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7
8 **UNITED STATES BANKRUPTCY COURT**
9 **DISTRICT OF NEVADA**

10 In re:
11 AMERI-DREAM REALTY, LLC ,
12 Debtor.

Case No. BK-S-15-10110-LED
Chapter 7

DECLARATION OF JACOB L. HOUMAND, ESQ. IN SUPPORT OF THIRD INTERIM APPLICATION OF NELSON & HOUMAND, P.C. FOR ALLOWANCE OF COMPENSATION FOR SERVICES RENDERED DURING THE PERIOD FROM NOVEMBER 12, 2015, THROUGH DECEMBER 1, 2016 AND FOR REIMBURSEMENT OF EXPENSES PURSUANT TO 11 U.S.C. §§ 330 AND 331 AND FEDERAL RULE OF BANKRUPTCY PROCEDURE 2016

Date of Hearing: January 3, 2017
Time of Hearing: 10:30 a.m.
Place: Courtroom No. 3, Third Floor
Foley Federal Building
300 Las Vegas Blvd., S.
Las Vegas, NV 89101

Judge: Honorable Laurel E. Davis

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25 I, JACOB L. HOUMAND, ESQ., declare as follows:

26 1. I am over the age of 18 years and I am competent to make this declaration. I have
27 personal knowledge of the facts set forth herein, except for those facts stated on information and
28 belief and, as to those facts, I am informed and believe them to be true. If called as a witness, I

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1 could and would testify as to the matters set forth below based upon my personal knowledge.

2 2. I am an attorney licensed to practice law in the State of Nevada and admitted to
3 practice before this Court. I am a shareholder with the law firm of Nelson & Houmand, P.C. (the
4 “Firm”). The Firm maintains offices at 3900 Paradise Road, Suite U, Las Vegas, Nevada 89169-
5 0903.

6 3. I make this declaration in support of the *Third Interim Application of Nelson &*
7 *Houmand, P.C. for Allowance of Compensation for Services Rendered During the Period From*
8 *November 12, 2015, Through December 1, 2016, and For Reimbursement of Expenses Pursuant*
9 *to 11 U.S.C. §§ 330 and 331 and Federal Rule of Bankruptcy Procedure 2016* (the “Fee
10 Application”).¹

11 4. The Fee Application concerns attorneys’ fees and expenses that were incurred in
12 connection with the above-captioned bankruptcy case during the period from November 12, 2015
13 through December 1, 2016 (the “Fee Application Period”).

14 5. The Fee Application requests an order (i) approving and allowing on an interim
15 basis compensation in the amount of \$71,307.50 for the reasonable and necessary services of the
16 Firm during the Fee Application Period, (ii) approving and allowing on an interim basis
17 reimbursement of expenses in the amount of \$1,145.90 that were incurred during the Fee
18 Application Period, and (iii) authorizing the Trustee to pay such amounts to the Firm.

19 6. The services that the Firm rendered to the Trustee during the Fee Application
20 Period benefited the Debtor’s estate and that, therefore, the attorneys’ fees and expenses requested
21 in the Fee Application should be approved under Section 330(a).

22 7. I certify that (a) I have read the Fee Application; (b) to the best of my knowledge,
23 information and belief, formed after reasonable inquiry, the compensation and expense
24 reimbursement sought is in conformity with the Guidelines for Compensation and Expense

25 ¹ Unless otherwise indicated, all chapter and section references are to the Bankruptcy Code, 11
26 U.S.C. §§ 101-1532, and to the Federal Rules of Bankruptcy Procedure, Rules 1001-9037. The
27 Federal Rules of Civil Procedure will be referred to as “FRCP” and the Federal Rules of
28 Bankruptcy Procedure will be referred to as “FRBP.” Unless otherwise expressly stated herein,
all undefined, capitalized terms shall have the meaning ascribed to them in the Fee Application.

1 Reimbursement of Professionals and Trustees for the United States Bankruptcy Court, District of
2 Nevada (the “Guidelines”) except as specifically noted in the Fee Application; and (c) the
3 compensation and expense reimbursement requested are billed at rates, in accordance with
4 practices, no less favorable than those customarily employed by the Firm and generally accepted
5 by the clients of the Firm.

6 8. True and correct copies of the billing entries for the work performed by the Firm in
7 connection with the above-captioned bankruptcy case are attached hereto as **Exhibit “1”**.

8 9. I have reviewed the billing entries attached hereto as **Exhibit “1”** and the
9 narratives in the Fee Application describing the work performed by the Firm and believe that such
10 time sheets and narratives are true and correct in all material respects.

11 10. True and correct copies of the itemization of expenses for actual costs incurred by
12 the Firm in connection with the above-captioned bankruptcy case during the Fee Application
13 Period are also attached hereto as **Exhibit “1”**.

14 11. I have reviewed the itemization of expenses attached hereto as **Exhibit “1”** and
15 believe that such reports are true and correct in all material respects.

16 12. The Firm has filed two previous requests for compensation.

17 13. On July 8, 2015, the Court entered an *Order Granting First Interim Application of*
18 *Nelson & Houmand, P.C. for Allowance of Compensation for Services Rendered During the*
19 *Period From January 13, 2015, Through June 2, 2015, and For Reimbursement of Expenses*
20 *Pursuant to 11 U.S.C. §§ 330 and 331 and Federal Rule of Bankruptcy Procedure 2016* [ECF No.
21 178] (the “First Interim Fees Order”).

22 14. Pursuant to the First Interim Fee Order, the Firm was awarded \$55,800.00 in fees
23 and \$1,986.88 in expenses.

24 15. On December 16, 2015, the Court entered an *Order Granting Second Interim*
25 *Application of Nelson & Houmand, P.C. for Allowance of Compensation for Services Rendered*
26 *During the Period From June 3, 2015, Through November 11, 2015, and For Reimbursement of*
27 *Expenses Pursuant to 11 U.S.C. §§ 330 and 331 and Federal Rule of Bankruptcy Procedure 2016*
28 [ECF No. 206] (the “Second Interim Fees Order”).

1 16. Pursuant to the Second Interim Fee Order, the Firm was awarded \$58,710.00 in
2 fees and \$1,937.08 in expenses.

3 17. There are no agreements or understandings for the Firm to receive fees from any
4 source other than the bankruptcy estate.

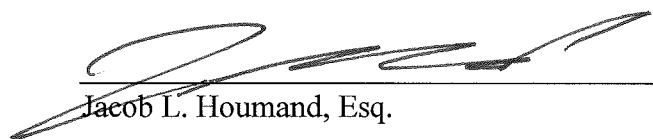
5 18. No agreement or understanding exists between the Firm and any other entity for
6 the sharing of compensation received or to be received for services rendered in connection with
7 this case, except as permitted under Section 504(b)(1).

8 19. The Trustee is a member of the Firm and regularly employs the Firm to represent
9 bankruptcy estates in other unrelated bankruptcy cases in which she is the Trustee. The Trustee
10 did not personally bill any legal fees in the Bankruptcy Case.

11 20. Pursuant to Guideline 2.2.2 of the Region 17 United States Trustee Guidelines I
12 sent a copy of the Fee Application, the billing entries and itemization of expenses that are
13 attached hereto as **Exhibit "1"** to the Trustee and she has approved the amounts requested in the
14 Fee Application.

15 I declare under penalty of perjury under the laws of the United States that the foregoing is
16 true and correct.

17 Dated this 2nd day of December, 2016.

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21 Jacob L. Houmand, Esq.

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