

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEBRASKA

IN THE MATTER OF:)	
)	
DAMROW CATTLE COMPANY, INC.,)	
)	CASE NO. BK01-80266
Debtor(s).)	A02-8129
_____)	
JAMES J. STUMPF, Chapter 7 Trustee,)	
)	
Plaintiff,)	CH. 7
)	
vs.)	
)	
DOUBLE S LAND & CATTLE CO., L.L.C.,)	
and FIRST NATIONAL BANK OF OMAHA,)	
)	
Defendants.)	

ORDER

First National Bank of Omaha has filed a Bill of Costs (Fil. #265) requesting that costs be assessed against co-defendant Double S Land & Cattle Co., L.L.C., in the total amount of \$1,594.25. The bill of costs only requests costs permitted by statute and is limited to the cost of depositions of William Sandy which were filed with the Court and used to support the bank's motion for summary judgment.

Pursuant to Federal Rule of Bankruptcy Procedure 7054(b), costs should generally be allowed to the prevailing party. The bank was the prevailing party in the underlying litigation, the costs applied for are authorized by statute¹, and the amount requested is reasonable.

IT IS ORDERED that the request in the Bill of Costs (Fil. #265) is granted. Costs in the amount of \$1,594.25 are taxed to the co-defendant Double S Land & Cattle Co., L.L.C.

DATED: May 14, 2008

BY THE COURT:

Timothy J. Mahoney
Chief Judge

Notice given by the Court to:

*John S. O'Brien	Alan E. Pedersen
Robert V. Ginn	Cary C. Kline
Clifford T. Lee	Tim Engler
James S. Mitchell	United States Trustee

*Movant is responsible for giving notice of this order to other parties if required by rule or statute.

¹28 U.S.C. § 1920(2) permits taxation of costs for court reporter fees "for all or any part of the stenographic transcript necessarily obtained for use in the case[.]"