

IN THE CHANCERY COURT FOR SHELBY COUNTY, TENNESSEE
THIRTIETH JUDICIAL DISTRICT, AT MEMPHIS

Entered
MAR 19 2020

BRADLEY JETMORE,)
)
Plaintiff /Petitioner.)
)
v.)
)
CITY OF MEMPHIS,)
)
Defendant/Respondent.)

No. CH-17-1754 M.B.

ORDER GRANTING PLAINTIFF’S MOTION FOR ATTORNEY’S FEES

This cause came before the Court on March 6, 2020 upon Plaintiff Bradley Jetmore’s Motion for Attorney’s Fees filed December 18, 2019. On March 4, 2020, Plaintiff submitted statements of fees and expenses, separated for the state court matter and federal court matter. As to the state court matter, Jetmore claimed \$111,055.00 in attorney’s fees and \$5,604.81 in expenses. It appears to the Court from a review of the motion and reply papers filed by Plaintiff and the response in opposition by Defendant, the arguments of counsel for the parties, and a review of the entire record in this case that Plaintiff’s motion should be GRANTED IN PART as follows:

1. The Court will not allow any fees or costs related to any work for the proceedings before the federal court matter that was certified to the Tennessee Supreme Court;
2. With respect to the fees for work in this Court, the Court finds that several of the attorney time entries submitted on the Supplemental Declaration of Douglas R. Pierce to support Plaintiff’s Motion for Attorney’s Fees are excessive. Specifically, the Court finds that a total of 22 hours, consisting of three of the hours of Kyle D. Watlington at \$250 per hour (totaling \$750.00) and 19 of the hours of Douglas R. Pierce at \$375 per hour (totaling \$7,125.00), for work performed were excessive and should not be allowed. The Court

found time entries to be excessive on the following dates and should not be allowed:
December 1 and 4, 2017, January 2, 9 and 10, February 5 and 15, and March 8, 12, 13 and
26, 2018.

3. With respect to the costs for work in this Court, the Court believes Plaintiff's counsel's charges for telephone (totaling \$643.00), parking (totaling \$13.00), Lexis (totaling \$437.97), and PACER charges (totaling \$3.70) should not be allowed in this matter.

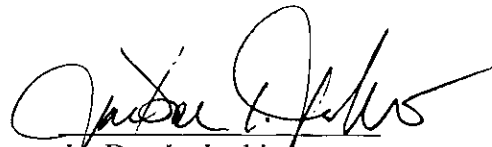
Therefore, after reducing the claimed fees and expenses as stated above, the Court concludes the correct amount of recoverable fees is \$103,180.00, and the correct amount of recoverable costs is \$4,507.14. It is therefore Ordered that Plaintiff Bradley Jetmore have and recover \$107,687.14 from the City of Memphis as his reasonable costs and attorney's fees under

Tennessee Code Annotated section 10-7-505(g).

Dependant.

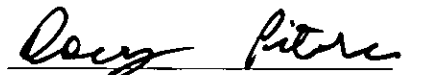
Costs are assessed to the (TCS)

IT IS SO ORDERED


Joe Dae L. Jenkins
Chancellor, Part III

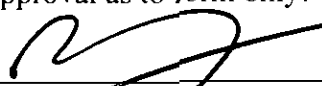
03-19-2020
Date

Approved for entry:


Douglas R. Pierce, No. 10084
Kyle D. Watlington, No. 033647
King & Ballow
1100 Union Street Plaza
315 Union Street
Nashville, TN 37201
(615) 259-3456

*signed by
Justin Joy
with permission
from 3-15-20
email*

Approval as to form only:

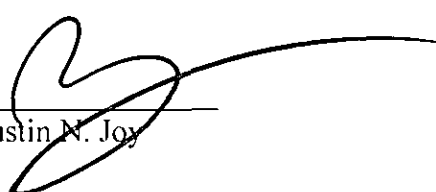

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CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of March, 2020, a copy of this foregoing document was served upon the parties as indicated below by first class mail and email.

**Douglas R. Pierce
Kyle D. Watlington
King & Ballou
1100 Union Street Plaza
315 Union Street
Nashville, TN 37201**


Justin N. Joy