

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5101

To amend title 28, United States Code, to provide that a reasonable attorney's fee shall be awarded as a part of the cost to prevailing plaintiffs in Federal civil actions.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 26, 1994

Mr. LIVINGSTON introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend title 28, United States Code, to provide that a reasonable attorney's fee shall be awarded as a part of the cost to prevailing plaintiffs in Federal civil actions.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the "Frivolous Suit Reduc-  
5 tion Act of 1994".

6 **SEC. 2. ATTORNEYS' FEES.**

7 (a) IN GENERAL.—Chapter 123 of title 28, United  
8 States Code, is amended by adding at the end the  
9 following:

1 **“§ 1932. Attorneys’ fees**

2 “In any civil action in a court of the United States,  
3 the court shall award a prevailing defendant a reasonable  
4 attorney’s fee as part of the costs.”.

5 (b) CLERICAL AMENDMENT.—The table of sections  
6 at the beginning of chapter 123 of title 28, United States  
7 Code, is amended by adding at the end the following new  
8 item:

“1932. Attorneys’ fees.”.

