

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

DANA CANTRELLE

CIVIL ACTION

VERSUS

NO: 14-1776

WILLIAM V. CLAYTON, ET AL.

SECTION: J(3)

ORDER

Before the Court is Plaintiff's *Motion for Summary Judgment to Enforce Settlement (Rec. Doc. 51)*, which includes a request for attorneys' fees, and an *Opposition* thereto (**Rec. Doc. 54**) by Defendants, William V. Clayton, Forby Contracting, Inc., and Liberty Mutual Insurance Company. Considering the parties' pleadings and the fact that the settlement has been consummated since the filing of Plaintiff's motion,

IT IS ORDERED that the motion is **DENIED AS MOOT**.

IT IS FURTHER ORDERED that Plaintiff's request for attorneys' fees is **DENIED** because Plaintiff failed to allege that Defendants acted in bad faith "to delay and frustrate a settlement agreement." *E.N. Bisso & Son, Inc. v. World Marine Transp. & Salvage, Inc.*, No. 94-0690, 1996 WL 28520, at *5 (E.D. La. Jan. 23, 1996).

New Orleans, Louisiana this 4th day of November, 2015.

A handwritten signature in black ink, reading "Carl J. Barbier". The signature is written in a cursive style with a horizontal line underneath the name.

CARL J. BARBIER

UNITED STATES DISTRICT JUDGE