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10 Attorneys for Maricopa County

11 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

12 IN AND FOR THE COUNTY OF MARICOPA

13 SCOTT M. MCNAIR, a single man,
14 Plaintiff,

15 v.

16 MARICOPA COUNTY
DEPARTMENT OF
17 TRANSPORTATION; STATE OF
ARIZONA PERSONNEL BOARD,
18 KENNETH MEDLIN, TERRY
PETERSON, JENNIPHER RAMSEY,
19 Defendants.

NO. LC 2003-000539-002-DT

**DEFENDANTS' REQUEST FOR
ALLOWANCE OF ATTORNEY'S
FEES**

(Assigned to the Honorable
Michael D. Jones)

21 Pursuant to Rule 54, Rules of Civil Procedure For The Superior Courts of
22 Arizona, Defendants hereby submit their request for allowance of attorney's fees

1 in connection with the defense of the administrative appeal of Scott McNair.

2 This request is made pursuant to statutory authority granted under A.R.S.
3 § 12-912 allowing for attorney's fees to be awarded to defendant agency if a
4 judgment adverse to the plaintiff is rendered. "Such costs are recoverable under
5 statute." Jennifer Culpepper v. State of Arizona, 930 P.2d 508 (1997).

6 RESPECTFULLY SUBMITTED this 13 day of August 2004.

7 RICHARD M. ROMLEY
8 MARICOPA COUNTY ATTORNEY

9 BY: Neal R. Brenden
10 NEAL R. BRENDEN
11 MARY C. CRONIN
12 Deputy County Attorneys
13 Attorneys for Defendants

14 ORIGINAL of the foregoing FILED
15 and copy HAND-DELIVERED this
16 /3th day of August 2004, to:

17 Honorable Michael D. Jones
18 Judge of the Superior Court
19 Central Court Building, Suite 10A
20 201 West Jefferson Street
21 Phoenix, Arizona 85003

22 and copy mailed to:

Scott M. McNair
[Redacted]
Phoenix, Arizona [Redacted]
Plaintiff Pro Per

Craig Mousel, Esq.
SUNDBERG & MOUSEL
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Attorney for Defendant State of
Arizona Personnel Board