

Exhibit 7: Line-by-Line Invoice Review – Museum Case

The original invoice is Exhibit 4. This is retyped-as Table 7, at the end of this exhibit, with columns added to identify unreasonable fees, and a reference to the paragraphs below. The filings with the court were in Exhibit 30. The exhibits referenced here being with 101.

September 2016

7.1 **First meeting billed when said not-billed, 9/19/16:** On December 8, 2016, I reviewed invoices for the first time, and sent Krabill an email (Exhibit 101, page 1), and wrote:

“9/19-I am quite sure that for our first meeting you said there was no charge. I could be mistaken, but in September when meeting with firms I always asked them this, and almost all said no charge for the first meeting. You billed me 0.9 for each of the cases, \$612 total.”

Krabill replied at 10:03 p.m.(also in Exhibit 101):

YOU WERE NOT BILLED FOR THE TIME FOR THE MEETING. AS YOU SEE, I BILLED NOTHING FOR THAT DAY. STEPHEN BILLED EACH MATTER 0.9 HOURS, WHICH WAS FOR THE TIME HE TOOK TO INITIALLY REVIEW THE CASE DOCUMENTS AND ANALYZE THE STATUS OF THE MOTIONS, HEARINGS, DEPOS, DEADLINES, ETC.

Cole billed 0.9 hours per case, 1.8 total, for \$612. Krabill asserts this was for preparation time, but Cole described this, with the same words for both cases, as

“Meet with Mr. Washburne to discuss case background; review background documents from Mr. Washburne; analyze case status.”

Because Cole wrote “Meet with Mr. Washburne” Cole did bill me for this meeting. The meeting lasted 1.5 hours, from 3:30 p.m. to 5 p.m., and Cole billed 0.3 hours more, 18 minutes more.

Krabill might argue that the time was all for “review background documents from Mr. Washburne, analyze case status,” but I provided original petitions for both cases, being 29 and 28 pages long (which can be read slowly in 19 minutes each), a 5-page answer to my RFD from a Terry defendant (2 minutes), a 4-page answer from another Terry defendant (1 minute), and a 7 page timetable (Exhibit 102, 6 minutes), a total 73 pages of “background.” I can read this slowly

in 47 minutes, yet Cole billed 1 hour and 48 minutes, 1 hour more, and the third item “analyzing the case status,” would not take 1 hour. The next day, Cole billed 2.0 hours for:

“Review pleadings, motion, discovery, and other background information from client and prior counsel; calls with prior counsel to discuss upcoming hearings; calls with opposing counsel regarding same; calls with court regarding hearings.”

I provided no additional information, so it appears he read the pleadings the next day. If he didn't bill for meeting with me, he would not have written down “Meet with Mr. Washburne...” A reasonable bill for this day would exclude Cole's time at the meeting, **a credit in this museum case of 0.75 x \$340 = \$255.**

7.2 **Meeting with Prior Counsel, 9/30/16.** Krabill billed 2.6 hours in this case on this day for 'Meeting with Messrs. Cole and Vice regarding case background and strategy; confer with Mr. Cole regarding documents received from Mr. Vice; review same; review hot documents,” and billed 3.1 hours in the Terry case for the same description, plus “draft task list,” a total 5.7 hours. Cole billed 1.6 hours for each case with the same description: “Review background documents and meet with Mr. Vice to discuss case background, claims, discovery status, and strategy,” a total 3.2 hours. Vice on this day billed a total 3.4 hours (1.7 to each case), and noted travel, but perhaps did not include it. One could estimate the meeting lasted 3.0 hours, 1.5 hours per case.

In this Museum suit, the facts and claims were all in the pleadings, with only RFA, RFP, and Rogg discovery done, and so there was little to nothing Krabill needed to learn from Vice. I expect most time was spent talking about being a lawyer, and bashing me. As previously noted on page **Error! Bookmark not defined.**, Krabill emailed me December 12, 2016, (Exhibit 32, page 6): “Your prior counsel complained to me that you made their job extremely difficult, if not impossible.”

Krabill in an email September 27 wrote “I anticipate the meeting will take no more than 4 hours,” and I replied “Overall I expect you will get nothing from Kevin that is not obvious,” so objected. Krabill replied “We understand...and will keep our time short.” I emailed Cole September 27, Exhibit 103, asking him to keep it to 2.5 hours. It was unreasonable to bill an assumed 1.5 hours in each case to talk about this case. A more reasonable amount would be 1 hour, 2 hours for both cases, for a credit in this case of 30 minutes for Krabill and Cole, **a credit of \$225 + \$170 = \$395.**

October 2016

7.3 **Malory Biblo, MTB, too, reviewing pleadings, 10/2/16.** Krabill assigned four people to this case. He emailed me September 30 “Because you have two fairly large cases going on at once, I am getting another one of our excellent associates, Mallory Biblo, to assist me and Stephen.” I replied “No problem having Mallory help out while Stephen is working on [a] trial.”

Krabill billed \$450 per hour, Associate Stephen Cole \$340 per hour, Associate Mallory Biblo (“MTB”) at \$335 per hour, and Paralegal Mariela Cawthon \$220 per hour. October to February averaged \$75,852 each month, \$3,448 per work day (assuming 22 work days/month). When I protested, Krabill admitted the additional people drove the cost up. On this day, 10/2, MTB bills for “Review documents filed with court (including petitions and answers)” the same as Krabill and Cole billed earlier. Yes, she did some work later in the case, but this coming-up-to-speed charge for a fourth person is unreasonable. I deserve **a credit for this \$201.**

7.4 **MTB Circulate agreed scheduling order, 10/19/16. 0.2, i.e. 12 minutes, \$67.**
This is 12 minutes to send an email to three people. I deserve **a credit of 0.1 x \$335 = \$33.50.**

7.5 **MC Organizing File 10/20 and 24.** She billed 8.8 hours:

10/20/16: “Begin review of and organization of file; create case notebooks for attorneys; review production,” 4.7 hours, at \$220 per hour, \$1,034

10/24/16: 'Continue reviewing and organizing file from prior counsel; update case notebooks; circulate arrest video to team; note several gaps in our production and contact prior counsel regarding same; begin separating out bulk PDFs so they can more easily be reviewed and tagged in database,' 4.1 hours, \$902.

A reasonable amount would be a credit of about half this time on each day, **\$517+451 = \$968.**

7.6 **MTB 0.8 hours charged TWICE, pages 2 and 3, 10/31/16. Credit \$268.**

7.7 **SMC Draft Discovery Responses, 10/31/16, 2.5 hours, \$850** – this was an RFA, which Cole emailed me the next day, in Exhibit 104, with the replies I gave him. It was one page of boilerplate terms, then 36 replies, almost all of which are one-liners that he copied and pasted. I provided all of the answers, as shown at the end of that exhibit. This could easily have been completed in one hour, and 1.5 hours max, and so I deserve **a credit for 1.0 hours, \$340.**

7.8 **Copies for case notebook, 10/31/16:** A charge of \$316.69 was unreasonable, probably charging \$1 per page. I never received these papers. **Credit of \$316.69.**

November 2016

7.9 **MTB Double Charged, 11/1/16 – billed as “1/19/16”.** This is another example of LPCH’s sloppiness, thievery, and requiring I do their work, double charging this item because the month was written as “1” instead of “11.” LPCH’s computer system does not have any checks to catch such things, incredibly. This is also another example of LPCH’s intent to steal, because Krabill emailed me 10/16/17:

“Thank you. Yes, that is a billing mistake as it appears it was somehow input as a 1/19/2016 charge and a 11/19/2016 charge. We will of course credit you that amount for the additional \$435.50.”

but **this still appears on the invoice. Credit \$435.50.**

7.10 **SMC “Draft discovery responses and review documents in connection with same, 11/1/16, 2.7 hours,** and confer with Mr. Krabill regarding motion strategy and discovery

needs.” These were already drafted, e.g. Exhibit 105, and all he did was make minor edits.

Credit 1 hour, \$340.

7.11 **Monk MSJ response first draft, 11/3/16-11/16/16** – On November 16, 2016, at 1:26 p.m., MTB emailed me “Attached is a draft of a response to Hal Monk’s motion for summary judgment” and attached this, and it is Exhibit 107. This first draft is 8 total pages, and excluding styling is 6 pages. Four pages were boilerplate history I provided, and there were only two pages of legal arguments, with three simple arguments, that can be copied from other sources. This could have been drafted in 3 hours, yet MTB billed 17.9 hours, Cole 5.05 hours, and Krabill 0.6 hours, for a huge \$7,983:

- a. 11/3/16, MTB: “Draft response to Defendant Monk's motion for summary judgment; legal research regarding attorney immunity to non-clients.” 3.1 hours, \$1,039.
- b. 11/6/16, MTB: “Draft response to Defendant Monk's motion for summary judgment,” 5.1 hours, \$1,709.
- c. 11/7/16, MTB: “Draft response to Defendant Monk's motion for summary judgment,” 7.7 hours, \$2,580,
- d. 11/14/16, MTB: “Draft response to Defendant Monk's motion for summary judgment,” 0.8, \$268.
- e. 11/15/16, KDK: “Confer with Mr. Cole and Ms. Biblo regarding Motion for Summary Judgment Responses; review and revise Motion for Summary Judgment Response regarding Mr. Monk,” an estimated 0.6 of 1.2 hours total, \$270.
- f. 11/15, SMC: “confer with Ms. Biblo regarding response to Monk Motion for Summary Judgment,” an estimated 1.6 hour of 3.2 total, \$544 – should be \$0.
- g. 11/16/16, MTB: “Telephone conference with court coordinator regarding setting Defendant Monk's to quash notice of deposition and protective order; finalize response to Defendant Monk's motion for summary judgment,” 1.2, \$402.
- h. 11/16/16, SMC, “Review draft of response to Monk Motion for Summary Judgment,” estimated 3.45 hours of 7.9 hours, \$1,173.

It was NOT reasonable for MTB to bill 17.9 hours to draft these 7 pages, 2 pages of arguments.

This draft, despite 23.55 hours and review by MTB, Cole, and Krabill, had misspellings.

It was NOT reasonable for Cole to spend 5.05 hours reviewing this. If MTB at \$335 per hour was not as qualified an associate as Cole at \$340, she should not have been given this to draft. It was not reasonable to have Cole review this at all. If he was the authority, then he

should have drafted it. This is another example of Krabill trying to bill as much as possible. A reasonable credit would be the \$2,580 11/7 and \$1,173 11/16, a total \$4,297.

7.12 **No Evidence MSJ, 11/8/16-11/21/16.** LPCH billed \$12,547 for this, requiring 36.55 hours, \$12,548:

- a. 11/8 SMC: 'Review documents and begin preparing Response to No-Evidence Motion for Summary Judgment,' 4.2 hours \$1,428.
- b. 11/9 SMC: 'Continue preparing response to Defendants' No-Evidence Motion for Summary Judgment,' 4.0 hours, \$1,360.
- c. 11/10 SMC: "Continue preparing response to Defendants' No-Evidence Motion for Summary Judgment," 2.4 hours, \$850
- d. 11/11 SMC: "Continue drafting response to No-Evidence Motion for Summary Judgment," 0.2 hours, \$68.
- e. 11/14 SMC: "Continue drafting response to No-Evidence Motion for Summary Judgment," 5.6 hours, \$1,904.
- f. 11/15 SMC: "Continue drafting response to No-Evidence Motion for Summary Judgment," 3.2 hours (estimated of 6.4 this day), \$1,088.
- g. 11/16 SMC: "continue drafting Response to No-Evidence Motion for Summary Judgment," 3.5 hours (estimated of 7.0 this day), \$1,173.
- h. 11/17 KDK: "review and revise Response to No-Evidence Motion for Summary Judgment," 0.7 hours (estimated of 1.5 this day), \$315
- i. 11/17 SMC: "Revise response to No-Evidence Motion for Summary Judgment; confer with Ms. Biblo regarding responses," 4.4 hours, \$1,496.
- j. 11/20 SMC: "Review Mr. Washburne's comments to Response to No-Evidence Motion for Summary Judgment and revise Response," 4.5 hours (estimated of 4.9 this day), \$1,530.
- k. 11/21 KDK: "review and revise Response to No-Evidence Motion for Summary Judgment," 0.4 (estimated of 0.8 this day), \$180.
- l. 11/21 SMC: "Continue to revise Response to No-Evidence Motion for Summary Judgment and revise declaration," 3.4 hours, \$1,156.

A draft of their reply is in Exhibit 106. This cost seems excessive. A reasonable credit would be for 9 hours, e.g. 11/14 and 11/21, **a credit of \$3,060.**

7.13 **Burgess MTW from representing Dana Wood response, 11/19/16 – 11/21/16, \$458.** The MTW is in Exhibit 108 and was filed 11/18/16. To prepare a response, **LPCH billed for four people**, an estimated (some charges split out) total \$1,074.50:

- a. 11/18 MC: “Receipt and review of Burgess’ motion to withdraw; [and other],” estimated 0.1 of 0.2 total, \$22 – should be \$0 – no reason why she, too, should review this, -\$22.
- b. 11/19 MTB: “Draft response to motion to withdraw,” 1.3 hours, \$436 – credit 0.8.
- c. 11/20 MTB: “Draft response to motion to withdraw; review and revise response to Defendant Monk's motion for summary judgment,” estimated 0.5 of 1.0 total, \$167.
- d. 11/20 SMC: “review response to Motion to Withdraw,” 0.4, \$136.
- e. 11/21 KDK: “Review and revise Response to Motion to Withdraw for Dana Wood; review emails from Mr. Washburne regarding same; confer with Ms. Biblo regarding same; confer with Mr. Cole regarding Motion for Summary Judgment Response;” estimated 0.3 of 0.4 total, \$135.
- f. 11/21 MTB: “Review and revise response to Monk's motion for summary judgment; review and revise declaration of Seth Washburne ISO response to Monk's motion for summary judgment; draft response to motion to withdraw; email opposing counsel regarding late discovery,” an estimated 0.4 of 5.4, \$134.
- g. 11/21 MC: “receipt and review of opposition to motion to withdraw as attorney for Dana Wood” and other, estimated 0.2 of 3.1, \$44.

I first learned about this withdrawal, I believe, by phone from Cole on 11/19/16, and I recall Cole and LPCH were ok with this, and did not want to oppose it. I sent three emails to Cole (also in Exhibit 108) pointing out many problems LPCH failed to notice.

Ms. Biblo’s first draft sent to me 11/21/16 at 10:45 a.m. is also in Exhibit 108, and excluding styling, had only 25 sentences, and almost all of the objections provided by me. Also in Exhibit 108 is this with my changes in red, most of which LPCH made, and the final version.

It was not reasonable for LPCH to have four people work on this. A reasonable amount would have been 0.1 for MTB to email Burgess for Wood’s latest phone number, email, and apartment number, as apparently he is required to provide contact info. **A reasonable credit**

would be for all this estimated time, except the 0.1 of MC's time 11/18, when she could have emailed Burgess for Wood's latest contact email, phone, cell phone, and address.

7.14 **Edits to Declaration to go with Monk MSJ Response, 11/21-11/24.** For the First Draft of My Declaration to go with Monk MSJ response, 11/18, estimated \$335. Krabill billed the following for this:

- a. 11/18/16: MTB: "Draft declaration of Seth Washburne ISO response to Defendant Monk's motion for summary judgment; draft letter to court regarding setting Defendant Monk's motion to quash notice of deposition and protective order," estimated 1.0 of 1.3 hours, \$335.

This first draft was sent to me 11/20 at 1:47 p.m., and is in Exhibit 110, followed by one with my comments. It is taken word-for-word from one of MTB's drafts of the response to the MSJ in Exhibit 109, e.g. that sent to me at 1:57 p.m. 11/21, changing the word "I" to "Plaintiff," and minor other changes. It has sloppy errors, such as "While still in his car, I was met..." and "I believed that he was," where "he" should have been "I."

I made minor edits to this, at first, also in Exhibit 110, and then more. Krabill billed me:

- b. 11/21/16, MTB: "Review and revise response to Monk's motion for summary judgment; review and revise declaration of Seth Washburne ISO response to Monk's motion for summary judgment; draft response to motion to withdraw; email opposing counsel regarding late discovery," estimated 1.4 of 5.4.

My comments were fairly minor, and could be made in about 30 minutes max, and so this 1.4 hours is excessive, and a reasonable credit would be for 1 hour. Then Krabill billed:

- c. 11/22/16, KDK: "Review and revise Responses to Motions for Summary Judgment and Declarations; multiple conference calls with Mr. Washburne regarding same; confer with Mr. Cole regarding same; confer with Ms. Biblo regarding same," estimated 2.1 of 4.2.
- d. 11/22/16, MTB: "Review and revise response to Monk's motion for summary judgment; review and revise declaration of Seth Washburne ISO response to Monk's motion for summary judgment," estimated 1.5 of 4.2 hours, \$503.

On 11/21/16 at 1:57 p.m. MTB emailed me a draft of this, after working an estimated 2.4 (= 1 + 1.4) total hours on this, and it is Exhibit 110. It would be reasonable to get **credits of 1.0 hours of MTB time 11/21, and 1.0 hour of Krabill's time 11/22.**

7.15 **Monk MSJ response revisions, 11/18/16-11/22/16: \$1,711** – In paragraph 7.11, I noted from 11/3 to 11/16 Krabill billed \$7,983 for Biblo and Cole to draft this response. On 11/20/16 I sent Cole an email, Exhibit 109, suggesting adding six pieces of evidence to the MSJ, and all were added, in the response’s Arguments and Authorities, section B, third and fourth paragraphs. Krabill, Cole and MTB billed a great deal of time to come up to speed on this case, and failed to notice these five helpful items. For initially revising this document Krabill billed:

- a. 11/20/16 MTB: “Draft response to motion to withdraw; review and revise response to Defendant Monk's motion for summary judgment,” estimated 0.5 of 1.0, \$335.
- b. 11/21/16 MTB: “Review and revise response to Monk's motion for summary judgment; review and revise declaration of Seth Washburne ISO response to Monk's motion for summary judgment; draft response to motion to withdraw; email opposing counsel regarding late discovery,” est’d 1.1 of 5.4 hours, \$369.
- c. 11/21/16 MC: “[other and] assemble and organize exhibits to response to Hal Monk's motion for summary judgment, est’d 0.5 of 3.1 hours, \$110.

On 11/21/16 at 1:21 p.m. MTB emailed me a new draft, also in Exhibit 109, with few changes, and three sloppy errors: i) in section II having two paragraphs B, ii) referring to the Tarrant County Appraisal District, when the actual name on everything I provided and officially does not include the word “county,” and iii) referring to “Monk in Monk’s capacity as the VFM’s director,” when there were three directors.

