

IN THE CIRCUIT COURT OF BOONE COUNTY
THIRTEENTH JUDICIAL CIRCUIT
STATE OF MISSOURI

ARME (Animal Rescue, Media & Education), d/b/a Beagle Freedom Project,)

Plaintiff,)

v.)

The Curators of the University of Missouri and Paula Barrett,)

Defendant.)

Case No. 16BA-CV01710

Division No. 2

PLAINTIFF’S APPLICATION FOR ATTORNEYS’ FEES AND COSTS

COMES NOW Plaintiff Animal Rescue, Media & Education, d/b/a Beagle Freedom Project (“ARME”) by and through undersigned counsel, and submits its application for attorneys’ fees in accordance with this Court’s Findings of Fact, Conclusions of Law, and Judgment issued November 8th, 2019. The Court’s judgment states, “Defendants are ordered to pay Plaintiff’s reasonable attorneys’ fees and costs.” Plaintiff therefore submits this application to amend the Court’s order to include attorneys’ fees and costs, along with its suggestions in support, affidavits of Mr. Crinnian and Mr. Kolde, billing records of Mr. Crinnian and Mr. Kolde, and the supporting affidavit of Mr. Michael Waxenberg.

Attorneys’ Fees and Costs

Missouri’s Sunshine Law provides – separate and apart from the civil penalty – that “...the Court may order the payment by such body or member of all costs and reasonable attorney fees to any party successfully establishing a violation.” RSMo. § 610.027.3 (emphasis added). Here, the Court has already ordered Defendant pay said costs and reasonable attorney

fees, and therefore Plaintiff seeks an Order awarding the following fees and costs, which are current through the date of this filing:

- For the Crinnian Law Firm, the total hourly-rate attorney fees (“lodestar”) for attorney Eric Crinnian in the amount of \$61,860;
- For Daniel Kolde, Attorney at Law, the total hourly-rate attorney fees (“lodestar”) for attorney Daniel Kolde in the amount of \$151,710;
- For Daniel Kolde, Attorney at Law, the total hourly-rate fees (“lodestar”) for attorney/paralegal Shanie R. Stein in the amount of \$16,725;
- Costs and Expenses in the amount of \$8,213.61.

Plaintiff further requests that the attorneys’ fees “lodestar” amount should be enhanced by a multiplier of 1.50 for the extreme contingency risk borne by counsel, and the need for deterrence. (See Suggestions in Support).

Conclusion

WHEREFORE, for the foregoing reasons, as supplemented in Suggestions in Support of this Motion and in Plaintiff’s supporting materials, Plaintiff ARME moves to Amend the Judgment so as to include an award of all reasonable attorneys’ fees, and expenses and costs.

Respectfully Submitted,

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ATTORNEYS FOR PLAINTIFF

Certificate of Service

The undersigned hereby certifies that on this 9th day of December, 2019, a true and accurate copy of the foregoing Application for Attorneys' Fees and Costs was filed with the Court's electronic case filing system, and was thereby served on counsel of record for all parties in this matter.

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