

Hearing Date: May 27, 2011, at 11:00 a.m.

HARRIS & RUBLE
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Attorneys for Class Member Creditors

**UNITED STATES BANKRUPTCY COURT
THE SOUTHERN DISTRICT OF NEW YORK**

In re:

JENNIFER CONVERTIBLES, INC.,
Debtors.

Chapter 11

Case No. 10-13779 (ALG)

(Jointly Administered)

**DECLARATION OF ALAN HARRIS IN SUPPORT OF ENTRY OF FINAL
JUDGMENT AND ORDER AUTHORIZING AND APPROVING SETTLEMENT**

ALAN HARRIS declares under penalty of perjury as follows:

1. I am a member in good standing of the State Bar of California and Illinois and am one of the attorneys for Plaintiff Ayisha Combs and the Settlement Class Members (collectively, "Settlement Class" or "Claimants") in Combs v. Jennifer Convertibles, Inc., United States District Court for the Northern District of California, Case No. 3:09-cv-03242-SI (the "Combs I Case"); and Combs v. Harley Greenfield and Rami Abada, District Court, Case No. 3:09-cv-06042-SI (the "Combs II Case", and together with the Combs I Case, the "Combs Cases"). I make this declaration in support of Entry Of Final Judgment and Order authorizing and Approving Settlement of Civil Actions in connection with Debtors' Motion Pursuant to Rules 7023, 9014, and 9019 of the Federal Rules of Bankruptcy Procedure and Bankruptcy Code Sections 105(a) and 353(b) for Entry of an Order Authorizing and Approving Settlement of Civil Actions (the "Motion").¹ If sworn as a witness, I could competently testify to each and every fact set

¹ Capitalized terms used but not otherwise defined herein shall have the meaning ascribed to such term(s) in the Motion.

1 forth herein from my own personal knowledge.

2 2. I have been and am licensed as an attorney, first in Illinois (1974) and later in California
3 (1989). I am a graduate of the University of Illinois (A.B. 1970; J.D. 1974). After graduation from law
4 school in January of 1974, I was hired as a litigation associate at a plaintiffs' antitrust boutique in
5 Chicago, Illinois, Freeman, Freeman & Salzman.² I became a partner in that firm in 1980, and started my
6 own practice in 1982. I speak before professional organizations on topics of interest to the Bar. I have
7 represented plaintiffs in complex business litigation for over thirty-six years. E.g., Illinois v. Ill. Brick
8 Co., Inc., 431 U.S. 720 (1977); In re My Left Hook, LLC, 129 Fed. Appx. 352 (9th Cir. 2005); Gregory
9 v. SCIE, LLC, 317 F.3d 1050 (9th Cir. 2003); In re Blue Coal Corp., 986 F.2d 687 (3d Cir. 1993); In re
10 Blue Coal Corp., 206 B.R. 730 (M.D. Pa. 1997); U.S. v. Gleneagles Inv. Co., Inc., 584 F. Supp. 671,
11 689 (M.D. Pa. 1984), aff'd. in part and vacated in part, and remanded sub. nom. U.S. v. Tabor Ct. Realty
12 Corp. 803 F.2d 1288 (3d Cir. 1986), cert. den. sub. nom. McClellan Realty Co. v. U.S. 483 U.S. 1005
13 (1987); In re Uranium Antitrust Litig., 503 F. Supp. 33 (N.D. Ill. 1981); In re Grand Jury, 469 F. Supp.
14 666 (M.D. Pa. 1980); In re Anthracite Coal Antitrust Litig., 82 F.R.D. 364 (M.D. Pa. 1979), In re
15 Folding Carton Antitrust Litig., 83 F.R.D. 251 (N.D. Ill. 1978); In re Anthracite Coal Antitrust Litig., 78
16 F.R.D. 709 (M.D. Pa. 1978); In re Masterkey Antitrust Litig., 1977 U.S. Dist. LEXIS 12948 (D. Conn.
17 1977) (six week jury trial for Plaintiffs); A. Cherney Disposal Co. v. Chicago & Suburban Refuse
18 Disposal Corp., 68 F.R.D. 383 (N.D. Ill. 1975); In re Cement-Concrete Block, Chicago Area, Grand Jury
19 Proceedings, 381 F. Supp. 1108 (N.D. Ill. 1974); Lisa Frank, Inc. v. Brown, 2006 Westlaw 1237277 (Cal
20 Ct. App. 2006); Parment v. Lapin, 2004 Cal. App. Unpub. LEXIS 5217 (June 1, 2004). I have gone to
21 jury trials on behalf of plaintiffs and, once, a bench trial for defendant, Allstate Insurance Company. I
22 have represented employees in numerous disputes concerning their receipt of pay in connection with their
23 employment, both before the State of California Division of Labor Standards Enforcement and in state
24 and federal courts in California. E.g., Milligan v. Am. Airlines, Inc., 2009 U.S. App. LEXIS 9180 (9th
25

26 ² Of my still-living partners in Freeman, Freeman & Salzman, a firm that dissolved in 2007, each
27 became a senior partner in a leading national law firm. Lee Freeman, Jr. is now the Chair of the Antitrust
28 Litigation Practice at Jenner & Block. Jerrold Salzman is of counsel at Skadden, Arps, Slate, Meagher &
Flom. Tyrone Fahner is a partner at Mayer Brown, having served as its co-Chairman from 1998–2001
and its Chairman from 2001–2007. Today, Harris & Ruble maintains an active class-action practice for
plaintiffs in antitrust, bankruptcy, consumer, and labor-law matters.

1 Cir. April 30, 2009); Jacobs v. CSAA Inter Ins. Bureau, 2009 U.S. Dist. LEXIS 37153 (N.D. Cal. May
2 1, 2009); Escobar v. Whiteside Constr. Corp., 2008 U.S. Dist. LEXIS 68439 (N.D. Cal. 2008)
3 (certification of collective action); Tremblay v. Chevron Stations, Inc., 2008 Westlaw 2020514 (N.D.
4 Cal. 2008) (certification of collective action); Perez v. Maid Brigade, Inc., 2007 U.S. Dist. LEXIS
5 78412 (N.D. Cal. 2007) (denial of employer’s effort to enforce arbitration clause in employment
6 agreements); Hoffman v. Uncle P Prods., 2008 Cal. App. Unpub. LEXIS 3609 (three-year statute of
7 limitations applies to section 203 claims for continuing wages); Bithell v. E.P. Mgmt. Servs., LP, 2007
8 Westlaw 4216854 (Cal. Ct. App. 2007) (sustaining class settlement of entertainment-industry employees
9 section 203 and 226 claims against entertainment-industry “payroll companies” and studios); DuPont v.
10 Avalon Hollywood Servs., Inc., 2007 Westlaw 93386 (Cal. App. 2007); Gregory v. Superior Court, 2004
11 Westlaw 2786357 (Cal. Ct. App. 2004) (employee of entertainment-industry “payroll company” not
12 subject to arbitration of dispute under collective bargaining agreement). The undersigned has also been
13 appointed lead class counsel in many settled class actions. E.g., Kang v. Albertson’s, Inc., C.D. Cal.
14 Case No. 2:07-CV-00894-CAS-FFM (\$6,637,500 settlement of labor-law claims); Tremblay v. Chevron
15 Stations, Inc., N.D. Cal. Case No. CV 07-6009 EDL (\$4,500,000 settlement of labor-law claims); Doty
16 v. Costco Wholesale Corp., C.D. Cal. Case No. CV 05-3241 FMC (JWJx) (\$7,500,000 distributed to
17 class members for FLSA and California Labor Code section 203 and 226 violations); Agatep v. Exxon
18 Mobil Corp., C.D. Cal. Case No. CV 05-2342 GAF (\$1,500,000 settlement on behalf of service-station
19 employees in California); Alfano v. Int’l Coffee & Tea, LLC, C.D. Cal. Case No. CV 04-8996 SVW
20 (CWx) (FLSA and California Labor Code section 226, 510, and 1194 case); Jenne v. On Stage Audio
21 Corp., C.D. Cal. Case No. CV 04-2045 CAS (PJWx) (FLSA and California Labor Code section 203
22 violations); Hansen v. Advanced Tech Security Servs., Inc., Los Angeles Superior Court Case No BC
23 367175 (\$1,050,000 settlement of labor-law claims); Ross v. Human Resources, Inc., Los Angeles
24 Superior Court Case No. BC 351506 (California Labor Code section 203 case); Harrington v. Manpay,
25 LLC, Los Angeles Superior Court Case No. BC 312171 (\$1,000,000 distributed to class members in a
26 section 510 and section 1194 case); Brackett v. Saatchi & Saatchi, Los Angeles Superior Court Case No.
27 BC 298728 (over \$170,000 distributed to class members in an FLSA and section 203 case); Readmond v.
28 Straw Dogs, Inc., Los Angeles Superior Court Case No. BC257394 (over \$100,000 distributed to class

1 members in a section 203 case); Greenberg v. EP Mgmt. Servs., LP, Los Angeles Superior Court Case
2 No. BC 237787 (\$5,348,000 settlement of claims under sections 203 and 226 of California Labor Code);
3 Angel Paws, Inc. v. Avalon Payroll Servs., Inc., Los Angeles Superior Court Case No. BC 188982 (over
4 \$450,000 distributed to class members in a section 203 case); Saunders v. Metro Image Group, San
5 Diego Superior Court Case No. GIC 809753 (California Labor Code section 203 case); Stratford v.
6 Citicorp West FSB, Monterey Superior Court Case No. M 81026 (\$950,000 settlement of labor-law
7 claims); Deckard v. Banco Popular North America, related to Silva v. Banco Popular North America,
8 C.D. Cal. Case No. CV 08-6709 JFW (RZx) (\$1,050,000 settlement of California Labor Code and FLSA
9 claims).

10 *THE SETTLEMENT SHOULD BE FULLY AND FINALLY APPROVED*

11 3. The initial investigation of the law and the development of facts began in January of 2009.
12 Plaintiff retained Harris & Ruble on a contingent-fee basis to assist securing unpaid wages, continuing
13 wages, and other damages allegedly owed by Jennifer Convertibles for services Plaintiff performed for
14 Jennifer Convertibles as a sales associate. Subsequent to the commencement of the action, the parties
15 had engaged in informal and formal discovery and intensive arms-length negotiations regarding
16 settlement, including mediation, a settlement conference, and continuing settlement discussions. I have
17 carefully reviewed all data, including formal and informal discovery in this matter, review of numerous
18 documents, and discussions with potential Claimants, to conclude that settlement is the most attractive
19 option for the Class Members.

20 4. Class Counsel successfully secured a settlement of \$450,000 on behalf of the Settlement Class
21 Members, as outlined in the Memoranda filed by Debtors on December 30, 2010. Achieving the
22 settlement required intense negotiation through mediation, a settlement conference, and otherwise.
23 Based on my experience in such matters and work on this case, the settlement is fair, adequate, and
24 reasonable and in the best interest of the Class.

25 5. The settlement, which will result in the creation of a settlement fund as an unsecured claim in
26 the amount of \$450,000, was structured to compensate Class Members for at least a portion of allegedly
27 owed yet unpaid minimum and overtime wages and other damages pursuant to the California Labor Code
28 and Fair Labor Standards Act (“FLSA”).

1 6. The Class Notice and Claim Form (collectively, “Settlement Notice”) was mailed on February
2 10, 2011, in accordance with this Court’s Preliminary Approval Order Authorizing and Approving
3 Settlement of Civil Actions issued on January 25, 2011 (the “Settlement Order”). Class Members were
4 provided until March 28, 2011, to return a Claim form, opt out of the settlement, or object. The Court
5 appointed Harris & Ruble as Settlement Administrator. Harris & Ruble mailed 330 notices, and remailed
6 41 notices that were returned undeliverable. Only 50 notices were undeliverable. Notices were mailed via
7 First Class Prepaid Postage in accordance with the Settlement Order. A total of 71 timely and valid
8 claims were received and are deemed to have opted into the Settlement. This represents a nearly twenty-
9 two percent opt-in rate. In my experience litigating class actions and providing class settlement notices, a
10 return rate of this percentage is a reasonable response in light of the bankruptcy. Three late-claims were
11 received after the deadline for mailing. There were no objections to the Settlement. None of the Class
12 Members requested exclusion from the Settlement. The Notice advised the Class Members, in
13 accordance with the Settlement Order, that they could contact the attorneys working on the action at any
14 time with any questions they may have. A number of the class members did in fact call Harris & Ruble,
15 and all Class Members’ questions were answered, informing them of their rights pursuant to the terms of
16 the Settlement Agreement.

17 7. The Parties provided sufficient notice to Class Members, and the methodology by which it was
18 provided not only meets, but exceeds, all requirements for notice in a class action settlement. In order to
19 satisfy due process requirements, notice to Settlement Class Members must generally describe the terms
20 of the settlement in sufficient detail to alert those with adverse viewpoints to investigate and to come
21 forward and be heard. Torrisi v. Tucson Elec. Power Co., 8 F. 3d 1370, 1374 (9th Cir. 1993) (quoting
22 Marshall v. Holiday Magic, Inc., 550 F. 2d 1173 (9th Cir.1977)); In re Aetna Inc. Secs. Litig., MDL No.
23 1219, 2001 WL 20928 at * 5 (E.D. Pa. 2001) (Notice must be “reasonably calculated under all the
24 circumstances, to apprise interested parties of the pendency of the action and afford them an opportunity
25 to present their objections.” (quoting Mullane v. Cent. Hanover Bank & Trust Co., 339 U.S. 306, 314–
26 15 (1950) (citation omitted)). A settlement notice is a summary, not a complete source of information. It
27 is long-established that a very general description of the proposed settlement is required in such a notice.
28 See Churchill Village, L.L.C. v. General Electric, 361 F. 3d 566, 575 (9th Cir. 2004) (“notice is

1 satisfactory if it ‘generally describes the terms of the settlement in sufficient detail to alert those with
2 adverse viewpoints to investigate and to come forward and be heard’) (quoting Mendoza v. Tucson
3 School Dist. No. 1, 623 F. 2d 1338, 1351 (9th Cir. 1980)); Torrisi, 8 F. 3d at 1374. Proper notice should
4 provide: (a) the material terms of the proposed settlement; (b) disclosure of any special benefit to the
5 class representatives; (c) disclosure of the attorneys’ fees provisions; (d) the time and place of the final
6 approval hearing and the method for objecting to the settlement; (e) an explanation regarding the
7 procedures for allocating and distributing the settlement funds; and (f) the address and phone number of
8 class counsel and the procedures for making inquiries. See Marshall v. Holiday Magic, 550 F. 2d at 1178.
9 The Notice provided all of the required information: a description of the material terms of the Settlement;
10 a description of the monetary relief and the plan of allocation; provision of forty percent of the settlement
11 amount to Class Counsel for fees and for reimbursement of expenses; and the contact information for
12 Class Counsel, including how to make inquiries. The Notice also included the date, time, and place of the
13 Final Settlement Hearing, described how to object to approval of the Settlement on a final basis, and
14 informed Class Members that any such objection must be filed with the Bankruptcy Court and delivered
15 to Class Counsel and counsel for Debtors before the deadline. The Notice further advised Class
16 Members that if the Settlement is approved, Debtors will be released of any liability to the Class Members
17 arising out of the conduct alleged or which could have been alleged in this action. The content of the
18 Notice advised Class Members of the information that is material to making an informed and intelligent
19 decision respecting whether to participate in the Settlement or not. See In re Equity Funding Corp. of
20 America Securities Litigation, 603 F. 2d 1353, 1361 (9th Cir. 1979) (approving notice because “the
21 Notice informed the appellants of the subject matter and terms of the proposed settlements and Plan of
22 Allocation at the time the Notice was sent out”); Carlough v. Amchem Prods., Inc., 158 F.R.D. 314, 332
23 (E.D. Pa. 1993) (“The standard then is that the notice required by [Rule 23](c)(2) must contain
24 information that a reasonable person would consider to be material in making an informed, intelligent
25 decision of whether to opt out or remain a member of the class and be bound by the final judgment.”)
26 (quoting In re Nissan Motor Corp. Antitrust Litig., 552 F.2d 1088, 1105 (5th Cir. 1977)). The Notice
27 provided sufficient information for Class Members to understand the proposed Settlement Agreement and
28 their options. See In re Cendant Corp. Secs. Litig., 109 F. Supp. 2d 235, 254 (D.N.J. 2000) (finding due

1 process satisfied where the notice informs class members of (a) the nature of litigation; (b) general terms
2 of the settlement; (c) where to locate complete information; and (d) the place and time of the hearing
3 where objections may be heard).

