IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 25-cv-02269-NYW-NRN

MATTHEW LEWIS, individually and on behalf of all others similarly situated,

Plaintiff,

v.

EAGLE COUNTY GOVERNMENT,

Defendant.

MINUTE ORDER

Entered by Judge Nina Y. Wang

This matter is before the Court on Defendant's Unopposed Motion for Attorneys' Fees. [Doc. 34]. On November 14, 2025, the Court awarded Defendant reasonable attorney's fees pursuant to 28 U.S.C. § 1927. [Doc. 32]. Defendant now seeks fees consistent with that Order and represents that the Parties have stipulated to a fees award of $25,000. [Doc. 34 at 1]. In support of its Motion, Defendant submitted an affidavit from its lead counsel, Colin A. Walker, and the underlying time records associated with its fees. [Doc. 34-1; Doc. 34-2].

Section 1927 permits an award of attorney's fees "reasonably incurred" because of unreasonable and vexatious litigation conduct. 8 U.S.C. § 1927. The Tenth Circuit has interpreted § 1927 as a compensatory statute, intended to "compensate victims of abusive litigation practices, not to deter and punish offenders." *Hamilton v. Boise Cascade Express*, 519 F.3d 1197, 1205 (10th Cir. 2008). The *Hamilton* court left it to district courts to choose whether "straight fee recovery" or a "lodestar-limited" approach is the appropriate method for calculating a § 1927 fees award in a given case. *Id.* at 1207.

Even applying the more restrictive lodestar approach, the Court finds no reason to disturb the fees amount stipulated to by the Parties. The lodestar approach calculates a presumptively reasonable fees award based on "the number of hours reasonably expended on the litigation multiplied by a reasonable hourly rate." *Anchondo v. Anderson, Crenshaw & Assocs., L.L.C.*, 616 F.3d 1098, 1102 (10th Cir. 2010). Upon review of the Motion, the attached exhibits, and the record as a whole, the Court concludes that the claimed hours and rates are reasonable, and that the total requested award of $25,000 was reasonably incurred.

Accordingly, it is **ORDERED** that:

(1) Defendant's Unopposed Motion for Attorneys' Fees [Doc. 34] is **GRANTED**;

(2) Pursuant to 28 U.S.C. § 1927, Plaintiff's counsel Sara A. Green and the law firm of Hardin P.C., jointly and severally, are **ORDERED** to pay Defendant its attorney's fees in the amount of $25,000, on or before February 1, 2026.

DATED: December 16, 2025