank M. Castellanos, Jr.) **APPLICATION TO EMPLOY**
) **ATTORNEYS FOR TRUSTEE AS**
) **SPECIAL COUNSEL FOR ESTATE**
Debtor.) **AND APPLICATION TO MAKE IT**
) **NUNC PRO TUNC**

This Application of Lois Murphy, Chapter 7 Trustee respectfully represents:

1. On the 21st day of July, 1999, the Debtor herein filed its Petition under the provisions of Chapter 7 of the Bankruptcy Code with The United States Bankruptcy Court.
2. The Debtor prior to the filing of bankruptcy filed suit against State Farm Insurance Company. That lawsuit was pending at the time the bankruptcy case was filed.
3. Richard Greener of Cosho, Humphrey, Greener and Welsh, P.A. and Goicoechea Law offices were representing the Debtor in the State Court prior to the bankruptcy proceeding. They agreed to represent the Debtor pursuant to a contingency

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fee agreement wherein they would receive reimbursement of their costs and 33 1/3 of any recovery.

4. The attorneys were not notified of the bankruptcy until recently. The State Court litigation continued after the bankruptcy case was filed.

5. I am not an attorney and cannot represent the estate in this litigation. I desire to hire the two law firms under their existing contingency agreement to complete the litigation. These firms also possess knowledge of the litigation that would require another attorneys substantial time and expense to educate themselves.

6. This application is made under 11 U.S.C. §327(e) to employ these firms to represent the estate and the debtor in the State Court Litigation.

7. Based on information available to me the potential recovery under this litigation will pay all claims in full.

8. The Trustee has made careful inquiry into the qualifications and experience of Richard Greener of the firm Cosho, Humphrey, Greener & Welsh, P.A. and the Goicoechea Law Offices.

9. To the best of Debtor's knowledge Cosho, Humphrey, Greener and Welsh, P.A. and the Goicoechea Law Office have no connection with the creditors, or any other party in interest, or their respective attorneys except the representation as disclosed in the affidavit on file, except that they represented the Debtor in the State Court Litigation prior to the bankruptcy.

10. As the law firms were not notified of the bankruptcy on July 21, 1999, the estate will receive funds to pay all creditors in full and the law firms incurred

substantial time and expenses prior to the filing of the bankruptcy the application should be retroactive to the date that the bankruptcy petition was filed.

WHEREFORE, Trustee prays that it be authorized to employ and appoint the said Cosho, Humphrey, Greener & Welsh, P.A. and Goicoechea Law offices under the prepetition contingency fee agreement pursuant to 11 USC 327(e) to represent the Estate in the State Court Litigation, that the application be approved retroactive to the date of the petition and that she have such other and further relief as is just.

DATED this 17th day of November 1999


Lois Murphy, Chapter 7 Trustee