

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

STANDING ORDER NO. 5

STANDING ORDER AS TO AUCTIONEERS

IT IS HEREBY ORDERED THAT applications to approve the employment of an auctioneer will only be granted on the following terms:

1. The auctioneer shall not act prior to transmitting to the United States a surety bond in the amount set by the court in favor of the United States of America, on behalf of the estate whose property is dealt with by the auctioneer, conditioned upon (a) the faithful and prompt accounting for all monies and property which may come into the auctioneer's possession; (b) compliance with all rules, orders and decrees of the court; and (c) the faithful performance of duty in all respects. In lieu of such a bond in each case, an auctioneer may transmit to the United States Trustee, at his or her expense, a blanket bond covering all cases in which he or she may act. Such bonds shall be in favor of the United States of America, on behalf of the estates whose property is dealt with by the auctioneer, shall be in a sum fixed by the United States Trustee or the court, and shall be conditioned on the same terms as individual bonds in separate cases.

2. Within 10 days of any sale conducted by the auctioneer, the auctioneer shall file with the court and transmit to the United States Trustee the report of sale required by Fed. R. Bankr. P. 6004(f)(1), and shall deliver all sale proceeds and all unsold property to the trustee or debtor in possession.

3. The trustee or debtor in possession shall immediately report to the United States Trustee a failure by the auctioneer to deliver proceeds or unsold property as required by the preceding provision.

ENTER:

Jack B. Schmetterer
United States Bankruptcy Judge

Entered this 3rd day of December 1998.