



ORDERED in the Southern District of Florida on June 3, 2016.

A handwritten signature in black ink, appearing to read "Erik P. Kimball".

Erik P. Kimball, Judge  
United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF FLORIDA  
WEST PALM BEACH DIVISION

In re:

Case No. 12-30081-EPK

CLSF III IV, INC. *et al.*,

Chapter 7

(Jointly Administered)

Debtors.

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**FINAL JUDGMENT OF SANCTIONS AGAINST  
ARTHUR MARK FEUERBORN FOR ATTORNEYS' FEES AND COSTS**

This matter comes before the Court pursuant to its *Order Granting Trustee's Motions for Sanctions and Holding Arthur Mark Feuerborn in Contempt of Court* [ECF No. 1333] (the "Order"). In its Order, the Court granted the *Trustee's Motion for Sanctions Against Law Offices of Arthur Mark Feuerborn & Associates, and Arthur Mark Feuerborn* [ECF No. 1264], the *Trustee's Motion for an Order Holding Arthur Mark Feuerborn, Individually and DBA the Law Offices of Arthur Mark Feuerborn & Associates, in Contempt of Court for Violation of the Court's Order on Order to Show Cause Directed to the Law Offices of Arthur Mark Feuerborn & Associates and Arthur Mark Feuerborn* [ECF No. 1297], and the *Trustee's Expedited Motion to Compel Production of Documents from Arthur*

*Mark Feuerborn, in Response to Trustee's Request for Production of Documents Directed to Arthur Mark Feuerborn* [ECF No. 1307] (collectively, the "Sanctions Motions") filed by Deborah C. Menotte, Chapter 7 Trustee (the "Trustee"). In each of the Sanctions Motions, the Trustee requested monetary sanctions for damage Mr. Feuerborn caused to the estate by concealing assets from the Trustee, as well as for damage caused to the estate due to the necessity of the Trustee's preparing, filing and litigating the Sanctions Motions. The latter damages consist of reimbursement of the Trustee's actual fees and expenses incurred in preparation and prosecution of the Sanctions Motions. *See Order.*

In the Order, the Court reserved determination on the request for reimbursement of the Trustee's fees and expenses pending submission of an affidavit attesting to the amount of such fees and expenses, to the extent not previously ordered. Order at 23. The Court ordered the Trustee to file the affidavit no later than May 23, 2016. The Court provided Mr. Feuerborn with an opportunity to respond to and contest the affidavit on the basis of reasonableness of the fees and expenses requested.

On May 23, 2016, the Trustee filed the requested affidavit. ECF No. 137. In the affidavit, the Trustee attests to 122.20 hours expended in preparation and prosecution of the Sanctions Motions, and total fees and costs incurred of \$54,670.50. The Trustee attached to the affidavit a number of billing records describing the work performed, amounts billed, and hourly rates charged by various professionals. Mr. Feuerborn did not file a response to the affidavit.

The Court has examined the Trustee's affidavit and related evidence. The Court finds that, in the circumstances of this case, the professional work performed, the hours billed, and the hourly rates charged are reasonable. Accordingly, it is ORDERED AND ADJUDGED that:

1. Final Judgment is entered against Arthur Mark Feuerborn in favor of Deborah C. Menotte, Chapter 7 Trustee.

2. Mr. Feuerborn shall pay to the Trustee a sanction in the amount of \$54,670.50, representing fees and costs incurred in preparation and prosecution of the Sanctions Motions. The sum of \$54,670.50 shall be immediately due and payable by Arthur Mark Feuerborn to the Trustee, for which let execution issue.

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Copies furnished to:

Leslie Gern Cloyd, Esq.

*Leslie Gern Cloyd, Esq. shall serve a conformed copy of this order on all appropriate parties and file a certificate of service with the Court.*