

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
FORT WAYNE DIVISION

IN RE: CASE NO. 05-17821

BRUCE K. POND

Debtor

NMTC, INC.

Plaintiff

vs.

BRUCE K. POND

Defendant

PROC. NO. 06-1081

DECISION AND ORDER

At Fort Wayne, Indiana, on July 13, 2006

In that the court has previously determined that a “debtor’s failure or inability to pay the attorney’s fees does not constitute cause justifying withdrawal, unless the unpaid fees are so great as to impose an unreasonable financial burden upon counsel.” In re Edsall, 89 B.R. 772, 776 (Bankr. N.D. Ind. 1988).

The motion, filed by Gary Lebrato, to withdraw as counsel for the Defendant, Bruce K. Pond, is DENIED, as it fails to allege an unreasonable financial burden or any cause, other than nonpayment of fees, which would justify withdrawal.

SO ORDERED.

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