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**IN THE UNITED STATES BANKRUPTCY COURT  
 FOR THE DISTRICT OF NEVADA**

In re:  
 Jagged Peak, Inc., a Nevada corporation,  
☒ Affects this Debtor.

Case No.: BK-S-19-15959-MKN  
 Chapter 11

**LEAD CASE**

**Jointly Administered with:**

In re:  
 TradeGlobal, LLC, a Delaware limited liability  
 company,  
☒ Affects this Debtor.

Case No.: BK-S-19-15960-MKN  
 Chapter 11

In re:  
 TradeGlobal North America Holding, Inc., a  
 Delaware corporation,  
☒ Affects this Debtor.

Case No.: BK-S-19-15961-MKN  
 Chapter 11

Hearing Date: February 19, 2020  
 Hearing Time: 10:30 a.m.

**DECLARATION OF THOMAS J. FRANCELLA, JR., ESQ. IN SUPPORT OF  
 FIRST INTERIM FEE APPLICATION OF COZEN O'CONNOR, AS CHAPTER 11  
 COUNSEL FOR DEBTORS, FOR THE ALLOWANCE OF COMPENSATION FOR  
 PROFESSIONAL SERVICES RENDERED AND REIMBURSEMENT OF EXPENSES**

1 I, Thomas J. Francella, Jr., hereby declare as follows:

2 1. I am over the age of 18 and am mentally competent. I make this declaration in  
3 support of the *First Interim Fee Application of Cozen O'Connor, as Chapter 11 Counsel for*  
4 *Debtors, for the Allowance of Compensation for Professional Services Rendered and*  
5 *Reimbursement of Expenses* (the "Application").<sup>1</sup>

6 2. I am an attorney licensed to practice law in the States of Delaware, Bar No. 3835,  
7 and Florida, Bar No. 37479, and am a partner with the law firm of Cozen O'Connor ("Cozen").  
8 Cozen maintains offices in Delaware at 1201 North Market Street, Suite 1001, Wilmington, DE  
9 19801.

10 3. This is the first interim application for allowance of compensation and  
11 reimbursement of expenses filed by Cozen in these Chapter 11 Cases. This Application covers the  
12 period of September 16, 2019 through December 31, 2019.

13 4. Pursuant to this Application, Cozen requests allowance of compensation of  
14 \$1,089,837.50 and reimbursement of expenses of \$29,435.53, for a total of **\$1,119,273.03**, in  
15 connection with services provided during the Compensation Period. During the Compensation  
16 Period, Cozen's attorneys expended a total of 1,842.10 hours for which compensation is sought.  
17 Cozen's billing summary is attached as Exhibit 1 to the Application.

18 5. Exhibit 2 to the Application identifies and provides chronologically throughout the  
19 Compensation Period: (a) the dates on which Cozen performed professional services for the  
20 Debtors; (b) each person performing such services; (c) the amount of time spent by each person  
21 on each day that the person performs such services (charged in units of one-tenth [0.1] of an hour);  
22 and (d) specific daily descriptions of the services performed by each person. These time entries  
23 are grouped by task category.

24 6. Exhibit 3 to the Application contains a detailed statement of actual and necessary  
25 out-of-pocket expenses incurred and paid by Cozen during the Compensation Period in its  
26 representation of the Debtors.

27  
28 <sup>1</sup> All capitalized, undefined terms shall have the meanings ascribed to them in the Application.

1           7. Cozen's fees are reasonable based on the customary compensation charged by  
2 comparably skilled practitioners in a competitive legal market. The hourly rates charged to the  
3 Debtors for services rendered are enumerated on Exhibit 1 to the Application. The hourly rates  
4 charged to the Debtors for services rendered are enumerated on Exhibit 1 attached to the  
5 Application.

6           8. There is no agreement or understanding between Cozen and any other person, other  
7 than members of the firm, for the sharing of compensation to be received for services rendered in  
8 the Chapter 11 Cases.

9           9. During the Compensation Period, Cozen performed a wide range of actual and  
10 necessary services, which are summarized in the Application by task category and itemized in  
11 detail in the attached exhibits.

12           10. The foregoing professional services performed by Cozen were necessary and  
13 appropriate to the administration of the Chapter 11 Cases and were in the best interests of the  
14 Debtors and their estates. Compensation for the foregoing services as requested is commensurate  
15 with the complexity, importance, and nature of the problems, issues, and tasks involved. The  
16 professional services were performed expeditiously, thoroughly, and in an efficient manner.

17           11. The majority of the services performed by Cozen were rendered by attorneys in the  
18 Business Restructuring and Bankruptcy Department. Cozen's attorneys have a preeminent  
19 practice in this area and enjoy a strong reputation throughout the United States for their expertise  
20 in complex financial reorganizations and restructurings of troubled entities.

21           12. Cozen submits that the services it has provided to the Debtors during the  
22 Compensation Period were reasonable and necessary under the circumstances of the Chapter 11  
23 Cases and that the payment of such fees to Cozen is appropriate and should be allowed.

24           13. Cozen has incurred and paid out-of-pocket expenses totaling \$29,435.53 during the  
25 Compensation Period. The items for which expense reimbursement are being sought are not  
26 included in Cozen's overhead, and are not, therefore, a part of the hourly rates charged by Cozen.  
27 Included in Cozen's general overhead, and thus not charged as an expense to the client, are long-

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1 distance calls, conference calls using Cozen's internal conference network, and the vast majority  
2 of the cost of electronic legal research using Westlaw.

3 14. Cozen charges Debtors \$0.25 per page for scanning and photocopying, and all other  
4 costs at the actual cost, without any profit on such expenses.

5 15. Cozen submits that the expenses that it has incurred and paid in rendering legal  
6 services to the Debtors during the Compensation Period are reasonable and necessary under the  
7 circumstances of these Chapter 11 Cases, and that the reimbursement to Cozen for such expenses  
8 is appropriate and should be allowed.

9 16. Cozen respectfully submits that the services for which it seeks compensation and  
10 the expenditures for which it seeks reimbursement in this Application were necessary for and  
11 beneficial to the Debtors orderly administration of its estate.

12 17. Cozen worked to anticipate and respond to the Debtors' needs and assist in the  
13 Debtors' Chapter 11 process, and such services and expenditures were necessary to and in the best  
14 interests of the Debtors' estates.

15 I declare under penalty of perjury that the foregoing is true and correct to the best of my  
16 knowledge and belief.

17 Executed this 14<sup>th</sup> day of January 2020.

18  
19 /s/ Thomas J. Francella, Jr.  
THOMAS J. FRANCELLA, JR.