

Jeremy L. Bass, Perforce Pro Se  
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IN THE DISTRICT COURT FOR THE SECOND JUDICIAL DISTRICT  
FOR THE STATE OF IDAHO, IN AND FOR NEZ PERCE COUNTY

DPW Enterprises LLC and Mountain Prime 2018  
LLC,

Plaintiff,

vs.

Jeremy L. Bass, Dwayne Pike, and Current  
occupant, and Unknown Parties in  
Possession of the real property commonly  
known as 1515 21<sup>st</sup> Avenue, Lewiston,  
Idaho 83501

Defendants.

Case No. CV35-24-1063

**OBJECTION TO MEMORANDUM OF COSTS AND  
ATTORNEY FEES**

**DEMAND FOR JURY**

COMES NOW the Defendant Jeremy L. Bass, (hereinafter "Mr. Bass"), Perforce Pro Se, and respectfully submits this *Objection to the Plaintiffs' Memorandum of Costs and Attorney Fees*, filed November 27, 2024, pursuant to *Idaho Rule of Civil Procedure 54(d)(6)*.

**I. BASIS FOR OBJECTION**

**1. Unreasonable and Excessive Fees:**

Plaintiffs seek \$9,330.00 in attorney fees at a rate of \$300 per hour for 31.1 hours, in addition to \$296.91 in costs. The requested amount is unreasonable and disproportionate, given:

- **The routine nature of the filings.**
- **Lack of substantive complexity in the issues presented.**
- **Inflated billing entries for unnecessary or duplicative tasks.**

**2. Lack of Justification and Compliance with *IRCP Rule 54(e)(3)***

Plaintiffs fail to meet their burden of demonstrating compliance with the factors set forth in *IRCP Rule 54(e)(3)*, including:

- The time and labor required.
- The novelty and difficulty of the questions involved.
- The skill requisite to perform the legal services properly.
- The reasonableness of the fees relative to the results obtained..

**3. Inclusion of Improper or Inflated Costs:**

The Plaintiffs included charges for activities that were unnecessary, unrelated to the core legal issues, or improperly inflated.

- Costs related to filings that were duplicative or unrelated to substantive motions.
- Inclusion of speculative or anticipated fees for work not yet performed, such as future preparation for hearings and replies.

**4. Disproportionate Impact of Award:**

The requested fees and costs are disproportionately punitive and do not reflect the economic realities of this case. Defendant is a self-represented litigant with limited resources, defending against procedural and substantive irregularities in the foreclosure and auction processes.

**II. LEGAL ARGUMENT**

Pursuant to *Idaho Rule of Civil Procedure 54(e)(3)*, the Court must evaluate the reasonableness of attorney fees based on specific factors, including:

- The time and labor involved.
- The novelty and difficulty of the issues.
- The results obtained relative to the effort expended.

In this case:

**1. Routine Nature of Work:**

The legal services provided by Plaintiffs' counsel involved straightforward filings for summary judgment and opposition to motions, requiring no extraordinary skill or effort.

**2. Lack of Complexity:**

The issues presented, including procedural compliance with Idaho foreclosure statutes, are well-established and do not warrant the excessive hours billed.

**3. Failure to Prove Reasonableness:**

Plaintiffs fail to provide adequate justification for their claimed fees, nor do they show that their efforts directly contributed to the resolution of substantive issues.

**III. REQUEST FOR RELIEF**

Defendant respectfully requests that this Court:

1. Strike or reduce the Plaintiffs' claim for attorney fees and costs to a reasonable amount consistent with the applicable standards under Idaho law.
2. Deny any speculative or anticipated costs not yet incurred.
3. Require Plaintiffs to provide a detailed, itemized accounting of their claimed fees and costs, demonstrating compliance with *IRCP Rule 54(e)(3)*.

Dated this 4<sup>th</sup> day of December 2024.

Respectfully submitted,

Jeremy L. Bass

Defendant/ Perforce Pro Se

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Signature

CERTIFICATE OF MAILING

I certify that I have sent by email and first-class mail this ***OBJECTION TO MEMORANDUM OF COSTS AND ATTORNEY FEES*** to Plaintiffs and Co-Defendant's counsel on December 4<sup>th</sup>, 2024, at the following email address and postal address:

Email: lewis@hwmlawfirm.com [✓] Postal: Lewis N. Stoddard, Bar No. 7766 [ ] Halliday, Watkins & Mann, P.C. 376 East 400 South, Suite 300 Salt Lake City, UT 84111	Ken Nagy Idaho Legal Aid Services, Inc. Email: kennagy@idaholegalaid.org [✓] Counsel for Dwayne Pike
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Jeremy L. Bass  
Defendant/ Perforce Pro Se

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Signature

ACKNOWLEDGMENT

STATE OF IDAHO )  
: ss.  
County of NEZ PERCE )

On the 4<sup>th</sup> day of December, 2024, before me, the undersigned Notary Public, personally appeared Jeremy Bass, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that s/he executed the same.  
IN WITNESS WHEREOF, I have set my hand and seal the day and year as above written.

\_\_\_\_\_  
Notary Public for Idaho

Residing at \_\_\_\_\_

Commission Expires: \_\_\_\_\_