

Speaker 0: All right everybody, let's go. Ms. Berger, do you hear me? I do, Your Honor. Thank you. Ms. Black has the audio. Good morning, Ms.

Speaker 1: Black. Good morning, Judge. Good morning.

Speaker 0: Ms. Rocha. Your. Mr. Holland, can you... Yes, sir. Mr. Thank you. Good morning, Mr. Hahn. Can you hear me? I think I can now. Okay. Sir, if you need anything... I know that you may have some accommodations that you need. If you need something and I can help you, please let me know. Looks like you're wearing headphones, so if you have any problems with hearing me, or you need more time to respond, you let me know. Okay, sir? Yes, can I ask you a question? Yes, sir.

Speaker 1: Are you planning on returning?

Speaker 0: This is the matter FV031946-22. This is the matter Lisa F. Flax versus Glenn H. Hahn. My name is Judge Craig Ambrose. Today's date is October 7, 2022. The time is 9.01 a.m Counsel for Ms. Flax, may I have your appearance? Mr. Hahn, can you please raise your right hand? Do you swear or affirm that the testimony you are about to give this court will be the truth, the whole truth, and nothing but the truth? No response, sir. No response necessary. I'm only here to deal with the certification application. I'm not responding to that question. That question that you pose is irrelevant at this point. Okay, so Ms. Ferger, can you please start with the request?

Speaker 1: Yes, Your Honor.

Speaker 0: I have submitted a patent and as well as a... And do you have anything that I need to consider that happened after June 30th to the time we're here today? as far as any additional fees or credits owed to you?

Speaker 1: Your Honor, that's the most... At this point, it's the only other thing that has...

Speaker 0: Okay, and Ms. Ferger, with regard to the request, is it still \$11,150 plus the \$421 for the reimbursement for damages? Yes, Your Honor. And as part of one of Mr. Hahn, or maybe both of Mr. Hahn's recent motions, I believe he's just... I'm going to turn this over to you, Mr. Hahn, but I believe your opposition is that you're on some type of disability payment. Is that right, sir?

Speaker 1: Judge, just to be clear, we have recently found that... I don't think it's... Ignored. essentially, there's reverse...

Speaker 0: No. Hold on, Mr. Hahn. Please just give Ms. Ferger a second and then I'll give you your time. Please, sir. Go ahead, Ms. Ferger.

Speaker 1: In the Florida courts, and I have no... The second piece of this, how much money is your client getting from...

Speaker 0: Alright, so, sir, we're not addressing your claims in the FM. We're addressing the fees, as you suggested. You have no problem with the \$11,000 because you feel you might be entitled to some money back from Ms. Flax in the FM. I'm here to address the FV, and that is all today. Can I ask you a quick question? Yes, of course you can. The second piece of the news is that in regards to family guilty based on a SIM card... I'm only here to address the council fees, Mr. Hahn. I'm not... I'm not... I guess we'll address it. Oh, yeah, I'm... This is only for that... I'm standing at the moment. Mr. Hahn, let me be clear. I'm only here to address the fee application. Anything that you may have alleged or you want to argue in addition to the fee application under the FV, anything that you want to argue regarding the FM will be handled by Judge John Call, not me. Okay. Judge John Call, Judge John Call will be handling anything other than what is before me today, Mr. Hahn. Okay. Okay. Under... Mr. Hahn, under oath, as you sit here, you appear before me today, you are telling this court you do not have any other source of income other than the social security benefits that you receive. Is that right?

Speaker 1: That is correct.

Speaker 0: ...with them to a mere piece of work in order to help develop this model. It didn't work. It didn't go through. I got to respect COD, paid through the cost, and then went back. So that... So as a result... Mr. Berger, let me just finish with Mr. Hahn. As a result of the star mark transaction that you had, did you earn any income as a result of that star mark interaction with that company? No. Initially, way back when, I was brought up... They gave me a... So from that time, you have no other interactions with any other companies that you may be seeking to have some type of employment with?

Speaker 1: No, because everything...

Speaker 0: If they were the only kind of state of office, they gave me assistance, they would have a state of model, but the intention was to sell it as a state of model. Mr. Hahn, as a result of your disability, can you do work from home? Say I couldn't... No, Mr. Hahn, I don't want to hear it, and I hope... Mr. Hahn, let me finish. Let me finish. Let me finish, sir. I'm sorry, Ron. I'm having a hard time hearing you. Do you hear me now? Okay. If I say yes, can you hear me say yes? Yes. Okay. Well, I'm going to slow down. I'm going to give Ms. Berger the opportunity to respond, and then I'm going to finish this hearing. So, Ms. Berger, what would you like to say in response to Mr. Hahn's testimony about disability and Starmark and his ability to pay the \$11,150 in attorney's fees?

Speaker 1: April, twice in May, and then twice in June for this trial. He has repeatedly said he wasn't working. He paid \$2,000. This is a woman raising three children on her own. She is not Bill Gates. I keep trying to explain this to the court, yet there's a lawsuit over it.