On 11/21/16 at 6:23 p.m. I emailed MTB making a few minor changes. I added another key reference email from 10/23/12, which she then added, but which they all had also missed. The final MSJ response compared to the original draft had in the key Arguments and Authorities section: a) section A only added four words “related to the VFM,” b) section b added 8 sentences based on documents I provided, c) section c added one sentence from me. In the Factual Background section added about 20 sentences from me. I sent changes 11/22 at 9:14 a.m., and LPCH billed:

- d. 11/22/16 KDK “Review and revise Responses to Motions for Summary Judgment and Declarations; multiple conference calls with Mr. Washburne regarding same; confer with Mr. Cole regarding same; confer with Ms. Biblo regarding same,” 2.1, \$945.
- e. 11/22/16 MTB: “Review and revise response to Monk's motion for summary judgment; review and revise declaration of Seth Washburne ISO response to Monk's motion for summary judgment,” an estimated 2.1 of total 4.2, \$1,407.
- f. 11/22/16 MC: “...assist with finalizing response to Mr. Monk's motion for summary judgment and exhibits,” an estimated 0.2 of 3.3 hours.

This was for MTB an estimated 3.7 hours, 0.4 for Cole, 0.7 for MC, and 0.5 for Krabill another 5.3 hours, \$1,755, for what were minor revisions, which should have taken all of 30 minutes for one person. It was not reasonable to bill me an estimated 3.7 hours to make these very few changes, and 1.4 hours to review them.

On each of these days, each person did not break out the time on the Monk MSJ, and so these are estimates, but **a reasonable credit would be 2.7 hours of MTB time, e.g. 11/22, \$905.**

7.16 Edits to Monk MSJ Response and associated Declaration November 25, \$1,892. On 11/23/17, the Wednesday before Thanksgiving, at 11:17 a.m. I emailed Krabill asking if he could: a) add five paragraphs in 1.3 pages to the Monk MSJ Response – and these could be read in about 1 minute, and b) add 2.2 pages to my declaration ISO the response to the Monk MSJ. This email could be read in a few minutes.

On 11/25/17, the Friday after Thanksgiving, at 11:24 a.m., I emailed Krabill asking if we could add an 8.5 page “Addendum” to the Declaration ISO the Response to the Monk MSJ, and this is in Exhibit 111, with the addendum on page 6 of the declaration after th email. The Monk MSJ included affidavits with dozens of lies about me, and I wanted to set the record straight.

Krabill, Biblo, and Cole billed:

- a. 11/25/16, KDK: “Review emails and attachments from Mr. Washburne regarding amending Declaration for Motion for Summary Judgment; conference call with Mr. Washburne regarding same; conference calls and emails with Mr. Cole and Ms. Biblo regarding same; review and revise Declaration multiple times,” 3.0, \$1,350.

- b. 11/25/16, MTB: “Review and revise addendum to declaration of Seth Washburne; emails with team regarding same,” 0.4, \$134.
- c. 11/25/16, SMC: “Review amended declaration; confer with Mr. Krabill regarding same; coordinate filing of amended declaration,” 1.2, \$408.

Krabill sent me an email, also in Exhibit 111, at 1:42 p.m., saying the changes had been made, e.g. by MTB who charged 0.4 for this on this day. There would be nothing for Krabill to do on this until 2:43 p.m. when I replied requesting 3 additional edits adding a few words.

Phone records in Exhibit 9 for 11/25/17 show I called Krabill’s cell at 11:31 a.m. and we spoke for 28 minutes, and he called me at 1:43 p.m. and we spoke for 4 minutes, 32 minutes total.

The time between receiving my first email, and him sending the changed file, at the end of Exhibit 111, was 2 hours and 8 minutes, and he would not have spent all of the time in between on this. The items could be read in about 10 minutes, and the changes were made by MTB in 24 minutes (0.6). It was not reasonable for KDK to till 3.0 hours on this, and for Cole to review this, in addition to MTB, for 1.2 hours.

A reasonable bill would be the 0.4 for MTB to make the changes, 1.5 hours for Krabill (being 32 minutes for the phone calls with me, 28 minutes to read the items, and 20 minutes to discuss thee with others, and 0 for Cole to read this. This would result in reasonable **credits of 1.5 hours KDK time and 1.2 hours Cole, a total \$1,083** of the \$1,892 he billed for this.

7.17 **Hearing Prep.** LPCH, prior to the 12/1/16 hearing on the No-Evidence MSJ, for 11/28, 11/29, and 11/30 billed 31 hours, \$10,872 to prepare for the hearing. This is unreasonable and absurd, considering Krabill billed for the first draft of the Monk MSJ response \$7,983 (paragraph 7.11 herein), revisions \$1,711 (paragraph 7.15), first draft declaration \$335, edits to the declaration, and edits 11/25 \$1,892. Krabill’s arguments and preparation all failed. A reasonable credit would be for three-fourths of the total time, e.g. the hours **11/30, \$6.323**.

7.18 **Westlaw research charges that were never explained.** These were: 11/30/16: \$110.30; 12/31/16: \$4.13, 6/30/17: \$42.95. These were billed at month-end, with no note during the month as to for what this was used, so they are unreasonable.

December 2016

7.19 **12/1/16 Hearing on Monk Motion to Quash, then No-Evidence MSJ, and Meeting on NW 38th Street afterwards** – On December 1, 2016, Krabill billed 10.1 hours for:

“Prepare for hearings; confer with Mr. Cole regarding same; confer with Ms. Cawthon regarding same and PowerPoints; attend hearings; visit airfield with Messrs. Washburne [and Cole] and confer with Ms. Biblo regarding negligence research.”

Cole wrote:

“Prepare for and attend hearing on motions for summary judgment; visit area surrounding VFM with Mr. Washburne and discuss case.”

This hearing was scheduled to begin at 1:30 p.m. (initially scheduled for 1:00), and I think began at 2:15 p.m., and was probably over by 3:30 p.m. Krabill could have been back to the office by 4:30 p.m., for 4.0 hours. LPCH’s 10.1 hours for Krabill, and 8.8 hours for Cole are unreasonable. Krabill and Cole billed a lot of hours for this MSJ in November, and the arguments were straightforward, so did not need much more preparation. Final prep should have been 1.0 hours, for 5.0 total each, **credit 5.1 hours Krabill 3.8 hours Cole.**

After this hearing, I said I would like to show Krabill and Cole the museum area where the events occurred. I wanted this to take as little time as possible, because I was paying them a combined \$790 per hour, \$13 per minute.

We drove in three cars from the Tarrant County courthouse in downtown Fort Worth, up to NW 38th Street, a drive that takes about 12 minutes. When we arrived there and parked, Krabill refused to let me describe the events. In a very disrespectful way he demanded answers from me as to why I returned there the day I was arrested, the day after receiving a trespass warning, and

laughed at me for this. I replied that this was all explained in the pleadings, and I didn't want to talk about trial strategy while standing in the middle of a road with nothing to write on. He became upset at me, lost his temper, got in his car, and floored it, while turning, making his tires squeal and making pebbles fly. I complained about this to Krabill (Exhibit 19, page 4):

“That, by the way, was a frustrating experience for me, because I wanted to simply show you what happened, and the area, but you wanted to have a talk about why I was there, and tell me the exact words I should say at trial when asked why I was there. No offense, but I didn't want to get my legal advice while standing on a street corner. I would prefer to get it in an email, or in a meeting in a conference room when I have a pen and paper to write it down. I was glad to help you understand the case, but a lot of that conversation I think did not produce any new long term value, because I don't remember the specific words you told me I should say about why I was there.”

Krabill replied (with emphasis added):

“AGAIN, I NEED TO KNOW WHAT YOU THINK, HOW YOU WILL REACT, WHAT YOUR STORY IS, AND HOW IT WILL PLAY. BEING AT THE EXACT SPOT WHERE THE WARNINGS AND ARREST OCCURRED WAS THE BEST PLACE TO TEST THIS. DON'T WORRY ABOUT THE EXACT WORDS. IT IS OUR JOB TO PREP YOU FOR DEPO AND TESTIFYING, AND WE KNOW WHAT THEY ARE AND WILL MAKE SURE YOU ARE PREPPED”

No, that was not the best place to learn what my story is and how it will play, and it made no sense at all to talk about it there. In any case, I stated the purpose for which I was willing to pay \$790 an hour, \$13.17 a minute, for Krabill and Cole to make an on-sight visit to the museum, and with it taking about 12 minutes to drive there spent an estimated \$131.70 just to drive there, and because Krabill refused to let me describe the events, I should not be billed for that.

I emailed Krabill December 11, 2016, about the cost of these MSJ replies, and my question and his reply were (Exhibit 112, p 6):

11/28 to 11/30 – preparing for hearing was \$10,871 more, meaning the \$11k and \$16 costs are more like \$16k and \$22k, maybe \$38k just preparing these two responses. Is this high or low?

FOR TWO MOTIONS, ONE OF WHICH INCLUDES 5 DEFENDANTS CHALLENGING VIRTUALLY EVERY ELEMENT OF OUR MANY CLAIMS, THIS

IS NOT HIGH. REMEMBER ALSO THAT PREPARING FOR THESE HEARINGS, PARTICULARLY THE NO-EVIDENCE HEARING, REQUIRED US TO LAY OUT WHAT IS ESSENTIALLY THE ROADMAP FOR HOW WE WILL PROVE OUR CLAIMS AT TRIAL. WE NOW KNOW WHAT OUR BEST EVIDENCE IS ON OUR CLAIMS, AND WHERE SOME OF OUR WEAKNESSES ARE. SO, **THE WORK THAT WENT INTO THESE RESPONSES WILL CONTINUE TO YIELD SUBSTANTIAL VALUE AS WE PROSECUTE THE CASE GOING FORWARD.** THESE ARE MAJOR MSJ'S. IT TAKES TIME TO PREPARE FOR HEARINGS, DRAFT POWERPOINTS, ETC.”

The No-evidence MSJ was simply about whether any defendant had actual knowledge of the property line, so was not extensive, and the Monk MSJ was about whether he acted as an attorney. Krabill already billed for time with Vice to understand all the claims, so there was little new to learn. There was zero value in this going forward. Monk's only 8-page reply, filed January 23, 2017, Exhibit 113, made simple arguments. The Monk MSJ hearing was January 26, 2017, and his MSJ was granted, with the order received March 30, i.e. LPCH, for all this money, failed.

7.20 **Three hours to draft four deposition notices, MTB, 12/13/16** – this is billed as:

“Legal research regarding deposition notice to trustee of trust; [and]
“Draft notice of deposition to corporate representative of VFM; draft notice of deposition to representative of the Hospers Trust; draft deposition notice to Charlyn Hospers; draft deposition notice to Bill Gorin.”

The next day MTB billed 0.6 with the same words as the second part above, the drafting of four deposition notices, so one might assume the 3.0 hours 12/13 was all for the legal research of a trustee of a trust. This is something a firm like Lynn Pinker should know about. One hour would seem enough. It would be reasonable to **credit 2.0 hours**.

7.21 **Washburne deposition prep, 12/31/16, SMC 3.5 hours** – My deposition in this case was January 5. This is described as: “Review documents and identify materials for prep session with Mr. Washburne.” But Cole never sent me any documents. On January 2, 2017, he sent me my 11/22/16 response to the No-Evidence MSJ, but it did not take him any time to find this. It would be reasonable to get a credit for 3.0 hours.

January 2017

7.22 **My deposition prep, Monday, 1/2/17** – my deposition was Thursday, January 5, and so on Monday I went in, and met from 10 a.m. to 1 p.m. with Krabill and Cole, and 1 p.m. to 4 p.m. with consultant Jason Bloom. Krabill billed 3 hours, \$1,350, for this prep, and Cole 5.5 hours, \$1,870, including prepare materials for deposition prep session – but I show he emailed me nothing, a total \$3,220, plus whatever I paid Bloom. That was excessive for one day. A reasonable credit would be for Cole's time, 5.5 hours, \$1,870.

7.23 Duplicated charge, January 6, 2016 – reflecting the sloppy thievery of this horrible firm, the charge for MEC for 0.6, \$132, is listed twice.

'Edits to deposition notices; serve notices; docket changes in depositions and schedule court reporter and videographer; receipt and review Hal Monk's supplemental affidavit and exhibits; receipt and review of fourth amended petition.'

This is a credit of \$132.

7.24 **Monk MSJ Hearing, 1/26/17** – On 1/26/17, Krabill billed 6.2 hours, \$2,790, and Cole 7.0 hours, \$2,380, for the Monk MSJ hearing, a total \$5,150. The hearing began at 1:30 p.m., and I expect it was over by 2:30 p.m. His and Cole's time of 6.2 and 7.0 hours to attend a maybe 1 hour hearing are excessive. As for prep time, they billed me on the day before, 1/25/17, Krabill 1.8 hours for \$810 and Cole 4.1 for \$1,394, an additional \$2,204, \$7,354 over two days. This is in addition to \$7,983 for the first response. A reasonable credit 1/26/17 is 3 hours each.

7.25 **Gorin deposition prep, 1/27/17** – This was January 30, 2017, from 8:33 a.m. to 11:01 a.m., for 2 hours and 28 minutes. To prepare for this, Cole billed 4.8 hours 1/27, and 1.8 hours 1/29, and 2.0 hours 1/30 (when I added questions), a total 8.6 hours. There was only one relevant issue: at the time of my arrest, did he, or any of the other defendants, know in fact the property line. **It would be reasonable to get a credit for 4.0 hours of this 8.6 hours prep.**

February 2017

7.26 **February 14, 2017, Deposition of Dana Wood** – Cole took this deposition.

During a break, I asked him to ask Dana what Jim Terry thought of me, and he:

- a. Slapped his papers on the table and demanded of me: “Do you know why my wife is a vegetarian?!”
- b. Said Dana would have no idea what Terry thought of me, which made no sense, because I am sure she would know what Terry thought of me. Two days later, on February 16, 2017, during a deposition of Terry Case Defendant Terry Rogers’ expert witness Ken Williams, I asked Cole to ask Williams what Rogers thought of me, and this time Cole did ask this, and it was the most important question for that Defendant, because Williams replied that Rogers, who I was suing for breach of contract, told him he didn’t like me and so was not going to complete the contract.
- c. Argued with me that Dana would never implicate herself, which also made no sense, because she was not a defendant in the Terry case, and Cole had been asking her very pointed questions in the museum case in which she was a defendant and would be implicating herself.
- d. Said he was trying to save time, but he debated with me about this for about ten minutes, when the question could have been asked and answered in about 20 seconds.

Cole refused to ever ask this question. He also refused to go down rabbit holes or follow up on questions. **It would be reasonable to give me a credit for 0.4 hours.**

7.27 **Duplicate KDK Review Fiat, 2/22-2/23** – this is listed twice with the identical words: “Review Fiat sent by court regarding hearing schedule,” \$45. **Credit \$45.**

7.28 **Digital Discovery bill for \$1,800, 2/1/17.** This is billed as “For the professional services of Digital Discovery.” But:

- a) for a large item like this they should have checked with me first,
- b) they never did check and I never approved this,
- c) they never mentioned it to me, and
- d) it created no long term value.

I deserve a credit for this, \$1,800.

March 2017

7.29 **Dana Wood Settlement Offer, 3/21 to 3/27 and 3/28/17** – Krabill and MEC billed:

- a. 3/21/17 – KDK: “Review offer of settlement filed by Ms. Wood.” 0.1, \$45
- b. 3/22/17 – MEC: “Receipt and review of Defendant Wood's declaration under TRCP 167.” 0.1, \$22
- c. 3/27/17 – KDK: “Confer with Mr. Cole regarding case strategy and discovery and Motion for Summary Judgment; review notice from Mr. Burgess regarding settlement demand,” 0.3, \$135
- d. 3/28/17 – KDK: “Review case law regarding net worth discovery and punitive damages; confer with Mr. Cole regarding same; review letter from opposing counsel, Mr. Burgess, regarding Ms. Wood's settlement offer,” 0.3, \$135
- e. 3/28/17 – MEC: “Update attorneys' case notebooks; receipt and review of settlement offer by defendant Wood; docket expiration of offer,” \$154

I received this first from secretary Ivy Sweeney on March 29, 2017, as shown in Exhibit 114, eight days after Krabill received it. Krabill never once communicated with me about it. Cole emailed me April 3, asking: “Seth, let us know how, if at all, you want to respond to this. I assume you do not want to accept.” This was on the expiration day. Krabill never communicated with me about it, despite all these internal discussions.

The settlement offer was for \$500, and these add up to \$491, though including some other tasks. It was not reasonable for Krabill to bill so many times for this. Reasonable **credits would be 0.1 for MEC on 3/22 for \$22, and 0.1 of KDK time 3/27 for \$45, and 0.1 of KDK 3/28/17.**

April 2017

7.30 Worthless, unauthorized, and untimely settlement discussions, April 10 to 27,

2017: The record of these is:

- a. On February 9, 2017, at 4:40 p.m. I emailed Krabill, copying Cole:

“Ugh, this rather sticks, that they, too, are invoking this. I hope I don’t end up paying everyone’s lawyer. Let me know how much they offer when they send it, which I understand they have not sent yet.”

At 4:42 p.m., Cole sent me an email (page **B-Error! Bookmark not defined.**, and Exhibit 115, at the end) with the Rule 167 offer from the museum for \$22,000, and Cole wrote only two sentences:

“Attached is the settlement offer. They are offering \$22,000. Let us know how, if at all, you’d like to respond. Thanks.”

At 6:01 p.m. I replied, getting a reply the next Cole from him at 6:11 a.m. (also in Exhibit 115):

Me: “If you had to speculate, do you think it is possible I will get more than this, so it should be rejected? It seems it definitely should be.

Cole: **It’s impossible to guess what the jury might award. As we’ve discussed in the past, our biggest hurdle in this case will be proving a significant damages figure for you. That said, we will do everything we can to put on a strong case to the jury and hope that they are inclined to either (1) award you significant amounts for the emotional distress this caused you, and/or (2) provide us a significant exemplary damages award. So, is it possible you will get more than this? Yes, that’s possible. It’s also possible you would get less (or nothing at all).”**

- b. On February 14, 2017, I received an email, Exhibit 116, from Krabill’s secretary, Ivy Sweeney, titled “Washburne v Vintage Flying Museum,” in which she wrote “See attached correspondence from opposing counsel.”
- c. Phone records for February show I called Cole for 2 minutes 2/14, probably leaving a message, and I received a call 2/22/17 at 3:52 p.m. from the general number, for 15 minutes. This was likely Cole, after back-and-forth emails about a response to a motion to consolidate, and likely about that motion. The VFM offer expired the next day, and I probably told him on the phone I would not accept it, as there is no other record of my rejecting it. Other than Cole’s five sentences, Krabill and Cole had no verbal or email discussions with me about accepting the Rule 167 offer.
- d. On April 7, 2017, Cole sent me an email (page **B-Error! Bookmark not defined.**, Exhibit 117) at 10:43 a.m. asking “Do you have a few minutes this afternoon for a short call

regarding the MSJ in the Museum case on our declaratory judgment claim?” He called at 1:32 p.m., and we spoke for 52 minutes.

