

**Arcuri v. Ceraso, No. 68923, Order of Affirmance (Unpublished Dispositon, June 9, 2016)**  
**COA unpub**

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It is the responsibility of the party seeking attorney fees to support a “fee request with affidavits or other evidence” demonstrating that an award is warranted under the relevant factors established by Brunzell. Here, nothing in the record indicates that appellant ever attempted to provide the required evidence to the district court, and thus, the appellant waived any argument that the court should have given her the opportunity to submit additional evidence in support of her request for fees.

The district court sufficiently considered the factors set forth in Brunzell, and nothing in appellant’s arguments demonstrates that the district court was required to award a greater amount based on those relevant considerations.

Furthermore, a court is only authorized to award attorney fees to a prevailing party under NRS 18.010(2)(b) if the opposing party brought or maintained a claim or defense “without reasonable ground or to harass the prevailing party.” Here, the district court concluded that neither party clearly prevailed in the action, and that conclusion is supported by the record.