Speaker 0: Ms. Berger, what do you propose in light of his benefits he received? Not yet, sir. Not yet. Not yet. Thank you, Ms. Berger, but I want to speak to you a little bit more before I give Mr. Hahn the

opportunity. Ms. Berger, what is the proposal that you believe your client will get this money back? What do you propose as far as date for payment, payment installments? What do you propose?

Speaker 1: There has to be some kind of payment plan.

Speaker 0: Mr. Hahn, go ahead. It's your turn to respond, and then I'm going to give you my ruling.

Speaker 1: The death that she constantly keeps saying this stuff. Take it simple. If I were to pay for Social Security disability, the repayment from Social Security, which she hasn't been receiving, then I can show you the last several years, and you can see my income directly from the Department of Labor's website. I'll be willing to have you share that with your honor, and you'll see that what she's saying is just not true. Once again, she is taking half the booze and spinning it around into a narrative simply because she said they're in court. Oh, the can that I was using was the actual can of spray paint. I never said that in court. She is well aware of that, but she just keeps spreading her stuff. It's a storm storm. Oh, she was going to take the storm storm down. If you listen to the recording from the real estate agent, he clearly states in the record conversation how to find help just to replace it so I can have my \$5,000 fidded, taking his head through and spinning them around and to take some sort of narrative.

Speaker 0: Did Mrs. Black receive a benefit check from Social Security disability all this time? The answer is yes. If the answer was no, Mrs. Black received a disability check from Social Security all this time. Yes or no? No, she's not under oath, sir. This is a legal motion.

Speaker 1: I understand the thing.

Speaker 0: There's nothing else there that's obvious. She's getting her checks paid to her in front of Social Security disability. She has completely ignored all... You find me guilty of tracking her with a SIM card. Well, guess what? She's been tracking me all the time electronically. Her sister has been cyber-stalked previously on the Internet. I have that proof. So I guess good cause I guess of the FM coordinates, that, and all the other main objects of this FV. I can walk up the steps. You say, "Ha, ha, ha, ha, ha." You have to walk to the table first, and then she gets triggered by someone's brain break and takes great buzz information. I... Okay, this is the... Mr. Hahn? ...taken out on that. you're going to... This is the court's ruling on plaintiff's application for attorney's fees. Pursuant to the case McGowan versus O'Rourke, 391 NJ Super 502, Appellate Division 2007, counsel fees may be awarded to prevailing victim of domestic violence so long as their fees are reasonable. Factors cited in Rule 5, colon, 3-5 are not to be considered. Pursuant to Wine versus Casada, 379 NJ Super 287, Chancery Division 2005, a victim of domestic violence is entitled to an award of attorney's fees incurred in proceedings after entry of the final restraining order without regard to the victim's income, income assets, or other factors set forth in 5, colon, 3-5(c). The plaintiff would never have incurred these fees if the defendant had not committed an act of domestic violence, and all reasonable and necessary counsel

fees will be awarded to plaintiff as compensatory damages. Based upon the certification of Ms. Berger that was filed as part of this application, I have reviewed it, and I do see that there was approximately 39.45 hours of time expended as a result of the domestic violence that Mr. Hahn has been found to have committed. So, I do find the \$300 rate based upon Ms. Berger's background and experience to be very reasonable. And as a result, I am going to award \$11,150 to Ms. Flax as compensatory damages to be paid by Mr. Hahn in \$100 per month installments, without prejudice to Ms. Flax's ability to refile. If Mr. Hahn is found to have had some type of income that may be increased in the future. But at this juncture, he will pay \$100 per month given the totality of the circumstances based upon his alleged predicament. And if Ms. Flax discovers that he is working, she may apply back to this court to increase that amount or whatever other request she may have as far as maybe moving this to be a judgment or a lien, but that is going to be for another day. But I do find these fees to be reasonable and that Ms. Flax should be awarded these fees. Now, with regard to the \$421, I didn't see any type of certification regarding the expenditure of these costs. I'm going to deny this without prejudice. Ms. Berger, Ms. Flax, you can refile if I have the proper proofs before me regarding the \$421. But for the reasons that I have just stated, Ms. Flax's application for \$11,150 is granted as compensatory damages and I cannot overlook. Mr. Hahn said, "Okay, and I'll seek it as an offset against money owed to me." Well, that may be correct, Mr. Hahn. If you are owed money in the FM, maybe that could be something that would be resolved. But for the purpose of this FV, this is my ruling and an order will be generated to that effect. Ms. Berger, do you have anything you would like to add? Mr. Hahn, anything? I'm not sure, sir, what will happen in the future. I'm not going to comment on that. That's speculation. I don't know, Mr. Hahn. I'm just dealing with this application which I've granted. Hold on, Mr. Hahn. I've given you the ability to pay this in \$100 per month increments because of the totality of the circumstances. If they change, remember, Ms. Flax, through her attorney or on her own, can motion to the court and ask for that payment arrangement to be changed. Mr. Hahn, I'm sorry you feel that way and I hope all the best for you. I hope you get healthy, sir, and I just want to say that to you. I just hope everything turns out for you okay. Thank you, Ms. Berger. Thank you, Mr. Hahn. We'll get that order out to you and that will be effective immediately. Thank you very much. That's this at the end of this hearing.