

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Department of Employment Services

VINCENT C. GRAY
MAYOR



LISA MARÍA MALLORY
DIRECTOR

COMPENSATION REVIEW BOARD

CRB No. 13-042 (A)

In Re: Application for Approval of an Attorney's Fee Assessment

BERTRAN LONG,
Claimant,

v.

DISTRICT OF COLUMBIA DEPARTMENT OF CORRECTIONS
Employer.

Appeal from a February 28, 2013 Compensation Order by
Administrative Law Judge Nata K. Brown
AHD No. PBL 08-087B, DCP No. 300991266863

Harold L. Levi, Esquire, for the Claimant
Andrea G. Comentale, for the Employer

Before HENRY W. MCCOY, MELISSA LIN JONES, and JEFFREY P. RUSSELL, *Administrative Appeals Judges*.

HENRY W. MCCOY for the Compensation Review Board.

ORDER DENYING ATTORNEY'S FEE

On November 26, 2013, Claimant's attorney filed an application for an attorney's fee, requesting the Compensation Review Board (CRB) approve the award of an attorney's fee pursuant to D.C. Code § 1-623.7, to be paid by the Employer in the amount of three thousand four hundred eighty dollars (\$3,480) for 14.5 hours of work, billed at \$240.00 per hour that was asserted to have been performed by Claimant's counsel in this appeal before the Compensation Review Board.

A review of the pleadings and documents on file reveal a Compensation Order was issued on February 28, 2013 which granted the Claimant's request for disability benefits. The Employer appealed to the Compensation Review Board. In a Decision and Order (DO), the CRB affirmed the CO.¹ That DO was issued on November 12, 2013.

¹ *Long v. D.C. Department of Corrections*, CRB No. 13-0422, AHD No. PBL 08-087B (November 12, 2013).

Fee petitions are awarded only upon final orders. The Employer has 30 days to appeal the DO.² As the Employer may still appeal the DRO to the District of Columbia Court of Appeals, any such request is premature at this time.

This request for the award of an attorney's fee is DENIED. Claimant's counsel may resubmit a request for an attorney's fee within ninety (90) calendar days after the claim for benefits becomes final and all appeals have been exhausted. Failure to comply with this deadline shall result in a denial of the untimely fee request.

FOR THE COMPENSATION REVIEW BOARD:

HENRY W. MCCOY
Administrative Appeals Judge

December 2, 2013

DATE

² See 7 DCMR § 270.