

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

DONNA J. GARRETT, et al.,)	
)	
Plaintiffs,)	
)	
vs.)	Case No. 4:09CV01252 ERW
)	
J. DOUGLAS CASSITY, et al.,)	
)	
Defendants.)	

MEMORANDUM AND ORDER

This matter comes before the Court on Joan M. Swartz's Request for Compensation of Services and Reimbursement for Out-of-Pocket Expenses [doc. #592]. In its Order of Appointment dated January 27, 2010 [doc. #343], the Court appointed Ms. Swartz to represent indigent Defendant Erin Province Engle in this matter, and in the present Motion, Ms. Swartz seeks \$2,500.00 in attorneys' fees and reimbursement for \$24.00 in out-of-pocket expenses.

Local Rule 83-12.03 provides that upon written motion, and in the Court's discretion, disbursements may be made from the Non-Appropriated Fund to reimburse a court-appointed attorney for reasonable expenses and attorney's fees incurred in a civil matter on behalf of an indigent client. An administrative order dated May 5, 2010 provides that the maximum compensation for attorneys' fees for any one appointment in a civil proceeding is \$2,500.00, and it sets the maximum reimbursement for out-of-pocket expenses at \$5,000.00.

In conjunction with her Motion, Ms. Swartz has submitted records documenting a total of 58.6 hours of out-of-court work at an hourly rate of \$250.00, which would total \$14,650.00. Finding Ms. Swartz's representation to have thus far been competent and professional, the Court concludes that she is entitled to recover the maximum allowable amount of \$2,500.00 for

attorneys' fees. Her request for reimbursement of \$24.00 in out-of-pocket expenses, in this instance for parking, is also reasonable and will be granted.


Accordingly,

IT IS HEREBY ORDERED that Joan M. Swartz's Request for Compensation of Services and Reimbursement for Out-of-Pocket Expenses [doc. #592] is **GRANTED**.

IT IS FURTHER ORDERED that the Clerk of Court shall disburse the sum of \$2,524.00 from the Non-Appropriated Fund, payable to:

Joan M. Swartz
15455 Conway Rd.
Suite 360
Chesterfield, MO 63017

Dated this 14th Day of February, 2011.



E. RICHARD WEBBER
SENIOR UNITED STATES DISTRICT JUDGE