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Attorneys for Foreign Representative Deloitte Restructuring Inc.

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MONTANA

IN RE:) Case No. 18-60662-15
)
)
ASPEN AIR CORPORATION)
and ASPEN AIR U.S. CORP.,)
)
Debtors.)
)
)

**APPLICATION TO APPROVE EMPLOYMENT OF PROFESSIONALS;
AND AFFIDAVIT**

The Application of **DELOITTE RESTRUCTURING INC.** as **Proposal Trustee and Foreign Representative of ASPEN AIR CORPORATION and ASPEN AIR U.S. CORP** (the “**ASPEN COMPANIES**”) respectfully represents:

1. On the 9th day of July, 2018, the Debtors filed a petition herein under Chapter 15 of the Bankruptcy Code.
2. **DELOITTE RESTRUCTURING INC.** as **Proposal Trustee and Foreign Representative of the ASPEN COMPANIES** wishes to employ **JAMES A. PATTEN, BLAKE A. ROBERTSON,** and the **PATTEN, PETERMAN, BEKKEDAHL & GREEN, PLLC** law firm as Chapter 15 legal counsel.

3. Applicant has selected **JAMES A. PATTEN, BLAKE A. ROBERTSON**, and the **PATTEN, PETERMAN, BEKKEDAHL, & GREEN, PLLC** law firm for the following reasons: They are experienced and knowledgeable of the Debtors' business affairs, of Chapter 15 cases, and of bankruptcy in general.
4. **JAMES A. PATTEN, BLAKE A. ROBERTSON**, and the **PATTEN, PETERMAN, BEKKEDAHL, & GREEN, PLLC** law firm will render services including: General counseling and local representation before the Bankruptcy Court in connection with this case.
5. To the best of the Applicant's knowledge, **JAMES A. PATTEN, BLAKE A. ROBERTSON**, and the **PATTEN, PETERMAN, BEKKEDAHL, & GREEN, PLLC** law firm have no connection with the creditors, or any other party in interest, or their respective attorneys and accountants, the United States Trustee, or any person employed in the office of the United States Trustee, and are "disinterested person(s)" as defined in 11 U.S.C. 101(14).
6. The terms of employment of **JAMES A. PATTEN, BLAKE A. ROBERTSON**, and the **PATTEN, PETERMAN, BEKKEDAHL, & GREEN, PLLC** law firm agreed to by **DELOITTE RESTRUCTURING INC. as Proposal Trustee and Foreign Representative of the ASPEN COMPANIES** subject to the approval of the Court are:
 - a. Services rendered by the attorneys James A. Patten will be compensated at the rate of \$330.00 per hour. Services rendered by Blake A. Robertson and other attorneys will be billed at their customary hourly rates which range from \$175.00 to \$330.00 per hour.

- b. Services rendered by paralegal Diane S. Kephart will be compensated at the rate of \$160.00 per hour. Services rendered by paralegals, April J. Boucher and Phyllis Dahl will be compensated at the rate of \$125.00 per hour. Services rendered by paralegals, Leanne Beatty and Tiffany Bell will be compensated at the rate of \$110.00 per hour.
 - c. Telephone, photocopying, fax, and postage at cost; travel at the rate allowed by the IRS per mile; out-of-pocket expenses at cost. The Applicants have no fee sharing agreement.
7. **JAMES A. PATTEN, BLAKE A. ROBERTSON and THE PATTEN, PETERMAN, BEKKEDAHL & GREEN, PLLC** law firm represents no interest adverse to **DELOITTE RESTRUCTURING INC. as Proposal Trustee and Foreign Representative of the ASPEN COMPANIES** or the estate in the matters upon which they are to be engaged, and their employment would be in the best interest of this estate.
8. **JAMES A. PATTEN, BLAKE A. ROBERTSON, and the PATTEN, PETERMAN, BEKKEDAHL, & GREEN, PLLC** law firm is holding \$4,630.50 in trust on behalf of the Debtors.

WHEREFORE, **DELOITTE RESTRUCTURING INC. as Proposal Trustee and Foreign Representative of the ASPEN COMPANIES** prays that the employment of **JAMES A. PATTEN, BLAKE A. ROBERTSON, and the PATTEN, PETERMAN, BEKKEDAHL, & GREEN, PLLC** law firm upon the terms specified be approved by the Court.

AFFIDAVIT OF PROPOSED PROFESSIONAL

STATE OF MONTANA)
 :SS
County of Yellowstone)

JAMES A. PATTEN and the **PATTEN, PETERMAN, BEKKEDAHL & GREEN** law firm being duly sworn upon his oath, deposes and states:

1. He is **JAMES A. PATTEN** of **PATTEN, PETERMAN, BEKKEDAHL & GREEN, PLLC**.

2. To his knowledge he and the Patten, Peterman, Bekkedahl & Green PLLC firm have no connection with the Debtors, creditors, or any other party in interest, their respective attorneys and accountants, the United States Trustee, or any person employed in the office of the United States Trustee.

3. James A. Patten and the Patten, Peterman, Bekkedahl & Green PLLC firm represents no interest adverse to the Debtors, or the estate in the matters upon which he is to be engaged.

4. James A. Patten and the **PATTEN, PETERMAN, BEKKEDAHL & GREEN, PLLC** law firm is holding \$4,630.50 in trust on behalf of the Debtors.

By: JA Patten
James A. Patten

Subscribed and sworn to before me this 9th day of July, 2018.

/s/Leanne Beatty
Leanne Beatty
Notary for the State of Montana