

STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND

FRANKENMUTH MUTUAL INS CO,

Plaintiff,

v

13-
Case No. ~~14~~-135893-CK
Hon. Wendy Potts

QUALITY INS SERVICES, INC, et al,

Defendants.

ORDER GRANTING FRANKENMUTH'S UNOPPOSED POSTJUDGMENT REQUEST FOR
ATTORNEY FEES

At a session of Court
Held in Pontiac, Michigan

On

SEP 26 2014

On April 23, 2014, the Court granted Plaintiff Frankenmuth Mutual Insurance Company's motion for summary disposition against Defendant Quality Insurance Services, Inc. The Court entered a judgment in Frankenmuth's favor and against Quality in the amount of \$111,907.66 plus accrued interest, costs, and attorney fees. At the time this judgment was entered, the case was administratively closed as to Defendant David P. Grimes, Sr. due to his bankruptcy petition. The bankruptcy stay was lifted later and on September 3, 2014, the Court granted Frankenmuth's motion for summary disposition against Grimes and entered judgment in the same amount.

At the time of the hearing on the motion against Grimes, Frankenmuth also sought a determination of its attorney fees under the terms of its promissory note. Because the summary disposition motion did not include evidence of the fees incurred, the Court ordered Frankenmuth

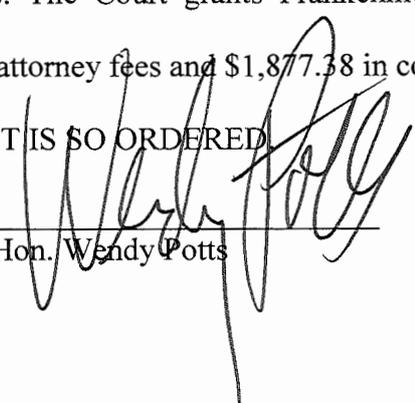
to file a request for attorney fees and serve it on Grimes, which it did on September 8, 2014. The Court allowed Grimes an opportunity to object to the attorney fees requested, however, he did not file any objection. The Court is exercising its discretion to decide the matter without a hearing. MCR 2.119(E)(3).

The Court reviewed Frankenmuth's evidence of its attorney fees and finds that hourly rates charged by its attorneys and the amount of billable hours incurred are reasonable. *Smith v Khouri*, 481 Mich 519, 528-529; 751 NW2d 472 (2008). The Court grants Frankenmuth's request for fees and orders Defendants to pay \$48,228.50 in attorney fees and \$1,877.38 in costs.

Dated:

SEP 26 2014

IT IS SO ORDERED



Hon. Wendy Potts