4 8. A court affords a presumption of fairness to a class settlement, if: “(1) the negotiations
5 occurred at arm’s length; (2) there was sufficient discovery; (3) the proponents of the settlement are
6 experienced in similar litigation; and (4) only a small fraction of the class objected.” Young v. Polo Retail,
7 2006 WL 3 050861 at *5 (N.D. Cal. 2006); Newberg at § 11.41. Here, the Settlement negotiations
8 occurred at arm’s length. Settlement was reached only after a review of Jennifer Convertibles’ policies
9 and practices, a review of the data of Plaintiff and other Class Members, extensive written discovery and
10 deposition practice as well as discussions with Claimant and other Class Members. The undersigned has
11 engaged in numerous class settlements, as described in paragraph 2 above, over the past 37 years.
12 Finally, not one Class Member objected to approval of the Settlement on a final basis or sought exclusion
13 from the Settlement. “The relative degree of importance to be attached to any particular factor depends
14 upon and is dictated by the nature of the claims advanced, the types of relief sought, and the unique facts
15 and circumstances presented by each individual case,” Officers for Justice v. Civil Servs. Comm’n of the
16 City and County of San Francisco, 688 F. 2d 615, 625 (9th Cir. 1982), and “district courts have wide
17 discretion in assessing the weight and applicability of each factor,” 5 James William Moore et al.,
18 Moore’s Federal Practice § 23.85(2)(a) (3d ed. 2003). See also Torrisi v. Tucson Elec. Power Co., 8
19 F.3d 1370, 1376 (9th Cir. 1993). All factors do not necessarily apply in every case, and, under certain
20 circumstances, the presence of a single factor alone may provide sufficient grounds for court approval.
21 Id. In the situation presently before the Court, however, every factor cuts heavily in favor of approval.
22 Accordingly, there is no reason that would cause this Court to conclude anything but that the settlement
23 is fair, reasonable, and adequate.

24 9. In assessing the adequacy of the terms of a settlement, a trial court is entitled to—and
25 should—rely upon the judgment of experienced counsel for the parties. See Nat’l Rural Telecomms.
26 Coop., 221 F.R.D. at 528 (“Great weight is accorded to the recommendation of counsel, who are most
27 closely acquainted with the facts of the underlying litigation.”) (internal quotations omitted). See also
28 Cotton v. Hinton, 559 F.2d 1326, 1330 (5th Cir. 1977). The basis for such reliance is that “[p]arties

1 represented by competent counsel are better positioned than courts to produce a settlement that fairly
2 reflects each party's expected outcome in the litigation." In re Pacific Enters. Sec. Litig., 47 F.3d 373,
3 378 (9th Cir.1995). Indeed, when evaluating a proposed settlement, absent fraud, collusion, or the like, a
4 court should be hesitant to substitute its own judgment for that of counsel. See Flinn v. FMC Corp., 528
5 F.2d 1169, 1173 (4th Cir.1975); Hanrahan v. Britt, 174 F.R.D. 356, 366–68 (E.D. Pa. 1997)
6 (presumption of correctness applies to a class action settlement reached in arm's length negotiations
7 between experienced, capable counsel after meaningful discovery, citing Manual for Complex Litigation §
8 30.41 (2nd ed. 1985)). Class Counsel have considerable experience in litigating wage and hour matters,
9 class actions, and other complex litigation, including employee class actions in bankruptcy cases (see
10 Paragraph 2.). Here, the Court, of course, has already made a determination that the settlement is fair,
11 reasonable and adequate, as stated in the Order.

12 10. During the course of this contingent-fee case, the following employees of Harris & Ruble
13 made substantial contributions, as follows:

14 a. Alan Harris. Alan Harris is a graduate of the University of Illinois (AB, 1970; JD,
15 1974). He is a member of the bars of Illinois (1974) and California (1989). In this matter, Mr.
16 Harris spent over 234 hours working on the case. As detailed in the Declaration of Peter D.
17 Zeughauser, attached as Exhibit 1, the market hourly rate for these services is at least \$800.

18 b. Lisa Owen. Lisa Owen is a graduate of Northeast Missouri State University (BS, 1996)
19 and the University of Kansas (JD, 1999). She is a member of the bars of Kansas (September 24,
20 1999) and California (June 6, 2000). In this matter, Ms. Owen spent 19 hours in litigation of this
21 matter. The market rate for the services of Ms. Owen is at least \$550 (see Ex. 1.).

22 c. Matthew E. Kavanaugh is a graduate of Emerson College (BA, 2000) and
23 Southwestern University School of Law (JD, 2005). He is a member of the California bar
24 (December 2005). In this matter, Mr. Kavanaugh spent 210 hours. The market rate for the
25 services of Mr. Kavanaugh is at least \$355.00 per hour. (See Ex. 1.)

26 d. David Zelenski is a graduate of Reed College (BA, 1999) and the University of
27 Southern California (JD, 2003) (law review). He is a member of the California bar (June 28,
28 2004). His entire legal career since joining the bar has been focused on class action litigation as

1 an associate at Harris & Ruble. In this matter, Mr. Zelenski spent over 8 hours working on the
2 case. As supported by the Zeughauser Declaration, the market hourly rate for the services of Mr.
3 Zelenski is \$430.

4 e. Additionally, other attorneys and paralegals at Harris & Ruble spent in excess of 40
5 hours working on this case.

6 11. It is my practice and the policy of Harris & Ruble that all employees record their professional
7 time on a contemporaneous basis. I regularly review the time and expense records of all employees. I
8 have reviewed all of the time records for each attorney and employee of Harris & Ruble and I believe
9 them to accurately yet conservatively represent time productively and necessarily spent in the prosecution
10 of this case. In connection with the process of administering Harris & Ruble, I have retained the services
11 of an expert in the field, Peter D. Zeughauser. The hourly rates charged by Harris & Ruble are based on
12 Mr. Zeughauser's expert opinion and on my own understanding of the market rates in Los Angeles,
13 California.

14 12. The Settlement Agreement provides for payment to Harris & Ruble attorneys' fees in the
15 amount of forty percent of the settlement amount, for more than 500 hours of work. The lodestar for
16 these services is in excess of \$280,000. Attached hereto as Exhibit 2 is a true and accurate copy of time
17 and expense report for Harris & Ruble in this matter. In addition, co-counsel, David Harris, spent over
18 100 hours working on this case. David Harris is a graduate of the University of Colorado and the
19 University of San Francisco School of Law. He came to the Bar in 2001, and before starting a private
20 practice was an associate at Brobeck Phleger & Harrison, until it was liquidated in 2003, at which time he
21 began work as an associate at Morgan, Lewis, & Bockius. Class Counsel seeks payment of only a
22 fraction of the lodestar, when in contingency cases of this sort, multipliers are normally within the 2 to 4
23 range. See, e.g., Wershba v. Apple Computer, Inc., 91 Cal. App. 4th 224, 255 (2001) ("Multipliers can
24 range from 2 to 4 or even higher."); see also City of Oakland v. Oakland Raiders, 203 Cal. App. 3d 78,
25 84-85 (1988) (2.34 multiplier); Vizcaino, 290 F.3d at 1051 (3.65 multiplier); Keith v. Volpe, 86 F.R.D.
26 565, 575-77 (C.D. Cal. 1980) (3.5 multiplier). Further, since the settlement fund is an unsecured claim,
27 once the bankruptcy trust is funded, the amount recovered by Harris & Ruble will likely be a much
28 smaller fraction of the loadstar than the amount owed.

EXHIBIT 1

DECLARATION OF PETER D. ZEUGHAUSER

I, Peter D. Zeughauser, declare as follows:

1. I am an attorney duly licensed to practice law in the State of Missouri (admitted and in good standing since 1975) and California (admitted and in good standing since 1977). My California State Bar Number is 75253.
2. I have been engaged in the active practice of law since 1975. From July 1981 until January 1996 I was employed as an attorney by The Irvine Company (the "Company") in Newport Beach, California. The Company is one of the largest real estate developers in the United States with over \$15,000,000,000.00 in assets. From May 1985 until January 1996, I served as the general counsel of the Company. During my employment by the Company, at various times I also held the positions of Division Counsel, Senior Division Counsel, Associate General Counsel, Vice President and Senior Vice President.
3. My responsibilities as general counsel of the Company included the oversight and management of the Company's legal affairs. In carrying out my responsibilities at the Company, I was responsible for managing over fifty outside law firms representing the Company in over 350 active legal matters at any given time, approximately half of which were disputes and litigation in which the Company was involved.
4. Over the course of my employment by the Company, I was responsible for the management of outside counsel representing the Company in thousands of disputes pursuant to attorney fee arrangements in excess of \$100 million.
5. Since approximately 1985, I have spoken to over three hundred audiences comprised of attorneys, including many national, state and local bar association groups, on the proper management of legal matters. A significant number of these talks have been on the topic of determining the appropriate

value of legal services, a subject on which I consult regularly as part of my occupation.

6. Since 1985, I have published numerous articles in national, state and local legal publications on the topic of determining the appropriate value of legal services. I am a member of the Board of Editors of America Lawyer Magazine and a regular columnist for the magazine. My writings in the magazine often address the subject of proper techniques for determining the appropriate value of legal services.
7. In 1995, I authored and published a book entitled *Lawyers are from Mercury, Clients are from Pluto*, which includes several chapters on the proper management of legal matters and proper techniques for determining the appropriate value of legal services.
8. Since January 1996, I have served as a legal management consultant to law firms throughout the United States. As part of my consulting work, I have trained over 1,000 partners in law firms throughout the United States on determining the appropriate value of legal services and on the utilization of appropriate billing techniques. I have also consulted with numerous law firms with offices in Los Angeles and throughout the United States regarding the appropriate amount to charge clients for services rendered by the firms. I regularly advise law firms on the appropriate hourly rates to charge for lawyers in their firms.
9. Harris & Ruble has retained me in this matter to offer my opinion on the reasonableness of hourly attorney rates for certain attorneys employed by them.
10. In rendering my opinion, I have reviewed the resumes of the attorneys and am also familiar with the firm's work.

11. In my opinion, the reasonable hourly rates for the following attorneys are:

Alan Harris	\$800.00
David Harris	\$475.00
Matthew Kavanaugh	\$355.00
Abigail Treanor	\$430.00
David Zelenski	\$430.00
John Ricassa	\$475.00
Lisa M. Owen	\$550.00

12. I declare under penalty of perjury that the foregoing is true and correct.

Executed this 25^h day of November, 2008, at Newport Beach, California.



Peter D. Zeughauser

EXHIBIT 2

HARRIS & RUBLE
ATTORNEYS AND COUNSELORS AT LAW
6424 SANTA MONICA BLVD.
LOS ANGELES, CA 90038
TEL (323) 962-3777
FAX (323) 962-3004

Ayisha Combs v. Jennifer Convertibles

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05/17/2011
Billing Ref: COMBS-JENNIF
Invoice No: 1207

Fees

			Rate	Hours	
01/08/2009	AH	E-mail correspondence with 'David S. Harris'	800.00	0.10	80.00
01/14/2009	JR	Research	475.00	0.80	380.00
	AH	Legal research re Jennifer issues.	800.00	2.80	2,240.00
01/16/2009	AH	E-mail correspondence with David S. Harris, forwarding retainer and source documents. Review same and work on chrono and cast of characters.	800.00	1.50	1,200.00
01/19/2009	AHH	Client Administration - AHH - Process Retainer and review docs.	125.00	0.70	87.50
01/23/2009	AH	Research regarding 203 and 17200 claims.	800.00	0.20	160.00
01/26/2009	LO	Drafting Documents Summons and Civil Case Cover sheet for filing of Complaint.	550.00	1.00	550.00
01/27/2009	LO	Discovery preparations drafted LC 226 request and letter.	550.00	0.50	275.00
	LO	Correspondence with David Harris LC 226 documents are drafted.	550.00	0.10	55.00
	LO	Telephone conference with David			

Billing Ref:
Invoice No:

		Rate	Hours	
	Harris re case.	550.00	0.20	110.00
02/09/2009	AHH			
	Reviewing Documents-2009-01-30 Public Records Act Request Forms.	125.00	0.20	25.00
06/26/2009	MK			
	Researching Jennifer Confertibles. Reviewing complaint. Discussions with DAH.	355.00	1.30	461.50
	AH	800.00	2.80	2,240.00
	Research and drafting re complaint			
06/29/2009	MK			
	Reviewing / drafting complaint.	355.00	1.60	568.00
07/14/2009	AH			
	Research and drafting of complaint.	800.00	1.70	1,360.00
07/16/2009	MK			
	Reviewing complaint. Corresponding with DAH and DSH.	355.00	0.50	177.50
	AH	800.00	0.10	80.00
	LO			
	Correspondence with DLSE requesting copies of all cases involving Jennifer Convertibles, incorporate company.	550.00	0.50	275.00
	LO			
	Drafting documents LCPAGA letter to LWDA and Defendant's agent for service of Process.	550.00	0.80	440.00
	AH			
	E-mail correspondence with David S. Harris forwarding Complaint.	800.00	0.10	80.00
	AH			
	E-mail correspondence with David S. Harris, forwarding exhibits to Complaint.	800.00	0.10	80.00
	AH			
	E-mail correspondence with David S. Harris and client re filing of case.	800.00	0.20	160.00
07/24/2009	AH			
	E-mail correspondence with David S. Harris, forwarding draft 226 letter from Combs.	800.00	0.20	160.00
07/29/2009	AH			
	E-mail correspondence with David S. Harris and client re 7/27 mailing of 226 demand letter	800.00	0.10	80.00
08/05/2009	AH			
	Reviewing documents -- LWDA			

Billing Ref:
Invoice No:

		Rate	Hours	
	correspondence acknowledging receipt of our request.	800.00	0.10	80.00
08/06/2009				
MK	Telephone call from Cheryl Denise Orr.	355.00	0.10	35.50
MK	Drafted email correspondence to DH and AH.	355.00	0.20	71.00
AH	E-mail correspondence with Matthew Kavanaugh re his dicussion with Orr concerning possibility of settlement.	800.00	0.10	80.00
AH	E-mail correspondence with David S. Harris.	800.00	0.10	80.00
AH	Drafting documents -- analysis of documents from DLSE per PRA request.	800.00	0.80	640.00
08/09/2009				
AH	E-mail correspondence with Matthew Kavanaugh;'David S. Harris'	800.00	0.10	80.00
08/10/2009				
MK	Reviewing email correspondence from DAH.	355.00	0.10	35.50
AH	Telephone call to Cheryl Denise Orr - Voice Mail.	800.00	0.10	80.00
08/11/2009				
AHH	Reviewing documents-2009-07-29 LWDA Letter to Harris and Ruble.	125.00	0.20	25.00
AH	Legal research re certification.	800.00	0.20	160.00
08/12/2009				
AH	E-mail correspondence with David S. Harris re choronology and cast of characters.	800.00	0.10	80.00
AH	E-mail correspondence with 'David S. Harris'	800.00	0.10	80.00
08/18/2009				
AH	Telephone call to Cheryl Denise Orr - Voice Mail.	800.00	0.10	80.00
08/24/2009				
AH	Drafting documents and legal research to prepare for settlement conference. Prepare damage analysis.	800.00	3.70	2,960.00

Billing Ref:
Invoice No:

