

GOVERNMENT OF THE DISTRICT OF COLUMBIA

Department of Employment Services

VINCENT C. GRAY
MAYOR



LISA M. MALLORY
DIRECTOR

COMPENSATION REVIEW BOARD

CRB No. 12-065(A)

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

**HALIDE ALTINAY,
Claimant–Petitioner,**

v.

**B&B CATERING SERVICE, INC.,
Self-Insured Employer-Respondent**

Shawn M. Nolan, Esquire, for the Claimant
Cheryl D. Hale, Esquire, for the Self-Insured Employer

Before: HEATHER C. LESLIE, JEFFREY P. RUSSELL, and MELISSA LIN JONES, *Administrative Appeals Judges*,

HEATHER C. LESLIE, *Administrative Appeals Judge*, for the Compensation Review Board.

ORDER

On July 29, 2013, claimant's attorney filed an application for an attorney's fee, requesting the Compensation Review Board (CRB) assess against the employer and insurer an attorney's fee pursuant to D.C. Code § 32-1530(b) totaling three thousand eight hundred and forty dollars (\$3,840.00) for 16 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.

An Order to Show Cause was issued on August 9, 2013, directing the self-insured employer B&B Catering Service, Inc. show cause why an Attorney's Fee in the total sum of three thousand eight hundred and forty dollars (\$3,840.00) for work performed before the Compensation Review Board by claimant's counsel should not be approved, awarded and assessed as requested by the Fee Application. To date, the Employer has not responded.

Upon careful review of Claimant's Fee Application, and in consideration of D.C. § 32-1530 *et seq.*, 7 DCMR §§ 224 and 269 and the May 12, 2005 *Department of Employment Services Policy Directive Clarifying the Award of Attorney Fees in Workers' Compensation Cases*, it is hereby **ORDERED**:

Subject to the condition that the total attorney fees awarded and payable for all work performed before the Department of Employment Services' Office of Workers' Compensation, Administrative Hearings Division, and the Compensation Review Board, is limited to and does not exceed twenty percent (20%) of the actual benefits secured through the efforts of Claimant's counsel with respect to the issues arising from OWC No. 560460, AHD No. 12-019, and CRB No. 12-065, as provided by D.C. Code § 32-1530(f) and 7 DCMR § 224, Claimant's counsel's request for an attorney's fee in the total sum of three thousand eight hundred and forty dollars (\$3,840.00) that was asserted to have been performed by Claimant's counsel in this appeal before the Compensation Review Board is approved, assessed against and payable by the Employer.

FOR THE COMPENSATION REVIEW BOARD:

HEATHER C. LESLIE,
Administrative Appeals Judge

August 29, 2013

DATE