STATE OF MAINE
BOARD OF OVERSEERS OF THE BAR

Fee Arbitration Commission Panel 3

Richard K. Headley Jr.

Petitioner

v.

Katherine C. Gibson, Esq.

Respondent

AWARD AND DETERMINATION

A hearing in this matter was held on May 21, 2018, in Augusta, Maine, before a duly authorized Fee Arbitration Panel of the Fee Arbitration Commission of the Board of Overseers of the Bar. This Panel was designated to hear the controversy existing between the above-named parties as set forth in the Petitioner’s Petition. The members of this Panel were Chair William P. Logan, Esq., Michael J. Colleran, Esq., and public member Jeffry William Fitch. The Petitioner and the Respondent each appeared and testified. The Petitioner was pro se and the Respondent was represented by her counsel, Christopher K. MacLean, Esq. Based upon the evidence introduced, the Panel finds as follows:

Measuring the findings with the factors set forth in Rule 1.5 of the Maine Rules of Professional Conduct, the Panel finds that Petitioner has carried his burden to show that a portion of Respondent’s fees and costs are unreasonable. Therefore, Respondent owes the Estate of Patricia Headley the sum of $3,242.50.

In order to preserve the confidentiality of the written materials and the testimony submitted at the hearing, the findings of fact and conclusions are not set forth in the Award and Determination. This Award and Determination is accompanied, however, by a Confidential Addendum that sets forth the findings of facts and conclusions of the Panel. By ruling of the Chair, the Confidential Addendum shall not be considered part of the award, which is a public document. In accordance with Maine Bar Rule 7(h), the
Confidential Addendum shall be confidential and shall not be open to the public or disclosed to any person except as otherwise set forth in Maine Bar Rule 7(h).

The Award and Determination is in full settlement of all claims submitted to the Arbitration Panel.

The undersigned has subscribed to this award on June 19, 2018

William P. Logan, Esq.
Chair, Panel 3
Fee Arbitration Commission