			Rate	Hours	
09/29/2009	AH	Telephone call to Cheryl Denise Orr - Spoke --- Discuss mediation.	800.00	0.10	80.00
09/30/2009	MK	Discussion with DAH re settlement prospects.	355.00	0.10	35.50
	MK	Reviewing email correspondence from DAH.	355.00	0.10	35.50
	MK	Drafting email correspondence to defense counsel re amending complaint.	355.00	0.10	35.50
	MK	Reviewing email correspondence form defense counsel re amendment of complaint.	355.00	0.10	35.50
	AH	Drafting documents -- discovery requests.	800.00	0.40	320.00
	AH	E-mail correspondence with David S. Harris re document requests.	800.00	0.10	80.00
	AH	E-mail correspondence with Orr, Cheryl D. re FAC 2699 and mediation.	800.00	0.10	80.00
	AH	E-mail correspondence with Matthew Kavanaugh to Orr re FAC and stipulation	800.00	0.10	80.00
	AH	E-mail correspondence with David S. Harris re document requests	800.00	0.10	80.00
	AH	E-mail correspondence with 'David S. Harris' re document requests for mediation.	800.00	0.10	80.00
10/01/2009	AH	E-mail correspondence with 'David S. Harris' re document request	800.00	0.10	80.00
10/02/2009	MK	Reviewing email correspondence from DAH>	355.00	0.20	71.00
	MK	Reviewing email correspondence from defense counsel re deposition scheduling.	355.00	0.10	35.50
	AH	E-mail correspondence with David S. Harris re documents required for mediation.	800.00	0.10	80.00
	AH	E-mail correspondence with Orr, Cheryl D. re mediation.	800.00	0.10	80.00
10/05/2009	AH	Telephone call to Cheryl Denise Orr			

Billing Ref:
Invoice No:

			Rate	Hours	
		- Voice Mail --- We need to toll statute and mediate. Later, paralegal Mary Ann Quintos returns, Ms. Orr is in mediation and she will call tomorrow.	800.00	0.10	80.00
10/06/2009	AH	E-mail correspondence with David Harris.	800.00	0.10	80.00
	AH	E-mail correspondence with David Harris.	800.00	0.10	80.00
	AH	E-mail correspondence with David Harris regarding mediation.	800.00	0.10	80.00
10/07/2009	AH	E-mail correspondence with David S. Harris and Ms. Orr re dates for mediation.	800.00	0.10	80.00
10/08/2009	AH	E-mail correspondence with Orr, Cheryl D. re mediation.	800.00	0.20	160.00
10/09/2009	AH	E-mail correspondence with Orr, Cheryl D, re we cannot get a Magistrate on short notice and, accordingly, who do you wish to use as mediator.	800.00	0.10	80.00
	AH	E-mail correspondence with 'Orr, Cheryl D. ';Epling, S. Fey re mediation issues.	800.00	0.10	80.00
10/11/2009	AH	Telephone call from Cheryl Denise Orr - Voice Mail.	800.00	0.10	80.00
10/13/2009	AHH	Reviewing documents-2009-10-06 Orr re Mediation.	125.00	0.20	25.00
10/16/2009	MK	Telephone call to Dave Harris - Spoke --- Discussed mediation issues.	355.00	0.30	106.50
	MK	Telephone call to Dave Harris - Spoke.	355.00	0.10	35.50
	MK	Reviewing confidentiality agreement. Discussions with Alan regarding same. Reviewing email			

		Rate	Hours	
	correspondences re same.	355.00	0.60	213.00
AH	Telephone call to S. Fey Epling - Voice Mail.	800.00	0.10	80.00
AH	E-mail correspondence with Dennis Bjorklund re financials for mediation and protective order.	800.00	0.10	80.00
10/21/2009				
MK	Reviewing email correspondence from Fey Elping re mediation.	355.00	0.10	35.50
MK	Reviewing email correspondence from DH.	355.00	0.10	35.50
MK	Reviewing email correspondence from DAH re mediation dates.	355.00	0.10	35.50
MK	Reviewing email correspondence from Fey Elping confirming deposition date and mediator.	355.00	0.10	35.50
10/23/2009				
AH	E-mail correspondence with Dennis Bjorklund re protective order for mediation.	800.00	0.10	80.00
AH	E-mail correspondence with David S. Harris and Matt re confidentiality.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh re protective order.	800.00	0.10	80.00
AH	E-mail correspondence with David S. Harris re preparation for mediation.	800.00	0.10	80.00
AH	Review email from Dale Alan Harris.	800.00	0.10	80.00
10/26/2009				
MK	Telephone call to Dave Harris.	355.00	0.20	71.00
MK	Corresponding with DAH.	355.00	0.20	71.00
AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov -- Notice re ADR compliance	800.00	0.10	80.00
AH	E-mail correspondence with David Harris;Matthew Kavanaugh re mediation order.	800.00	0.10	80.00
AH	E-mail correspondence with David S. Harris regarding mediation brief.	800.00	0.10	80.00
AH	E-mail correspondence with Carr, Alicia S. regarding filing of mediation briefs.	800.00	0.10	80.00
AH	E-mail correspondence with David S. Harris re mediator's correspondence.	800.00	0.10	80.00

		Rate	Hours	
10/27/2009				
	MK			
	MK	355.00	0.10	35.50
	AH			
		800.00	0.10	80.00
10/28/2009				
	MK			
		355.00	2.00	710.00
	MK			
		355.00	0.20	71.00
	AH			
		800.00	0.20	160.00
	AH			
		800.00	0.10	80.00
	AH			
		800.00	0.10	80.00
	AH			
		800.00	7.50	6,000.00
	AH			
		800.00	6.60	5,280.00
	AH			
		800.00	0.10	80.00
	AH			
		800.00	0.10	80.00
10/29/2009				
	MS			
		125.00	1.80	225.00
	MK			
		355.00	1.00	355.00
	AH			
		800.00	6.80	5,440.00
	AH			
		800.00	0.10	80.00
	AH			
		800.00	0.10	80.00

		Rate	Hours		
	AH	E-mail correspondence with David S. Harris.	800.00	0.10	80.00
	AH	E-mail correspondence with Epling, S. Fey re mediation.	800.00	0.20	160.00
	AH	E-mail correspondence with Epling, S. Fey.	800.00	0.10	80.00
	AH	E-mail correspondence with David Harris re insolvency of Jennifer.	800.00	0.10	80.00
	AH	E-mail correspondence with Epling, S. Fey.	800.00	0.10	80.00
10/30/2009	MK	Reviewing mediation information. Corresponding with DAH and DH re same.	355.00	1.20	426.00
	AH	Lexis research regarding Abada.	800.00	0.20	160.00
11/01/2009	AH	Email to Dave Harris.	800.00	0.30	240.00
11/02/2009	DZ	Researched commissions issue (re overtime exemptions).	430.00	1.00	430.00
	DZ	Correspondence with Alan Harris and David Harris via e-mail re commission exemption.	430.00	0.30	129.00
	AH	Mediation - in SF with David Harris.	800.00	8.00	6,400.00
	AH	E-mail correspondence with Dave Zelenski re legal research on commission issue, another misleading disingenuous claim from defense counsel.	800.00	0.20	160.00
11/03/2009	AH	E-mail correspondence with Orr, Cheryl D. re settlement.	800.00	0.10	80.00
	AH	E-mail correspondence with Orr, Cheryl D. re settlement.	800.00	0.10	80.00
	AH	E-mail correspondence with Orr, Cheryl D.	800.00	0.10	80.00
11/04/2009	AH	Telephone call to Cheryl Denise Orr - Spoke --- Discuss settlement.	800.00	0.60	480.00
11/05/2009	MK	Telephone call to S. Fey Epling - Spoke - She wants to continue the day for filing the rule 26 report.			

		Rate	Hours	
	They are still working on a new settlement proposal.	355.00	0.20	71.00
MK	Discussion with DAH.	355.00	0.20	71.00
MK	Reviewing docs.	355.00	0.30	106.50
MK	Reviewing email correspondence from ESF.	355.00	0.10	35.50
MK	Reviewing email correspondence form DAH.	355.00	0.10	35.50
MK	Reviewing email correspondence from ESF re settlement.	355.00	0.10	35.50
MK	Email from DAH.	355.00	0.10	35.50
MK	Research.	355.00	0.30	106.50
MK	Reviewing email correspondence from DAH.	355.00	0.10	35.50
AH	E-mail correspondence with Epling, S. Fey re settlement.	800.00	0.10	80.00
AH	Email to Fey Epling - MKavanaugh.	800.00	4.80	3,840.00
AH	E-mail correspondence with mediator.	800.00	0.10	80.00
AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov re stipulation for extension of time.	800.00	0.10	80.00
AH	E-mail correspondence with Epling, S. Fey re settlement discussions.	800.00	0.10	80.00
AH	E-mail correspondence with Epling, S. Fey; David Harris; Matthew Kavanaugh re SEC regulations and settlement.	800.00	0.10	80.00
AH	E-mail correspondence with Epling, S. Fey.	800.00	0.10	80.00
AH	E-mail correspondence with Epling, S. Fey; David Harris and Matthew Kavanaugh.	800.00	0.10	80.00
AH	E-mail correspondence with Epling, S. Fey re stock settlement rules.	800.00	0.10	80.00
AH	E-mail correspondence with Epling, S. Fey.	800.00	0.10	80.00
AH	E-mail correspondence with David S. Harris re settlement.	800.00	0.10	80.00
11/06/2009				
AHH	Reviewing documents-2009-10-22 Charles Louderback Letter Re Nov 2, 2009 Mediation.	125.00	0.10	12.50
AHH	Reviewing documents-2009-10-29 Defendant's Confidential Mediation Brief.	125.00	0.10	12.50
MK	Telephone call with Orr and DAH.	355.00	0.30	106.50
MK	Disucssion with DAH and DH.	355.00	0.30	106.50
MK	Reviewing email correspondence from			

		Rate	Hours	
	DAH.	355.00	0.10	35.50
AH	Telephone call to Cheryl Denise Orr - Spoke --- Discuss possible settlement. With MK.	800.00	0.60	480.00
11/09/2009				
MK	Drafting rule 26 report. Corresponding with Counsel re same. Discussions with DAH and DH.	355.00	1.20	426.00
AH	Telephone call to Cheryl Denise Orr - Left Message.	800.00	0.10	80.00
AH	Telephone call to S. Fey Epling - Voice Mail --- Where is draft statement.	800.00	0.10	80.00
AH	Email to Cheryl Denise Orr.	800.00	1.70	1,360.00
AH	E-mail correspondence with Matthew Kavanaugh re Joint Statement.	800.00	0.30	240.00
LO	Drafting documents requests for Information from California Secretary of State for 5 companies: Jennifer Management III, LTD; Jennifer Management V, LTD; Jennifer Management IV, Corp.; Jennifer LP, III; Jennifer ConvertiblesV, LLC.	550.00	1.00	550.00
LO	Correspondence with Dennis and Audrey re mailing requests for Information to California Secretary of State along with checks. Phone call with Dennis regarding same.	550.00	0.10	55.00
AH	E-mail correspondence with Epling, S. Fey re Joint Statement	800.00	0.10	80.00
11/10/2009				
AHH	Reviewing documents-Auto TA Paycodes.	125.00	0.10	12.50
AHH	Reviewing documents-Consolidated Balance Sheets and Consolidated Statements of Operations.	125.00	0.10	12.50
11/11/2009				
MK	Telephone call from Cheryl Denise Orr - Spoke regarding counter offer.	355.00	0.20	71.00
MK	Email correspondence with DAH.	355.00	0.10	35.50
MK	Discussions with DAH and DH. Corresponding with defense counsel re settlement.	355.00	1.20	426.00
AH	E-mail correspondence with Matthew Kavanaugh re settlement counter			

		Rate	Hours	
	from Jennifer.	800.00	0.10	80.00
11/12/2009				
AH	Telephone call to Cheryl Denise Orr - Spoke --- Discuss settlement.	800.00	0.10	80.00
AH	E-mail correspondence with Orr, Cheryl D. re their counteroffer.	800.00	0.10	80.00
MK	Corresponding with DAH and DH re settlement offer.	355.00	0.20	71.00
MK	Reviewing settlement offer from defense. Discussion with DAH re same.	355.00	0.40	142.00
AH	Discussion with MKavanaugh & David Harris regarding settlement.	800.00	0.60	480.00
11/13/2009				
MK	Telephone call to Cheryl Denise Orr - Spoke --- Discussion with Fee re hearing today.	355.00	0.20	71.00
AH	E-mail correspondence with Matthew Kavanaugh.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh, forwarding joint statement for my review.	800.00	0.10	80.00
AH	Case Mgmt Conference in San Francisco. Ms. Orr does not appear, sending associate in her stead.	800.00	1.50	1,200.00
AH	E-mail correspondence with David S. Harris re CMC.	800.00	0.10	80.00
MK	Drafting joint statement. Discussions with DAH and DH re same.	355.00	1.60	568.00
MK	Reviewing email correspondence from DH.	355.00	0.10	35.50
11/16/2009				
MK	Telephone call from Cheryl Denise Orr - Spoke --- Wants to get a counter in writing.	355.00	0.10	35.50
MK	Discussion with DAH. Drafting settlement proposal.	355.00	0.60	213.00
AH	Discussion with M. Kavanaugh regarding settlement.	800.00	0.20	160.00
11/18/2009				
AH	E-mail correspondence with Orr, Cheryl D. re settlement	800.00	0.20	160.00
MK	Reviewing email from Dale Alan Harris.	355.00	0.10	35.50

			Rate	Hours	
11/19/2009					
	AH	Telephone call to Cheryl Denise Orr - Voice Mail.	800.00	0.10	80.00
	AH	Drafting documents -- prepare analysis of information disclosed in 10-K reports and use as basis for settlement counter-offer and for update of chrono and cast of characters.	800.00	0.10	80.00
	AH	E-mail correspondence with Epling, S. Fey.	800.00	0.10	80.00
11/20/2009					
	MK	Discussion with DAH.	355.00	0.20	71.00
	MK	Telephone call with DAH and defense counsel re settlement.	355.00	0.20	71.00
	MK	Drafting email correspondence to defense counsel.	355.00	0.10	35.50
	AH	Telephone call to Cheryl Denise Orr - Left Message.	800.00	0.10	80.00
	AH	E-mail correspondence with Matthew Kavanaugh.	800.00	0.10	80.00
	AH	Submit Supplemental CMC Statement.	800.00	1.00	800.00
	AH	E-mail correspondence with Epling, S. Fey re joint statement.	800.00	0.10	80.00
	AH	Discussion with Matthew Kavanaugh.	800.00	0.20	160.00
11/22/2009					
	AH	Legal research re complaint against individual defendants.	800.00	0.20	160.00
11/30/2009					
	MK	Discussion with DAH. Telephone call with DH.	355.00	0.30	106.50
	MK	Reviewing docs	355.00	0.20	71.00
	AH	Discussion with M. Kavanaugh and D. Harris.	800.00	0.30	240.00
12/01/2009					
	MK	Discussion with DAH re amending complaint.	355.00	0.20	71.00
	MK	Reviewing email correspondence from JMS. Reviewing P's initial disclosures.	355.00	0.40	142.00
	AH	Discussion with Matthew Kavanaugh regarding complaint.	800.00	0.20	160.00
12/02/2009					
	MK	Drafting amended complaint.			

