

1 **Rule 73. Attorney fees.**

2 **(a) Time in which to claim.** ~~When attorney fees are authorized by contract or by law, a request for~~
3 ~~attorney fees shall be supported by affidavit or testimony.~~ Attorney fees must be claimed by filing a motion
4 for attorney fees no later than 14 days after the judgment is entered unless the party claims attorney fees
5 in accordance with the schedule in ~~subsection (d) paragraph (f)~~ or in accordance with Utah Code Section
6 75-3-718 and no objection to the fee has been made.

7 **(b) Content of motion.** ~~An affidavit supporting a request for or augmentation of attorney fees shall~~
8 ~~set forth~~ The motion must:

9 (b)(1) ~~the basis for~~ specify the judgment and the statute, rule, contract, or other ~~basis~~ entitling the
10 party to the award;

11 (b)(2) ~~a reasonably detailed description of the time spent and work performed, including for each~~
12 ~~item of work the name, position (such as attorney, paralegal, administrative assistant, etc.) and hourly~~
13 ~~rate of the persons who performed the work~~ disclose, if the court orders, the terms of any agreement
14 about fees for the services for which the claim is made;

15 (b)(3) specify factors showing the reasonableness of the fees, if applicable;

16 (b)(4) specify the amount of attorney fees claimed and any amount previously awarded; and

17 (b)(5) disclose if the ~~affidavit is in support of~~ attorney fees are for services rendered to an
18 assignee or a debt collector, the terms of any agreement for sharing the fee and a statement that the
19 attorney ~~is not sharing will not share~~ the fee ~~or any portion thereof~~ in violation of Rule of Professional
20 Conduct 5.4.

21 **(c) Supporting affidavit.** The motion must be supported by an affidavit or declaration that reasonably
22 describes the time spent and work performed, including for each item of work the name, position (such as
23 attorney, paralegal, administrative assistant, etc.) and hourly rate of the persons who performed the work.

24 **(d) Liability for fees.** The court may decide issues of liability for fees before receiving submissions
25 on the value of services. If the court has established liability for fees, the party claiming them may file an
26 affidavit and a proposed order. The court will enter an order for the claimed amount unless another party
27 objects within 7 days after the affidavit and proposed order are filed.

28 **(e) Fees claimed in complaint.** ~~If a party requests claims attorney fees in accordance with the~~
29 ~~schedule in subsection (d) under paragraph (f), the party's complaint shall must~~ state the basis for
30 attorney fees, state the amount of attorney fees allowed by the schedule, cite the law or attach a copy of
31 the contract authorizing the award, and, if the attorney fees are for services rendered to an assignee or a
32 debt collector, a statement that the attorney will not share the fee ~~or any portion thereof~~ in violation of
33 Rule of Professional Conduct 5.4.

34 **(d)-(f) Schedule of fees.** Attorney fees awarded under the schedule may be augmented only for
35 considerable additional efforts in collecting or defending the judgment and only after further order of the
36 court.

Amount of Damages, Exclusive of Costs, Attorney Fees and Post-Judgment Interest, Between	and:	Attorney Fees Allowed
0.00	1,500.00	250.00
1,500.01	2,000.00	325.00
2,000.01	2,500.00	400.00
2,500.01	3,000.00	475.00
3,000.01	3,500.00	550.00
3,500.01	4,000.00	625.00
4,000.01	4,500.00	700.00
4,500.01	or more	775.00