

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

HORNBECK OFFSHORE SERVICES, \*  
L.L.C., \*  
Plaintiff \*

CIVIL ACTION  
NO. 10-1663(F)(2)

VERSUS \*

SECTION F

KENNETH LEE “KEN” SALAZAR, \*  
IN HIS OFFICIAL CAPACITY AS \*  
SECRETARY, UNITED STATES \*  
DEPARTMENT OF INTERIOR; \*  
UNITED STATES DEPARTMENT \*  
OF INTERIOR; ROBERT “BOB” \*  
ABBEY, IN HIS OFFICIAL \*  
CAPACITY AS ACTING DIRECTOR, \*  
MINERALS MANAGEMENT \*  
SERVICE; AND MINERALS \*  
MANAGEMENT SERVICE, \*  
Defendants \*

JUDGE FELDMAN

MAGISTRATE 2  
MAGISTRATE WILKINSON

\* \* \* \* \*

**PLAINTIFFS’ MOTION FOR RECOVERY OF ATTORNEY’S FEES**

NOW INTO COURT, through undersigned counsel, come Plaintiffs, Hornbeck Offshore Services, L.L.C., the Chouest Entities and the Bollinger Entities (collectively, “Plaintiffs”), which respectfully move this Court to enter an Order entitling Plaintiffs to recover their attorney’s fees from Defendants. The grounds for Plaintiffs’ motion, as set forth more fully in the accompanying memorandum, are that: (a) Defendants’ flagrant and continuous disobedience

of this Court's preliminary injunction order entitles Plaintiffs to reimbursement of their expenses – their significant attorney's fees – as compensation for Defendants' civil contempt, *see, e.g., Wafenschmidt v. MacKay*, 763 F.2d 711, 716 (5<sup>th</sup> Cir. 1985), *cert. den'd*, 474 U.S. 1056 (1986); *Norman Bridge Drug Co. v. Banner*, 529 F.2d 822 (5<sup>th</sup> Cir. 1976), and, in addition, (b) Defendants' bad faith tactics in this litigation authorize an attorney's fee award against Defendants pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412(b).

WHEREFORE, Plaintiffs respectfully request that the Court grant their Motion for Recovery of Attorney's Fees.

Respectfully submitted,

*s/ Carl D. Rosenblum*

---

CARL D. ROSENBLUM, T.A. (2083)  
GRADY S. HURLEY (13913)  
ALIDA C. HAINKEL (24114)  
MARJORIE A. MCKEITHEN (21767)  
JONES, WALKER, WAECHTER, POITEVENT,  
CARRÈRE & DENÈGRE  
201 St. Charles Avenue, 49<sup>th</sup> Floor  
New Orleans, Louisiana 70170  
Telephone: (504) 582-8000 - Fax: (504) 589-8170  
crosenblum@joneswalker.com

And

JOHN F. COONEY  
(admitted Pro Hac Vice)  
Venable LLP  
575 7<sup>th</sup> Street, N.W.  
Washington, D.C. 20004  
Telephone: (202) 344-4812  
**Attorneys for Plaintiffs,  
Hornbeck Offshore Services, L.L.C.,  
The Chouest Entities, and The Bollinger Entities.**

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the above and foregoing pleading has been served upon all parties by email or by using the CM/ECF system which will send a Notice of Electronic filing to all counsel of record, this 3rd day of December, 2010.

*s/ Carl D. Rosenblum*

---