Cole had been working on a stipulation about the intersection of two streets, and I asked to have the defendants stipulate that the entire length of Von Avenue was a public right of way. Cole surprised me by saying “Let’s leave that for the settlement.” I thought “What settlement???” I also thought “Why not take something now for free?” Cole stated he strongly wanted to wait on stipulating about all of Von Avenue, wanting to leave that as something they could offer me in a settlement offer. This was shocking and odd.

Evidence of this is that on April 11, 2017, 5:11 p.m. I emailed Krabill (Exhibit 37):

“As for stipulating about the entire street, I asked Stephen to ask if the corner stipulation could be extended to the entire street, but I meant as part of their corner stipulation which they were already offering for free. This is important to me, but not so much so that I want to negotiate a settlement with them to get it. I want that for free, included in the corner stipulation, and otherwise won’t do much to get it.”

This is evidence LPCH was planning to settle the case, and never go to trial, and wanted to avoid getting something for free in the stipulation, to instead dangle it before me in settlement. I insisted he get the stipulation to the entire street now, and he did. I never approved of settlement discussions.

- e. On April 10, 2017, invoices show Krabill writes: “Conference call and email exchanges with Mr. Turner regarding net worth discovery and regarding potential settlement; conference call with Messrs. Cole and Washburne regarding potential settlement and related issues.”

Phone records in Exhibit 9 show Krabill called me at 3:02 p.m., with Cole, billing \$790 per hour, and we spoke for 66 minutes. My recollection is that I told Krabill I would never agree to non-disparagement, and he repeatedly asked if there was a way to include non-disparagement, and finally, to give him what he wanted, I said maybe there is some price they could pay me, and eventually said \$50,000 for this. Fundamentally, though, I would never agree to confidentiality, I was just saying this because they demanded I put a number on it, and demanded it not be too high.

- f. April 11, 2017, 9:29 a.m. Cole sent me an email titled “Museum Settlement Term Sheet.” He writes: “Our plan is to circulate this to Turner and inform him that you would be willing to go down \$50,000 if we remove confidentiality and nondisparagement from the agreement.”
- g. I sent Cole a revised term sheet, and after a couple of rounds he sent it to the defendants.
- h. On April 26 at 4:56 p.m. Cole sent me an email (page B-**Error! Bookmark not defined.**): “Randy Turner called me regarding the settlement term sheet. As we predicted, he and his clients were shocked to see the terms we offered. Randy informed me that, unless the

parties can agree up front that any settlement will include full nondisparagement and confidentiality, then his clients are not going to give us a counter-offer.”

- i. On May 28, 2017, the museum made a settlement offer (Exhibit 118) for \$27,000, but requiring confidentiality, and \$250,000 liquidated damages. Krabill emailed me (Exhibit 119): “There is absolutely nothing in this settlement offer to be offended by. It is a good faith offer.”

This was only \$5,000 more than made on February 9, 3.5 months earlier. It also required confidentiality, and an enormous \$250,000 liquidated damages, so was an atrocious offer. Krabill and Cole were in dialogue with defense attorney Turner and should have known they would come up barely from the prior \$22,000, and would not pay me much for confidentiality.

Krabill could have spoken with me, or conducted these negotiations, at the time of the February 9 offer, but was silent. Instead from February 10 until the April 26 conclusion of the April negotiations he billed me \$47,619. Through the May 26 offer Krabill billed me \$96,634. During this time the defendants increased their offer by \$5,000, and for this I would now have to provide confidentiality, and be subject to liquidated damages, of \$250,000. Krabill’s 3.5 months and billing me \$96,624 did nothing to increase their offer.

These April negotiations were unauthorized, and I would never agree to full confidentiality, so they should never have even started. It was not reasonable to bill me for any of these settlement negotiations. Amounts that should be refunded are estimated as:

- a. 4/10/17 – 1.9 of Krabill time
- b. 4/10/17 – 2.4 of SMC time
- c. 4/11/17 - 0.25 of Krabill
- d. 4/11/17 – 0.8 of Cole
- e. 4/12/17 – 0.4 of Krabill
- f. 4/12/17 – 2.4 of Cole - Cole wrote: “Review and revise settlement term sheet; call with Mr. Washburne to discuss same.” The phone records in Exhibit 9 show only one call to me from anyone at LPCH that day, on their main line, at 3:25 p.m., for 28 minutes. The term sheet, in Exhibit 120 shows Cole deleted about half of the text in this 8-page document, and wrote some notes. This editing should have taken about 30 minutes, but for this editing alone he billed 1.9 hours. This was excessive, in addition to worthless.
- g. 4/13/17 – 0.2 of Krabill

- h. 4/13/17 – 1.8 of Cole - Cole wrote: 'Review and revise settlement term sheet; call with Mr. Washburne to discuss same,' and on this day spoke with me for 18 minutes, 0.3 hours, so he billed for the edits alone 1.5 hours. This had very few changes, and should have taken at most 0.3 hours, so was again excessive, in addition to all worthless.
- i. 4/18/17 – 0.4 of Cole -
- j. 4/19/17 – 0.5 of Krabill
- k. 4/19/17 – 0.8 of Cole
- l. 4/21/17 – 0.3 of Cole
- m. 4/24/17 – 0.3 of Krabill
- n. 4/24/17 – 2.0 of Cole

This is a total credit of \$4,569 of the \$6,622 billed for settlement talks and other items.

7.31 **April 11, 2017, new document database, \$264.** LPCH billed for MEC's time to: "Coordinate with vendor to set up document review database; load documents to review database; mark documents as hot per instructions from Mr. Cole," 1.2 hours, for \$264. LPCH should have had this set up already, for other clients. I also received no long term value for this.

7.32 **April 24-26, 2017 Cole's time to digest depositions when leaving firm in a few days.** On 4/19/17 Krabill called me at 1:25 p.m., speaking for 17 minutes, to tell me Cole was leaving the firm, and it appears his last day was Friday, April 27. Krabill said he would be replaced by recently-hired associate Jonathan Kelley, and at 2:37 p.m. sent me an email (Exhibit 121) titled "Jonathan's bio," with a link to an LPCH page with background (lies) about Kelley.

Despite quitting April 19, effective April 27, Cole billed to digest transcripts:

- a. 4/24/17 – 2.5 hours titled "digest depositions."
- b. 4/25/17 – 1.0 hours "digest depositions"
- c. 4/26/17 – 3.8 hours "digest depositions"

On 4/26 Krabill billed only 0.2 for "Confer with Mr. Cole regarding digesting depositions and preparing list of Ms. Hospers' statements," so these 7.3 hours, \$2,482, for Cole to "digest depositions" was at most to give 12 minutes advice to Krabill. This is unreasonable, as all that expertise walked out the door the next day. I deserve **a credit for all this time.**

7.33 **April 26, 2017, Kelley coming up to speed by reading background materials, \$163.** Krabill told me he would not charge for Kelley to come up to speed, but here Kelley's time is described as: "Read background materials."

7.34 **Courier Charges to Fort Worth Police** – these, for \$66.98 and \$159.98 were due to LPCH's failure to plan ahead, coming 7 months after they took on the case, and I should get a credit for these amounts.

7.35 **Disco Hosting \$595.** Krabill billed \$595.38 for each of April and May, and for June \$378.88, described as "Monthly minimum of hosting in disco." The engagement letter, which is the legal contract, states in section VII. Expenses:

"In addition to legal fees, our statements will include out-of-pocket expenses that we have advanced on behalf of the Client and our internal charges which may exceed direct costs for support activities. Our internal charges typically include such items as long distance telephone tolls, facsimile transmissions, messenger services, overnight courier services, charges for computer research and complex document production, secretarial and paralegal time, and charges for photocopying or printing materials sent to Client or third parties or required for our use."

Krabill did not charge this for September to March, when he was billing it in the Terry suit every month, increasing in that suit in October to December from \$230.92 to \$258.50 to \$312.41, and then \$466.34 per month for January to June 2017. LPCH had an obligation to disclose this hosting cost, because it was:

- a) a definite every-month cost for April to June, so they knew they would charge it,
- b) larger than all of these other items mentioned, and so was not insignificant.

It is odd that there would be any cost to host documents on a computer system, because most computers store documents for free. **A reasonable bill would be zero.**

May 2017

7.36 **May 2, 2017, Kelley coming up to speed.** Krabill billed an estimated 0.5 for “Confer with Mr. Kelley regarding depositions, damage issues, jury charge, and case strategy,” and Kelly billed 1.0 for “Meet with Mr. Krabill to discuss case status and next steps; review deposition of Seth Washburne.” This appears to again be Kelley coming up to speed, for which Krabill said he would not charge me. This would likely not be necessary if Cole was still the associate. It is reasonable to give me **a credit for 0.5 hours of Krabill’s time, and 1.0 for JDK.**

7.37 **Monk first deposition May 18** – Fully one month before this, on April 18, 2017, a Defendants Stipulation, Exhibit 122, stated:

“All of Von Avenue and Northwest 38th Street and the intersection of those two streets have never been owned by and are not currently owned by any defendant in this case and that at all times material to this case they were, and are currently, owned by the City of Fort Worth.”

Krabill, however, during the deposition, rather than follow these words, asked Monk to confirm Von Avenue was a “public road.” Monk, for good reason, politely said he could not agree with this. Krabill, unreasonably, blew his top, accusing the defendants of withdrawing the stipulation. They did no such thing. Rather, Krabill was trying to extend the stipulation to another meaning. This was an enormous, unreasonable waste of time.

Next, Krabill relied on new associate Kelley who suggested we ask them to stipulate it was a road “used by the public.” This, too, was completely irrelevant, and an enormous waste of everyone’s time. The only thing we needed them to stipulate was that no one had any right to accuse someone of trespassing who was on this road, but Krabill never thought of this.

Krabill, despite all the prep time, billed 7.8 hours for this day. The deposition started at 9:25 a.m., and at 9:51 a.m., just 26 minutes later, had blown up at Monk, and was arguing with Turner. They went off record for the last time at 10:01 a.m., so this lasted 36 minutes.

Krabill himself describes this in Exhibit 123 in the motion to compel he filed:

- a. Page 7: “Mr. Monk...claimed...’I do not agree that it’s a public street all the way,’” and “Based on Monk’s surprising answer, Mr. Krabill explained that he wanted to stop the deposition.”
- b. Page 9: ”the parties discussed amending the Stipulation to add language consistent with the following: ‘The Northwest corner of 38th Street and Von Avenue is public property, and is open to and used by the public.’ Mr. Turner returned after speaking with Monk and said that Monk would not agree to such an amendment.”
- c. Page 10: “Plaintiff would need to...depose Hospers before Monk.”

Krabill:

- a. Blew up at Turner, especially when off the record, demonstrating his potential to have an uncontrollable temper and to be very disrespectful and angry with others.
- b. Refused Turner’s repeated polite encouragement to keep going on other questions.
- c. Refused my request that he keep going on other questions.
- d. Relied upon Kelley’s suggestion of words for the second try at the stipulation: “The northwest corner of 38th Street and Von Avenue is public property, and is open to and used by the public.” When Kelley first said these, I was shocked at how ignorant they were, and that Krabill was going with this. Both of them were hung up on the adjective “public,” which Monk obviously defined differently and so could not agree to. The correct language should have been simply ”The northwest corner of 38th Street and Von Avenue are in a public right of way, where no one can have another person arrested for trespassing,” but these supposedly best lawyers never thought of this simple thing.
- e. Insisted he had to depose Hospers again before he could continue with Monk. But at the MTC hearing the judge did not allow the redeposition of Hospers, and, afterwards, I can still picture Krabill talking to me while we were still in the courtroom, and he told me with a big smile “That doesn’t matter! We don’t need to depose Hospers again, we already have great testimony from her!”
- f. Risked the opportunity to ever take the deposition of Monk. Krabill, Kelley, and I went into a private room, and Krabill noted this. The most important question to me was why Monk did not respond to my calls to him to put a stop to the arrest, and I was desperate to have this asked and answered. At the hearing, the judge agreed with the defense that a second deposition of Monk was not allowed under Texas rules, but said she thought a

plaintiff should not be disadvantaged due to his lawyer's shortcomings, so allowed Monk to be deposed again.

This first deposition was a complete waste of time, both the preparation, and the time attending. Krabill could have continued, but quit, made wrong representations to me, relied upon wrong advice from a new associate, and placed my right to depose Monk at enormous risk, the loss of this avoided only due to the kindness of the Honorable Judge Susan McCoy. **It is not reasonable for Krabill to charge me for the preparation and attending this, because I received NO VALUE whatsoever. It is reasonable to credit me for all the preparation time 5/15, 5/16, and 5/17, and MEC's assist time 5/17, and the time 5/18.** His outline, which he began creating before this, could be used by Kelley later, but all the ideas formed in his own head were lost. **I should also get credited for the court reporter and videographer time on this day billed 5/24.**

7.38 **5/18/17-billed me for Kelley to attend First Monk Deposition after said would not, \$3,510.** Krabill emailed me May 17, 2017, (Exhibit 124):

“WITH YOUR PERMISSION, I WOULD LIKE TO BRING JONATHAN WITH ME TO MONK'S DEPO. I WILL NOT BILL YOU FOR HIS TIME. HOWEVER, I THINK IT WILL BE HELPFUL FOR JONATHAN TO SEE THE DEPO, HEAR SOME OF THE FACTS FIRST HAND, SEE MONK AND HOSPERS, AND MEET YOU. LET ME KNOW IF THIS IS OK WITH YOU.”

I replied: “This is a great idea to bring Jonathan, so thank you for suggesting this, thank you for non-billing his time, and yes, that will be fine with me. I look forward to meeting him.” The deposition began at 9:25 a.m., and concluded at 12:18 p.m., lasting 2 hours and 53 minutes.

Krabill for this day billed 7.80 hours, being another 0.8 hours perhaps for travel, and perhaps reflecting that he returned to the office and did 4 hours more work. Kelley afterwards went to the VFM with me, where I took a photo at 12:50 p.m., which included Kelley arriving or leaving that area. If he was leaving, he would have arrived back to the office around 1:30 p.m. He billed 8.0 hours as: “Meet with client and Mr. Krabill regarding deposition strategy; travel with Mr.

Washburne to site of arrest/Flight Museum; draft motion to compel and review documents.”

Perhaps some of this was after 1:30 when he returned, and that he worked non-stop in the office until 9:30 p.m. on the MTC and reviewing items. But if he billed me from 8:30 until 1:30, I deserve a credit for 5.0 hours wrongly charged. **A reasonable bill would be 3 hours, not 8 hours, for a credit of 5.0 hours.**

7.39 **May 19 to May 25, 2017, MTC Hospers deposition a second time.** This would all not be required if Krabill completed the Monk deposition, so I should not have to pay for this. As noted above, after the judge denied this, Krabill told me we definitely did not have to take Hospers deposition, and he did not want to, because he had great testimony the first time. It is reasonable for me to get a credit for all the time preparing and attending the MTC hearing.

7.40 **May 26-28 Settlement.** On May 26 Krabill again started talking with Turner about Settlement. In my email to Cole, cc'ing Krabill and Kelley, April 27, 2017, at 1:51 p.m., at the end of Exhibit 124, I wrote:

“So non-disparagement and confidentiality are simply impossible, and always have been.”

Nevertheless, Krabill wrote in his timesheet for May 26, 0.8 hours for:

“Confer with Mr. Kelley regarding obtaining documents from defendants and setting Mr. Monk's deposition; email exchanges with opposing counsel Mr. Turner regarding same and regarding settlement counteroffer; prepare for trial.”

I was surprised on May 28, 2017, to get an offer from VFM for \$27,000, requiring non-disparagement, and stating that a party who breaches this will be liable for liquidated damages of \$250,000. I replied that their offer was insulting, and that Stephen had started talks without my approval, and Krabill claimed in Exhibit 65 that the latter was inaccurate, but it is exactly what happened. Krabill replied May 29:

“I have never said you have to settle. But I always think it is prudent to evaluate settlement offers. Here, you have an offer that is larger than your actual damages. It isn't

enough, but it is something. You have an apology. Again, it isn't perfect, but it is something. There is absolutely nothing in this settlement offer to be offended by. It is a good faith offer. If you want to reject it, that is fine. But to get upset and make false accusations against me and my firm is not fine. I won't have it.

Krabill thought there was nothing to be offended by in an offer of \$27,000, with \$250,000 liquidated damages for non-disparagement, after he had billed me on this case alone \$199,862.

7.41 **Worthless document review 5/29/17, 5/30 and 5/31/17** – Kelley billed 2.2 hours to review items I sent, but formed opinions that were wrong and worthless, e.g. about what documents to leave out, and renumbered all the items, so it was almost impossible to know to which items went his comments.

7.42 **Redacting Invoices 5/30, by JDK, for estimated 1.0 hour, and by MEC, for 5.1 hours-** this all could have, and should have, been done by MEC at \$220 per hour. Her time at 5.1 hours is excessive, and should be a max 3.1 hours.

7.43 **Prepping Kelley for Monk deposition May 31** – This is estimated as 1.8 hours for Krabill, 1.0 for Kelley, and would not be required if Cole was still there.

7.44 **Settlement talks May 31** – these were clearly going to fail, and so should not have been reopened, and not for the cost involved.

June 2017

7.45 **Associate Kelley time billed for Monk Deposition prep 6/4/17 to 6/9/17** – On Wednesday, June 7, 2017, at 9:34 p.m., while I was at a sports bar watching an NBA finals game, I received an email from Kelley, titled “Monk Deposition Outline,” in which he wrote “I have attached a deposition outline for Monk’s deposition this Friday,” and this was less than 36 hours before the deposition, taken by Kelley on June 9, 2017. Krabill was out of town June 1 to 12. Kelley billed 20.4 hours to revise an outline created by Krabill. I drafted and sent Krabill 207 questions to ask Monk, single-spaced over 14 pages, and so did most of the hard work on this

myself. Krabill never did share his outline with me. The changes by Kelley are likely minor. Krabill and Kelley billed an estimated 22.7 hours to both prepare questions. Some of this would not be required if Cole took the deposition. There were few question areas, and only really one main question, some of the rest being just background for me. I deserve a credit, TBD.

7.46 **Day of Monk Deposition, 6/9** – For this day Kelley billed 10.5 hours, as:

“Prepare for deposition of Hal Monk; take deposition of Hal Monk and discuss with client.”

