

attendant fees. His arguments concerning where the defendants should have devoted their briefing attention are unpersuasive. I do not give deference to his *pro se* status; he has routinely abused it despite warnings, and he is obviously very bright with abundant access to legal materials. Finally, it is apparent from his behavior in the face of previous warnings that stern sanctions are necessary to get his attention.

I conclude that the reasonable attorney fees for defending against this frivolous federal lawsuit is Three Thousand Four Hundred Ninety-Nine Dollars and Forty-five Cents (\$3,499.45) to be awarded to David Boies; Boies, Schiller & Flexner, LLP; and Straus & Boies, LLP. See Attorney Defendants' Application for Award of Attorneys' Fees (Docket No. 32).

I conclude that the reasonable attorney fees to be awarded to Transworld Entertainment Corp. is Fifteen Thousand Dollars (\$15,000), a modest reduction from the amount requested. See Defendant Transworld Entertainment Corp.'s Application for Award of Attorneys' Fees (Docket No. 33).

SO ORDERED.

DATED THIS 24TH DAY OF SEPTEMBER, 2008

/s/D. BROCK HORNBY
D. BROCK HORNBY
UNITED STATES DISTRICT JUDGE

**U.S. DISTRICT COURT
DISTRICT OF MAINE (PORTLAND)
CIVIL DOCKET FOR CASE #: 07CV53 (DBH)**

John A. Deep,

Plaintiff

Represented By John A. Deep, *Pro Se*
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Cohoes, NY 12047
(518) 233-0225
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v.

David Boies,

Boies Schiller & Flexner LLP,

Straus & Boies LLP,

Represented By Robert S. Frank
Harvey & Frank
P.O. Box 126
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(207) 775-1300
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and

Transworld Entertainment Corp.,

Represented By Joseph H. Groff, III
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P.O. Box 4510
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and

XYZ Company Nos 1-99,

Defendants