
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

CLEARONE COMMUNICATIONS, INC.,
a Utah corporation,

Plaintiff,

v.

ANDREW CHIANG, an individual; JUN
YANG, an individual; LONNY BOWERS, an
individual; WIDEBAND SOLUTIONS, INC.,
a Massachusetts corporation; VERSATILE
DSP, INC.; a Massachusetts corporation; and
BIAMP SYSTEMS CORPORATION, an
Oregon corporation,

Defendants.

**MEMORANDUM DECISION AND
ORDER AWARDING
ATTORNEYS' FEES AND COSTS
AGAINST DONALD BOWERS**

Case No. 2:07-cv-37-TC-DN

District Judge Tena Campbell

Magistrate Judge David Nuffer

On September 3, 2009, the District Judge ordered¹ that “ClearOne is entitled to receive its reasonable attorneys’ fees and costs incurred in pursuing the [certain remedies] against Donald Bowers.” The District Judge ordered that ClearOne submit a claim for those fees and that thereafter “the Magistrate Judge shall issue a ruling awarding those costs and fees reasonably incurred”² Thereafter, ClearOne filed its claim³ stating “the total attorney fees and expenses associated with the monetary award provided by the [September 3, 2009] Order are \$57,188.61.”⁴

¹ Memorandum Decision and Order of Contempt at 25, docket no. 1903 filed September 3, 2009.

² *Id.*

³ Declaration of Jennifer Fraser Parrish . . . , docket no. 1930, filed September 17, 2009; Highly Confidential Exhibit B to Declaration of Jennifer Fraser Parrish, docket no. 1942, filed under seal September 17, 2009.

⁴ *Id.* at 6.

The magistrate judge was unable to take action because Donald Bowers filed for bankruptcy protection.⁵ However, ClearOne was granted relief from the automatic bankruptcy stay on December 29, 2009, effective January 13, 2009.⁶

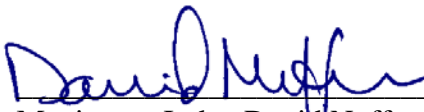
Donald Bowers did not file any response to ClearOne's Claim for fees. The magistrate judge has carefully reviewed the submission from ClearOne and finds the claim proper in every respect.

ORDER

IT IS HEREBY ORDERED that Donald Bowers is liable to ClearOne in the sum of \$57,188.61.

Dated this 18th day of January, 2009.

BY THE COURT


Magistrate Judge David Nuffer

⁵ Memorandum Decision and Order of Contempt at 2 n.3, docket no. 2009, filed November 19, 2009.

⁶ Notice of Filing: Bankruptcy Court's Order Granting Plaintiff Relief from the Automatic Stay to Prosecute Pending Action against Donald Bowers, docket no. 2048, file December 29, 2009.