As shown in Exhibit 125, this deposition lasted from 9:37 a.m. to 12:18 p.m. (2 hours 41 minutes in the morning), and 1:30 to 5:15 p.m. (3 hours 45 minutes in the afternoon), a total 6 hours, 26 minutes. If one includes the 1 hour 12 minute lunch, that is 7 hours, 38 minutes, and so he billed 4 hours and 4 minutes more than the time excluding lunch, and 2 hours, 52 minutes more than including lunch, 3 to 4 hours more. Even if he included travel time, which would be a maximum of 45 minutes each way, 1.5 hours total, he billed an additional 1.5 to 2.5 hours. His wife drove him to Fort Worth, because, he said, his 50-year old car was not working, and I drove him home. It appears his writing “and discuss with client” means to talk to me on the way home, but we did not talk about the case, only about his background. A reasonable amount would not bill for travel, because in the Metroplex, and he did not go to go the office, and would have had travel time to the office that day. Even if he prepared in the car on the way over while his wife drove, the maximum should be 7 hours 38 minutes, plus set up time of 20 minutes, for 8 hours, plus 1 hour to travel there, 9 hours total. **It would be reasonable to get a credit for 1.5 hours.**

7.47 **Motion to Compel Net Worth Statements, 6/17/17-6/29/17** – LPCH on 6/21 billed for MEC to draft this, and Kelly to review, but 6/26 Kelley bills “Begin drafting MTC NW docs.” KDK bills on 6/28 for revising this, as does JDK. This is Exhibit 126 and is five pages long, and the argument is only four sentences. The estimated times to draft this are unreasonable.

7.48 **6/19/17 to 6/22/17 – Trial Director Software, \$330.** This was all for trial prep, and provided me no benefit. Credit 3.5 out of 6.5 hours at \$220 per hour.

7.49 **6/29/17 – Mediation.** I requested this to get the defendants to give up confidentiality. Krabill failed to hire an arbitrator who would arbitrate this. He then acted terribly to me, causing the mediation to fail. He billed 7.3 hours for:

[a] “Email exchanges with Mr. Washburne regarding Rule 167 and defendants' attorneys' fees and regarding trial preparation; preparation for trial;
[b] attend mediation; and
[c] research ethical duties to client; draft withdrawal letter; confer with Mr. Pinker, Ms. Ezie-Boncoeur regarding ethical duties and withdrawal; review multiple emails from client regarding withdrawal.”

The email “exchange” would have taken about 1 minute. I wrote at 10:36 p.m. the night before:

“Randy provided the expenses since February 7, but I think the 167 agreement was offered in December, and so shouldn't this be from when that was offered to me? My understanding was it was the legal fees incurred since the date I rejected their offer. We can talk about this Thursday,”

and Krabill replied at 8:18 a.m. with 12 words: “No, the Declaration Invoking TRCP Rule 167 was filed February 9, 2017.” Mediation was scheduled to start at 9 a.m., and concluded around 12:45 p.m., and was about a 1 minute drive from his office, and so would have taken for Krabill about 4.5 hours. Krabill on August 4, 2017, adjusted the June invoice to provide a credit of \$1,960, VCE's time of \$1,060, and 2 hours of Krabill's time this day, which means he still billed me 5.3 hours. I deserve a credit of at least 0.8 hours, and also for the entire mediation, because he refused to get a mediation of confidentiality, mostly insulted me, and ruined this mediation.

7.50 **6/29/17 – Mediation Fee, \$750.** Krabill failed to communicate to Berman the purpose of the mediation, leading it to be a complete waste.

7.51 **Westlaw research for June - \$43,** not explained.

7.52 **Trial Prep - \$35,147.** At mediation I specifically told him I wanted to go to trial, and Krabill could have said yes, but refused. I should not pay for his trial prep then.

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Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
9/19	SMC	First Meeting	Meet with Mr. Washburne to discuss case background; review background documents from Mr. Washburne; analyze cases' status.	0.9	306	-255	7.01
9/20	KDK	Prior Counsel	Review and analyze pleadings; confer with Mr. Cole regarding case strategy and hearing strategy; email exchanges with Messrs. Vice and Dilbeck regarding case status, background, hearings, and motions.	1.5	675		
	SMC	Prior Counsel	Review pleadings, motion, discovery, and other background information from client and prior counsel; calls with prior counsel to discuss upcoming hearings; calls with opposing counsel regarding same; calls with court regarding hearings (1/2 time).	2	680		
	MC	Onboard	Obtain copy of docket sheet from court website per Mr. Cole's request; conference call with court coordinator regarding status of hearing; receipt and review of motion for leave to file amended petition and proposed petition.	0.3	66		
9/21	KDK	Motion to Substitute	Confer with Mr. Cole regarding Motion to Substitute Counsel and strategy.	0.2	90		
9/21	SMC	Motion to Substitute	Calls and emails with opposing counsel and prior counsel regarding motions for substitution and for continuance; discuss case status with Mr. Krabill; prepare for hearings (1/2 time).	2.1	714		
	MC	Onboard	Docket hearings and response deadlines for the motions for summary judgment; docket deadline to respond to discovery requests; receipt and review of various emails with current counsel regarding case status; work with Ms. Baker to prepare case notebooks for attorneys.	0.4	88		

Table 7-1

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
9/22	SMC	Prior Counsel	Confer with court regarding continuance and substitution hearings; confer with opposing counsel regarding obtaining agreement on order for continuance; prepare for continuance hearing; secure order from court granting substitution and continuance of trial.	1.3	442		
9/23	KDK	Onboard	Confer with Mr. Cole regarding continuance and strategy.	0.1	45		
9/27	KDK	Prior Counsel	Confer with Mr. Cole regarding case status, continuance, and meeting with Mr. Vice; email exchange with Mr. Washburne regarding same.	0.3	135		
9/29	KDK	Prior Counsel	Review Notice of Authentication of Records filed by Defendants; review email from Mr. Washburne regarding meeting with Mr. Vice; draft email replying to same; review discovery responses sent by Mr. Washburne; email exchanges with Mr. Vice regarding meeting and case background; review pleadings and background documents in preparation for meeting with Mr. Vice.	2	900		
	SMC	Onboard	Confer with opposing counsel regarding hearing on motion for summary judgment.	0.1	34		
	SMC	Prior Counsel	Review correspondence from client regarding meeting with prior counsel; review background documents and compile list of questions and topics to discuss with prior counsel.	0.4	136		
9/30	KDK	Prior Counsel	Meeting with Messrs. Cole and Vice regarding case background and strategy; confer with Mr. Cole regarding documents received from Mr. Vice; review same; review hot documents.	2.6	1,170	-225	7.02
	MTB	Onboard	In-person conference with Messrs. Krabill and Cole regarding case background and strategy moving forward; review task list.	0.2	67		
	SMC	Prior Counsel	Review background documents and meet with Mr. Vice to discuss case background, claims, discovery status, and strategy.	1.6	544	-170	7.02

Table 7-2

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	SMC	Prior Counsel	Correspond with opposing counsel regarding hearing on motion for summary judgment and special exceptions. Counsel.	0.1	34		
9/21		Court Fees	Filing fee for Plaintiff's Unopposed Motion for Substitution of Counsel.		2		
		Court Fees	Filing fee for Plaintiff's Amended Unopposed Motion for Substitution of		2		
		Court Fees	Filing fee for Rule 11 regarding Continuance.		2		
		Court Fees	Filing fee for Proposed Order regarding Continuance.		2		
9/22		Court Fees	Filing fee for Proposed Order Granting Plaintiff's Motion for Continuance.		2		
9/30		Copies	Copies of case notebooks.		45		
			Total amount of this invoice		6,181	-650	
September Summary							
	Items	Onboard		1	300	0	
		Motion to Substitute		2	804	0	
		Prior Counsel		12	4,716	-395	
		First Meeting		1	306	-255	
	Fees	Court Fees		0	10	0	
		Copies		0	45	0	
		Total			6,181	-650	

October

10/2	MTB	Onboard	Review documents filed with court (including petitions and answers).	0.6	201	-201	7.03
10/3	KDK	Onboard	Email exchanges with Mr. Washburne regarding meeting at airport for inspection, criminal attorney information, and motions for summary judgment; confer with Mr. Cole regarding same.	0.2	90		
10/4	SMC	Special exceptions	Review special exceptions and discuss case status with Mr. Krabill.	0.3	102		
10/6	SMC	Onboard	Confer with Mr. Krabill and Ms. Biblo regarding next step.	0.2	68		
10/12	KDK	Onboard	Analyze claims; strategy conference with Mr. Cole and Ms. Biblo regarding claims and discovery; review and revise proposed scheduling order.	0.5	225		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	SMC	Special exceptions	Review petition and special exceptions.	0.9	306		
10/19	KDK	MSJ	Review and analyze Defendants' Motions for Summary Judgment; review and analyze draft Motion for Summary Judgment Responses drafted by Mr. Vice; office conference with Mr. Cole regarding same; office conference with Ms. Biblo regarding Scheduling Order.	1.5	675		
10/19	MTB	Scheduling Order	Circulate agreed scheduling order.	0.2	67	-34	7.04
	MC	Scheduling Order	Confer with team regarding agreed scheduling order status; check online docket to confirm no new trial setting has been assigned.	0.2	44		
10/20	MC	Onboard	Begin review of and organization of file; create case notebooks for attorneys; review production.	4.7	1,034	-517	7.05
10/21	KDK	Scheduling Order	Confer with Ms. Biblo regarding Scheduling Order and trial date.	0.1	45		
	MTB	Scheduling Order	Telephone conference with opposing counsel (Randall Turner) regarding scheduling order.	0.1	34		
10/24	KDK	Scheduling Order	Review and revise draft Scheduling Order; confer with Ms. Biblo regarding same; review arrest video and audio files; confer with Mr. Cole regarding same.	0.5	225		
	MTB	Scheduling Order	Circulate agreed scheduling order.	0.3	101		
	SMC	Scheduling Order	Review proposed scheduling order.	0.1	34		
	MC	Onboard	Continue reviewing and organizing file from prior counsel; update case notebooks; circulate arrest video to team; note several gaps in our production and contact prior counsel regarding same; begin separating out bulk PDFs so they can more easily be reviewed and tagged in database.	4.1	902	-451	7.05

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
10/26	MC	Onboard	Work with prior counsel to obtain copies of missing production documents; coordinate with vendor to set up an FTP site for the file transfer; receipt and review of correspondence from prior counsel regarding status of case.	0.3	66		
10/28	MTB	Scheduling Order	Email opposing counsel regarding agreed scheduling order.	0.1	34		
	SMC	Discovery	Attention to discovery responses.	0.4	136		
10/31	MTB	MSJ	Review motion for summary judgment on attorney immunity; review draft response.	0.8	268		
10/31	MTB	MSJ	Review motion for summary judgment on attorney immunity; review draft response.	0.8	268	-268	7.06
10/31	SMC	Discovery	Draft discovery responses.	2.5	850	-340	7.07
10/31	MC	MSJ	Assist Ms. Biblo with Motion for Summary Judgment response.	0.1	22		
10/12		Parking	Cole parking at hearing		5		
10/31		Copies	Copies for case notebook.		317	-317	7.08
			Total amount of this invoice		6,117	-2,127	
October Summary							
	Items	Onboard		11	2,586	-1,169	
		MSJ		3	1,233	-268	
		Discovery		3	986	-340	
		Scheduling Order		2	583	-34	
		Special exceptions		1	408	0	
	Fees	Parking		0	5	0	
		Copies		0	317	-317	
		Total			6,117	-2,127	
November							
1/19	MTB	Burgess MTW	Draft response to motion to withdraw.	1.3	436	-436	7.09

Table 7-5

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
11/1	KDK	MSJ	Confer with Ms. Biblo regarding Scheduling Order and talking to opposing counsel and Responses to Motions for Summary Judgment; review and revise Responses to Requests for Admission; confer with Mr. Cole regarding same and strategy and depositions; analyze issues regarding Responses to Motions for Summary Judgment.	1	450		
	MTB	Scheduling Order	Email opposing counsel regarding agreed scheduling order; telephone conference with opposing counsel regarding same.	0.1	34		
	SMC	Respond to RFP	Draft discovery responses and review documents in connection with same; confer with Mr. Krabill regarding motion strategy and discovery needs.	2.7	918	-340	7.10
11/2	KDK	Respond to RFP	Review and revise Responses to Requests for Production; confer with Mr. Cole regarding same.	0.2	90		
11/3	MTB	Monk MSJ 1st Draft	Draft response to Defendant Monk's motion for summary judgment; legal research regarding attorney immunity to non-clients.	3.1	1,039		
11/3	MC	Production	Fill in missing documents from production received from prior counsel and ensure we now have a complete set of production.	0.5	110		
11/6	MTB	Monk MSJ 1st Draft	Draft response to Defendant Monk's motion for summary judgment.	5.1	1,709		
11/7	MTB	Monk MSJ 1st Draft	Draft response to Defendant Monk's motion for summary judgment.	7.7	2,580	-2,580	7.11
	SMC	MSJ	Draft discovery responses; review documents in connection with summary judgment response.	5.3	1,802		
11/8	MTB	Scheduling Order	Draft motion for entry of scheduling order; email opposing counsel regarding same.	0.4	134		
	SMC	No-Evidence MSJ	Review documents and begin preparing Response to No-Evidence Motion for Summary Judgment.	4.2	1,428		
11/9	SMC	No-Evidence MSJ	Continue preparing response to Defendants' No-Evidence Motion for Summary Judgment.	4	1,360		

Table 7-6

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
11/10	SMC	No-Evidence MSJ	Continue preparing response to Defendants' No-Evidence Motion for Summary Judgment.	2.5	850		
11/11	SMC	No-Evidence MSJ	Continue drafting response to No-Evidence Motion for Summary Judgment.	0.2	68		
11/14	MTB	Monk MSJ 1st Draft	Draft response to Defendant Monk's motion for summary judgment.	0.8	268		
	SMC	No-Evidence MSJ	Continue drafting response to No-Evidence Motion for Summary Judgment.	5.6	1,904	-1,904	7.12
11/15	KDK	Monk MSJ 1st Draft	Confer with Mr. Cole and Ms. Biblo regarding Motion for Summary Judgment Responses;	0.6	270		
11/15	KDK	Monk MSJ	review and revise Motion for Summary Judgment Response regarding Mr. Monk.	0.6	270		
11/15	SMC	No-Evidence MSJ	Continue drafting response to No-Evidence Motion for Summary Judgment	3.2	1,088		
11/15	SMC	Monk MSJ 1st Draft	confer with Ms. Biblo regarding response to Monk Motion for Summary Judgment.	3.2	1,088		
	MC	Case Notebooks	Update attorneys' case notebooks; receipt and review of video of radio operator's chair provided by Mr. Dowdy.	0.5	110		
11/16	MTB	Monk MSJ	Telephone conference with court coordinator regarding setting Defendant Monk's to quash notice of deposition and protective order; finalize response to Defendant Monk's motion for summary judgment.	1.2	402		
	SMC	Monk MSJ 1st Draft	Review draft of response to Monk Motion for Summary Judgment;	3.45	1,173	-1,173	7.11
	SMC	No-Evidence MSJ	continue drafting Response to No-Evidence Motion for Summary Judgment.	3.45	1,173		
11/17	KDK	MSJ	Confer with Mr. Cole regarding Motion for Summary Judgment Response	0.8	360		
	KDK	No-Evidence MSJ	review and revise Response to No-Evidence Motion for Summary Judgment.	0.7	315		
	SMC	No-Evidence MSJ	Revise response to No-Evidence Motion for Summary Judgment; confer with Ms. Biblo regarding responses.	4.4	1,496		

Table 7-7

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MC	Court Correspondence	Receipt and review of correspondence from court regarding trial setting; receipt and review of correspondence with former counsel regarding police records.	0.2	44		
11/18	MTB	Monk MSJ Declaration	Draft declaration of Seth Washburne ISO response to Defendant Monk's motion for summary judgment; draft letter to court regarding setting Defendant Monk's motion to quash notice of deposition and protective order.	1	335		
11/18	MTB	Monk MSJ	draft letter to court regarding setting Defendant Monk's motion to quash notice of deposition and protective order.	0.3	101		
	SMC	Monk MSJ Revisions	Discuss response to Monk Motion for Summary Judgment with Mr. Washburne.	0.4	136		
	MC	Burgess MTW	Receipt and review of Burgess' motion to withdraw as counsel for Dana Wood	0.1	22		
	MC	MSJ	Receipt and review of notice of hearing on defendants' motion to quash deposition notice and motion for protective order and docket same.	0.1	22		
11/19	MTB	Burgess MTW	Draft response to motion to withdraw.	1.3	436	-436	7.13
11/20	KDK	MSJ	Review emails from Mr. Washburne regarding Responses to Motions for Summary Judgment; review and revise Responses to Motions for Summary Judgment; conference call with Mr. Cole regarding Responses to Motions for Summary Judgment.	0.5	225		
	MTB	Burgess MTW	Draft response to motion to withdraw	0.5	168	-168	7.13
	MTB	Monk MSJ Revisions	review and revise response to Defendant Monk's motion for summary judgment.	0.5	168		
	SMC	MSJ	Review Mr. Washburne's comments to Response to No-Evidence Motion for Summary Judgment and revise Response	4.5	1,530		Split
	SMC	Burgess MTW	review response to Motion to Withdraw (estimated split)	0.4	136	-136	7.13

Table 7-8

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
11/21	KDK	Burgess MTW	Review and revise Response to Motion to Withdraw for Dana Wood; review emails from Mr. Washburne regarding same; confer with Ms. Biblo regarding same; confer with Mr. Cole regarding Motion for Summary Judgment Response;	0.4	180	-180	7.13
	KDK	No-Evidence MSJ	review and revise Response to No-Evidence Motion for Summary Judgment.	0.4	180		Split
	MTB	Monk MSJ Revisions	Review and revise response to Monk's motion for summary judgment;	1.1	369		Split
	MTB	Monk MSJ Declaration edits	review and revise declaration of Seth Washburne ISO response to Monk's motion for summary judgment;	1.4	469	-335	7.14
	MTB	Burgess MTW	draft response to motion to withdraw; email opposing counsel regarding late discovery.	0.4	134	-134	7.13
	SMC	No-Evidence MSJ	Continue to revise Response to No-Evidence Motion for Summary Judgment and revise declaration.	3.4	1,156	-1,156	7.12
	MC	No-Evidence MSJ	receipt and review of opposition to motion to withdraw as attorney for Dana Wood;	0.2	44		
	MC	No-Evidence MSJ	Confer with attorneys regarding responses to motion for summary judgment; assemble and organize exhibits to Museum Defendants' no-evidence motion for summary judgment response; receipt and review of motion for summary judgment response and make edits to same; several emails with Mr. Cole regarding exhibits; create CD with audio file being marked as exhibit 26 in response and prepare for sending to the Court tomorrow; draft enclosure correspondence to court for attorney review;	2.2	484		
	MC	No-Evidence MSJ	receipt and review of opposition to motion to withdraw as attorney for Dana Wood;	0.2	44	-44	7.13
	MC	Monk MSJ Revisions	assemble and organize exhibits to response to Hal Monk's motion for summary judgment.	0.5	110		

