

IN THE CIRCUIT COURT OF OKTIBBEHA COUNTY, MISSISSIPPI

STATE OF MISSISSIPPI

PLAINTIFF

VS.

CAUSE NO. 2015-0403-CRO

HENRY N. VAUGHN, SR.

DEFENDANT

DEFENDANT'S MOTION FOR THE COURT TO AWARD
ATTORNEY'S FEES AND FOR OTHER RELIEF

COMES NOW, ROY A' . PERKINS, ESQUIRE, THE UNDERSIGNED ATTORNEY FOR THE DEFENDANT, HENRY N. VAUGHN, SR., and files this his Motion For The Court To Award Attorney's Fees and For Other Relief, and the undersigned attorney offers the following in support of said Motion, to-wit:

I.

That the undersigned attorney had to respond to a Notice of Appeal that was filed by the Special Appointed Prosecutor with respect to this case. The undersigned attorney has also performed other work in this case on behalf of the Defendant; and, the said attorney will perform additional work on behalf of the Defendant concerning this case.

II.

As a result of a Notice of Appeal that was filed in this case without any statutory authority or constitutional authority and as a result of other work performed by the Defendant's attorney, this Court should enter an Order awarding attorney's fee to the

undersigned attorney for the Defendant in the amount of \$1,837.50. **(See the attached Affidavit and Itemized Statement)**. The Court should Order the Oktibbeha County Board of Supervisors to pay said attorney's fees in light of the fact that said Board appointed the Prosecutor who is handling the appeal that is the subject matter of this case.

III.

The undersigned attorney has rendered, is rendering and will render the services and assistance to the Defendant that is outlined in the Affidavit and Itemized Statement that are attached hereto as **EXHIBIT "A"**. That the said Exhibit shall be and is incorporated herein by reference as if fully copied herein in words and figures. The undersigned attorney for the Defendant has rendered valuable services to the Defendant, Henry N. Vaughn, Sr., with respect to this case.

WHEREFORE, PREMISES CONSIDERED, THE UNDERSIGNED ATTORNEY, ROY A' PERKINS, ESQUIRE, respectfully moves and prays for this Court to enter an Order directing the Oktibbeha County Board of Supervisors to pay his attorney's fees in the amount of \$1,837.50 regarding this case.

The undersigned attorney further prays for any other relief, either general and/or specific, that this Honorable Court may deem to be necessary and proper.

THIS, THE 17TH DAY OF DECEMBER, 2015.

Roy A. Perkins

ROY A. PERKINS, ESQUIRE
ATTORNEY FOR DEFENDANT
POST OFFICE BOX 678
STARKVILLE, MS 39760-0678
BUS. PHONE: (662) 324-7300
MISS. BAR NUMBER 4118

CERTIFICATE OF SERVICE

I, ROY A. PERKINS, ESQUIRE, ATTORNEY FOR DEFENDANT, do hereby certify that I have this day, forwarded by United States Mail, postage prepaid, a true and correct copy of the foregoing Motion, to the following persons, to-wit:

Honorable Lee S. Coleman
Circuit Court Judge
16th Circuit Court District
Post Office Drawer 1033
West Point, Mississippi 39773

George M. Mitchell, Jr., Esquire
Attorney at Law
Post Office Drawer J
Eupora, Mississippi 39744

SO CERTIFIED, THIS, THE 17TH DAY OF DECEMBER, 2015.

Roy A. Perkins

ROY A. PERKINS, ESQUIRE
ATTORNEY FOR DEFENDANT

