

United States Court of Appeals
For the Eighth Circuit

No. 24-3224

Fort Worth Partners, LLC

Plaintiff - Appellee

v.

Nilfisk, Inc.; Nilfisk Holding A/S, a Danish Corporation

Defendants - Appellants

No. 24-3281

Fort Worth Partners, LLC

Plaintiff - Appellant

v.

Nilfisk, Inc.; Nilfisk Holding A/S, a Danish Corporation

Defendants - Appellees

Appeals from United States District Court
for the Western District of Arkansas - Fayetteville

Submitted: November 6, 2025
Filed: December 31, 2025
[Unpublished]

Before LOKEN, KELLY, and ERICKSON, Circuit Judges.

PER CURIAM.

Following our decision affirming in part, reversing in part, and remanding for further proceedings the issue of damages to the district court, see Fort Worth Partners, LLC v. Nilfisk, Inc., 155 F.4th 989 (8th Cir. 2025), Fort Worth Partners has moved for attorney’s fees and expenses arising out of the appeal. While we may resolve requests for appellate attorney’s fees ourselves, because “the panel has a better sense of the issues and the work accomplished in relationship to the briefs and record filed on appeal than the district court,” Winter v. Cerro Gordo Cnty. Conservation Bd., 937 F.2d 399, 400 (8th Cir. 1991), we also recognize that “the district court is still significantly more experienced than we are when it comes to analyzing and awarding attorney fees as a general matter, even if it did not see this part of the litigation firsthand.” Tussey v. ABB, Inc., 850 F.3d 951, 961 (8th Cir. 2017).

In our prior decision, we informed the parties that they may seek reconsideration of the attorney’s fees award if the district court enters a revised damages award. In light of the outstanding issues, we exercise our discretion and remand Fort Worth Partners’ request for appellate attorney’s fees and expenses to the district court for consideration in conjunction with the appropriate award of attorney’s fees for the district court proceedings. See 8th Cir. R. 47C(b) (“On the court’s own motion . . . a motion for attorney fees may be remanded to the district court . . . for appropriate hearing and determination.”).