Table 7-9

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
11/22	KDK	Monk MSJ Revisions	Review and revise Responses to Motions for Summary Judgment [and Declarations- split out]; multiple conference calls with Mr. Washburne regarding same; confer with Mr. Cole regarding same; confer with Ms. Biblo regarding same.	2.1	945		Split
11/22	KDK	Monk MSJ Declaration edits	Review and revise... Declarations; multiple conference calls with Mr. Washburne regarding same; confer with Mr. Cole regarding same; confer with Ms. Biblo regarding same.	2.1	945	-450	7.14
	MTB	Monk MSJ Revisions	Review and revise response to Monk's motion for summary judgment	2.7	905	-905	7.15
	MTB	Monk MSJ Declaration edits	review and revise declaration of Seth Washburne ISO response to Monk's motion for summary judgment.	1.5	503		Split
	MC	Monk MSJ	Draft proposed order denying Hal Monk's motion for summary judgment; draft proposed order denying Museum Defendants' no-evidence motion for summary judgment; receipt and review of various emails with clients along with revisions to declaration and responses; begin preparing hearing notebooks; receipt and review of final signed declaration from client and finalize the exhibits to our response to the no-evidence motion for summary judgment; work with Ms. Sweeney to finalize the response and get everything ready for filing;	3.1	682		
	MC	Monk MSJ Revisions	assist with finalizing response to Mr. Monk's motion for summary judgment and exhibits.	0.2	44		
11/25	KDK	Monk MSJ 1-day change	Review emails and attachments from Mr. Washburne regarding amending Declaration for Motion for Summary Judgment; conference call with Mr. Washburne regarding same; conference calls and emails with Mr. Cole and Ms. Biblo regarding same; review and revise Declaration multiple times.	3	1,350	-675	7.16

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MTB	Monk MSJ 1-day change	Review and revise addendum to declaration of Seth Washburne; emails with team regarding same.	0.4	134		
11/25	SMC	Monk MSJ 1-day change	Review amended declaration; confer with Mr. Krabill regarding same; coordinate filing of amended declaration.	1.2	408	-408	7.16
11/27	SMC	Rule 11	Confer with Mr. Krabill and Ms. Biblo regarding Rule 11 issue with Ms. Wood.	0.2	68		
11/28	KDK	Hearing Prep	Strategy conference with Mr. Cole and Ms. Biblo regarding Motion for Summary Judgment hearing preparation; prepare for hearings.	1.6	720		
	MTB	Hearing Prep	In-person conference with Messrs. Krabill and Cole regarding hearing on motions for summary judgment; telephone conference with opposing counsel regarding Defendant Dana Wood and various issues.	0.5	168		
	SMC	Hearing Prep	Confer with Mr. Krabill and Ms. Biblo regarding upcoming summary judgment hearing; review and revise order on Monk Motion to Quash.	0.6	204		
	MC	Hearing Prep	Prepare binders for hearing; draft order denying defendants' motion to quash and for protective order; receipt and review of scheduling order and docket all pretrial deadlines.	2.2	484		
11/29	KDK	Hearing Prep	Prepare for hearings; confer with Mr. Cole regarding strategy; review Defendants' Objections to Summary Judgment Evidence.	4.5	2,025		
	MTB	Hearing Prep	Create power point for hearing on Defendant Monk's motion for summary judgment; telephone conference with process server for subpoena to Joe Tooley; telephone conference with Joe Tooley regarding same; legal research regarding duty of attorney to inform when not acting as an attorney.	2	670		
	SMC	Hearing Prep	Review summary judgment objections and confer with Mr. Krabill regarding hearing presentation.	0.3	102		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MC	Hearing Prep	Assist Ms. Biblo with Power Point presentation for hearing; receipt and review of defendants' objections to summary judgment evidence and proposed order; update hearing notebooks for attorneys.	0.8	176		
11/30	KDK	Hearing Prep	Prepare for hearings; confer with Mr. Cole regarding same; confer with Ms. Cawthon regarding same and PowerPoints.	5.7	2,565	-2,565	7.17
	SMC	Hearing Prep	Prepare presentation for summary judgment hearing; confer with Mr. Krabill regarding strategy at hearing; review and prepare responses to objections to summary judgment evidence; prepare for hearing.	7.3	2,482	-2,482	7.17
	MC	Hearing Prep	Work on both Power Point presentations in preparation for hearing; assemble relevant cases for hearing; receipt and review of additional objections to summary judgment evidence and update hearing notebooks; watch video by Judge with respect to courtroom technology and confer regarding same with attorneys; assemble all materials needed for hearing.	5.8	1,276	-1,276	7.17
11/30		Copy charges	Copy charges		9		
		Westlaw	Westlaw research for November 2016		110	-110	7.18
			Total amount of this invoice		46,387	-17,891	
November Summary							
	Items	No-Evidence MSJ		35	11,590	-3,104	
		Hearing Prep		31	10,872	-6,323	
		Monk MSJ 1st Draft		24	8,126	-3,753	
		MSJ		12	4,389	0	
		Monk MSJ Revisions		8	2,676	-905	
		Burgess MTW		4	1,511	-1,489	
		Monk MSJ Declaration edits		5	1,917	-785	
		Monk MSJ 1-day change		5	1,892	-1,083	
		Monk MSJ		5	1,455	0	
		Respond to RFP		3	1,008	-340	
		Monk MSJ Declaration		1	335	0	
		Scheduling Order		1	168	0	
		Case Notebooks		1	110	0	

Table 7-12

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
		Production		1	110	0	
		Rule 11		0	68	0	
		Court Correspondence		0	44	0	
	Fees	Copy charges			9	0	
		Westlaw			110	-110	
		Total			46,387	-17,891	

December

12/1	KDK	No-Evidence	Prepare for hearings; confer with Mr. Cole regarding same; confer with Ms. Cawthon regarding same and PowerPoints; attend hearings; visit airfield with Messrs. Washburne and confer with Ms. Biblo regarding negligence research.	10.1	4,545	-2,295	7.19
	MTB	No-Evidence	Legal representation regarding elements of negligent misrepresentation; legal research regarding duty element of cause of action for negligence.	1.4	469		
	SMC	No-Evidence	Prepare for and attend hearing on motions for summary judgment; visit area surrounding VFM with Mr. Washburne and discuss case.	8.8	2,992	-1,292	7.19
	MC	No-Evidence	Final hearing preparations; docket our deadline to produce attorney's fees invoices.	2.4	528		
12/2	MC	Monk MSJ	Receipt and review of notice of hearing on Monk's motion for summary judgment and docket same; calculate and docket our response deadline.	0.2	44		
12/5	KDK	Deposition planning	Confer with Mr. Cole regarding discovery, motions, and depositions; review and analyze documents; analyze deposition strategy; email Messrs. Turner and Burgess regarding deposition scheduling.	0.5	225		
12/5	SMC	Negligence claim	Research issue regarding negligence claim that arose at hearing; confer with Mr. Krabill regarding deposition needs and case strategy.	1.4	476		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
12/6	KDK	Deposition planning	Email exchanges with Messrs. Turner and Burgess regarding deposition scheduling; review email from Mr. Washburne regarding same; confer with Mr. Cole regarding corporate representative topics and depositions; email Mr. Washburne regarding deposition and preparation scheduling; confer with expert, Mr. Blum, regarding cost to prepare Mr. Washburne.	0.5	225		
12/7	KDK	Deposition planning	Conference call with Mr. Washburne regarding collection documents for experts, narrowing issues and depositions and preparation; confer with Mr. Cole regarding same; analyze deposition scheduling and confer with Ms. Biblo regarding same; email exchanges with Mr. Bloom regarding deposition preparation; prepare for depositions.	1.2	540		
	SMC	Deposition planning	Call with client regarding upcoming deposition and preparing for same; confer with Mr. Bloom regarding deposition preparation.	0.4	136		
12/8	KDK	Deposition planning	Prepare for depositions.	0.5	225		
	MTB	Deposition planning	Email client regarding status of depositions [two emails, one and correction]	0.2	67		
12/13	KDK	Damages review.	Review damages; research issues regarding same; confer with Mr. Cole regarding researching same; review documents regarding same.	1.1	495		
	MTB	Deposition planning	Legal research regarding deposition notice to trustee of trust; draft notice of deposition to corporate representative of VFM; draft notice of deposition to representative of the Hospers Trust; draft deposition notice to Charlyn Hospers; draft deposition notice to Bill Gorin.	3	1,005	-670	7.20

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
12/14	KDK	Deposition planning	Confer with Mr. Cole regarding case strategy, including claims and parties and depositions; confer with Ms. Biblo regarding deposition scheduling; review and revise corporate representative deposition notice and topics; conference call with Mr. Washburne regarding case strategy; email exchange with opposing counsel, Mr. Turner, regarding scheduling of Mr. Washburne's deposition.	0.8	360		
	MTB	Deposition planning	Draft notice of deposition to corporate representative of VFM; draft notice of deposition to representative of the Hospers Trust; draft deposition notice to Charlyn Hospers; draft deposition notice to Bill Gorin; in-person conference with Messrs. Krabill and Cole regarding deposition schedule.	0.6	201		
	SMC	Deposition planning	Discuss upcoming depositions and strategy with Mr. Krabill, Ms. Biblo, and with client.	0.4	136		
12/15	KDK	Research Dec Ac for attorney fees	Review email from Mr. Washburne regarding publishing attorneys' fees to jury; confer with Mr. Cole regarding researching same; review research on same; analyze potential declaratory action against Defendants to obtain attorneys' fees;	2.1	945		Split
	KDK	Deposition planning	email exchanges with opposing counsel, Mr. Turner, regarding Mr. Washburne's deposition; email exchanges with Mr. Bloom regarding same; email exchange with Mr. Washburne regarding same; review documents in preparation for depositions.	2	900		Split
	SMC	Research Dec Ac for attorney fees	Research regarding damages issue and presenting evidence of attorneys' fees.	1.5	510		
	MC	Deposition planning	Receipt and review of notice of deposition of Seth Washburne and docket same.	0.1	22		

Table 7-15

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
12/16	KDK	Research Dec Ac for attorney fees	Analyze attorneys' fees and damages issues and case law regarding same; confer with Mr. Cole regarding same.	0.3	135		
12/19	KDK	Research Dec Ac for attorney fees	Confer with Messrs. Cole and Washburne regarding attorneys' fees and damages issues and depositions; analyze deposition schedule and confer with Mr. Cole regarding same.	0.4	180		
	SMC	Research Dec Ac for attorney fees	Discuss case status and next steps with Mr. Washburne; discuss upcoming depositions, discovery needs, and amending petition with Mr. Krabill.	0.4	136		
12/20	KDK	Deposition planning	Email exchange with opposing counsel, Mr. Turner, regarding deposition location.	0.1	45		
	MC	Deposition planning	Receipt and review of notices of deposition for Bill Gorin, Charlyn Hospers, Vintage Flying Museum and Hospers Family Trust and docket each; schedule court reporter and videographer; receipt and review of correspondence regarding change in venue for depositions and update calendar accordingly; prepare amended notices for Gorin, Hospers, Vintage Flying Museum and Hospers Family Trust and serve same; also send updates to court reporter.	0.8	176		
12/21	KDK	Deposition planning	Email exchanges with opposing counsel, Messrs. Turner and Burgess, regarding deposition scheduling; conference call with Mr. Vice regarding reasons for adding Mr. Terry	0.4	180		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
12/22	KDK	Deposition planning	Email exchange with opposing counsel, Mr. Turner, regarding discovery; email exchange with opposing counsel, Mr. Burgess, regarding same; revise task list and prepare for depositions and for deposition preparation of Mr. Washburne; confer with Mr. Cole regarding same; review court's Order Denying Defendants' Motion for Summary Judgment; confer with Mr. Cole regarding same; leave voicemail and email for Mr. Washburne regarding same.	1.4	630		
12/30	MC	Deposition planning	Receipt and review of order denying Museum Defendants' no-evidence motion for summary judgment; receipt and review of task list.	0.2	44		
12/31	SMC	Deposition planning	Review documents and identify materials for prep session with Mr. Washburne.	3.5	1,190	-1,005	7.21
12/2		Parking	Reimbursement made to Mr. Cole for parking at hearing.		7		
12/21		Parking	Parking for Mr. Krabill for hearing.		10		
12/31		Copies	Copy charges.		75		
		Westlaw	West law research for December 2016		4	-4	7.18
			Total amount of this invoice		17,858	-5,266	
December Summary							
	Items	No-Evidence MSJ		23	8,534	-3,587	
		Deposition planning		17	6,307	-1,675	
		Research Dec Ac for attorney fees		5	1,906	0	
		Damages review.		1	495	0	
		Negligence claim		1	476	0	
		Monk MSJ		0	44	0	
	Fees	Parking		0	17	0	
		Copies		0	75	0	
		Westlaw		0	4	-4	
		Total			17,858	-5,266	

January

1/2	KDK	SW Deposition Prep	Prepare to prep Mr. Washburne for deposition; prep Mr. Washburne for deposition; email exchanges with opposing counsel, Mr. Burgess, regarding Ms. Hospers deposition; prep Mr. Washburne with Mr. Bloom.	3	1,350		
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Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	SMC	SW Deposition Prep	Prepare materials for deposition prep session; meet with Mr. Washburne to prepare for deposition.	5.5	1,870	-1,870	7.22
1/3	KDK	Deposition planning	Email exchanges with opposing counsel, Messrs. Burgess and Turner, regarding deposition scheduling; review and revise Amended Petition and confer with Mr. Cole regarding same; email same to Mr. Washburne for review.	1.3	585		
	SMC	SW Deposition Prep	Call with Mr. Washburne to discuss upcoming deposition; draft amended petition.	1.9	646		
	MEC	Deposition planning	Receipt and review of correspondence regarding deposition scheduling.	0.1	22		
1/4	KDK	Amended petition	Review email from Mr. Washburne regarding edits to Amended Petition; review and revise Amended Petition; confer with Mr. Cole regarding filing same; review new Affidavit sent by Mr. Monk and confer with Mr. Cole regarding same and sending additional discovery; analyze issues regarding Mr. Mahaffey serving as expert; review documents regarding same.	2.3	1,035		
1/4	SMC	SW Deposition Prep	Call with Mr. Washburne to discuss upcoming deposition.	0.1	34		
	MEC	Deposition planning	Cancel January depositions of Charlyn Hospers, Hospers Trust and Corporate Representative for VFM; prepare amended notices for same in February.	0.5	110		
1/5	KDK	SW Deposition	Prepare Mr. Washburne for deposition; attend Mr. Washburne's deposition.	7.9	3,555		
	SMC	SW Deposition	Discuss case strategy and deposition with Mr. Krabill and	0.4	136		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
1/6	KDK	Deposition planning	Confer with Mr. Cole regarding discovery and depositions and case strategy; review and revise and send deposition notices; confer with Ms. Cawthon regarding same; email exchanges with opposing counsel, Messrs. Burgess and Turner, regarding same.	0.6	270		
	SMC	SW Deposition	Confer with Mr. Krabill regarding Mr. Washburne's deposition; review email from Mr. Washburne regarding deposition follow-up.	0.5	170		
	MEC	Deposition planning	Edits to deposition notices; serve notices; docket changes in depositions and schedule court reporter and videographer; receipt and review Hal Monk's supplemental affidavit and exhibits; receipt and review of fourth amended petition.	0.6	132		
	MEC	Deposition planning	Edits to deposition notices; serve notices; docket changes in depositions and schedule court reporter and videographer; receipt and review Hal Monk's supplemental affidavit and exhibits; receipt and review of fourth amended petition.	0.6	132	-132	7.23
1/7	SMC	SW Deposition	Review and respond to email from Mr. Washburne regarding deposition follow-up.	0.2	68		
1/11	SMC	SW Deposition	Confer with Mr. Washburne regarding deposition exhibits concerning city hall records.	0.3	102		
1/11	MEC	SW Deposition	Contact Mr. Turner's paralegal to obtain court reporter information for Mr. Washburne's deposition in order to try to get copies of the deposition exhibit; call with Veritext to put in an order for copies of Mr. Washburne's deposition exhibits.	0.2	44		
1/17	KDK	Deposition planning	Confer with Mr. Cole regarding discovery and depositions; email Mr. Burgess regarding Ms. Wood's deposition.	0.3	135		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	SMC	Review Discovery Responses	Review discovery requests and confer with opposing counsel regarding deficiency letter; confer with Mr. Krabill regarding upcoming depositions and discovery needs.	1.1	374		
1/18	SMC	Review Discovery Responses	Review discovery requests and confer with Mr. Turner regarding response; confer with Ms. Cawthon regarding attorneys' fee statements.	0.3	102		
	MEC	Review Discovery Responses	Receipt and review of correspondence with opposing counsel regarding supplementing our production; review requests for production 43-45 and confer with Mr. Cole regarding same; confer with Mr. Petty regarding running time and expense reports.	0.3	66		
1/23	SMC	Monk MSJ	Review email from Mr. Washburne regarding Monk brief; review Monk's brief in support of his motion for summary judgment.	0.5	170		
	MEC	Monk MSJ	Prepare supplemental document production; serve production; update production log; receipt and review of Hal Monk's brief in support of motion for summary judgment; forward copy of deposition to client to read and review.	0.6	132		
1/24	KDK	Monk MSJ	Confer with Mr. Cole regarding Mr. Monk's summary judgment brief; prepare for hearing; review email from Mr. Washburne regarding hearing; confer with Ms. Cawthon regarding noticing Ms. Wood's deposition.	0.5	225		
	SMC	Monk MSJ	Confer with Mr. Krabill regarding upcoming hearing on Monk's motion for summary judgment.	0.3	102		
1/24	MEC	Monk MSJ	Bates-label documents for supplemental production; serve documents; update production log; prepare hearing binders for Monk motion for summary judgment; revise order.	0.8	176		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
1/25	KDK	Monk MSJ	Prepare for Motion for Summary Judgment hearing; confer with Mr. Cole regarding same; confer with Ms. Cawthon regarding same; review and analyze case law cited in Mr. Monk's final brief; revise PowerPoint for Motion for Summary Judgment hearing.	1.8	810		
	SMC	Monk MSJ	Research cases cited in Monk's brief; confer with Mr. Krabill regarding strategy and legal arguments for hearing on Monk's motion for summary judgment.	4.1	1,394		
	MEC	Monk MSJ	Preparations for Monk motion for summary judgment hearing including making sure we have all necessary cases, Power Points and technology ready; contact court reporter for the 153rd to inquire about cost of obtaining hearing transcript and how long it will take; draft notice of deposition of Dana Wood.	0.8	176		
1/26	KDK	Monk MSJ	Prepare for Motion for Summary Judgment hearing; confer with Ms. Cawthon regarding same; confer with Mr. Cole regarding same; attend and argue Motion for Summary Judgment hearing.	6.2	2,790	-1,350	7.24
	SMC	Monk MSJ	Prepare for and attend hearing on Monk's motion for summary judgment; confer with Mr. Washburne regarding same.	7	2,380	-1,020	7.24
	MEC	Monk MSJ	Finalize Power Point and make copies for hearing.	0.3	66		
1/27	KDK	Deposition planning	Review email from opposing counsel, Mr. Burgess, regarding deposition scheduling; confer with Mr. Cole regarding depositions and case strategy; analyze discovery and strategy.	0.6	270		
	SMC	Deposition planning	Begin preparing for deposition of Mr. Gorin; confer with Mr. Krabill regarding upcoming depositions and discovery issues.	4.8	1,632	-1,360	7.25

