

IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

PROFESSIONAL INVESTIGATING )  
& CONSULTING AGENCY, INC., )  
d/b/a PICA, )  
 )  
Plaintiff, )  
 )  
v. ) C.A. No. N12C-06-196 MMJ CCLD  
 )  
HEWLETT-PACKARD COMPANY, )  
 )  
Defendant. )

On PICA’s Motion for Attorneys’ Fees

**ORDER**

Plaintiff PICA’s Motion for Attorneys’ Fees (the “Motion”) against Defendant Hewlett-Packard Company seeks fees incurred in the appeal of the case before the Delaware Supreme Court.

Hewlett-Packard Company appealed the jury’s October 27, 2014 verdict and the Court’s subsequent orders dated March 23, 2015 and April 7, 2015. PICA cross-appealed.

This Court has jurisdiction to award attorneys’ fees following the conclusion of an appeal. An award of fees is within the Court’s sound discretion.

The Court finds that neither the appeal nor cross-appeal was frivolous. Taking into consideration the totality of the damages awarded following trial, and all other relevant circumstances, the Court declines to exercise its discretion to award attorneys' fees incurred in connection with the appeal of this case to the Delaware Supreme Court.

**THEREFORE**, PICA's Motion for Attorney's Fees is hereby **DENIED**.

**IT IS SO ORDERED** this 8<sup>th</sup> day of February, 2016.

*/s/ Mary M. Johnston*  
The Honorable Mary M. Johnston