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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA

8 Christopher C. and Laura L. Wilkinson,
9
10 Plaintiffs,

No. CV11-02467-PHX-DGC

ORDER

11 v.

12 Wells Fargo Bank, N.A., et al.,
13 Defendants.

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15 Defendants TruCap Grantor Trust 2010-2 and Marix Servicing, LLC have filed a
16 motion for attorneys' fees. Docs. 45, 48. Plaintiffs have not responded. The Court will
17 grant the motion.

18 Plaintiffs' claims in this case arose out of a loan they obtained in the amount of
19 \$1,120,000. On May 22, 2010, the Court granted Defendants' motion for judgment on
20 the pleadings with respect to all claims against Defendants, including a claim for breach
21 of contract. Doc. 43.

22 A.R.S. § 12-341.01 provides that a prevailing party in a contract action is entitled
23 to an award of reasonable attorneys' fees. Defendants clearly are the prevailing parties in
24 this case, which arose out of Plaintiffs' loan agreement and alleged breach of contract
25 claims. The Court therefore concludes that Defendants are entitled to an award of
26 attorneys' fees under § 12-341.01.

27 The amount of fees sought by Defendants are clearly reasonable. Defendants'
28 attorneys billed at a rate of \$150.00. They seek a total of \$7,620.00 in attorneys' fees and

1 \$661.41 in costs. Doc. 48 at 14. The Court finds these amounts to be reasonable and
2 appropriate.

3 **IT IS ORDERED:**

4 1. The motion of Defendants TruCap Grantor Trust 2010-2 and Marix
5 Servicing, LLC for attorneys' fees (Doc. 45) is **granted**.

6 2. Plaintiffs shall pay to Defendants \$7,620.00 in attorneys' fees and \$661.41
7 in costs.

8 Dated this 4th day of December, 2012.

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13 David G. Campbell
14 United States District Judge
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