		Rate	Hours	
	Discussion with DAH re same.	355.00	0.40	142.00
AH	Discussion with Matthew Kavanaugh.	800.00	0.10	80.00
12/04/2009				
AH	E-mail correspondence with David S. Harris re internet research on defendants.	800.00	0.20	160.00
12/07/2009				
AH	Legal research and drafting FAC.	800.00	0.80	640.00
12/09/2009				
MK	Telephone call to Dave Harris - Voice Mail.	355.00	0.10	35.50
MK	Discussions with DAH and DH.	355.00	0.10	35.50
MK	Drafting FAC.	355.00	0.60	213.00
MK	Corresponding with DAH and DAH.	355.00	0.10	35.50
MK	Drafting email correspondence to defense counsel	355.00	0.10	35.50
MK	Reviewing email correspondence from ESF.	355.00	0.10	35.50
MK	Drafting email correspondence.	355.00	0.10	35.50
MK	Reviewing email correspondence from DSH.	355.00	0.10	35.50
AH	E-mail correspondence with David S. Harris and Matthew Kavanaugh regarding defense failure to provide initial disclosures.	800.00	0.10	80.00
12/10/2009				
MK	Reviewing email correspondence from defense counsel re proposed first amended complaint. Discussion with DAH re same.	355.00	0.30	106.50
MK	Reviewing email correspondence from DSH.	355.00	0.10	35.50
MK	Reviewing email correspondence from DAH.	355.00	0.10	35.50
12/11/2009				
MK	Reviewing defendant's initial disclosures. Reviewing email correspondence from defense. Discussion with DAH re same.	355.00	0.30	106.50
MK	Reviewing email correspondence from DAH.	355.00	0.10	35.50
12/15/2009				
MK	Discussion with DH re quarterly report and amending pleadings.	355.00	0.40	142.00

			Rate	Hours	
12/16/2009					
	AH	Telephone call to S. Fey Epling - Spoke --- She will stip to 2699 amendment.	800.00	0.10	80.00
	AH	Internet review of Jennifer SEC filings.	800.00	0.10	80.00
12/17/2009					
	PM	Drafting documents: Review file and begin preparation of motion for collective action certification.	430.00	5.50	2,365.00
	AH	E-mail correspondence with Marcella Ruble re defense SEC filing re negotiations.	800.00	0.10	80.00
12/18/2009					
	PM	Drafting documents: Continue preparation of motion for certification of collective action and supporting documents.	430.00	7.00	3,010.00
	AHH	Reviewing documents-2009-12-14 Secretary of State Letter.	125.00	0.10	12.50
	MK	Discussion with DAH and DH re filing collective action motion and amended complaint.	355.00	0.30	106.50
	MK	Reviewing docs. Drafting stipulation for cert motion	355.00	0.80	284.00
	MK	Drafting stip and proposed order for leave.	355.00	1.00	355.00
	MK	Drafting FAC.	355.00	0.60	213.00
	AH	E-mail correspondence with Matthew Kavanaugh and Ms. Orr, forwarding draft amended complaint adding 2699 and order; drafting of same.	800.00	0.50	400.00
	AH	E-mail correspondence with Priya Mohan and client re draft Declaration in support of motion for certification of collective action.	800.00	0.10	80.00
	AH	E-mail correspondence with Matthew Kavanaugh re Carlson Decl.	800.00	0.10	80.00
	AH	E-mail correspondence with Priya Mohan re Motion for certification of collective action.	800.00	0.10	80.00
	AH	E-mail correspondence with Carlson, forwarding executed Decl.	800.00	0.10	80.00
	AH	E-mail correspondence with Matthew Kavanaugh and Ms. Carlson, forwarding documents to her.	800.00	0.10	80.00

		Rate	Hours	
AH	E-mail correspondence with Matthew Kavanaugh and Ms. Carlson	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh, forwarding documents to Ms. Carlson	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh re Carlson Decl.	800.00	0.10	80.00
AH	Carlson Decl.	800.00	0.10	80.00
12/21/2009				
PM	Drafting documents: gather exhibits and review documents in preparation for filing; correspondence with client.	430.00	1.00	430.00
AH	Drafting documents and legal research re motion for certification of collective action.	800.00	1.60	1,280.00
AH	E-mail correspondence with Priya Mohan	800.00	0.10	80.00
AHH	Reviewing documents - OCR for DAH.	125.00	1.50	187.50
AHH	Reviewing documents-Sec documents.	125.00	0.40	50.00
MK	Drafting cert docs.	355.00	1.00	355.00
MK	Corresponding with defense counsel re amendment to complaint.	355.00	0.30	106.50
MK	Reviewing email correspondence from DAH re witnesses.	355.00	0.10	35.50
MK	Reviewing email correspondence from DAH re settlement communications.	355.00	0.10	35.50
12/22/2009				
AH	E-mail correspondence with Matthew Kavanaugh forwarding Combs Decl.	800.00	0.10	80.00
MK	Telephone call to Ayisha Combs - Spoke --- Said she faxed the dec to DH.	355.00	0.10	35.50
MK	Telephone call to Dave Harris - Spoke --- They will fax the copy over right now.	355.00	0.10	35.50
MK	Drafting complaint against Greenfield and Abada.	355.00	1.70	603.50
MK	Reviewing email correspondence from JMS.	355.00	0.10	35.50
MK	Reviewing email correspondence from DSH.	355.00	0.10	35.50
MK	Discussion with DAH.	355.00	0.20	71.00
MK	Reviewing fax correspondence from client.	355.00	0.10	35.50
MK	Drafting Motion for Cert paperwork.	355.00	0.60	213.00
MK	Drafting email correspondence to DAH.	355.00	0.10	35.50

		Rate	Hours	
	whether Cases Should be Related. Summons and civil Case Coversheet for new case against Corporate Officers.	550.00	2.00	1,100.00
12/29/2009				
AHH	Reviewing documents-2009-12-29 Joint Stipulation and [Proposed] Order for Leave for Plaintiff To File a First Amended Complaint [Filed].	125.00	0.10	12.50
MK	Finalizing and filing stip and proposed order for leave	355.00	1.20	426.00
MK	Drafting email correspondence to defense counsel.	355.00	0.10	35.50
MK	Reviewing email correspondence from JMS.	355.00	0.10	35.50
MK	Reviewing email correspondence from DSH.	355.00	0.10	35.50
AH	E-mail correspondence with Matthew Kavanaugh regarding proposed order.	800.00	0.10	80.00
AH	E-mail correspondence with dsh@northbaylawgroup.com re lodging of courtesy copies.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh and defense counsel re stipulation to amend.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh and Mr. Solano re filing of papers with court.	800.00	0.10	80.00
AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov re filed stipulation.	800.00	0.10	80.00
12/30/2009				
AHH	Reviewing documents-2009-11-20 US Securities and Exchange Commission.	125.00	0.10	12.50
AHH	Reviewing documents-2009-11-20 US Securities and Exchange Commission 2.	125.00	0.10	12.50
01/03/2010				
AH	Legal research re individual liability of corporate officers.	800.00	0.20	160.00
01/04/2010				
AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov -- order setting hearing date. Docket.	800.00	0.10	80.00

		Rate	Hours	
01/06/2010				
	MK			
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
	DZ	430.00	0.30	129.00
	DZ	430.00	0.10	43.00
	AH	800.00	0.10	80.00
01/07/2010				
	AH	800.00	0.10	80.00
	AH	800.00	0.10	80.00
	AH	800.00	5.50	4,400.00
	AH	800.00	0.10	80.00
01/08/2010				
	AH	800.00	0.10	80.00
	AH	800.00	0.10	80.00
	AH	800.00	0.10	80.00
	AH	800.00	0.10	80.00
01/10/2010				
	AH	800.00	0.10	80.00
01/11/2010				
	MK	355.00	0.10	35.50
	DZ	430.00	0.10	43.00

		Rate	Hours	
01/12/2010				
MK	Reviewing email correspondence from DAH.	355.00	0.10	35.50
MK	Reviewing CAND order granting motion for leave.	355.00	0.10	35.50
MK	Reviewing notice of Greenfield complaint.	355.00	0.20	71.00
MK	Setting up CAND user account.	355.00	0.30	106.50
MK	Reviewing ECF_Help_Desk email.	355.00	0.10	35.50
MK	Reviewing email correspondence from DH.	355.00	0.10	35.50
MK	Reviewing exfreg email.	355.00	0.10	35.50
MK	Reviewing docs.	355.00	0.20	71.00
AH	Email to DSH and MK re compliance with Court Order re electronic filing , etc.	800.00	0.10	80.00
AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov re efilng.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh.	800.00	0.10	80.00
AH	E-mail correspondence with ECFHELPDESK@cand.uscourts.gov.	800.00	0.10	80.00
AH	E-mail correspondence with David S. Harris forwarding courtesy copy of complaint to court and counsel.	800.00	0.10	80.00
01/13/2010				
AH	Telephone call to S. Fey Epling - Voice Mail --- Please advise what you are doing with respect to our request for stipulation that the cases are related.	800.00	0.10	80.00
AH	Telephone call to Dave Harris - Spoke --- Discuss latest SEC filing. Call Epling re related case issue.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh re court order in individual case.	800.00	0.10	80.00
01/14/2010				
MK	Reviewing email correspondence from ESF.	355.00	0.10	35.50
MK	Reviewing email correspondence from DAH.	355.00	0.10	35.50
MK	Telephone call to Dave Harris - Voice Mail.	355.00	0.10	35.50
MK	Discussion with DAH.	355.00	0.10	35.50

		Rate	Hours	
	AH			
	E-mail correspondence with J. Michael Solano, forwarding copy of new complaint.	800.00	0.10	80.00
	AH			
	E-mail correspondence with Epling, S. Fey re stipulation concerning related cases.	800.00	0.10	80.00
	AH			
	E-mail correspondence with Epling, S. Fey.	800.00	0.10	80.00
	AH			
	E-mail correspondence with Orr, Cheryl D.	800.00	0.10	80.00
01/17/2010				
	AH			
	Research on LexisNexis re personal jurisdiction.	800.00	0.40	320.00
01/20/2010				
	AH			
	E-mail correspondence with David Harris and MK re depositions.	800.00	0.10	80.00
01/22/2010				
	MK			
	Reviewing email correspondence from DAH.	355.00	0.10	35.50
	MK			
	Discussion with DAH re depositions.	355.00	0.10	35.50
01/27/2010				
	MK			
	Discussion with Dave Harris.	355.00	0.10	35.50
01/29/2010				
	DZ			
	Reviewed Ans. to First Am. Compl.	430.00	0.20	86.00
01/30/2010				
	AH			
	Reviewing documents -- answer to FAC. Defendant seeks order requiring plaintiff to pay its attorneys' fees.	800.00	0.40	320.00
	AH			
	Drafting documents -- letter to Jennifer employees, seeking information regarding practices. Discuss with MEK.	800.00	0.20	160.00
02/05/2010				
	MK			
	Reviewing Defs' memorandum in opposition to certification of collective action. Research re same.	355.00	2.20	781.00
02/06/2010				
	AH			
	Review Opp'n to Mot. to Certify Collective Action - begin review of defense argument and cases.	800.00	5.50	4,400.00

		Rate	Hours	
02/08/2010				
LO	Discovery preparations drafted Notice of deposition for Brett Bamford and Nimal de Silva. Did not mail, awaiting response from David Harris on date.	550.00	0.50	275.00
LO	Correspondence with David Harris and Alan Harris re dates for depositions.	550.00	0.10	55.00
LO	Telephone conference with David Harris re date of deposition.	550.00	0.10	55.00
AH	E-mail correspondence with Quintos-Reyes, Mary Anne forwarding defense proposed order.	800.00	0.10	80.00
02/11/2010				
MK	Drafting reply re collective-action cert.	355.00	5.50	1,952.50
DZ	Reviewed Def.'s Opp'n to Mot. for Collective-Action Certification.	430.00	0.50	215.00
DZ	Discussed Reply to Opp'n to Mot. for Certification with Matthew Kavanaugh.	430.00	0.20	86.00
02/12/2010				
MK	Drafting reply brief.	355.00	7.50	2,662.50
DZ	Discussed Reply to Opp'n to Mot. for Collective-Action Certification with Alan Harris and Matthew Kavanaugh.	430.00	0.50	215.00
DZ	Drafted and revised Reply to Opp'n to Mot. to Certify Collective Action.	430.00	3.00	1,290.00
AH	File Reply to Opp'n to Mot. to Certify Collective Action - legal research and drafting.	800.00	6.80	5,440.00
AH	E-mail correspondence with David Harris;Matthew Kavanaugh re Riaz notice of dep.	800.00	0.10	80.00
AH	E-mail correspondence with Abigail Treanor and S. Harris re web site.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh and DSH re filing on Tuesday.	800.00	0.10	80.00
02/14/2010				
AH	E-mail correspondence with Matthew Kavanaugh.	800.00	0.10	80.00

			Rate	Hours	
02/15/2010					
	AH	E-mail correspondence with J. Michael Solano re courtesy copies.	800.00	0.10	80.00
	MK	Reviewing email from DAH. Reviewing Reply re certification. Discussion with DAH re same.	355.00	2.40	852.00
	MK	Reviewing email from JMS.	355.00	0.10	35.50
02/17/2010					
	DZ	Reviewed Def.'s citation of supplemental authority.	430.00	0.20	86.00
	DZ	Discussed Def.'s citation of supplemental authority with Matthew Kavanaugh.	430.00	0.10	43.00
	AH	Email to ECF-CAND@cand.uscourts.gov;efiling@cand.uscourts.gov.	800.00	0.10	80.00
02/18/2010					
	MK	Reviewing supplemental filing. Reviewing case. Drafting objection. Discussion with DAH re same. Filing. Email correspondence with DH.	355.00	2.50	887.50
	MK	Reviewing email corespondence from DH.	355.00	0.10	35.50
	AH	Drafting documents -- response to defense filing of another authority in opposition to motion for certification.	800.00	0.20	160.00
02/19/2010					
	MK	Telephone call to Dave Harris - Left Message.	355.00	0.10	35.50
	MK	Telephone call to Lisa Owen.	355.00	0.10	35.50
	MK	Telephone call to Dave Harris - Spoke --- Discussion re deposition schedule.	355.00	0.20	71.00
	MK	Email correspondence to LO.	355.00	0.10	35.50
	MK	Telephone conversation with LO.	355.00	0.10	35.50
	MK	Drafting and serving discovery.	355.00	1.00	355.00
	AH	E-mail correspondence with Matthew Kavanaugh.	800.00	0.10	80.00
	AH	E-mail correspondence with Lisa Owen.	800.00	0.10	80.00
	AH	E-mail correspondence with Matthew Kavanaugh.	800.00	0.10	80.00
02/21/2010					
	AH	Research and drafting re upcoming			

		Rate	Hours	
	oral argument.	800.00	1.40	1,120.00
02/22/2010				
	MK Reviewing email correspondence from defense counsel.	355.00	0.10	35.50
	MK Reviewing waivers.	355.00	0.10	35.50
	AH E-mail correspondence with Epling, S. Fey re service	800.00	0.10	80.00
02/24/2010				
	MK Telephone call with DH.	355.00	0.20	71.00
	MK Discussion with DAH.	355.00	0.10	35.50
	MK Reviewing CACD Email. Reviewing order of the court.	355.00	0.20	71.00
	AH E-mail correspondence with ECF-CAND@cand.uscourts.gov -- order taking oral argument off calendar.	800.00	0.10	80.00
02/26/2010				
	DZ Reviewed Order Denying Certification of Collective Action.	430.00	0.30	129.00
	AH E-mail correspondence with ECF-CAND@cand.uscourts.gov decision re collective action.	800.00	0.10	80.00
03/02/2010				
	MK Discussion with DAH.	355.00	0.10	35.50
03/03/2010				
	AH E-mail correspondence with Allison Grande, reporter, requesting comment.	800.00	0.10	80.00
03/09/2010				
	AH Drafting Email to Fey Epling.	800.00	0.60	480.00
	AH E-mail correspondence with Epling, S. Fey re deposition schedule.	800.00	0.10	80.00
	AH E-mail correspondence with 'Epling, S. Fey' re schedule for depositions.	800.00	0.20	160.00
03/10/2010				
	MK Reviewing email correspondence from defense counsel.	355.00	0.10	35.50
	MK Reviewing email correspondence from DAH.	355.00	0.10	35.50
03/16/2010				
	MK Reviewing doc.	355.00	0.10	35.50

			Rate	Hours	
03/17/2010					
	MK	Discussion with DAH re discovery.	355.00	0.20	71.00
	MK	Discussion with DAH re certification motion.	355.00	0.30	106.50
	MK	Telephone call with DH re certification.	355.00	0.20	71.00
	MK	Reviewing email correspondence from DH.	355.00	0.10	35.50
	MK	Reviewing email correspondence from DAH.	355.00	0.10	35.50
	AH	E-mail correspondence with David S. Harris and defense counsel, again requesting deposition dates.	800.00	0.10	80.00
03/18/2010					
	MK	Reviewing email correspondence from DH.	355.00	0.10	35.50
	MK	Reviewing Notice of need for ADR telephone conference filing.	355.00	0.10	35.50
	MK	Reviewing filing of waiver of service.	355.00	0.10	35.50
03/19/2010					
	AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov. ADR Certification (ADR L.R. 3-5 b) of discussion of ADR options filed by Plaintiff Ayisha Combs.	800.00	0.10	80.00
03/22/2010					
	MK	Reviewing motion to dismiss filed by Greenfield and Abada.	355.00	1.20	426.00
	MK	Drafting motion to relate cases and proposed order.	355.00	1.80	639.00
	MK	Drafting email to defense counsel requesting dates for depositions.	355.00	0.10	35.50
	MK	Reviewing email correspondence from CO re depositions.	355.00	0.10	35.50
	MK	Discussion with DAH re Orr email. Drafting response.	355.00	0.20	71.00
	AH	Reviewing Defendants Motion to dismiss. Individual defendants' certificate of interested parties.	800.00	0.80	640.00
	AH	E-mail correspondence with Orr, Cheryl D. re depositions	800.00	0.10	80.00
	AH	E-mail correspondence with Matthew Kavanaugh and court re order to relate.	800.00	0.10	80.00
	AH	E-mail correspondence with Matthew Kavanaugh and defense counsel re			