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
1/27	MEC	Deposition planning	Finalize Dana Wood notice of deposition and serve same; schedule reporter and videographer; docket notice; prepare binder and exhibits for Gorin deposition.	2.5	550		
1/29	SMC	Gorin Depo prep	Prepare for deposition of Bill Gorin.	1.8	612		
1/30	KDK	Gorin Depo prep	Review email from Mr. Washburne regarding Mr. Gorin's deposition; confer with Mr. Cole regarding Mr. Gorin's deposition.	0.2	90		
	SMC	Gorin Depo	Prepare for and take deposition of Bill Gorin.	4.5	1,530		
1/31	KDK	Gorin Depo	Confer with Mr. Cole regarding Mr. Gorin's deposition and discovery issues; analyze discovery issues; review psychological report of Mr. Washburne; review multiple documents in preparation for depositions.	1.6	720		
1/23		Copies	Copies of the transcript of deposition of Seth Washburne.		744		
			Total amount of this invoice		25,507	-5,732	
January Summary							
	Items	Monk MSJ		23	8,421	-2,370	
		SW Deposition		10	4,075	0	
		SW Deposition Prep		11	3,900	-1,870	
		Deposition planning		12	3,838	-1,492	
		Gorin Depo		6	2,250	0	
		Amended petition		2	1,035	0	
		Gorin Depo prep		2	702	0	
		Review Discovery Responses		2	542	0	
	Fees	Copies		0	744	0	
		Total			25,507	-5,732	

February

2/6	SMC	Hospers Depo Prep	Begin gathering exhibits for Hospers deposition.	0.7	238		
	MEC	SW Deposition	Email exchanges with client regarding deposition testimony review and changes.	0.1	22		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
2/7	MEC	Hospers Depo Prep	Receipt of Gorin transcript and update depositions log; begin assembling potential exhibits for Hospers deposition.	0.7	154		
2/8	SMC	Hospers Depo Prep	Gather potential exhibits for deposition of Ms. Hospers.	0.7	238		
	MEC	Hospers Depo Prep	Correspondence to Veritext enclosing errata sheets; update deposition log; finish assembling and organizing potential exhibits for Hospers deposition	1.4	308		
2/9	KDK	Hospers Depo Prep	Prepare for Ms. Hospers and Museum and Trust's depositions; confer with Ms. Cawthon regarding same; confer with Mr. Cole regarding same; review letter from opposing counsel, Mr. Turner, regarding Rule 167 settlement offer; confer with Mr. Cole regarding same; review email from Mr. Washburne regarding same; review Defendants' Fourth Amended Answer.	2.5	1,125		
	SMC	Hospers Depo Prep	Continue gathering potential exhibits for Hospers deposition; begin preparing for Wood deposition.	4.1	1,394		
2/9	MEC	Hospers Depo Prep	Assemble additional exhibits for Hospers deposition and finalize copies; receipt and review of settlement offer; receipt and review of correspondence with opposing counsel regarding Wood deposition; receipt and review of museum defendants' fourth amended answer; receipt and review of museum defendants' motion for summary judgment	1	220		
2/10	KDK	Hospers Depo Prep	Prepare for Ms. Hospers and Museum and Trust's depositions; confer with Mr. Cole regarding same and regarding newly filed Motion for Summary Judgment and effect on case.	2.5	1,125		
	SMC	Wood Depo Prep	Continue preparing for deposition of Dana Wood; confer with Mr. Krabill regarding potential questions for Hospers deposition; review Motion for Summary Judgment.	4.5	1,530		

Table 7-23

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MEC	Wood Depo Prep	Begin assembling and organizing potential exhibits for Wood deposition.	0.1	22		
2/12	SMC	Hospers Depo Prep	Confer with Mr. Krabill regarding Hospers deposition and subject areas.	0.3	102		
2/13	KDK	Hospers Depo	Prepare for Ms. Hospers and Museum and Trust's depositions; confer with Mr. Cole regarding same; attend and take depositions; confer with Mr. Washburne regarding same, settlement, and strategy.	10.4	4,680		
	SMC	Wood Depo Prep	Prepare for deposition of Dana Wood.	4.2	1,428		
	MEC	Wood Depo Prep	Additional exhibits for Hospers deposition; finish assembling potential exhibits for Wood deposition for attorney review; finalize Wood deposition binder and exhibits; confirm reporter and new location for Dana Wood deposition tomorrow;	2.3	506		
2/14	KDK	Wood Depo Prep	Conference call with Mr. Cole regarding Ms. Wood's deposition, recap of depositions for Ms. Hospers and Museum and Trust; analyze issues regarding property lines and Motion to Compel; analyze settlement demand and issues regarding same; analyze deposition and trial strategy.	0.8	360		
2/14	SMC	Wood Depo	Prepare for and take deposition of Dana Wood; confer with Mr. Washburne regarding same; confer with Mr. Krabill regarding same and additional discovery needs.	9.1	3,094	-136	7.26
2/15	KDK	Trial Prep	Strategy conference with Mr. Cole regarding depositions, responding to Motion for Summary Judgment, and trial preparation.	0.6	270		
	SMC	Trial Prep	Confer with Mr. Krabill regarding discovery needs, potential parties, and trial strategy.	0.6	204		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
2/16	MEC	SW Deposition Certificatio n	Receipt and review of reporter's certification for the Washburne deposition.	0.1	22		
2/21	KDK	Monk MSJ	Review letter from opposing counsel, Mr. Turner, filed with court setting hearing on Motion for Summary Judgment; confer with Ms. Cawthon and Mr. Cole regarding same.	0.1	45		
	MEC	Monk MSJ	Receipt and review of correspondence from Mr. Turner setting hearing on motion for summary judgment; check online docket sheet for a fiat; correspondence to Mr. Turner seeking clarification on hearing date; receipt and review of amended notice of hearing and docket same as well as our deadline to file a response.	0.3	66		
2/22	KDK	Monk MSJ	Review Fiat sent by court regarding hearing schedule.	0.1	45		
2/23	KDK	Monk MSJ	Review Fiat sent by court regarding hearing schedule.	0.1	45	-45	7.27
2/27	MEC	Receive transcripts	Receipt of Hospers and Wood deposition transcripts and exhibits; update depositions log.	0.2	44		
2/28	MEC	Research Subpoena to FWPD	Research on sending a deposition subpoena to Fort Worth police officers.	0.6	132		
2/1		Digital Discovery	For the professional services of Digital Discovery.		1,800	-1,800	7.28
2/8		Gorin transcript	Original and one copy of the transcript of the deposition of William Gorin.		650		
2/15		Hospers deposition copy	Copies for Hospers deposition.		144		
2/21		Parking	Parking for Mr. Krabill at courthouse for Motion for Summary Judgment hearing.		10		
2/28		Copy charges	Copy charges.		1		
		Parking	Parking for Mr. Cole Monk Motion for Summary Judgment hearing.		10		
		Parking	Parking for Mr. Cole for the deposition of Bill Gorin.		20		
			Total amount of this invoice		20,053	-1,981	

Table 7-25

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
February Summary							
	Items		Hospers Depo Prep	14	4,904	0	
			Hospers Depo	10	4,680	0	
			Wood Depo Prep	12	3,846	0	
			Wood Depo	9	3,094	-136	
			Trial Prep	1	474	0	
			Monk MSJ	1	201	-45	
			Research Subpoena to FWPD	1	132	0	
			Receive transcripts	0	44	0	
			SW Deposition	0	22	0	
			SW Deposition Certification	0	22	0	
	Fees		Digital Discovery	0	1,800	-1,800	
			Gorin transcript	0	650	0	
			Hospers deposition copy	0	144	0	
			Parking	0	40	0	
			Copy charges	0	1	0	
			Total		20,053	-1,981	

March

3/2	KDK	Washburne Inquiry	Review email sent by Mr. Washburne regarding additional depositions and respond to same; confer with Mr. Cole regarding same.	0.1	45		
3/6	MEC	Update Deposition Log	Receipt and review of correspondence from court reporter regarding errata sheet for Bill Gorin deposition and update deposition log; receipt and review of correspondence to Mr. Burgess enclosing Wood and Hospers transcripts.	0.2	44		
3/8	KDK	Monk MSJ	Review hearing notice filed by opposing counsel, Mr. Turner, regarding summary judgment hearing.	0.1	45		
	MEC	MSJ Response	Receipt and review of letter correcting hearing date for defendant's motion for summary judgment.	0.1	22		
3/10	KDK	MSJ Response	Confer with Mr. Cole regarding case strategy, discovery, drafting Response to Motion for Summary Judgment, and depositions; analyze deposition and discovery strategy.	0.5	225		
	SMC	Discovery	Confer with Mr. Krabill regarding discovery needs.	0.3	102		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
3/13	MEC	Discovery	Updates to key documents folder; organize all deposition exhibits in chronological order.	1.1	242		
3/20	KDK	MSJ Response	Confer with Mr. Cole regarding case strategy, discovery, drafting Response to Motion for Summary Judgment, and depositions.	0.1	45		
	SMC	Case Status	Confer with Mr. Krabill concerning case status, strategy, and discovery needs.	0.2	68		
3/21	KDK	Wood Settlement Offer	Review offer of settlement filed by Ms. Wood.	0.1	45		
3/22	MEC	Wood Settlement Offer	Receipt and review of Defendant Wood's declaration under TRCP 167	0.1	22	-22	7.29
3/23	SMC	Research Subpoena to FWPD	Research issues regarding deposing police officers and net worth discovery.	1	340		
3/27	KDK	MSJ Response	Confer with Mr. Cole regarding case strategy and discovery and Motion for Summary Judgment; review notice from Mr. Burgess regarding settlement demand.	0.3	135	-45	7.29
	SMC	MTC survey docs	Research issues regarding net worth discovery; draft motion to compel survey documents; confer with Mr. Krabill regarding same.	3.2	1,088		
	MEC	Draft 2nd and 3rd RFPs	Draft second and third requests for production to all defendants; receipt and review of court reporter's certificates and errata sheets for Hospers and Gorin and update deposition log; serve requests on all counsel of record; calculate and docket defendants' response deadline.	1.3	286		
3/28	KDK	Wood Settlement Offer	Review case law regarding net worth discovery and punitive damages; confer with Mr. Cole regarding same; review letter from opposing counsel, Mr. Burgess, regarding Ms. Wood's settlement offer.	0.3	135	-45	7.29
	MEC	Update Case notebook	Update attorneys' case notebooks; receipt and review of settlement offer by defendant Wood; docket expiration of offer.	0.7	154		

Table 7-27

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
3/29	KDK	Review Hospers depo	Confer with Mr. Cole regarding Ms. Hospers' edits to deposition transcript.	0.1	45		
3/29	SMC	Review Hospers depo	Confer with Mr. Krabill regarding Hospers' deposition testimony.	0.1	34		
3/30	KDK	Order Granting Monk MSJ	Review court order on Mr. Monk's Motion for Summary Judgment; confer with Mr. Cole regarding same; email Mr. Washburne regarding same.	0.2	90		
	SMC	Order Granting Monk MSJ	Review order on Monk summary judgment; confer with Mr. Krabill and with Mr. Coale regarding appellate rights; email client regarding order.	0.3	102		
	MEC	Order Granting Monk MSJ	Receipt and review of order granting Hal Monk's summary judgment motion;	0.1	22		
3/31	KDK	MTC survey docs	Confer with Mr. Cole regarding Motion to Compel; review and revise Motion to Compel; review emails from opposing counsel, Mr. Dowdy, regarding Motion to Compel and additional depositions.	0.4	180		
	SMC	MTC survey docs	Review and revise motion to compel; confer with Mr. Turner regarding survey documentation; review Hospers deposition and statements regarding Mr. Washburne; research issues regarding admissibility of police reports; confer with Mr. Krabill regarding survey production and discovery. partial payments of invoices 20170260 and 20170454	3.9	1,326		
3/1		Hospers Transcript	Original and one copy of the transcript of the deposition of Charlyn Hospers.		1,412		
		Wood Transcript	Original and one copy of the transcript of the deposition of Dana Wood.		1,114		
3/9		Wood Video	Video services of Dana Wood.		1,214		
		Gorin Video	Video services of Bill Gorin.		740		
3/13		Hospers Video	Video services of Charlyn Hospers.		1,466		
3/31		Copy charges	Copy charges		1		
			Total amount of this invoice		10,789		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
March Summary							
	Items	MTC survey docs		8	2,594	0	
		MSJ Response		1	427	-45	
		Discovery		1	344	0	
		Research Subpoena to FWPD		1	340	0	
		Draft 2nd and 3rd RFPs		1	286	0	
		Order Granting Monk MSJ		1	214	0	
		Wood Settlement Offer		1	202	-67	
		Update Case notebook		1	154	0	
		Review Hospers depo		0	79	0	
		Case Status		0	68	0	
		Monk MSJ		0	45	0	
		Washburne Inquiry		0	45	0	
		Update Deposition Log		0	44	0	
	Fees	Hospers Video			1,466	0	
		Hospers Transcript			1,412	0	
		Wood Video			1,214	0	
		Wood Transcript			1,114	0	
		Gorin Video			740	0	
		Copy charges			1	0	
		Total			10,789	-112	

April

4/3	KDK	Monk depo prep	Confer with Mr. Cole regarding Mr. Monk's deposition.	0.1	45		
	SMC	Deposition scheduling	Attention to scheduling depositions; confer with Mr. Washburne regarding attorneys' fees production;	1.4	476		Split
	SMC	MSJ Response	review motion for summary judgment and research issues related to same.	1.3	442		Split
	MEC	Deposition scheduling	Receipt of original transcripts for Gorin and Hospers depositions and add to witness files; receipt and review of correspondence with Mr. Turner regarding scheduling of Reams and Monk depositions; prepare notice of deposition; docket Monk and Reams depositions; schedule reporter and videographer for Monk deposition; receipt and review of Reames notice of deposition and docket same.	0.6	132		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
4/4	MEC	Police reports	Research into obtaining certified copies of Fort Worth offense reports; review production to locate copies of offense reports; prepare certified copy request; confer with Mr. Cole regarding same	1	220		
4/5	KDK	Deposition scheduling	Confer with Mr. Cole regarding deposition scheduling.	0.1	45		
	SMC	Deposition scheduling	Confer with Mr. Krabill regarding deposition scheduling.	0.2	68		
	MEC	Police reports	Review police reports and discuss with Mr. Cole options for obtaining certified copies; coordinate with courier service for reports; call with Fort Worth police records supervisor regarding request for certified records; receipt and review of business records affidavits and records prepared by Fort Worth police records division and confirm they are what we requested.	0.8	176		
4/6	SMC	Declaratory Judgement Claim	Research issues related to declaratory judgment claim.	2.1	714		
	MEC	RFD response amendment	Prepare amended responses to defendants' request for disclosure and make substantial revisions and additions to same, including adding expert designation and several fact witnesses.	3.2	704		
4/7	KDK	Monk and Reams Depo Prep	Confer with Mr. Cole regarding deposition preparation, Response to Motion for Summary Judgment, and discovery issues.	0.3	135		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	SMC	Declaratory Judgement Claim	Research issues regarding declaratory judgment claim; confer with Mr. Krabill regarding motion for summary judgment; confer with Mr. Washburne regarding same; attention to revised disclosure responses; review correspondence from Mr. Washburne regarding motion for summary judgment.	2.9	986		
4/10	KDK	Settlement Offer	Review police records and affidavits; review videos; confer with Mr. Cole regarding same and strategy; confer with Mr. Cole regarding exemplary damages; review emails with opposing counsel, Mr. Turner, regarding same; conference call and email exchanges with Mr. Turner regarding net worth discovery and regarding potential settlement; conference call with Messrs. Cole and Washburne regarding potential settlement and related issues.	2.9	1,305	-855	7.30
	SMC	Settlement Offer	Review and revise response to requests for disclosure; call with Mr. Washburne to discuss settlement; call with opposing counsel to discuss same; review production and begin drafting case chronology.	4.8	1,632	-816	7.30
	MEC	Defendants Response to 2nd RFD	Finalize amended responses to request for disclosure and serve same; receipt and review of defendants' responses to second request for production and amended responses to request for disclosure; receipt and review of correspondence with opposing counsel regarding their objections to our discovery requesting financial information.	0.8	176		
4/11	KDK	Settlement Offer	Review and revise settlement terms; confer with Mr. Cole regarding same; conference call with Mr. Cole regarding trial strategy.	0.5	225	-113	7.30
	SMC	Settlement Offer	Draft settlement term sheet; call with Mr. Krabill to discuss same; review email from Mr. Washburne regarding same.	0.8	272	-272	7.30

Table 7-31

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MEC	Trial Prep	Coordinate with vendor to set up document review database; load documents to review database; mark documents as hot per instructions from Mr. Cole.	1.2	264	-264	7.31
4/12	KDK	Settlement Offer	Review emails from Mr. Washburne regarding settlement points and seeing a psychiatrist; analyze issues regarding same; confer with Mr. Cole regarding same; digest Mr. Gorin's deposition; review email from Mr. Washburne regarding expunging; analyze issues regarding same; confer with Mr. Cole regarding same.	1.6	720	-180	7.30
	SMC	Settlement Offer	Review and revise settlement term sheet; call with Mr. Washburne to discuss same.	2.4	816	-816	7.30
	MEC	Update case notebooks	Update case notebooks.	0.5	110		
4/13	KDK	Settlement Offer	Review emails from Mr. Washburne regarding settlement points; email exchanges and conference calls with Mr. Cole regarding same and discovery and trial issues.	0.5	225	-90	7.30
	SMC	Settlement Offer	Review and revise settlement term sheet; call with Mr. Washburne to discuss same.	1.8	612	-612	7.30
4/16	SMC	Stipulation	Emails with Mr. Washburne and with opposing counsel regarding stipulation of Von Avenue and NW 38th Street.	0.7	238		
4/17	KDK	Stipulation	Review emails from opposing counsel, Mr. Turner, and from Mr. Cole regarding stipulation of ownership; review email from Mr. Washburne regarding same; confer with Mr. Cole regarding same.	0.1	45		
4/17	SMC	Stipulation	Confer with Mr. Washburne and with opposing counsel regarding stipulation of Von Avenue and NW 38th Street.	0.3	102		
4/18	KDK	Stipulation	Review emails from opposing counsel, Mr. Turner, and from Mr. Cole regarding stipulation of ownership; prepare for depositions; confer with Mr. Cole regarding same and stipulations.	0.5	225		

