## IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS DIVISION OF ST. CROIX

**MOHAMMAD HAMED**, by his authorized agent WALEED HAMED,

Plaintiff,

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FATHI YUSUF and UNITED CORPORATION,

Defendants.

CIVIL NO. SX-12-CV-370

ACTION FOR DAMAGES, INJUNCTIVE AND DECLARATORY RELIEF

JURY TRIAL DEMANDED

## **REPLY RE ATTORNEY'S FEES FOR APPEAL**

Plaintiff notes that defendants do not contest the fact that fees can be awarded for the success the plaintiff had in getting the Supreme Court to affirm this Court's preliminary injunction order. Instead, the defendants argue that the amount sought is too high. Of particular note is the defendants' claim that the plaintiff only prevailed on 50% of the issues on appeal, which undermines the defendants' credibility regarding the rest of their arguments. Indeed, it is always interesting when a party opposes a fee application but does not submit its own billings or an affidavit to show what rates and amounts charged for the appeal.

In any event, the plaintiff respectfully submits that his initial submission contains a reasonable fee request for the extensive work done on this expedited appeal. Likewise, the plaintiff provided an adjustment for the work related to the bond issue based on counsel's actual billings, so this issue was addressed in that submission. Thus, the plaintiff will not advocate further on this issue and properly leaves the calculation to the Court to address, as directed by the Supreme Court. Reply Re Attorney's Fees on Appeal Page 2

Dated: November 18, 2013

Joel H. Holt/Esq. Counsel for Plaintiff Law Offices of Joel H. Holt 2132 Company Street, Christiansted, VI 00820 Email: holtvi@aol.com Tele: (340) 773-8709 Fax: (340) 773-8677

## Carl J. Hartmann III, Esq.

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## **CERTIFICATE OF SERVICE**

I hereby certify that on this  $18^{th}$  day of November, 2013, I served a copy of the foregoing in compliance with the parties consent, pursuant to Fed. R. Civ. P. 5(b)(2)(E), to electronic service of all documents in this action on the following persons:

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