		Rate	Hours	
	depositions.	800.00	0.10	80.00
MK	Email with Dale Alan Harris regarding Defendants Motion.	355.00	0.10	35.50
03/26/2010				
AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov -- statement of non opposition to motion to relate cases.	800.00	0.10	80.00
AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov. Request for Judicial Notice re [40] Statement of Non-Opposition filed by Jennifer Convertibles, Inc.	800.00	0.10	80.00
03/29/2010				
DZ	Reviewed Clerk's Notice re Case Mgmt Conference.	430.00	0.10	43.00
DZ	Reviewed Def.'s Statement of Non-Opp'n to Mot. to Relate Cases.	430.00	0.20	86.00
03/30/2010				
MK	Reviewing Defendant's Motion to continue hearing.	355.00	1.00	355.00
04/01/2010				
AC	Reviewing documents-Reviewed 2010-03-24 Def.'s First Supplemental Disclosures Pursuant to Fed.(discovery).	125.00	0.20	25.00
04/02/2010				
MK	Reviewing CAND emails. Cases coordinated.	355.00	0.40	142.00
04/05/2010				
MK	Reviewing CAND order.	355.00	0.10	35.50
DZ	Reviewed Order Relating Cases.	430.00	0.10	43.00
04/06/2010				
AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov re rescheduling of ADR phone conference.	800.00	0.10	80.00
MK	Telephone call to Sheila Devereaux to confirm that today's ADR teleconference was off calendar. Left message.	355.00	0.10	35.50
MK	Reviewing docs.	355.00	0.10	35.50
MK	Telephone call from SD. She is			

		Rate	Hours	
	taking the call off calendar.	355.00	0.10	35.50
MK	Reviewing CAND email.	355.00	0.10	35.50
04/07/2010				
MK	Reviewing email correspondence.			
	Updating file.	355.00	0.30	106.50
MK	Reviewing new case re class cert.	355.00	0.40	142.00
04/08/2010				
AH	Reviewing ECF-CAND email regarding CMC.	800.00	0.10	80.00
04/14/2010				
DZ	Reviewed Related-Case Order.	430.00	0.10	43.00
DZ	Discussed Opp'n to Mot. to Dismiss with Matthew Kavanaugh.	430.00	0.10	43.00
MK	Discussion with David Zelenski.	355.00	0.10	35.50
04/19/2010				
MK	Discussion with Dah re discovery.	355.00	0.20	71.00
MK	Drafting discovery requests to jennifer.	355.00	3.50	1,242.50
AH	E-mail correspondence with Matthew Kavanaugh;David Harris re certification motion.	800.00	0.10	80.00
04/21/2010				
MK	Reviewing emails from defense counsel. Discussion with Dale Alan Harris,	355.00	0.30	106.50
AH	Discussion with Matthew Kavanaugh.	800.00	0.20	160.00
04/22/2010				
MK	Reviewing CACD email.	355.00	0.30	106.50
MK	Discussion with DAH.	355.00	0.10	35.50
MK	Drafting Opposition to Motion to Dismiss (Greenefield/Abada.)	355.00	3.50	1,242.50
AH	E-mail correspondence with David Harris re need to check joint statement as filed by defense.	800.00	0.10	80.00
AH	E-mail correspondence with Orr, Cheryl D. re joint statement.	800.00	0.10	80.00
AH	E-mail correspondence with David S. Harris and defense counsel re briefing schedule, etc.	800.00	0.10	80.00
AH	E-mail correspondence with David S. Harris re CMC statement.	800.00	0.10	80.00
AH	E-mail correspondence with Orr, Cheryl D.	800.00	0.10	80.00
AH	E-mail correspondence with David S.			

		Rate	Hours	
	AH	800.00	0.10	80.00
		800.00	0.10	80.00
04/23/2010				
	PM			
	MK	430.00	5.20	2,236.00
	AH	355.00	3.20	1,136.00
	AH	800.00	6.60	5,280.00
	AH	800.00	0.30	240.00
	AH	800.00	0.10	80.00
04/28/2010				
	AH	800.00	0.10	80.00
04/29/2010				
	AH	800.00	3.00	2,400.00
	AH	800.00	3.30	2,640.00
	AH	800.00	0.10	80.00
04/30/2010				
	AH	800.00	0.20	160.00
	AH	800.00	0.10	80.00
	AH	800.00	0.10	80.00
05/04/2010				
	LO	550.00	0.50	275.00
	LO	550.00	0.10	55.00
	AH			

		Rate	Hours	
	depositions.	800.00	0.20	160.00
AH	Review order re mediation.	800.00	0.10	80.00
AH	E-mail correspondence with Lisa Owen re docket issues.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh re draft discovery.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh and defense counsel, forwarding notices of deposition.	800.00	0.10	80.00
AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov -- order setting settment conference.	800.00	0.10	80.00
05/05/2010				
MK	Reviewing CAND order/email.	355.00	0.10	35.50
AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov -- order setting trial date.	800.00	0.10	80.00
AH	E-mail correspondence with Albert Chang re deposition notices.	800.00	0.10	80.00
AH	E-mail correspondence with Lisa Owen and DSH re deadlines in USDC SF.	800.00	0.10	80.00
AH	E-mail correspondence with Lisa Owen re trial deadlines.	800.00	0.10	80.00
AH	E-mail correspondence with Epling, S. Fey re her confusion on scheduling depositions and need to redo it.	800.00	0.10	80.00
05/06/2010				
AC	Client administration-Updated group with Def.'s Witnesses.	125.00	1.20	150.00
MK	Drafting discovery. Corresponding with Dah and DSH re same.	355.00	1.20	426.00
MK	Reviewing email from DSH.	355.00	0.10	35.50
MK	Reviewing email from DAH.	355.00	0.10	35.50
05/07/2010				
MK	Reviewing email from JMS. Reviewing docs	355.00	0.40	142.00
MK	Reviewing email from DAH.	355.00	0.10	35.50
MK	Reviewing email from defense counsel re depositions.	355.00	0.10	35.50
MK	Reviewing email from DAH re depositions.	355.00	0.10	35.50
AH	Drafting email to Matthew Kavanaugh.	800.00	0.10	80.00

			Rate	Hours	
05/09/2010					
	AH	Reviewing pretrial order.	800.00	0.10	80.00
	MK	Reviewing pretrial order.	355.00	0.10	35.50
05/12/2010					
	AH	Reviewing reply re motion to dismiss	800.00	0.50	400.00
05/14/2010					
	AH	Legal research re certification.	800.00	0.10	80.00
05/15/2010					
	AH	Legal research re defenses.	800.00	0.60	480.00
05/17/2010					
	AH	Prepare for upcoming deposition.	800.00	0.30	240.00
	AH	E-mail correspondence with Matthew Kavanaugh, forwarding revised deposition notices to Eppling.	800.00	0.10	80.00
	MK	Discussion with DAH and DSH re discovery.	355.00	0.30	106.50
	MK	Drafting discovery.	355.00	0.50	177.50
	MK	Drafting mediation brief with DAH.	355.00	1.20	426.00
05/18/2010					
	AC	Reviewing documents-Reviewed 2010-05-18 Pl.'s Exhibits A-D (settlement).	125.00	0.30	37.50
	AH	E-mail correspondence with Matthew Kavanaugh re settlement	800.00	0.10	80.00
	MK	Telephone call to S. Fey Epling - Voice Mail.	355.00	0.10	35.50
05/19/2010					
	MK	Telephone call to S. Fey Epling - Voice Mail.	355.00	0.10	35.50
	MK	Telephone call to S. Fey Epling - Spoke --- Discussed dates for depositions. I will follow up with an email.	355.00	0.10	35.50
	MK	Drafting email to defense counsel re deposition schedules. Preparing schedule.	355.00	0.40	142.00
05/20/2010					
	AH	Travel. Prepare for tomorrow's deposition.	800.00	3.30	2,640.00
	AH	E-mail correspondence with 'David S. Harris' re complaint.	800.00	0.10	80.00

		Rate	Hours	
05/21/2010	AH			
	DeSilva dep - examine the witness at Mill Valley office. Defended by Ms. Orr.	800.00	2.60	2,080.00
05/22/2010	AH			
	E-mail correspondence with David Harris re settlement memo supplement.	800.00	0.50	400.00
	AH			
	Drafting documents -- outline for Bambord deposition.	800.00	2.90	2,320.00
05/23/2010	AH			
	Email to Cheryl Denise Orr.	800.00	0.70	560.00
	AH			
	E-mail correspondence with Dennis Bjorklund re Bamford dep.	800.00	0.10	80.00
	AH			
	Draft settlement memo	800.00	2.80	2,240.00
05/25/2010	DZ			
	Reviewed correspondence to Magistrate Judge Chen re Settlement Conference.	430.00	0.20	86.00
	AH			
	Telephone call to Cheryl Denise Orr - Spoke --- She has no information regarding his sister's sale to Jennifer. Will get back to us.	800.00	0.10	80.00
	AH			
	E-mail correspondence with Abigail Treanor re settlement conference	800.00	0.10	80.00
	AH			
	Correspondence -- drafting letter to Magistrate.	800.00	0.10	80.00
	AAT			
	Telephone call from Harris, Dale Alan - Spoke --- Conf with Dave Harris. Discuss mediation. Will call Leni Doyle.	430.00	0.30	129.00
	AAT			
	Telephone call to Harris, Dave - Spoke --- Please file courtesy copy of Mag. Judge Chen letter.	430.00	0.10	43.00
	AAT			
	Draft Letter to Magistrate Judge Chen re Scheduling Conflict of Lead Counsel during June 1, 2010, Settlement Conference.	430.00	1.30	559.00
	AAT			
	E-mail correspondence with Alan Harris.	430.00	0.10	43.00
05/26/2010	AH			
	Bamford Deposition-Atkinson Baker -- preparation	800.00	2.80	2,240.00
	AH			
	Bamford Deposition-Take on direct.	800.00	4.80	3,840.00

		Rate	Hours	
05/28/2010				
AC	Reviewing documents-Reviewed 2007-06-24 Exhibit 7 - Employee Sign In Time Sheet (depo exhibits).	125.00	0.20	25.00
AH	E-mail correspondence re Ninth Cir decision on jurisdiction and venue.	800.00	0.30	240.00
06/02/2010				
AH	E-mail correspondence with Epling, S. Fey re basis for giving JEN money to his sister	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh and defenswe counsel, requesting dates for depositions.	800.00	0.20	160.00
AH	E-mail correspondence with Orr, Cheryl D. re receiver	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh re send notices of dep.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh.	800.00	0.10	80.00
MK	Discussion with DAH.	355.00	0.30	106.50
MK	Reviewing email from FE.	355.00	0.10	35.50
MK	Drafting email re deposition scheduling to defense.	355.00	0.20	71.00
MK	Reviewing email from CO.	355.00	0.10	35.50
MK	Reviewing email from DAH.	355.00	0.10	35.50
MK	Drafting email to DAH.	355.00	0.10	35.50
06/03/2010				
AC	Reviewing documents-Motion to Dismiss for Lack of Personal Judgment and revised documents.	125.00	1.20	150.00
AH	E-mail correspondence with Matthew Kavanaugh re Jennifer appeal.	800.00	0.10	80.00
AH	Research re appeal.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh and defense counsel re notices of deposition.	800.00	0.30	240.00
AH	E-mail correspondence with Albert Chang, forwarding DeSilva dep.	800.00	0.10	80.00
MK	Reviewing docs. Discussion with DAH. Drafting notices of depositions for 12 witnesses.	355.00	3.50	1,242.50
06/04/2010				
MK	Reviewing correspondence from court report re confirmation of time and location.	355.00	0.30	106.50

			Rate	Hours	
06/05/2010	AH	Drafting documents -- outline of De Silva deposition.	800.00	1.40	1,120.00
06/07/2010	MK	Discussion with DAH. Telephone call to DSH.	355.00	0.30	106.50
06/08/2010	MK	Research re appeals. Drafting notice of appeal.	355.00	0.90	319.50
	MK	Drafting motion for class cert.	355.00	2.40	852.00
	MK	Drafting motion for Collective Action Cert.	355.00	0.90	319.50
06/09/2010	MK	Telephone call to DSH.	355.00	0.10	35.50
	MK	Telephone call to Dave Harris.	355.00	0.10	35.50
	MK	Preparing Motion for Collective Action Certification.	355.00	2.40	852.00
	AH	E-mail correspondence with David S. Harris re appeal of individual case; execute notice of appeal, which is filed, today.	800.00	0.10	80.00
	AH	E-mail correspondence with Matthew Kavanaugh and DSH re notice of appeal.	800.00	0.10	80.00
06/10/2010	MK	Reviewing CAND email re filing of notice of appeal.	355.00	0.20	71.00
	MK	Reviewing CAND and documents re transmission of notice of appeal and related docs to ct. Of app.	355.00	0.30	106.50
	AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov re notice of appeal	800.00	0.10	80.00
06/11/2010	AC	Reviewed Discovery.	125.00	0.60	75.00
	AH	E-mail correspondence with Atkinson-Baker Transcripts, forwarding Bamford dep.	800.00	0.10	80.00
06/13/2010	AH	E-mail correspondence with Matthew Kavanaugh and DSH re filed notice of appeal.	800.00	0.10	80.00
	AH	E-mail correspondence with			

		Rate	Hours	
	ECF-CAND@cand.uscourts.gov re transmissstion of notice of appeal to court of appeal.	800.00	0.10	80.00
06/14/2010				
MK	Reviewing discovery responses. Drafting meet and confer. Discussion with DAH re same. Drafting email re depositions to defense counsel.	355.00	4.20	1,491.00
MK	Reviewing email from DAH.	355.00	0.10	35.50
AH	Telephone call to S. Fey Epling - Voice Mail.	800.00	0.10	80.00
AH	E-mail correspondence with 'cheryl.orr@dbr.com' re discovery issues; requesting confirmation dates for depositions.	800.00	0.30	240.00
AH	Discussion with Matthew Kavanaugh.	800.00	0.40	320.00
06/15/2010				
MK	Reviewing correspondence from CO.	355.00	0.10	35.50
MK	Drafting meet and confer / motion to compel.	355.00	1.80	639.00
AH	E-mail correspondence with Orr, Cheryl D. re mediation and discovery.	800.00	0.20	160.00
06/16/2010				
MK	Reviewing docs. Discussion with DAH and DSH.	355.00	0.40	142.00
MK	Reviewing email from DAH.	355.00	0.10	35.50
MK	Reviewing email from CO.	355.00	0.10	35.50
MK	Reviewing email from DAH.	355.00	0.10	35.50
AH	E-mail correspondence with Matthew Kavanaugh re draft supplemental settlement conference statement.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh re preparation for mediation.	800.00	0.10	80.00
AH	E-mail correspondence with 'cheryl.orr@dbr.com' re deposition schedule.	800.00	0.10	80.00
AH	E-mail correspondence with Orr, Cheryl D.	800.00	0.10	80.00
AH	E-mail correspondence with Orr, Cheryl D.	800.00	0.10	80.00
AH	Mediation preparation.	800.00	1.80	1,440.00
06/17/2010				
MK	Preparing docs for mediation			

		Rate	Hours	
	tomorrow.	355.00	1.40	497.00
MK	Reviewing email from JMS.	355.00	0.30	106.50
MK	Reviewing CAND email	355.00	0.30	106.50
MK	Drafting mediation statement.			
	Discussion with DAH re same.	355.00	0.60	213.00
MK	Reviewing docs. Drafting supplemental settlement conference statement. Discussion with DAH.	355.00	1.70	603.50
AC	Reviewing documents-Reviewed 2010-05-26 Depo of Brett R. Bamford.	125.00	0.30	37.50
AH	Drafting documents re outline of settlement points; review entire file to prepare for settlement conference, tomorrow.	800.00	5.50	4,400.00
AH	E-mail correspondence with J. Michael Solano re appeal.	800.00	0.10	80.00
06/18/2010				
DZ	Discussed draft Settlement Agreement with Matthew Kavanaugh.	430.00	0.20	86.00
MK	Discussion with DAH re settlement. Preparing agreement to provide to DAH and DSH.	355.00	1.30	461.50
AH	E-mail correspondence with Matthew Kavanaugh re formal settlement agreement.	800.00	0.10	80.00
AH	Settlement Conference (San Francisco)(Magistrate Chen) - case settled. Meet with client and attend settlement conference.	800.00	9.00	7,200.00
06/20/2010				
AH	Review settlement notes.	800.00	0.20	160.00
06/21/2010				
MK	Reviewing CAND email re settlement conference and settlement of case.	355.00	0.20	71.00
MK	Reviewing email from DAH.	355.00	0.10	35.50
MK	Drafting email to DAH and DSH.	355.00	0.10	35.50
AH	E-mail correspondence with DSH and MK, forwarding notes of settlement hearing.	800.00	0.20	160.00
AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov -- minute order re settlement.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh re 9th Cir mediation questionnaire.	800.00	0.10	80.00