Table 7-32

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	SMC	Stipulation	Draft amended petition and review stipulation; confer with Mr. Washburne regarding same; confer with opposing counsel regarding stipulation and settlement; draft Rule 11 agreement.	1.9	646	-136	7.30
4/19	KDK	Amended petition	Review emails from opposing counsel, Mr. Turner, regarding discovery; review discovery responses; confer with Mr. Cole regarding same; review and revise Amended Petition and confer with Mr. Cole regarding same; confer with Mr. Cole regarding stipulation, Rule 11, and prepare for depositions and case strategy; attention to analyzing issues regarding same and reviewing and revising stipulation; review and revise settlement term sheet.	2.9	1,305	-225	7.30
	SMC	Amended petition	Attention to finalizing stipulation; revise settlement term sheet; continue drafting amended petition; attention to drafting case chronology; confer with Mr. Krabill about deposition digests and chronology.	3.2	1,088	-272	7.30
4/20	KDK	Amended petition	Prepare for depositions; review email from Mr. Washburne with edits to Amended Petition; review and revise same; confer with Mr. Cole regarding same.	0.5	225		
	SMC	Amended petition	Draft chronology; review Mr. Washburne's changes to petition.	2.5	850		
4/21	KDK	Reames depo prep	Prepare for depositions; email exchanges with opposing counsel, Mr. Turner, regarding same; confer with Mr. Cole regarding same; confer with Ms. Cawthon regarding preparation for Mr. Reames' deposition; email exchange with Mr. Bazeley regarding expert issues; confer with Mr. Cole regarding edits to Amended Petition; review and revise same and changes suggested by Mr. Washburne.	0.5	225		
4/21	SMC	Amended petition	Revise and file amended petition; attention to settlement term sheet.	0.7	238	-102	7.30

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MEC	Review responses	Receipt and review of Museum defendants amended responses to second and third requests for production; receipt and review of Museum defendants' stipulation; receipt and review of Rule 11 agreement regarding declaratory action; receipt and review of amended stipulation; update case notebooks.	2	440		
4/24	KDK	Settlement Offer	Review changes to settlement term sheet; confer with Mr. Cole regarding same; prepare for depositions.	0.3	135	-135	7.30
	SMC	Settlement Offer	Attention to revising and sending settlement term sheet; confer with Mr. Krabill regarding same; confer with opposing counsel regarding same;	2	680	-680	7.30
	SMC	Digest Depos	digest depositions.	2.5	850	-850	7.32
	MEC	Update case notebooks	Receipt and review of fifth amended petition and update attorneys' case notebooks with same.	0.3	66		
4/25	SMC	Digest Depos	Digest depositions.	1	340	-340	7.32
	MEC	Digest Depos	Prepare Wood and Gorin deposition digests; review chronology.	2.3	506		
4/26	KDK	Digest Depos	Confer with Mr. Cole regarding digesting depositions and preparing list of Ms. Hospers' statements	0.2	90		
	SMC	Digest Depos	Digest depositions.	3.8	1,292	-1,292	7.32
	JDK	JDK come up to speed	Read background materials.	0.5	163	-163	7.33
4/27	KDK	Digest Depos	Confer with Mr. Cole regarding digesting depositions and preparing list of Ms. Hospers' statements; review Defendants' Amended Responses to Requests for Disclosure and Requests for Production.	0.5	225		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MEC	Police reports	Follow up on status of producing police reports; receipt and review of reporter's certificate for Wood deposition and update deposition log; prepare police records for production; update production log; prepare Hospers deposition digest.	1.7	374		
4/8		Courier	Courier from FW Police Records DIV 04/05/17.		67	-67	7.34
		Courier	Courier to FW Police Records DIV 04/05/17.		160	-160	7.34
4/30		Copy charges	Copy charges		2		
		Disco	Monthly minimum of hosting in disco.		595	-595	7.35
			Total amount of this invoice		21,672	-9,034	
April Summary							
	Items	Settlement Offer		18	6,622	-4,569	
		Amended petition		10	3,706	-599	
		Digest Depos		10	3,303	-2,482	
		Declaratory Judgement Claim		5	1,700	0	
		Stipulation		4	1,256	-136	
		Police reports		4	770	0	
		Deposition scheduling		2	721	0	
		RFD response amendment		3	704	0	
		MSJ Response		1	442	0	
		Review responses		2	440	0	
		Trial Prep		1	264	-264	
		Reames depo prep		1	225	0	
		Defendants Response to 2nd RFD		1	176	0	
		Update case notebooks		1	176	0	
		JDK come up to speed		1	163	-163	
		Monk and Reams Depo Prep		0	135	0	
		Monk depo prep		0	45	0	
	Fees	Courier			227	-227	
		Copy charges			2	0	
		Disco			595	-595	
		Total			21,672	-9,034	
May							
5/2	KDK	Bring Kelley up to speed	Confer with Mr. Kelley regarding depositions, damage issues, jury charge, and case strategy; (estimated time split)	0.5	225	-225	7.36

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	"	Monk depo prep	confer with Ms. Cawthon regarding depositions; prepare for depositions; review Ms. Hospers' deposition edits and analyze same; review and revise chronology. (estimated time split)	5.1	2,295		
	JDK	Review my depo	Meet with Mr. Krabill to discuss case status and next steps; review deposition of Seth Washburne.	1	325	-325	7.36
	MEC	Strategy meeting	Strategy meeting with Messrs. Krabill and Kelley.	0.2	44		
5/3	KDK	Reames depo prep	Confer with Ms. Cawthon regarding deposition preparation and transcribing Mr. Gorin's videotape of arrest; prepare for depositions.	0.4	180		
	MEC	Monk depo prep	Assemble potential exhibits for Monk deposition, organize in chronological order and prepare review binder for Mr. Krabill.	2.6	572		
5/5	KDK	Reames depo prep	Confer with Mr. Kelley regarding deposition and trial preparation.	0.1	45		
5/5	MEC	Transcribe Wood 911 call	Transcribe audio file of 911 call by Dana Wood.	0.2	44		
5/9	KDK	Reames depo prep	Prepare for depositions; confer with Ms. Cawthon regarding same.	2	900		
	MEC	Reames depo prep	Background research on Mark Reames in preparation for his deposition.	0.2	44		
5/10	KDK	Reames depo	Prepare for depositions; attend and take Mr. Reames' deposition in Shreveport; review deposition transcripts in preparation for trial.	7.6	3,420		
5/11	KDK	Confer with Kelley re discover	Confer with Mr. Kelley regarding discovery.	0.1	45		
	JDK	Review ROGs for what included	Review Interrogatories per Mr. Krabill and identify whether certain Interrogatories were included (time split estimated)	0.9	293		
	JDK	Research mental anguish	conduct research regarding legal standard for proving mental anguish and circulate to team.	0.8	260		

Table 7-36

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MEC	Research mental anguish	Receipt and review of research regarding proving damages for mental anguish/emotional distress.	0.1	22		
5/12	KDK	Trial Prep	Confer with Mr. Kelley and Ms. Cawthon regarding trial preparation and discovery issues; prepare for trial.	0.3	135		
5/15	KDK	Monk depo prep	Prepare for Mr. Monk's deposition; confer with Ms. Cawthon regarding preparing potential exhibits for depositions.	1.5	675	-675	7.37
	MEC	Monk depo prep	Revisions to Monk deposition binder and assemble final exhibits; work with land survey photo to make it print as clearly as possible.	1.2	264		
5/16	KDK	Monk depo prep	Continue prepping for Mr. Monk's deposition; confer with Ms. Cawthon regarding preparing potential exhibits for depositions.	2	900	-900	7.37
	MEC	Monk depo prep	Finalize deposition exhibits; receipt of electronic Reames transcript and update depositions log.	1.3	286		
5/17	KDK	Monk depo prep	Continue prepping for Mr. Monk's deposition; email exchanges with Mr. Washburne regarding same; confer with Ms. Cawthon regarding same; review deposition questions sent by Mr. Washburne.	3.6	1,620	-1,620	7.37
	MEC	Monk depo prep	Confirm court reporter and videographer for Monk deposition; assist Mr. Krabill with additional deposition preparation.	1.1	242	-242	7.37
5/18	KDK	Monk depo prep	Review email and attachments sent from Mr. Washburne regarding deposition; prepare for and attend deposition of Mr. Monk; confer with Messrs. Washburne and Kelley regarding deposition and Motion to Compel strategy; conference call with Mr. Cole regarding conversations with Mr. Turner related to stipulation; review multiple old emails regarding same; draft Motion to Compel outline.	7.8	3,510	-3,510	7.37

Table 7-37

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	JDK	Monk depo prep	Meet with client and Mr. Krabill regarding deposition strategy; travel with Mr. Washburne to site of arrest/Flight Museum; draft motion to compel and review documents.	8	2,600	-1,625	7.38
5/19	KDK	MTC re-deposing Hospers and Monk	Review email and attachments sent by Mr. Washburne regarding stipulation; review and revise Motion to Compel and Declarations; confer with Mr. Kelley regarding same; email exchanges with Mr. Washburne regarding same; email exchanges and call with Mr. Cole regarding Declaration; review and revise Certificate of Conference.	2.9	1,305	-1,305	7.39
	JDK	MTC re-deposing Hospers and Monk	Make edits to motion to compel based on comments from Messrs. Krabill and Washburne; draft affidavits for Messrs. Krabill and Cole; file documents.	4.6	1,495	-1,495	7.39
	MEC	MTC re-deposing Hospers and Monk	Review draft motion to compel and assemble exhibits.	0.8	176	-176	7.39
5/22	KDK	MTC re-deposing Hospers and Monk	Confer with Mr. Kelley regarding strategy and next steps; conference call with court coordinator regarding hearing date; confer with Mr. Kelly and Ms. Cawthon regarding same; email Mr. Washburne regarding same; prepare for hearing; review new documents produced by opposing counsel Mr. Turner regarding public street, right of way, and through the fence agreement; review and revise proposed order on motion to compel.	1.2	540	-540	7.39
5/22	JDK	MTC re-deposing Hospers and Monk	Office conference with Mr. Krabill regarding case status and strategy; telephone conference with the Court to set hearing on motion to compel; review supplemental Request for Production responses provided by defendants and summarize analysis in email to Mr. Krabill; finalize to do list for cases.	2.6	845	-845	7.39

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MEC	RFP Supp	Receipt and review of defendant Vintage Flying Museum's supplement to plaintiff's first request for production and accompanying document production; update attorneys' case notebooks; (split)	1.6	352		
	MEC	MTC re-deposing Hospers and Monk	draft notice of hearing on our motion to compel; docket hearing; draft proposed order granting our motion to compel; prepare hearing notebooks; capture Google Earth shots of the area around the museum and create sequence; update deposition log with Monk deposition details. (split with prior, estimated time)	1.7	374	-374	7.39
5/23	KDK	Review Washburne email re new Docs	Confer with Mr. Kelley regarding email from Mr. Washburne regarding new documents produced by Defendants; review and analyze same and confer with Mr. Kelley regarding next steps and hearing; prepare for hearing.	0.5	225	-225	7.39
	JDK	MTC re-deposing Hospers and Monk	Correspond with Mr. Krabill concerning motion to compel strategy and defendants' supplemental Requests for Production.	0.6	195	-195	7.39
	MEC	MEC reads depositions	Read deposition of Mark Reames; read deposition of Hal Monk;	1.4	308		
	MEC	Research owners	update deposition exhibits folder in chronological order; research owners of the various lots around Von and NW 38th.	1.4	308		
5/24	KDK	MTC re-deposing Hospers and Monk	Confer with Mr. Kelley regarding prepare for motion to compel hearing; email exchanges with Ms. Cawthon regarding same; prepare for hearing; review and analyze Defendants' response to motion to compel; confer with Mr. Kelley regarding same.	2.2	990	-990	7.39

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
5/24	JDK	Research adding Section 183 claim	Telephone conference with Mr. Krabill concerning potentially amending petition and adding causes of action; research regarding potentially adding Section 1983 claim; summarize findings and send to Mr. Krabill;	1.2	390		
	JDK	MTC re-deposing Hospers and Monk	prepare for Motion to Compel hearing; review Defendants' reply to Plaintiff's Motion to Compel.	2.1	683	-683	7.39
	MEC	MTC re-deposing Hospers and Monk	Prepare hearing binder for the Judge; receipt and review of defendants' response to our motion to compel; update all hearing notebooks.	1.3	286	-286	7.39
5/25	KDK	MTC re-deposing Hospers and Monk	Prepare for motion to compel hearing; confer with Mr. Kelley regarding same; attend and argue motion to compel hearing; (time split)	2.7	1,215	-1,215	7.39
5/25	KDK	Trial Prep	confer with Ms. Cawthon regarding prepare for trial; strategy meeting with Mr. Kelley regarding trial preparation, preparing exhibit lists, deposition designations, and Monk deposition; prepare for trial. (time split)	2.7	1,215		
	JDK	MTC re-deposing Hospers and Monk	Prepare for motion to compel hearing; attend hearing on motion to compel with Mr. Krabill and client;	2.2	715	-715	7.39
	JDK	Trial Prep	office conference with Mr. Krabill concerning case strategy and next steps in both Museum and Terry cases; review hot documents.	2.1	683		
	MEC	Stipulation	Correspondence with Mr. Kelley regarding original stipulation and when the order granting Hal Monk's summary judgment was entered; review file to obtain answers for him; assemble all the RFD responses by defendants and send to Mr. Krabill per his request.	0.3	66		
5/26	KDK	Monk 2nd depo prep	Confer with Mr. Kelley regarding obtaining documents from defendants and setting Mr. Monk's deposition;(split)	0.2	90		
5/26	KDK	Settlement	email exchanges with opposing counsel Mr. Turner regarding same and regarding settlement counteroffer (split)	0.3	135	-135	7.40

Table 7-40

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
5/26	KDK	Trial Prep	prepare for trial. (split)	0.3	135		
	JDK	Monk 2nd depo prep	Correspond with opposing counsel concerning production of documents and deposition of Hal Monk;	1.3	423		
	JDK	Research Dec Ac claim	research issues surrounding declaratory judgment claim and possibility that it could be eliminated by a motion for summary judgment; summarize findings and correspond with Mr. Krabill.	1.3	423		
5/28	KDK	Settlement	Review multiple emails from Mr. Washburne regarding settlement and additional documents to produce; draft email to Mr. Washburne regarding settlement; confer with Mr. Kelley regarding same and reviewing documents.	0.3	135	-135	7.40
5/29	KDK	Trial Prep	Email exchanges with Mr. Washburne regarding producing additional documents and prepping for trial; confer with Mr. Kelley regarding reviewing documents and trial preparation; prepare for trial; analyze declaratory judgment claim, defendants' summary judgment motion related to same, and confer with Mr. Kelley regarding same; draft email to Mr. Washburne regarding same; review emails from Mr. Washburne regarding same; review documents sent by Mr. Washburne and confer with Mr. Kelley regarding same; email Mr. Washburne regarding same.	4.2	1,890		
	JDK	Review docs SW provided	Review documents provided by client for potential production; correspond with client and Mr. Krabill.	2.2	715	-715	7.41

Table 7-41

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
5/30	KDK	Review docs SW provided	Email exchanges with Mr. Washburne regarding producing documents and review attachments sent by Mr. Washburne; confer with Mr. Kelley regarding same; conference call with Messrs. Kelley and Washburne regarding same, declaratory judgment, and trial strategy; confer with Ms. Cawthon regarding producing attorneys' fee statements; email exchanges with Mr. Washburne regarding case status; conference calls and email exchanges with opposing counsel Mr. Turner regarding discovery issues, stipulation, deposition scheduling, and mediation; conference calls with Mr. Washburne regarding deposition scheduling, mediation, and settlement. (time split)	3	1,350		
5/30	KDK	Trial Prep	prepare for trial; (time split)	1.5	675		
5/30	JDK	Review docs SW provided	Review documents sent by client for production; telephone conference with client and Mr. Krabill; correspond with client concerning documents to be produced; (time split estimated)	3.2	1,040	-1,040	7.41
5/30	JDK	Redact invoices	review and redact invoices for production; produce documents. (time estimated)	1	325	-105	7.42
5/30	JDK	Monk 2nd depo prep	draft deposition notice for Hal Monk. (time split estimated)	0.5	163		
5/30	MEC	Redact invoices	Work on collecting our attorney's fees invoices as well as those from prior counsel; confer with Mr. Kelley regarding production of invoices; receipt and review of additional case documents from client and confer with Mr. Kelley regarding production of same; load documents to review database for production; review and redact attorneys' fees invoices; prepare new client documents and attorneys' fees invoices for production; serve production; update production log.	5.1	1,122	-462	7.42

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
5/31	KDK	Monk 2nd depo prep	Review Monk deposition outline and documents and emails to prepare for meeting with Mr. Kelley regarding Monk deposition; confer with Mr. Kelley regarding Monk deposition strategy; review emails with opposing counsel Mr. Turner regarding deposition scheduling and discovery issues; prepare for trial;	1.8	810	-810	7.43
5/31	KDK	Settlement	email exchanges with Mr. Washburne regarding settlement and scheduling issues; review new documents produced by Defendants; confer with Mr. Kelley regarding same; email Mr. Washburne regarding same; email exchanges with opposing counsel Mr. Turner regarding same.	1.8	810	-810	7.44
	JDK	Review docs Def Provided	Review documents provided by defendants in response to Plaintiff's motion to compel; office conference with Mr. Krabill concerning same.	1	325	-325	7.41
	MEC	Trial Prep	Finish organizing documents identified as hot into chronological order and prepare binder of hot documents and a separate binder of deposition exhibits for attorney review in preparation for trial with an index of the documents contained in each;	2.9	638		
	MEC	Monk 2nd depo prep	receipt and review of notice of deposition for Hal Monk and schedule reporter and videographer for same; confirm location of Monk deposition with opposing counsel. and 20170806	1	220		
5/15		Copies	Copies for deposition preparation.		57		
5/24		Monk dep copy	Copies of the video deposition of Hal Monk.		596	-596	7.37
5/31		Copies	Copy charges		3		
		Copies	Copies of potential trial exhibits.		135		
		Disco	Monthly minimum of hosting in disco.		595	-595	
			Total amount of this invoice		44,120	-23,894	
May Summary							
	Items	Monk depo prep		34	12,964	-8,572	
		MTC re-deposing Hospers and Monk		25	8,819	-8,819	
		Trial Prep		14	5,371	0	
		RFP Supp		2	352	0	

Table 7-43

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
			Reames depo	8	3,420	0	
			Monk 2nd depo prep	5	1,705	-810	
			Review docs SW provided	8	3,105	-1,755	
			Redact invoices	6	1,447	-567	
			Bring Kelley up to speed	1	225	-225	
			Reames depo prep	3	1,169	0	
			Settlement	2	1,080	-1,080	
			Research Dec Ac claim	1	423	0	
			Research adding Section 183 claim	1	390	0	
			Review my depo	1	325	-325	
			Review docs Def Provided	1	325	-325	
			MEC reads depositions	1	308	0	
			Research owners	1	308	0	
			Review ROGs for what included	1	293	0	
			Research mental anguish	1	282	0	
			Review Washburne email re new Docs	1	225	-225	
			Stipulation	0	66	0	
			Confer with Kelley re discover	0	45	0	
			Strategy meeting	0	44	0	
			Transcribe Wood 911 call	0	44	0	
	Fees	Copies		0	195	0	
			Monk dep copy	0	596	-596	
			Disco	0	595	-595	
			Total		44,120	-23,894	

