

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 05 November 2012**

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*In the Matter of:*

JULIAN SERRA,  
*Claimant,*

Case No.: 2012 LDA 00193  
OWCP No.: 15-050513

v.  
USI ESIS CONTRACTS/  
ACE AMERICAN INSURANCE COMPANY,  
*Employer /Carrier,*  
and  
DIRECTOR, OFFICE OF WORKERS'  
COMPENSATION PROGRAMS,  
*Party in Interest.*

.....

**Order Approving Attorney's Fees**

By petition filed October 1, 2012, Claimant's attorney, having successfully represented his client in the above captioned matter, requested approval of fees in the amount of \$79,181.25 for 211.15 hours of work on Claimant's behalf, and costs in the amount of \$4,577.50. Section 18.6 (a) of the applicable rules provides, in part, as follows: "Any application for an order or any other request shall be made by motion which, ..., shall state with particularity the grounds therefor, and shall set forth the relief or order sought.... Whether made orally or in writing, all parties shall be given reasonable opportunity to state an objection to the motion or request." Section 18.6(b) provides: "Within ten (10) days after a motion is served, ..., any party to the proceeding may file an answer in support or in opposition to the motion, accompanied by such affidavits or other evidence as he or she desires to rely upon." To date, Employer has not answered or objected to counsel's request, and the time for a response has expired.

I have reviewed counsel's petition and, in the absence of any objection, have not found it unreasonable. Counsel's petition will, therefore, be approved. Accordingly;

**ORDER**

IT IS ORDERED that Employer pay to Claimant's counsel, Clifford R. Mermell, Esq., the sum of \$83,758.75 for costs incurred and services rendered to the Claimant.

**STUART A. LEVIN**  
ADMINISTRATIVE LAW JUDGE