

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF INDIANA  
FORT WAYNE DIVISION

IN THE MATTER OF:

MARSHA L. SHIVELY

Debtor

)  
)  
)  
)  
)

CASE NO. 05-11058

**DECISION AND ORDER**  
**DENYING APPLICATION TO EMPLOY**

At Fort Wayne, Indiana, on April 27, 2005.

The trustee has filed an application to employ Steven J. Glaser as special counsel. Although the declaration discloses Mr. Glaser's representation of the debtor in earlier personal injury cases, the court takes judicial notice that Mr. Glaser is debtor's counsel in this case and his declaration says nothing about that relationship. As a result, the affidavit is insufficient, because it does not, inter alia, accurately set forth all of counsel's "connections with the debtor." The trustee's application to employ Steven J. Glaser as special counsel is therefore DENIED.

SO ORDERED.

/s/ Robert E. Grant  
Judge, United States Bankruptcy Court