June

6/1	KDK	Document production	Email exchanges with Mr. Kelley and Ms. Cawthon regarding documents produced by defendants; review documents.	0.1	45		
	JDK	Review survey	Review survey related documents and correspond with Ms. Cawthon concerning same.	0.3	98		
	MEC	Trial Prep	Receipt and review of museum defendants' document production as it relates to the survey issue; update production log; run OCR through documents to make them searchable; confer with Messrs. Krabill and Kelley regarding whether we have the City Secretary's documents referenced in the emails produced; review trial task list.	0.5	110		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
6/2	MEC	Trial prep	Office conference with Mr. Kelley to discuss trial strategy and next steps; assemble electronic deposition files and forward same to Mr. Kelley for review in anticipation of trial.	0.5	110		
6/4	JDK	Monk 2nd depo prep	Review deposition outline for deposition of Hal Monk; review related documents and make edits to deposition outline.	4.4	1,430	-1,430	7.45
6/5	JDK	Monk 2nd depo prep	Draft themes for case and circulate to Mr. Krabill; review and edit Monk deposition outline; review survey documents.	1.4	455	-455	7.45
6/7	JDK	Monk 2nd depo prep	Prepare for deposition of Hal Monk; review and add additional documents; revise outline and exhibits; correspond with client concerning same.	5	1,625	-1,625	7.45
6/8	KDK	Monk 2nd depo prep	Review emails from Mr. Washburne regarding Monk deposition; review edits to outline; confer with Mr. Kelley regarding same.	0.4	180	-180	7.45
	JDK	Monk 2nd depo prep	Prepare for deposition of Hal Monk; add additional documents to outline, incorporate client comments to outline. IMS Assemble exhibits for Monk deposition preparation; 2 NO CHARGE update Mr. Kelley's deposition preparation notebook; update electronic case file.	9.6	3,120	-3,120	7.45
6/9	KDK	Monk 2nd depo prep	Review emails from Messrs. Washburne and Kelley regarding Monk deposition.	0.1	45		
	JDK	Monk 2nd depo	Prepare for deposition of Hal Monk; take deposition of Hal Monk and discuss with client.	10.5	3,413	-488	7.46
6/12	KDK	Trial prep	Review and designate depositions for trial.	2	900		
	JDK	Jury charge	Draft jury charge per Mr. Krabill.	4.3	1,398		

Table 7-45

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MEC	VFM Supplemental response	Correspondence with Ms. Parker in Mr. Turner's office regarding their mislabeling of VFM's supplemental responses to our document requests; receipt and review of case themes and update from Mr. Kelley; receipt and review of trial notice from court and docket deadline to file motions in limine, jury questions and witness and exhibit lists; receipt and review of defendants' notice of filing business records affidavits and Mr. Kelley's summary regarding same; call with Ms. Parker regarding the 911 call identified in the business records affidavit they filed today.	0.9	198		
6/13	DSC	Jury charge	Initial review of draft jury charge.	0.6	330		
	KDK	Trial prep	Strategy conference with Mr. Kelley and Ms. Cawthon regarding trial preparation, pretrial disclosures, including exhibits, witness lists, and deposition designations, and subpoenas; prepare for trial.	2.2	990		
	JDK	Trial prep	Complete initial draft of jury charge and send to Mr. Coale for review and comment per Mr. Krabill; office conference with Mr. Krabill and Ms. Cawthon concerning case status and next steps.	4.9	1,593		
	MEC	Trial prep	Office conference with Mssrs. Krabill and Kelley to discuss upcoming pretrial deadline and next steps; prepare task list with a detailed listing of all upcoming deadlines and who is assigned to each task	1	220		
6/14	DSC	Jury charge	Further review and comment on draft jury charge.	1.3	715		
	KDK	Trial prep	Review and designate deposition testimony for trial; confer with Ms. Cawthon regarding exhibits; review same; review and revise TRCP 193.7 notice regarding use of docs at trial.	1.3	585		
	JDK	Jury charge	Review comments to jury charge by Mr. Coale.	0.3	98		

Table 7-46

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MEC	Trial prep	Update hot documents notebook and index; draft notice under TRCP 193.7; obtain estimate on doing a professional transcription of the 911 call; confer with Mr. Krabill regarding both the transcription and proceed with obtaining same; review potential trial exhibits to make sure we have everything to prove up damages and confer with Messrs. Krabill and Kelley regarding same; draft business records affidavit for Dr. Price.	2.1	462		
6/16	JDK	Trial prep	Review documents to be used as trial exhibits per Mr. Krabill.	0.3	98		
6/16	MEC	Monk depo transcript	Receipt of link from court reporter to download Monk deposition transcripts; download and circulate to attorneys; update deposition log.	0.2	44		
6/17	JDK	MTC NW statements	Review produced documents for documents evidencing Defendants' net worth; correspond with Mr. Krabill concerning same.	0.5	163		
6/19	KDK	Trial prep	Review and designate deposition testimony for trial; analyze trial strategy and prepare for trial; confer with Mr. Kelley regarding net worth discovery; email exchanges with Mr. Turner regarding same.	2.9	1,305		
	JDK	MTC NW statements	Correspond with opposing counsel concerning protective order for Defendant's financial documents; correspond with Mr. Krabill concerning same; review potential trial exhibits per Mr. Krabill.	1.4	455		
	MEC	MTC NW statements	Confer with Messrs. Krabill and Kelley regarding defendants' production regarding net worth; review the file for the correspondence between opposing counsel and Mr. Cole relating to defendants' objections to producing documents related to net worth;	1.5	330		Split

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Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MEC	Trial Director software related	upload Monk and Reames designations into trial director; receipt and review of proposed agreed protective order; confer with Mr. Kelley regarding needing a joint motion; review airport policy; obtain quote from trial media company for synchronizing Monk depositions; load Reames and Monk depositions to Trial Director;	1.5	330		
	MEC	Defendants Supplemental responses, other	draft notice of filing of business records affidavits; review Tarrant County local rules to make sure we are in compliance; receipt and review of defendant VFM's fifth supplemental responses to plaintiff's first request for production and watch accompanying video; receipt and review of all other defendants' fifth supplemental response to	1.5	330		
6/20	KDK	Trial prep	Prepare for trial; confer with Ms. Cawthon regarding same; confer with Mr. Kelley regarding exhibit list, deposition designation, motions in limine, and trial strategy and witness order; review and revise business records affidavits and confer with Ms. Cawthon regarding same; conference call with Messrs. Washburne and Kelley regarding trial strategy and witnesses; call with Ms. Talburtt to conduct interview; review emails from Mr. Washburne regarding interviewing sister and mom; email exchanges with Mr. Washburne regarding damages and review list of damages sent by Mr. Washburne; email Mr. Washburne regarding same; confer with Mr. Kelley regarding same..	7.8	3,510		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	JDK	Trial prep	Office conference with Mr. Krabill to review trial exhibits; telephone conference with Mr. Cole regarding damages and communications with opposing counsel; telephone conference with opposing counsel concerning mediation and documents showing defendants' net worth per Mr. Krabill; review production for documents showing net worth of defendants and showing damages suffered by Plaintiff; telephone conference with Plaintiff concerning damages calculations and amending initial disclosures.	8.1	2,633		
	MEC	Police reports	Finalize business records affidavit for the FWPD reports and prepare same for filing; contact Price Proctor & Associates to discuss sending and completing the business records affidavit for client's records; forward the documents to their office via email as requested;	0.5	110		
	MEC	MTC NW statements	edits to witness list; edits to witness list; several office conferences with Mr. Kelley to discuss amending disclosures, potential mediation, drafting two motions to compel and research regarding actual damages; draft motion to compel mediation; draft trial subpoena to Hal Monk.	1.6	352		7.47
	MEC	Trial prep	begin assembling final trial exhibits, organizing in chronological order and removing duplicates;	2	440		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
6/21	KDK	Trial prep	Prepare for trial; email exchanges with Mr. Washburne regarding damages and net worth discovery; confer with Mr. Kelley and Ms. Cawthon regarding trial preparation; review and revise damage model; review and revise trial subpoena for Mr. Monk; continue reviewing and analyzing depositions; review emails from Mr. Turner regarding net worth docs and mediation; call with Ms. Washburne regarding testifying; call with Mr. Washburne regarding same, exhibits and prepare for trial.	8.1	3,645		
	JDK	Trial prep	Office conference with Mr. Krabill regarding trial planing; telephone conference with client; review Monk deposition and begin providing cuts for designations;	1	325		
	JDK	MTC NW statements	telephone conference with counsel for defendants regarding mediation and net worth documents; <u>review motion to compel mediation and motion to compel production of net worth documents</u> per Mr. Krabill.	4.3	1,398	-1,398	7.47
	MEC	Trial prep	Review plaintiff's designation of Mark Reames testimony to confirm everything has been designated correctly; prepare supplemental document production, serve and update production log; finalize and serve Monk subpoena	2	440		
	MEC	MTC NW statements	<u>draft motion to compel documents relating to net worth</u> ; work on trial exhibit list;	2.3	506		7.47
6/22	KDK	Trial prep	Prepare for trial; email exchanges with Mr. Washburne regarding damages; review and revise list of damages and send to Mr. Washburne; continue reviewing and analyzing depositions to prepare for trial; review and analyze exhibits to prepare for trial; review Rule 193.7 notice filed by defendants; review and revise motion to compel mediation; review and revise witness list.	5.2	2,340		

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Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	JDK	Trial prep	Prepare deposition designations for Hal Monk; review trial exhibits; office conference with Mr. Krabill concerning trial status and strategy; aAmend responses to initial disclosures per Mr. Krabill.	2.6	845		
	JDK	Mediation	prepare motion to compel mediation and file motion	1	325		
6/22	MEC	Trial Director software related	Receipt and review of museum defendants' seventh and eight supplemental responses to first request for production and watch the videos produced therewith; update case notebooks; edit and finalize witness list; add Monk volume 1 designations to pleading; continue working on exhibit list and exhibits; finalize motion to compel mediation, edit proposed order and prepare fiat; work on potential demonstratives; prepare supplemental document production and serve same; load all deposition videos to Trial Director database; coordinate the numbering of trial exhibits with all counsel; receipt and review of defendants' notice of authentication.	6.5	1,430	-770	7.48
6/23	KDK	Trial prep	Prepare for trial; multiple email exchanges and phone calls with Mr. Washburne regarding docs and witnesses and trial strategy; review documents to mark as exhibits; review defendants' response to motion to compel mediation; review Defendants' pretrial filings and confer with Mr. Kelley and Ms. Cawthon regarding same.	5.6	2,520		
	JDK	Trial prep	Prepare trial exhibits, depo designations and witness list for exchange; revise responses to Defendants' Request for Disclosures and serve on defendants; complete designations of Monk deposition; office conference with Mr. Krabill concerning trial strategy and status.	6.3	2,048		

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Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MEC	Trial prep	Receipt and review of defendants' response to motion for mediation; review all deposition designations and confirm the questions and answers are cited appropriately as well as making sure all cited exhibits are on our exhibit list and all objections removed; finalize and prepare for exchange today; receipt and review of business records affidavit from Dr. Price and attach relevant pages; prepare notice of filing of business records affidavit; receipt and review of Woods financial statement; finalize trial exhibits, create production set from previously not produced ones and finalize exhibit list; docket hearing on our motion to compel mediation;	3.7	814		
	MEC	Trial prep	several office conferences with Messrs. Krabill and Kelley; receipt and review of defendant Wood's notice of authentication; receipt and review of defendants' second supplemental disclosures and compare to prior disclosures to see what new witnesses have been added; confer with attorneys regarding same; update production log; endorse trial exhibits with numbered exhibit stickers; receipt and review of defendants' supplemental production; receipt and review of plaintiff's witness list and confirm they have all been previously designated.	3.7	814		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
6/26	KDK	Trial prep	Review defendants deposition designations, exhibits and witnesses; object to defendants' exhibits and deposition designations; continue reviewing exhibits to preparation for trial; email exchanges with Mr. Washburne regarding trial preparation; email exchanges and phone calls with opposing counsel Mr. Turner regarding mediation and objections to exhibits and designations; draft mediation statement; confer with Mr. Kelley regarding same; conference call with mediator regarding mediation; email exchanges with opposing counsel Mr. Burgess regarding mediation and objections to exhibits and designations.	7.1	3,195		
	JDK	MTC NW statements	Begin drafting motion to compel net worth documents per Mr. Krabill; finalize motion to compel and draft order; correspond with Mr. Krabill concerning case status and next steps.	3.2	1,040	-1,040	7.47
	MEC	Trial prep	Receipt and review of correspondence with client and docket internal deadlines; receipt and review of defendants' 9th supplemental responses to request for production; update case notebooks; coordinate details for mediation including adding to calendar and speaking with mediator's office to iron out details; several emails with Mr. Krabill regarding same; locate and assemble defendants' trial exhibits for attorneys review in preparation for pretrial objections; highlight Reames transcript with defendants' designations and cross-reference where there is an overlap; assemble our exhibit binders.	6.3	1,386		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
6/27	KDK	Trial prep	Continue reviewing defendants' deposition designations, exhibits and drafting objections to same; continue reviewing exhibits to preparation for trial; email exchanges with Mr. Washburne regarding mediation; email exchanges with opposing counsel Mr. Turner regarding same; review motion to change admission filed by Mr. Gorin; email exchanges with Mr. Washburne regarding same; confer with Mr. Kelley regarding same.	2.9	1,305		
	MEC	Trial prep	Compare plaintiff's and defendants' trial exhibits and note duplicates; create chart for objections; contact opposing counsel's paralegal regarding missing exhibits; assemble binders of defendants' trial exhibits for attorneys; update case notebooks; read through Dana Wood impeachment clips.	4.6	1,012		
6/28	KDK	Trial prep	Review and revise motion to compel net worth documents; email exchanges with Mr. Kelley and Ms. Cawthon regarding same and exhibits and hearing; continue reviewing defendants' exhibits and drafting objections to same; continue reviewing exhibits to preparation for trial; email exchanges with Mr. Washburne regarding trial preparation with mother and sister; email exchange with Mr. Kelley regarding same; preparation for trial; email exchanges with opposing counsel Mr. Turner regarding net worth issues and regarding Rule 167 attorneys' fees; email exchanges with mediator regarding mediation; preparation for mediation.	1.3	585		
	JDK	Trial prep	Revise and finalize motion to compel and approve for filing; review additional documents produced by defendants for trial.	1	325		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
	MEC	Trial prep	Receipt and review of defendant Gorin's motion for leave to amend his admissions; watch the arrest video recorded by Mr. Gorin to see if there is any sound of him laughing; finalize motion to compel and exhibits and prepare for filing; draft proposed order; coordinate getting the motion, exhibits and order filed and set for hearing; receipt and review of information for mediation from Mr. Turner's office.	1.7	374		
6/29	KDK	Mediaton	Email exchanges with Mr. Washburne regarding Rule 167 and defendants' attorneys' fees and regarding trial preparation; preparation for trial; attend mediation; research ethical duties to client; draft withdrawal letter; confer with Mr. Pinker, Ms. Ezie-Boncoeur regarding ethical duties and withdrawal; review multiple emails from client regarding withdrawal.	7.3	3,285	-3,285	7.49
	VCE	Mediaton	Meeting with Mr. Krabill to discuss emergency research related to mediation incident; legal research in connection with ethical obligations and conflicts concerning witnessing client engage in criminal act; draft e-mail summarizing research findings to Messrs. Krabill and Pinker in connection to same.	4	1,060	-1,060	7.49
	MEC	Trial prep	Assemble prior settlement offers from defendants for Mr. Krabill in preparation for mediation; prepare chart of our objections to defendants' trial deposition designations; finalize order in support of our motion to compel.	1	220		
6/1		Monk Transcript	Copies of the transcript of deposition of Hal Monk.		562		
6/7		Reames Transcript	Copies of the transcript of deposition of Mark Reames.		343		
6/19		Monk Transcript again	Copies of the transcript of the deposition of Hal Monk.		1,359		

Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
6/21		Washburen dep transcript copy	Copies of the audio transcript of deposition of Washburne.		26		
6/26		Berman mediation	Check made payable to Gary G. Berman for mediation fee.		750	-750	7.51
6/28		Monk transcript copy	Copies of the video transcript of deposition of Hal Monk.		1,534		
6/30		Postage	Postage fees.		7		
		Copies	Copy charges.		65		
		Westlaw	Westlaw research for June 2017		43	-43	7.51
		Trial prep copies	Copies for trial preparation.		451		
		Disco	Monthly minimum of hosting in disco.		379	-379	
			Total amount of this invoice		64,969	-16,022	
June Summary							
		Trial prep		100	35,147		
		Monk 2nd depo prep		21	6,855	-6,810	
		Mediaton		11	4,345	-4,345	
		MTC NW statements		15	4,243	-2,438	
		Monk 2nd depo		11	3,413	-488	
		Jury charge		7	2,540	0	
		Trial Director software related		8	1,760	-770	
	Items	Defendants Supplemental responses, other		2	330	0	
		Mediation		1	325	0	
		VFM Supplemental response		1	198	0	
		Document production		0	45	0	
		Police reports		1	110	0	
		Review survey		0	98	0	
		Monk depo transcript		0	44	0	
	Fees	Monk transcript copy		0	1,534	0	
		Monk Transcript again		0	1,359	0	
		Berman mediation		0	750	-750	
		Monk Transcript		0	562	0	
		Trial prep copies		0	451	0	
		Disco		0	379	-379	
		Reames Transcript		0	343	0	
		Copies		0	65	0	
		Westlaw		0	43	-43	
		Washburen dep transcript copy		0	26	0	
		Postage		0	7	0	
		Total			64,969	-16,022	

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Museum Case Invoice and Adjustments

Date	Initials	Code	Description	Hours	Each	Credit	Ref.
a							
9/30			Total amount of this invoice		6,181	-650	
10/31			Total amount of this invoice	x	6,117	-2,127	
11/30			Total amount of this invoice	x	47,564	-17,891	
12/31			Total amount of this invoice	x	17,858	-5,266	
1/31			Total amount of this invoice	x	25,507	-5,732	
2/28			Total amount of this invoice	x	20,053	-1,981	
3/31			Total amount of this invoice	x	10,789	-112	
4/30			Total amount of this invoice	x	21,672	-9,034	
5/31			Total amount of this invoice	x	44,120	-23,894	
6/30			Total amount of this invoice	x	64,969	-16,022	
7/24			Adjustment to June Invoice		-1,960		
			Total Billed		262,871	-82,709	
		Add					
		Trial Prep			82,511	-82,511	7.52
12/12			Payments		59,743		
3/31					33,280		
3/31					30,259		
6/1					<u>6,772</u>		
			Total Paid		130,053		
			Balance Due		132,818	-165,220	
			(Check math		0.00)	
			Less retainer		-30,000		
			Net Due		102,818	-62,402	

Table 7-57