

STATE OF MINNESOTA  
COUNTY OF HENNEPIN

FILED  
03 JUN -3 AM 10:53  
HENNEPIN CO. DISTRICT  
COURT ADMINISTRATOR  
DEPUTY

DISTRICT COURT

FOURTH JUDICIAL DISTRICT

RE: Attorneys' Fees Approval in Default Cases

**Standing Order**


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**IT IS HEREBY ORDERED:** that the following procedures will apply to applications for *awards of attorneys' fees related to default judgments requested pursuant to the Minnesota Rules of Civil Procedure, Rule 55.01 (a)*:

1. Plaintiffs seeking an award of attorneys' fees that have established a basis for the award under Minnesota Law may obtain approval of the fees administratively without motion provided that the fees requested do not exceed fifteen percent (15%) of the principal balance owing as requested in the Complaint up to a maximum of \$3,000.00 but may seek a minimum of \$250.00 provided that the Complaint contains a statement of the dollar amount of attorneys' fees that will be or that exceed the amount requested upon default.
2. Plaintiffs may request a formal motion and seek fees in excess of the amount described herein provided that the Plaintiff provides the court with evidence relevant to the amount of attorneys' fees requested as established by the factors a court considers when determining the reasonableness of the attorneys' fees.
3. Defendants may request a hearing and further judicial review of the attorneys' fees requested by completing a "Request for Hearing" provided by the plaintiff in substantially similar to the form appended hereto. Plaintiffs may serve the form with the Summons and Complaint or separately provided that the defendants are given at least twenty (20) days notice before the request for judgment is made. The defendants must serve the Request for Hearing upon the plaintiffs' counsel within twenty (20) days of its receipt. Upon timely receipt of a Request for Hearing plaintiffs' counsel shall request a judicial assignment and schedule the hearing.

4. This Resolution does not apply to contested cases, ancillary proceedings (e.g. motions to compel or show cause) or proceedings subsequent to the entry of judgment.
5. This Resolution is effective August 1, 2003.

BY THE COURT:

  
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Kevin S. Burke  
Chief Judge

Dated: June 2, 2003