

IN THE CIRCUIT COURT OF THE  
18TH JUDICIAL CIRCUIT, IN AND  
FOR BREVARD COUNTY, FLORIDA

CASE NO.: 05-2010-136  
DIVISION:

CHASE HOME FINANCE LLC.

Plaintiff,

v.

P. A. , ET. AL,

Defendant.

FINAL JUDGMENT AWARDING ATTORNEY FEES AND COSTS

THIS CAUSE CAME TO BE HEARD upon Defendant's Motion for Attorney's Fees and and Costs with interest, and the Court having reviewed this Order

ORDERED AND ADJUDGED

1. This action was brought to foreclosure on residential real property in Brevard County. The mortgage contained a provision providing for attorneys fees to the prevailing party or in the alternative such obligation was a reciprocal obligation under Florida law. The underlying case was dismissed without prejudice by the Court as a sanction for violation of discovery orders.
2. This Court determines, sitting in its factual finding capacity, that the reasonable hours expended by Richard Shuster, Esquire in the representation of Defendant, is 20.5 hours and the reasonable hourly rate for the services of Richard Shuster is \$ 400 per hour.
3. This Court determines, sitting in its factual finding capacity, that the reasonable total amount of attorney's fees work performed by counsel for Defendant, based upon all factors enumerated both in the Florida Bar Code of Ethics 4-1.5 and the cases of Florida Patients Compensation Fund v. Rowe and Standard Guaranty Inc. Co. v. Quanstrom and is \$ 8,200.
4. This Court has considered whether Defendant's expert, Ed Kimberg, Esquire, is entitled to an expert witness fee, and as agreed by the parties that an expert fee

should be awarded in the amount of 5 hours at \$ 350 per hour for a total of \$ 1750.

5. The Court awards taxable costs in the agreed upon amount of \$ 0.
6. The Court awards pre-judgment interest in the agreed upon amount of \$ 0.
7. It is adjudged that Defendant's counsel shall recover from Plaintiff, the sum of \$ 9950 for attorney's fees, costs, prejudgment interest, and expert witness fees, which shall bear interest at the rate of 6% a year from the date of this order, for which sum let execution issue.

DONE AND ORDERED in Chambers at North Miami, FL, this 9 day of FEBRUARY 2008.



Honorable DAVID E. SILVERMAN  
Circuit Judge Brevard County

*ACTING*

Copies Furnished to: Richard Shuster, Esquire & \_\_\_\_\_, Esquire