

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA**

ROY L. DENTON)		
)		
Plaintiff)	Case No.	1:07-cv-211
)		
v.)	JURY DEMAND	
)		
STEVE RIEVLEY)	Collier/Carter	
)		
Defendant)		

PETITION FOR COSTS

Comes Officer Steve Rievley, through his attorneys, pursuant to Rule 54(d)(1) and (2) of the *Federal Rules of Civil Procedure*, 42 U.S.C. § 1988, and the August 27, 2010 Order entered by this Court entitling Steve Rievley to recover costs from the Plaintiff (*see Court doc. 140*), and moves the Court for an order taxing costs and fees against the Plaintiff, Roy Denton, as follows:

(1)	Jason Woody - witness fee and mileage fee (first trial)	\$ 77.94
(2)	Brian Malone - witness fee and mileage fee (first trial)	77.94
(3)	Gerald Brewer - witness fee and mileage fee (first trial)	78.28
(4)	Jason Woody - witness fee and mileage fee (second trial)	77.94
(5)	Brian Malone - witness fee and mileage fee (second trial)	77.94
(6)	Gerald Brewer - witness fee and mileage fee (second trial)	78.28
(7)	Kim Denton - witness fee and mileage fee (second trial)	78.28
(8)	Wayne Clemons - private process server	55.00
(9)	Elizabeth B. Coffey - court reporter	512.55
(10)	Copies - 1,462 @ \$.15 per copy	219.30
(11)	Mileage expense	263.61

In addition, Ronald D. Wells, attorney for Officer Steve Rievley, would show that he has spent 146.50 hours in the defense of this case and that Elizabeth Roderick, associate attorney, has spend 135.40 hours in the defense of this case, the exact details of which can be provided upon affidavit or upon further hearing, if the Court so requires.

Accordingly, Officer Steve Rievley, through his attorneys, requests an order from the Court taxing fees against the Plaintiff, Roy Denton, taking into account the hours set forth above, based on hourly rates determined by the Court to be reasonable within the community, based on affidavit or based on further hearing, whichever the Court requires.

Respectfully submitted,

ROBINSON, SMITH & WELLS

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By: s / B. Elizabeth Roderick
Ronald D. Wells, BPR# 011185
B. Elizabeth Roderick, BPR# 022762
Attorneys for Defendant, Steve Rievley

CERTIFICATE OF SERVICE

I hereby certify that on the 3rd day of September, 2010, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. Mail. Parties may access this filing through the Court's electronic filing system.

This the 3rd day of September, 2010.

Robinson, Smith & Wells

By: s / B. Elizabeth Roderick

cc: Mr. Roy L. Denton
120 6th Avenue
Dayton, TN 37321

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