			Rate	Hours	
06/25/2010	AH	E-mail correspondence with defense and Magistrate Chen re acceptance of settlement by Jennifer Board.	800.00	0.10	80.00
06/29/2010	AH	E-mail correspondence with Matthew Kavanaugh re draft letter to Magistrate re settlement.	800.00	0.10	80.00
	AH	E-mail correspondence with Matthew Kavanaugh and defense counsel re letter to Magistrate Chen re settlement.	800.00	0.10	80.00
	AH	E-mail correspondence with Orr, Cheryl D., she advising they will circulate settlement draft, tomorrow.	800.00	0.10	80.00
	MK	Discussion with DAH. Drafting letter to Hon. Chen.	355.00	0.50	177.50
	MK	Email to defense counsel.	355.00	0.10	35.50
	MK	Reviewing email from C. Orr.	355.00	0.10	35.50
06/30/2010	AH	E-mail correspondence with Epling, S. Fey, forwarding draft settlement agreement.	800.00	0.10	80.00
07/06/2010	MK	Discussion with DSH.	355.00	0.20	71.00
	MK	Email to DSH.	355.00	0.10	35.50
	MK	Email to DSH.	355.00	0.10	35.50
	AH	Discussion with Matthew Kavanaugh.	800.00	0.20	160.00
07/08/2010	AC	Reviewing documents-Reviewed 2010-06-25 Letter from Cherly Orr re Approval of Settlement Terms.	125.00	0.10	12.50
07/09/2010	AH	E-mail correspondence with David S. Harris re settlement agreement; work on same.	800.00	0.80	640.00
07/13/2010	MK	Discussion with DAH re settlement agreement.	355.00	0.10	35.50
	MK	Redlining settlement agreement. Reviewing same with DAH. Starting claim form and notice to class.	355.00	1.40	497.00
	AH	E-mail correspondence with David			

		Rate	Hours	
	Harris re settlement agreement and attachments.	800.00	2.20	1,760.00
07/14/2010				
MK	Working on settlement agreement. Discussion with DAH. Corresponding with defense counsel via email.	355.00	0.60	213.00
MK	Reviewing ca9 email.	355.00	0.10	35.50
MK	Drafting settlement paperwork.	355.00	3.20	1,136.00
AH	E-mail correspondence with Matthew Kavanaugh and defense counsel, forwarding draft settlement agreement	800.00	0.10	80.00
07/15/2010				
MK	Drafting claim form and notice. Changing settlement agreement.	355.00	2.80	994.00
AH	E-mail correspondence with 'Epling, S. Fey', forwarding draft settlement agreement.	800.00	0.80	640.00
AH	Email to Louderback	800.00	0.30	240.00
07/17/2010				
AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov re notice of change of address.	800.00	0.10	80.00
07/20/2010				
AC	Reviewing documents-Reviewed 2010-07-19 Notice of Formation Meeting for Official Committee of Unsecured Creditors (notices).	125.00	0.10	12.50
AC	Reviewing documents-Reviewed 2010-07-14 Order Setting Assessment Conference (orders).	125.00	0.10	12.50
AH	Drafting documents -- Jennifer papers re BK and creditors committee.	800.00	0.20	160.00
AH	Notice of formation meeting for Creditores Committee.	800.00	0.10	80.00
07/21/2010				
MK	Reviewing email from DH.	355.00	0.10	35.50
AC	Reviewing documents-Reviewed 2010-07-20 Amended Hearing Agenda (pleadings).	125.00	0.10	12.50
AC	Reviewing documents-Reviewed 2010-07-19 Notice of Chp. 11 Filing and of First day Motion (pleadings).	125.00	0.10	12.50

		Rate	Hours	
AC	Reviewing documents-Reviewed 2010-07-20 Limited Power of Attorney.	125.00	0.10	12.50
AH	E-mail correspondence with Duedall, Mark I.	800.00	0.10	80.00
AH	E-mail correspondence with David S. Harris re mediation for appeal.	800.00	0.10	80.00
AH	E-mail correspondence with Duedall, Mark I.	800.00	0.10	80.00
AH	Notice of Formation Meeting	800.00	0.10	80.00
AH	E-mail correspondence with Rawlins, Justin E. re first day hearing	800.00	0.10	80.00
AH	E-mail correspondence with Duedall, Mark I.	800.00	0.10	80.00
AH	E-mail correspondence with William M. Silverman re firm rates.	800.00	0.10	80.00
07/22/2010				
AH	E-mail correspondence with Bernstein, Scott H.	800.00	0.10	80.00
AH	Telephone call to Scott H. Bernstein - Spoke --- Discuss Committee matters. He has our proxy.	800.00	0.10	80.00
AH	E-mail correspondence with 'Nathan, Bruce S.	800.00	0.10	80.00
AH	E-mail correspondence regarding trustees.	800.00	0.10	80.00
AH	E-mail correspondence with Bernstein, Scott H. re hearing, tomorrow.	800.00	0.10	80.00
AH	E-mail correspondence with William M. Silverman	800.00	0.10	80.00
AH	E-mail correspondence with William M. Silverman	800.00	0.10	80.00
AH	E-mail correspondence with Nathan, Bruce S. re Chapter 11.	800.00	0.10	80.00
07/23/2010				
AH	E-mail correspondence with Neeley, Stacia re committee meeting, next week.	800.00	0.10	80.00
AH	E-mail correspondence with Donnell, Jim	800.00	0.10	80.00
07/24/2010				
AH	E-mail correspondence regarding past Jennifer conduct.	800.00	0.10	80.00

		Rate	Hours	
07/25/2010				
AH	E-mail correspondence with Khodorovsky, Nazar (USTP) forwarding Notice of Appointment and letter re duties.	800.00	0.10	80.00
AH	E-mail correspondence with Duedall, Mark I.	800.00	0.10	80.00
07/26/2010				
AC	Reviewing documents-Reviewed 2010-07-20 Notice of Appearance and Demand for Notices and Papers.	125.00	0.10	12.50
AH	Email regarding bankruptcy issues.	800.00	0.80	640.00
AH	E-mail correspondence with Dan Greene re committee call on Wed.	800.00	0.10	80.00
AH	E-mail correspondence with David Hansfield	800.00	0.10	80.00
AH	E-mail correspondence with Wilson, Eric R.	800.00	0.10	80.00
AH	E-mail correspondence with Duedall, Mark I.	800.00	0.10	80.00
AH	E-mail correspondence with Carr, James	800.00	0.10	80.00
AH	E-mail correspondence with Albert Chang, forwarding request for Notice.	800.00	0.10	80.00
07/27/2010				
AH	E-mail correspondence with Lisa Owen re electronic service.	800.00	0.10	80.00
AH	E-mail correspondence with Lisa Owen.	800.00	0.10	80.00
AH	E-mail correspondence with Lisa Owen re request for notice.	800.00	0.10	80.00
MK	Reviewing emails regarding bankruptcy procedures and affiliated counsel. Reviewing CAND email re notice of appeal.	355.00	0.60	213.00
07/28/2010				
LO	Research EMCF for U.S. Bankruptcy Court in Southern New York.	550.00	0.30	165.00
LO	Correspondence with Alan Harris, David Harris and Matthew re EMCF and Pro Hac Vice Motion. E-mailed forms.	550.00	0.10	55.00
LO	Drafting documents Motion for Pro Hac Vice, Order and EMCF application for Alan Harris.	550.00	1.00	550.00
LO	Telephone conference with Matthew			

		Rate	Hours	
	re Pro Hac Vice vs becoming licensed in New York.	550.00	0.10	55.00
LO	Telephone conference with Alan Harris re Pro Hac Vice application and EMCF application.	550.00	0.10	55.00
AH	E-mail correspondence with Neeley, Stacia re supplemental materials from FTI.	800.00	0.10	80.00
AH	E-mail correspondence with kim cockerham re Klausner participation in conf call.	800.00	0.10	80.00
AH	E-mail correspondence with Lisa Owen	800.00	0.10	80.00
AH	E-mail correspondence with Lisa Owen re pro hac vice app	800.00	0.10	80.00
AH	E-mail correspondence with ECF-CAND@cand.uscourts.gov re order dismissing case	800.00	0.10	80.00
AH	E-mail correspondence with Neeley, Stacia re settlement with Bank.	800.00	0.10	80.00
AH	E-mail correspondence with Lisa Owen.	800.00	0.10	80.00
AH	E-mail correspondence with Lisa Owen re pro hac vice application	800.00	0.10	80.00
MK	Reviewing proposed settlement with credit card co in bankruptcy.	355.00	0.50	177.50
MK	Reviewing email from Lisa re Bankruptcy court notices.	355.00	0.10	35.50
MK	Discussion with Lisa re pro hac vice application for New York bankruptcy court.	355.00	0.10	35.50
MK	Conversation with DAH and DH re options in bankruptcy.	355.00	0.20	71.00
07/29/2010				
AH	E-mail correspondence with Lisa Owen re notary expense.	800.00	0.10	80.00
AH	E-mail correspondence with Lisa Owen re pro hac vice.	800.00	0.10	80.00
AH	E-mail correspondence with Carr, James.	800.00	0.10	80.00
AH	E-mail correspondence with Richard Storrs.	800.00	0.10	80.00
AH	E-mail correspondence with Carr, James.	800.00	0.10	80.00
AH	E-mail correspondence with Dan Greene.	800.00	0.10	80.00
AH	E-mail correspondence with Wilson, Eric R. re Committee issues.	800.00	0.10	80.00
AH	E-mail correspondence with David S.			

		Rate	Hours	
	MK	800.00	0.10	80.00
		355.00	1.50	532.50
07/30/2010				
	AC			
		125.00	0.10	12.50
	AC	125.00	1.40	175.00
08/02/2010				
	AH			
		800.00	0.20	160.00
08/03/2010				
	JR			
		475.00	0.30	142.50
	AH	800.00	0.10	80.00
	AH	800.00	0.10	80.00
	AH	800.00	0.10	80.00
	AH	800.00	0.10	80.00
08/04/2010				
	AC			
		125.00	0.10	12.50
	AC	125.00	0.10	12.50
	AH	800.00	0.10	80.00
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
08/05/2010				
	AC			

		Rate	Hours	
	Court in New York and mailed out proof of service.	125.00	2.30	287.50
MK	Conversation with clerk. Discussion with Dale Alan Harris regarding same.	355.00	0.10	35.50
AH	Conversation with Matthew Kavanaugh.	800.00	0.10	80.00
08/06/2010				
AH	E-mail correspondence with Lieberman, Seth H.	800.00	0.10	80.00
AH	E-mail correspondence with Adams, Jason.	800.00	0.10	80.00
AH	E-mail correspondence with Kim Cockerham.	800.00	0.10	80.00
08/08/2010				
AH	E-mail correspondence with Jay P. Chip Auwerter.	800.00	0.10	80.00
08/09/2010				
AH	E-mail correspondence with Adams, Jason re US Trustee denies request to add Mengnu to committee.	800.00	0.10	80.00
08/10/2010				
AH	E-mail correspondence with Pedro Garcia.	800.00	0.10	80.00
AH	E-mail correspondence with Adams, Jason re todays hearing.	800.00	0.10	80.00
AH	E-mail correspondence with Richard Storrs.	800.00	0.10	80.00
AH	E-mail correspondence with Lisa Owen.	800.00	0.10	80.00
MK	Reviewing emails re bankruptcy.	355.00	0.30	106.50
08/11/2010				
AC	Reviewed bankruptcy documents.	125.00	0.50	62.50
AH	E-mail correspondence with Dan Greene re conf call.	800.00	0.10	80.00
AH	E-mail correspondence with David Hansfield.	800.00	0.10	80.00
AH	E-mail correspondence with Ganti, Narendra.	800.00	0.10	80.00
AH	E-mail correspondence with Dennis Bjorklund.	800.00	0.10	80.00
AH	E-mail correspondence with Richard Storrs.	800.00	0.10	80.00
AH	E-mail correspondence with Adams, Jason.	800.00	0.10	80.00

			Rate	Hours	
08/12/2010					
	AH	DAH-Conference call re Jennifer BK.	800.00	1.10	880.00
	AH	E-mail correspondence with JAY P. Chip Auwerter	800.00	0.10	80.00
	AH	E-mail correspondence with Adams, Jason	800.00	0.10	80.00
08/13/2010					
	AC	Office matter - PT- Making Labels.	125.00	1.00	125.00
08/14/2010					
	AH	E-mail correspondence with Dennis Bjorklund.	800.00	0.10	80.00
08/16/2010					
	AH	Jennifer set conf 9th cir. - conference call with Faye Eppling, DSH, MK and mediator.	800.00	0.50	400.00
	AH	E-mail correspondence with David S. Harris re mediation	800.00	0.10	80.00
	MK	Email from DAH re call with 9th cir. mediator.	355.00	0.10	35.50
	MK	Email to DH re telephone conference.	355.00	0.10	35.50
	MK	Telephone conference with 9th cir mediator.	355.00	0.30	106.50
	MK	Reviewing ca9 email notification re order from mediator.	355.00	0.10	35.50
08/18/2010					
	AC	Reviewed bankruptcy agenda.	125.00	0.60	75.00
08/19/2010					
	AH	E-mail correspondence with Adams, Jason re liquidation analysis.	800.00	0.10	80.00
	AH	Email to committee members.	800.00	0.20	160.00
	AH	E-mail correspondence with Adams, Jason re payment to manufacturer.	800.00	0.10	80.00
	AH	E-mail correspondence with JAY P. Chip Auwerter	800.00	0.10	80.00
08/20/2010					
	AH	Mediation in Jennifer Order setting continued date from 9th cir - Review case file and prepare settlement demand.	800.00	0.30	240.00
	AH	Reviewing bankruptcy documents.	800.00	3.50	2,800.00
	MK	Discussion with DAH and DSH re bankruptcy. Reviewing Bankruptcy			

		Rate	Hours	
	docs. Reviewing emails from creditors committee.	355.00	1.40	497.00
08/27/2010				
AH	Drafting documents -- draft settlement agreement; mediation in SF.	800.00	12.00	9,600.00
AH	E-mail correspondence with JAY P. Chip Auwerter	800.00	0.10	80.00
08/30/2010				
AH	E-mail correspondence with Bollettino, Vikki re confidentiality agreement and projections.	800.00	0.10	80.00
MK	Telephone call to Jason Adams - Conference Call of committee members. Discussed status.	355.00	1.20	426.00
09/08/2010				
MK	Reviuwnng correspondence.	355.00	0.10	35.50
AH	E-mail correspondence with Adams, Jason.	800.00	0.10	80.00
09/09/2010				
AH	E-mail correspondence with Carr, James re Eisner audit retention.	800.00	0.10	80.00
09/10/2010				
MK	Discussion with DAH. Reviewing email from board re next meeting.	355.00	0.40	142.00
09/13/2010				
MK	Reviuwnng email from JC.	355.00	0.10	35.50
09/14/2010				
MK	Drafting email to defense counsel re settlement. Discussion with DAH re same.	355.00	0.20	71.00
MK	Research.	355.00	0.40	142.00
09/16/2010				
AH	Telephone call to Roxane G. Ashe - Spoke --- Discuss settlement.	800.00	0.10	80.00
09/20/2010				
MK	Committee conference call.	355.00	1.50	532.50
09/22/2010				
MK	Discussion with DAH re settlement.	355.00	0.10	35.50

