

IN THE CIRCUIT COURT OF THE 11TH
JUDICIAL CIRCUIT IN AND FOR MIAMI-
DADE COUNTY, FLORIDA

FAMILY DIVISION

CASE NO. 05-24015 FC-17

2007 JUN 12 PM
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IN RE: THE MARRIAGE OF *
CHRISTOPHER MICHAEL FALOR, *
Petitioner-Husband, *
and *
HOLLY MARIE PETERSON, *
Respondent-Wife. *



Doc#: 0708160107 Fee: \$28.50
Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 03/22/2007 01:45 PM Pg: 1 of 3

ORDER

**ORDER AND FINAL JUDGMENT ON
KUTNER AND ASSOCIATES' MOTION TO ADJUDICATE CHARGING LIEN**

THIS CAUSE was before the Court for an evidentiary hearing on Wednesday, January 3, 2007, on Kutner and Associates' Motion to Adjudicate Charging Lien. Maurice Jay Kutner, Esquire and Anthony Sabatino, Esquire appeared on behalf of Kutner and Associates. Daniel Kaplan, Esquire appeared on behalf of the Wife. The Husband failed to appear, despite being properly noticed for the hearing. The Court, having considered the evidence presented and being otherwise fully advised in the premises, finds, orders, and adjudges:

1. Kutner and Associates has properly perfected its charging lien. *Brydger v. Wolfe*, 847 So. 2d 1074 (Fla. 4th 2003).
2. The Husband never objected to any of the statements for services

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CERTIFICATION ON LAST PAGE

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[Falor vs. Falor, Case No. 05-24015 FC-17]

rendered by the Kutner firm.

3. The Court finds the following amounts and hours for attorneys' fees billed on behalf of the Husband, to be reasonable and necessary:

Maurice Jay Kutner	150.86 hrs.	@ \$475/hr.	\$ 71,658.50
Anthony P. Sabatino	257.15 hrs.	@ \$250/hr.	\$ 64,658.50
Kathryn D. Hamilton	.85 hrs.	@ \$275/hr.	\$ 212.50
Claudia R. Capriles	.35 hrs.	@ \$200/hr.	\$ 70.00
Melissa P. Rivera	1.65 hrs.	@ \$125/hr.	\$ 206.25
TOTAL	410.65 hrs.		\$136,434.75

4. The Court finds that costs, in the amount of \$22,107.72, incurred on behalf of the Husband, to be reasonable and necessary.

5. The unbilled work in progress and costs incurred by the Kutner firm are:

Anthony P. Sabatino	2.45 hrs.	@ \$275/hr.	\$1,163.75
Maurice Jay Kutner	3.80 hrs.	@ \$475/hr.	\$ 950.00
Costs			\$ 385.00
TOTAL FEES/COSTS	6.25 hrs.		\$2,498.75

6. The Husband has paid the sum of \$44,998.24 in fees and costs to Kutner and Associates. In addition, the Court has deducted the fees and costs incurred in connection with the civil lawsuit filed by Kutner and Associates, (Case No. 06-12288 CA-27), in the amount of \$3,289.80. Accordingly, the total amount of reasonable and

*Paralegal hourly rate.

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[Falor vs. Falor, Case No. 05-24015 FC-17]

necessary attorneys' fees and costs owed to Kutner is \$112,753.18, which the Husband, Christopher Michael Falor, is ordered to pay.

7. The Court enters a Final Judgment against the Husband, Christopher Michael Falor (social security number 139-66-7519), in the amount of \$112,753.18, plus interest, from January 3, 2007, in favor of Kutner and Associates, for which let execution issue.

8. This Court reserves jurisdiction to award additional monies for collection fees incurred by Kutner and Associates.

ORDERED at Miami, Miami-Dade County, Florida, this 12 day of January, 2007.

Judith L. Kreeger

JUDGE, CIRCUIT COURT
JUDITH L. KREEGER
CIRCUIT JUDGE

Copies Furnished to:
CHRISTOPHER MICHAEL FALOR
DANIEL KAPLAN, ESQUIRE
MAURICE JAY KUTNER, ESQUIRE

APS/lad - 1/10/07

STATE OF FLORIDA
I HEREBY CERTIFY THAT
original on file in the
HARVEY RUND...
CLERK OF COURT

1/19/07
J. Kelly

