

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**  
**Department of Employment Services**  
**Labor Standards Bureau**

Office of Hearings and Adjudication  
Administrative Hearings Division



(202) 671-2233-Voice  
(202) 673-6938-Fax

IN THE MATTER OF,	)	
	)	
HERNAN GOMEZ-SALAMANCA,	)	
	)	
Claimant,	)	
	)	
v.	)	AHD No. 08-039
	)	OWC No. 641284
	)	
EASTERN WATERPROOFING AND RESTORATION	)	
COMPANY,	)	
	)	
and	)	
	)	
AIG CLAIM SERVICES INC.,	)	
	)	
Employer/Insurer.	)	
	)	

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**ORDER TO SHOW CAUSE**

On July 21, 2008, the Administrative Hearings Division (hereinafter, AHD) received from John C. Duncan, III, Esquire, as counsel for the Claimant (hereinafter, Counsel), a petition for an Order pursuant to D.C. Code Ann. §32-1530 (2001). Therein, Counsel requested an assessment for an attorney's fee of \$14,742.00 and costs in the amount of \$1,452.80 in the above-captioned matter. In support of said petition, Counsel has filed computations of the time spent, for services rendered before this body. The Fee Petition filed by counsel stated that 66.10 hours were expended for the development and presentation of the claim before AHD.

On July 29, 2008, Counsel filed a supplement to his original petition for an attorney's fee. Therein, Counsel stated that to date, \$29,000.34 in indemnity benefits have been paid, as well as \$5,148.39 in medical expenses. Counsel further asserts that on June 20, 2007, \$11,007.24 had been billed for a June 12, 2008 procedure on the Claimant's right knee, but payment for that procedure had not yet been received.

Employer is ordered to Show Cause why an Order should not issue from this body assessing an attorney's fee. Employer's response to this Order to Show Cause must be filed within ten (10) business days of service of this Order with a copy served upon Counsel. Upon timely receipt of Employer's response, an Order will be entered pursuant to § 31 and its implementing regulations at 7 D.C.M.R. § 224. Failure to timely respond will likewise result in the issuance of an order awarding an attorney's fee pursuant to §32-1530 of the Act.

IT IS SO ORDERED.

Karen R. Calmeise

KAREN R. CALMEISE  
ADMINISTRATIVE LAW JUDGE

8-26-2008

DATE

Parties Served :

SARA A. ALLENSON, ESQUIRE  
JOHN C. DUNCAN, III, ESQUIRE