		Rate	Hours	
	MK Telephone call to DW re settlement terms.	355.00	0.10	35.50
	AH E-mail correspondence with David Harris re proofs of claim.	800.00	0.10	80.00
	AH E-mail correspondence with David S. Harris re reorg.	800.00	0.10	80.00
	AH E-mail correspondence with Kim Cockerham.	800.00	0.10	80.00
	AH E-mail correspondence with Carr, James re agenda for Monday meeting. CC demands.	800.00	0.10	80.00
09/24/2010				
	AH E-mail correspondence with Carr, James re Committee counteroffer.	800.00	0.10	80.00
	AH E-mail correspondence with Carr, James re secured lender's liquidation analysis.	800.00	0.10	80.00
	AH E-mail correspondence with Adams, Jason re committee call on Monday.	800.00	0.10	80.00
09/27/2010				
	MK Discussion with DAH. Correspondence with defense counsel re settlement agreement. Reviewing timeline and forwarding email to defense counsel re same.	355.00	0.50	177.50
	MK Reviewing email from defense counsel.	355.00	0.10	35.50
09/28/2010				
	MK Reviewing docs. Corresponding with defense counsel via email re mediator and settlement.	355.00	0.30	106.50
	MK Reviewing email from DW.	355.00	0.10	35.50
	MK Telephone call with LO re claim.	355.00	0.20	71.00
	MK Reviewing damages analysis.	355.00	0.30	106.50
	LO Drafting documents Class Proof of Claim , Harris & Ruble Proof of Claim, and Proof of Claim for Ms. Combs. Reviewing documents for same.	550.00	5.00	2,750.00
	AC Reviewing documents-Reviewed 2010-08-09 Motion for Admission to Practice (pleadings).	125.00	0.10	12.50
	AH E-mail correspondence with Lisa Owen and DSH re proof of claim.	800.00	0.10	80.00
	AH E-mail correspondence with Matthew Kavanaugh re class proof of claim.	800.00	0.10	80.00

			Rate	Hours	
09/29/2010					
	MK	Reviewing email from DYW.	355.00	0.10	35.50
	MK	Reviewing settlement agreement. Drafting redline.	355.00	1.50	532.50
	AH	E-mail correspondence with Matthew Kavanaugh and counsel for individual defendants in Jennifer II, forwarding our draft of agreement.	800.00	0.40	320.00
	AH	E-mail correspondence with Wolnerman, David Y.	800.00	0.10	80.00
09/30/2010					
	MK	Reviewing email correspondence from defense counsel. Discussion with DAH re counter.	355.00	0.40	142.00
	MK	Reviewing email from defense counsel re settlement.	355.00	0.10	35.50
	MK	Reviewing settlement agreement. Drafting redline.	355.00	1.50	532.50
10/01/2010					
	MK	Reviewing correspondence between counsel.	355.00	0.30	106.50
10/03/2010					
	AH	E-mail correspondence with Michael Fox re settlement.	800.00	0.10	80.00
10/04/2010					
	AH	E-mail correspondence with Matthew Kavanaugh AND defense counsel BK re settlement.	800.00	0.10	80.00
	MK	Discussion with DAH and DH re approach to bankruptcy. Reviewing Metro Fulfillment and email to DH re same.	355.00	0.40	142.00
	MK	Reviewing email from DYW re settlement.	355.00	0.10	35.50
	MK	Email to DSH re conference call.	355.00	0.10	35.50
10/07/2010					
	AH	Telephone call to David Wolnerman regarding settlement.	800.00	0.10	80.00
10/08/2010					
	AH	Telephone call to David Wolnerman regarding settlement.	800.00	0.20	160.00
	AH	Email to DSH and MK re committee call on Monday and projections.	800.00	0.10	80.00

		Rate	Hours		
	AH	E-mail correspondence with David Harris;Matthew Kavanaugh.	800.00	0.10	80.00
	AH	E-mail correspondence with Matthew Kavanaugh.	800.00	0.10	80.00
	MK	Telephone call with defense counsel and DAH re settlement.	355.00	0.20	71.00
	MK	Reviewing docs. Reviewing email. Discussion with DAH re appeal.	355.00	0.40	142.00
	MK	Reviewing email from Dah. Discussion re settlement.	355.00	0.30	106.50
	AH	Discussion with Matthew Kavanaugh.	800.00	0.30	240.00
10/11/2010	AH	E-mail correspondence with Adams, Jason.	800.00	0.10	80.00
	MK	Reviewing email correspondence between committee members re counter proposals.	355.00	0.30	106.50
10/12/2010	AH	E-mail correspondence with Carr, James.	800.00	0.10	80.00
	AH	E-mail correspondence with Jay P. Chip Auwerter.	800.00	0.10	80.00
	AH	E-mail correspondence with Adams, Jason re proposed term sheet.	800.00	0.10	80.00
	MK	Discussion with DAH.	355.00	0.20	71.00
	MK	Reviewing email re committee.	355.00	0.10	35.50
	AH	Conversation with Matthew Kavanaugh.	800.00	0.20	160.00
10/13/2010	AH	E-mail correspondence with Carr, James and Menghu re counter proposal to M.	800.00	0.10	80.00
10/14/2010	AH	E-mail correspondence with Wolnerman, David Y. re settlement discussion.	800.00	0.10	80.00
	AH	E-mail correspondence with 'Wolnerman, David Y.' re settlement discussions, next Tuesday.	800.00	0.10	80.00
	MK	Reviewing email from DAH re conference call.	355.00	0.10	35.50
	MK	Reviewing email from Wolnerman re settlement call.	355.00	0.10	35.50
10/15/2010	AH	E-mail correspondence with Carr,			

		Rate	Hours	
	James.	800.00	0.10	80.00
AH	E-mail correspondence with Claudia Cositore.	800.00	0.10	80.00
AH	E-mail correspondence with A Barrett.	800.00	0.10	80.00
AH	E-mail correspondence with Wolnerman, David Y.	800.00	0.10	80.00
AH	E-mail correspondence with Carr, James.	800.00	0.20	160.00
MK	Reviewing email from committee. Reviewing counter settlement proposal.	355.00	0.30	106.50
MK	Reviewing email from D. Wolnerman re settlement call.	355.00	0.10	35.50
MK	Reviewing email from A Barrett.	355.00	0.10	35.50
MK	Reviewing email from Richard Storrs.	355.00	0.10	35.50
MK	Reviewing email from Claudia Cositore re proposal.	355.00	0.10	35.50
10/18/2010				
MK	Committee conference call. Discussed proposed settlement.	355.00	1.10	390.50
MK	Discussion with DAH re magnu proposal.	355.00	0.10	35.50
MK	Drafting email to committee regarding proposal.	355.00	0.10	35.50
MK	Reviewing eamil from J Carr re Magnue proposal.	355.00	0.10	35.50
10/19/2010				
AH	E-mail correspondence with Wolnerman, David Y. re upcoming settlement discussion.	800.00	0.10	80.00
AH	Telephone call to David Wolnerman - Spoke --- I make settlement proposal to BK counsel, with Fox and MK on phone.	800.00	0.40	320.00
AH	E-mail correspondence with 'Wolnerman, David Y.' Matthew Kavanaugh re settlement.	800.00	0.10	80.00
MK	Telephone call from David Wolnerman - Conference Call --- With Fox and DAH. Discuss settlement.	355.00	0.40	142.00
MK	Reviewing email from Wolnerman re conference call.	355.00	0.10	35.50
MK	Reviewing email from DAH to Wolnerman re conference call.	355.00	0.10	35.50
MK	Reviewing email from DAH.	355.00	0.10	35.50
MK	Conference call with DAH and DSH re			

		Rate	Hours	
	approach to claim in bankruptcy.	355.00	0.20	71.00
10/20/2010				
AH	Email to DSH and MK re claims.	800.00	0.10	80.00
AH	E-mail correspondence with David S. Harris and MK re claim.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh re proofs of claim.	800.00	0.10	80.00
AH	E-mail correspondence with Adams, Jason Committee Members.	800.00	0.30	240.00
MK	Reviewing email from DAH. Reviewing Motion to Extend Deadline, Motion to Extend Exclusivity, and Application to Employ Tax Professionals.	355.00	0.60	213.00
MK	Discussion with DAH.	355.00	0.10	35.50
10/22/2010				
AH	E-mail correspondence with Matthew Kavanaugh re proofs of claim	800.00	0.30	240.00
MK	Reviewing email for Dale Alan Harris.	355.00	0.20	71.00
10/23/2010				
AH	Work on claims and send them to Court for filing.	800.00	4.00	3,200.00
10/25/2010				
AH	E-mail correspondence with Carr, James. regarding Mengnu's Response.	800.00	0.10	80.00
AH	E-mail correspondence with Carr, James.	800.00	0.10	80.00
AH	E-mail correspondence with Dennis Bjorklund.	800.00	0.10	80.00
AH	E-mail correspondence with Jay P. Chip Auwerter.	800.00	0.10	80.00
MK	Reviewing explanation of Magnu counter from J Carr.	355.00	0.20	71.00
MK	Reviewing email from Chip re counteroffer.	355.00	0.10	35.50
MK	Reviewing email from James Carr re Chip explanation.	355.00	0.10	35.50
MK	Reviewing email from DSH.	355.00	0.10	35.50
MK	Committee call. Agreed upon Mangnu counter.	355.00	0.80	284.00
MK	Discussion with DAH about committee cal.	355.00	0.10	35.50
MK	Discussion with DAH re claim.	355.00	0.10	35.50

		Rate	Hours	
10/29/2010				
	MK			
	MK	355.00	0.20	71.00
	MK	355.00	0.20	71.00
11/01/2010				
	AH			
	AH	800.00	0.10	80.00
	AH	800.00	0.10	80.00
	AH	800.00	0.10	80.00
11/02/2010				
	MK			
	MK	355.00	0.20	71.00
	MK	355.00	0.20	71.00
	MK	355.00	0.10	35.50
11/04/2010				
	MK			
	MK	355.00	0.20	71.00
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
	AH	800.00	0.10	80.00
11/05/2010				
	MK			
	MK	355.00	0.50	177.50
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
	AH	800.00	0.10	80.00
11/08/2010				
	MK	355.00	0.10	35.50

		Rate	Hours		
	MK	Reviewing email from David Wolnerman.	355.00	0.10	35.50
	MK	Discussion with Dah re conversation with Wolnerman.	355.00	0.10	35.50
	MK	Conference call with committee.	355.00	0.80	284.00
	MK	Reviewing email from DAH re term sheet and committee call.	355.00	0.10	35.50
	AH	Email to Matthew Kavanaugh.	800.00	0.10	80.00
11/09/2010					
	MK	Discussion with DAH re Wolnerman call today.	355.00	0.10	35.50
	MK	Telephone call from David Wolnerman - Conference Call with DAH.	355.00	0.20	71.00
	AH	Call with Wolnerman.	800.00	0.20	160.00
11/10/2010					
	MK	Correspondence with Wolnerman re settlement. Discussion with DAH re same,	355.00	0.30	106.50
	AH	Discussion with Matthew Kavanaugh.	800.00	0.10	80.00
11/12/2010					
	MK	Reviewing email from Jason Adams. Reviewing Joint Chapter 11 Plan of Reorg draft. Reviewing Draft Disclosure Statement.	355.00	1.20	426.00
	MK	Reviewing email from Claudia Cositore re conference call.	355.00	0.10	35.50
11/15/2010					
	MK	Committee conference call.	355.00	0.70	248.50
11/16/2010					
	MK	Telephone call from David Wolnerman - Spoke --- He wants us to draft the settlement agreement. We will get it to him by Thursday.	355.00	0.10	35.50
	MK	Reviewing email from Wolnerman and draft proposal to committee.	355.00	0.40	142.00
	MK	Reviewing email from DAH re settlement agreement.	355.00	0.10	35.50
	MK	Drafting email to DAH.	355.00	0.10	35.50
	MK	Discussion with Dale Alan Harris regarding drafting settlement agreement.	355.00	0.10	35.50
	AH	E-mail correspondence with Matthew Kavanaugh re settlement	800.00	0.10	80.00

		Rate	Hours	
11/17/2010				
	MK			
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
	MK			
	MK	355.00	0.10	35.50
	AH	355.00	0.10	35.50
		800.00	0.10	80.00
11/18/2010				
	MK			
	MK	355.00	0.60	213.00
	MK	355.00	5.00	1,775.00
	MK	355.00	0.10	35.50
	MK	355.00	0.10	35.50
11/19/2010				
	MK			
	MK	355.00	0.30	106.50
	MK	355.00	0.10	35.50
	MK			
	MK	355.00	0.10	35.50
		355.00	0.10	35.50
11/23/2010				
	MK			
	MK	355.00	0.10	35.50
	MK	355.00	0.20	71.00
	MK	355.00	0.10	35.50
11/24/2010				
	MK			
		355.00	0.10	35.50
11/29/2010				
	MK			
	MK	355.00	0.30	106.50
	MK			
		355.00	0.10	35.50
12/01/2010				
	MK			
		355.00	0.20	71.00
	MK			
		355.00	0.20	71.00
	MK			

		Rate	Hours	
	Reviewing Interim DIP Order and DIP Agreement.	355.00	0.70	248.50
AH	E-mail correspondence with Matthew Kavanaugh and DSH, forwarding draft settlement agreement (.1); draft same.	800.00	0.90	720.00
12/02/2010				
MK	Reviewing email from DAH.	355.00	0.10	35.50
MK	Reviewing settlement agreement. Drafting email to DAH and DSH re same	355.00	0.50	177.50
MK	Reviewing email from Wolnerman.	355.00	0.10	35.50
12/06/2010				
MK	Reviewing email from Jason Adams. Reviewing Motion for Approval of the Assumption of Executory Contracts with Licensor.	355.00	0.80	284.00
12/13/2010				
MK	Reviewing email from Jason Adams. Reviewing UCC cashflow report.	355.00	0.40	142.00
MK	Reviewing email from DAH re settlement.	355.00	0.10	35.50
MK	Committee Call.	355.00	0.90	319.50
AH	E-mail correspondence with Adams, Jason.	800.00	0.10	80.00
AH	E-mail correspondence with Wolnerman, David Y. re settlement.	800.00	0.10	80.00
12/14/2010				
MK	Reviewing filings re bankruptcy.	355.00	1.60	568.00
MK	Discussion with DAH and DSH re mediation and appeal.	355.00	0.10	35.50
AH	Telephone call to Roxane G. Ashe - Voice Mail.	800.00	0.10	80.00
12/15/2010				
MK	Telephone call to David Wolnerman - Voice Mail.	355.00	0.10	35.50
MK	Drafting agreement.	355.00	1.30	461.50
MK	Corresponding with counsel.	355.00	0.10	35.50
MK	Reviewing email from Wolnerman.	355.00	0.10	35.50
AH	E-mail correspondence with Matthew Kavanaugh and defense counsel, forwarding settlement draft.	800.00	0.10	80.00
12/16/2010				
MK	Discussion with DAH.	355.00	0.10	35.50

		Rate	Hours	
MK	Telephone call from David Wolnerman - Conference Call --- Telephone conference with Wolnerman and DAH.	355.00	0.30	106.50
MK	Reviewing email from defense counsel.	355.00	0.10	35.50
MK	Reviewing email from DAH.	355.00	0.10	35.50
AH	Telephone call to David Wolnerman - Spoke --- Discuss proposed settlement with MK on phone.	800.00	0.30	240.00
AH	E-mail correspondence with Wolnerman, David Y.	800.00	0.10	80.00
AH	E-mail correspondence with 'Wolnerman, David Y. ';Matthew Kavanaugh re settlement.	800.00	0.10	80.00
AH	E-mail correspondence with Wolnerman, David Y. re settlement.	800.00	0.10	80.00
12/17/2010				
MK	Reviewing email from defense counsel.	355.00	0.10	35.50
MK	Discussion with DAH.	355.00	0.10	35.50
MK	Conference call with DAH and Wolnerman.	355.00	0.20	71.00
MK	Reviewing CA9 email from 9th circuit re extension of time to dismiss or take further action.	355.00	0.10	35.50
MK	Reviewing US Trustee Objection. Reviewing Jennifer disclosure statement. Reviewing TMCC objection. Reviewing amended joint chapter 11 plan of reorg. Reviewing email from Jason Adams re same.	355.00	1.80	639.00
MK	Finalizing settlement agreement. Discussion with DAH re same. Email to counsel	355.00	1.30	461.50
AH	E-mail correspondence with Matthew Kavanaugh and BK counsel re settlement.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh and defense counsel. Later, conference call with them re settlement.	800.00	0.30	240.00
AH	E-mail correspondence with Wolnerman, David Y.	800.00	0.10	80.00
12/21/2010				
MK	Telephone call to David Wolnerman - Conference Call --- With Fox. Discussed agreement.	355.00	0.40	142.00
MK	Telephone call from David Wolnerman			

