

Attorney Fee Affidavit Requirements

(1) **Uncontested Cases---**

- (a) your attorney fee affidavit must be executed properly
- (b) state if contract rate-if it is a contract rate-no time records are required.
- (c) state if hourly rate and the number of hours worked on the case
- (d) contain a discussion of factors listed in *Judge Ralph Anderson's 2011 MIE Bench-Bar Attorney fees-How to get them and keep them on appeal.

As normal, provide a copy to party who appears and I will ask if party wishes to ask questions. If party appears and contest attorney fees, cost or debt, case will be continued to allow for a court reporter and a detailed fee affidavit prepared and sent to defendant(s) for review prior to second hearing if they still contest after review of detailed affidavit.

- ### (2) **Contested Cases---**bring a witness and court reporter. If after determining who wins case, attorney fees are still an issue, I require same step as above---send detailed attorney fee affidavit with time and costs. IF defendant requests, they can have hearing to cross examine on fee issues.

- ### (3) All Deficiency cases-detailed time sheet required.

*you can contact Terry Burnett at the SC CLE Division to get this information