		Rate	Hours	
	- Spoke --- He is working on the agreement.	355.00	0.10	35.50
MK	Discussion with DAH.	355.00	0.10	35.50
12/22/2010				
MK	Finalizing settlement agreement. Corresponding with counsel re same. Discussions with DAH and DSH re same.	355.00	2.20	781.00
MK	Reviewing email from Jason Adams. Reviewing Final Disclosure Statement Order and Amended Plan and DS.	355.00	0.70	248.50
AH	E-mail correspondence with Wolnerman, David Y. re settlement.	800.00	0.10	80.00
12/23/2010				
AH	Email to DWolnerman@olshanlaw.com, forwarding case law.	800.00	0.10	80.00
AH	E-mail correspondence with Wolnerman, discovery regarding Metro Fulfillment, Inc.	800.00	0.10	80.00
AH	Research regarding same.	800.00	0.50	400.00
12/27/2010				
MK	Call to defense counsel re settlement.	355.00	0.10	35.50
MK	Discussion with DAH.	355.00	0.10	35.50
AH	Telephone call to David Wolnerman - Voice Mail.	800.00	0.10	80.00
12/28/2010				
MK	Telephone call from David Wolnerman.	355.00	0.30	106.50
MK	Drafting preliminary approval paperwork.	355.00	5.80	2,059.00
MK	Discussion with Dah and DSH.	355.00	0.30	106.50
MK	Telephone call with JMS.	355.00	0.10	35.50
12/29/2010				
MK	Telephone call from David Wolnerman - Spoke ---	355.00	0.10	35.50
MK	Telephone call from David Wolnerman - Spoke --- Discussed issues with draft settlement agreement and order.	355.00	0.20	71.00
MK	Telephone call to David Wolnerman - Left Message.	355.00	0.10	35.50
MK	Finalizing settlement terms and reviewing agreements. Corresponding			

		Rate	Hours	
	with DSH and client re settlement agreement.	355.00	1.50	532.50
12/30/2010				
	MK Finalizing settlement.	355.00	1.70	603.50
	AH E-mail correspondence with Wolnerman, David Y. re settlement.	800.00	0.10	80.00
	AH Telephone call to David Wolnerman - Spoke --- Discuss settlement.	800.00	0.20	160.00
	AH E-mail correspondence with J. Michael Solano.	800.00	0.10	80.00
	AH E-mail correspondence with 'Wolnerman, David Y. ';Matthew Kavanaugh.	800.00	0.10	80.00
	AH E-mail correspondence with Matthew Kavanaugh and defense counsel re opt out provision.	800.00	0.10	80.00
	AH E-mail correspondence with Wolnerman, David Y.	800.00	0.10	80.00
01/03/2011				
	MK Committee Call.	355.00	0.50	177.50
01/07/2011				
	MK Reviewing email from Jason Adams. Reviewing Ashley Objections. Reviewing UCC report.	355.00	0.60	213.00
01/12/2011				
	MK Reviewing email from Jason Adams. Reviewing Debtor's reply to Objection. Reviewing Committee Statement. Reviewing Megnue Joinder in Motion to Assume.	355.00	0.80	284.00
	AH E-mail correspondence with Adams, Jason re Ashley trademark issue.	800.00	0.10	80.00
01/19/2011				
	MK Telephone call to David Wolnerman - Voice Mail.	355.00	0.10	35.50
	MK Reviewing email from DSH.	355.00	0.10	35.50
	AH E-mail correspondence with David S. Harris re claims.	800.00	0.10	80.00
01/20/2011				
	MK Telephone call from David Wolnerman - Spoke --- He will get me signed copies of the agreement.	355.00	0.10	35.50
	MK Telephone call to David Wolnerman.	355.00	0.10	35.50
	MK Telephone call to Court Call.	355.00	0.20	71.00

		Rate	Hours	
	MK			
	MK	355.00	0.10	35.50
	MK	355.00	0.30	106.50
	AH			
		800.00	0.10	80.00
01/21/2011				
	MK			
		355.00	0.10	35.50
01/24/2011				
	MK			
		355.00	0.20	71.00
	MK			
		355.00	0.50	177.50
	AH	800.00	3.50	2,800.00
01/25/2011				
	AH			
		800.00	0.40	320.00
01/27/2011				
	AH			
		800.00	0.10	80.00
	AH			
		800.00	0.10	80.00
	AH			
		800.00	0.10	80.00
01/31/2011				
	AH			
		800.00	0.10	80.00
	AH			
		800.00	0.10	80.00
	AH			

		Rate	Hours	
	settlement issues; mailing notice.	800.00	0.10	80.00
AH	E-mail correspondence with 'Nadritch, Jordanna L.' re date for final approval hearing and Notice issues.	800.00	0.10	80.00
AH	E-mail correspondence with Nadritch, Jordanna L..Alan The Court entered an order on Friday evening and set the final hearing as May 27, 2011 at 10:00 a.m. (EST).	800.00	0.10	80.00
AH	E-mail correspondence with David S. Harris.	800.00	0.10	80.00
AH	E-mail correspondence with 'Nadritch, Jordanna L. regarding the names of class members.	800.00	0.10	80.00
MK	Reviewing email from Jason regarding confirmatiion hearing.	355.00	0.10	35.50
MK	Reviewing email from DAH.	355.00	0.10	35.50
MK	Reviewing email from Dale Alan Harris.	355.00	0.10	35.50
02/03/2011				
AH	E-mail correspondence with 'Wolnerman, David Y.';Matthew Kavanaugh re class mailing and class list.	800.00	0.10	80.00
AH	E-mail correspondence with David Harris.	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh.	800.00	0.10	80.00
02/04/2011				
AH	E-mail correspondence with David S. Harris.	800.00	0.10	80.00
AH	E-mail correspondence with David S. Harris.	800.00	0.10	80.00
02/05/2011				
AH	E-mail correspondence with David S. Harris and client re settlement.	800.00	0.10	80.00
02/07/2011				
MK	Reviewing email from James Car.	355.00	0.20	71.00
MK	Reviewing Memo decision allowing assumption fo TM usage.	355.00	0.60	213.00
MK	Discussion with DB re mailing list.	355.00	0.10	35.50
02/08/2011				
AH	E-mail correspondence with			

		Rate	Hours	
	Wolnerman, David Y.	800.00	0.10	80.00
02/09/2011				
AH	E-mail correspondence with Adams, Jason re entry of confirmation order.	800.00	0.10	80.00
AH	Email to David Wolnerman.	800.00	10.90	8,720.00
AH	E-mail correspondence with Dennis Bjorklund.	800.00	0.10	80.00
02/10/2011				
AH	Mail Notices.	800.00	0.30	240.00
MK	Claims administration.	355.00	4.60	1,633.00
02/11/2011				
AH	E-mail correspondence with Dennis Bjorklund.	800.00	0.10	80.00
AH	E-mail correspondence with Dennis Bjorklund.	800.00	0.10	80.00
02/12/2011				
AH	E-mail correspondence with Dennis Bjorklund.	800.00	0.10	80.00
02/14/2011				
AH	E-mail correspondence with Adams, Jason.	800.00	0.10	80.00
02/16/2011				
MK	Telephone calls with class members re settlement.	355.00	0.60	213.00
02/18/2011				
AH	E-mail correspondence with Matthew Kavanaugh.	800.00	0.10	80.00
02/22/2011				
MK	Committee call.	355.00	0.80	284.00
02/24/2011				
DZ	Telephone conference with inquiring Class Members re settlement.	430.00	0.30	129.00
02/25/2011				
AH	E-mail correspondence regarding review claim form.	800.00	0.10	80.00
02/26/2011				
AH	E-mail correspondence regarding administration, receipt of claim			

		Rate	Hours	
	forms.	800.00	0.10	80.00
03/01/2011				
AH	E-mail correspondence with Wolnerman, David Y. re withdrawal of appeal.	800.00	0.10	80.00
AH	E-mail correspondence with David Harris re appeal.	800.00	0.20	160.00
03/10/2011				
AH	E-mail correspondence regarding claim.	800.00	0.10	80.00
03/18/2011				
MK	Telephone call with claimant.	355.00	0.80	284.00
03/21/2011				
MK	Reviewing CA9 email.	355.00	0.10	35.50
03/22/2011				
MK	Telephone call with potential settling class members.	355.00	0.20	71.00
03/24/2011				
MK	Telephone call with class member re claims.	355.00	0.30	106.50
AH	E-mail correspondence with Matthew Kavanaugh	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh	800.00	0.10	80.00
AH	E-mail correspondence with Matthew Kavanaugh	800.00	0.10	80.00
MK	Email with Dale Alan Harris.	355.00	0.10	35.50
03/25/2011				
MK	Discussion with DAH. Preparing request for dismissal. Filing.	355.00	0.80	284.00
MK	Telephone call with potential claimant re questions about settlement.	355.00	0.20	71.00
MK	Telephone call with potential class members.	355.00	0.20	71.00
03/28/2011				
MK	Reviewing email from CACD. Order dismissing appeal.	355.00	0.20	71.00
04/11/2011				
MK	Reviewing documents. Determining dates of disbursements. Emailing			

		Rate	Hours	
	Carr re same.	355.00	0.40	142.00
04/20/2011				
	MK Reviewing email from James Carr re disbursements.	355.00	0.20	71.00
	MK Drafting email to alan re payment of claims.	355.00	0.10	35.50
04/23/2011				
	AH E-mail correspondence with Matthew Kavanaugh.	800.00	0.10	80.00
04/27/2011				
	MK Reviewing email from DAH re final approval.	355.00	0.10	35.50
	MK Drafting final approval paperwork.	355.00	4.50	1,597.50
	AH Legal research and drafting motion for final approval.	800.00	1.50	1,200.00
	MK Reviewing time entries.	355.00	0.80	284.00
04/28/2011				
	AH Legal research and drafting re settlement.	800.00	2.10	1,680.00
	MK Drafting Final Approval paperwork	355.00	5.20	1,846.00
	MK Telephone call to David Wolnerman - Voice Mail ---	355.00	0.10	35.50
	MK Drafting email to Wolnerman.	355.00	0.10	35.50
	MK Drafting email to Wolnerman.	355.00	0.10	35.50
	MK Reviewing email from DB re payment of fees. Drafting repsonse.	355.00	0.10	35.50
	MK Researching NY Bankruptcy Court filing procedures.	355.00	0.30	106.50
	MK Telephone call to DAH. Left Message.	355.00	0.10	35.50
04/29/2011				
	MK Reviewing email from Wolnerman.	355.00	0.10	35.50
	MK Telephone call with Wolnerman re final approval.	355.00	0.20	71.00
	MK Email to DAH re discussion with Wolnerman.	355.00	0.10	35.50
	MK Drafting final paperwork.	355.00	1.50	532.50
05/04/2011				
	MK Reviewing email from Wolnerman.	355.00	0.10	35.50
05/06/2011				
	MK Reviewing docs. Drafting final approval papers.	355.00	0.80	284.00

		Rate	Hours	
05/09/2011				
	DAB Telephone call with class member.	210.00	0.10	21.00
	MK Email to DAH re declaration in support of final approval.	355.00	0.10	35.50
	MK Reviewing email from Wolnerman re draft order.	355.00	0.10	35.50
	MK Drafting email to Wolnerman and DAH re draft order and declaration.	355.00	0.10	35.50
05/11/2011				
	MK Updating declaration and proposed order. Discussion with DAH about reviewing same.	355.00	0.40	142.00
	MK Drafting email to DAH re settlement.	355.00	0.10	35.50
05/12/2011				
	MK Reviewing email from Wolnerman.	355.00	0.10	35.50
	MK Drafting email to DAH.	355.00	0.10	35.50
	MK Discussion with DAH re time records.	355.00	0.10	35.50
	MK Discussion with DAH re declaration.	355.00	0.10	35.50
	MK Discussion with DAH. Reviewing records. Determining date of final settlement terms. Drafting email to DB re same.	355.00	0.50	177.50
	MK Reviewing email from DB re statements. Reviewing same.	355.00	0.20	71.00
05/13/2011				
	MK Drafting email to DAH re discussing declaration and order.	355.00	0.10	35.50
05/14/2011				
	AH E-mail correspondence with Wolnerman, David Y.	800.00	0.10	80.00
	AH Email to DWolnerman@olshanlaw.com.	800.00	0.20	160.00
05/17/2011				
	AH E-mail correspondence with Wolnerman regarding revised final order.	800.00	0.10	80.00
	AH Reviewing documents and drafting of Declaration for final approval.	800.00	0.40	320.00
	For Current Services Rendered		517.50	290,379.50

Recapitulation

Timekeeper	Hours	Rate	Total
Alan Harris	235.00	\$800.00	\$188,000.00

<u>Timekeeper</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
Lisa Owen	19.10	550.00	10,505.00
Jonathan Ricasa	1.10	475.00	522.50
David Zelenski	8.30	430.00	3,569.00
Mike Solano	1.80	125.00	225.00
Abigail Ameri Treanor	1.80	430.00	774.00
Priya Mohan	18.70	430.00	8,041.00
Matthew Kavanaugh	216.40	355.00	76,822.00
Dennis Bjorklund	0.10	210.00	21.00
Albert Chang	11.00	125.00	1,375.00
Audrey Hwang	4.20	125.00	525.00

Advances

08/31/2009	Lexis research - AHH - Lexis Billing Period 01-AUG-09 - 31- AUG - 09.	3.09
09/30/2009	Pacer - Quarterly Statement 7/1/9-9/30/9.	0.16
10/31/2009	Lexis research - Itemization of LexisNexis Online Charges Billing Period 01-Oct-09 - 31-Oct-09 Invoice No. 0910049232.	84.27
11/30/2009	Lexis research - Invoice No. 0911047961 Billing Period 01-Nov-09 - 30-Nov-09.	8.40
12/31/2009	Lexis research - Invoice No. 0912075213 Billing Period 01-Dec-09 - 31-Dec-09.	24.02
12/31/2009	Lexis research - Invoice No. 0912075213 Billing Period 01-Dec-09 - 31-Dec-09.	9.14
01/31/2010	Lexis research - Invoice 1001042220 Billing Period 01-Jan-10 - 31-Jan-10.	50.75
01/31/2010	Lexis research - Invoice 1001042220 Billing Period 01-Jan-10 - 31-Jan-10.	50.75
02/28/2010	Lexis research billing period 02/01/10 - 02/28/10.	11.00
02/28/2010	Lexis research billing period 02/01/10 - 02/28/10.	9.98
06/30/2010	Lexis research billing period 06/01/10 - 06/30/10.	8.46
06/30/2010	Lexis research billing period 06/01/10 - 06/30/10.	9.51
07/31/2010	Lexis research - Billing Period July 1, 2010 to July 31, 2010. Invoice Number 1007037653, Invoice Date 7-31-10.	6.80
10/31/2010	Lexis research invoice 1010035056 billing period 10/01/10 - 10/31/10.	18.96
04/30/2011	Lexis research invoice 1104033425 for the billing period 04/01/11 - 04/30/11.	15.81
	Lexis research	<u>311.10</u>
01/17/2009	Copies - AHH - Ayisha Combs Retainer.	2.50
11/20/2009	Copies - DAH - www.sec.gov.	14.75

11/20/2009	Copies - DAH - www.sec.gov.	20.00
12/29/2009	Copies - MK - FAC.	7.75
05/20/2010	Copies - AH- prep for dep.	243.00
05/20/2010	Copies - AH- Combs v. Jennifer Convertibles.	8.00
06/05/2010	Copies - AH- Depo of Nimal De Dilva- Condensed.	59.25
06/11/2010	Copies - AH- Bamford_Cond.	47.50
10/23/2010	Copies -DAH.	51.75
01/24/2011	Copies -DAH.	34.25
03/02/2011	Copies - WG - Print out labels of addresses for claimants.	0.25
03/02/2011	Copies - Will Gonzalez - Mailing label.	0.25
	Copies	<u>489.25</u>
11/02/2009	Professional fee Payne & Fears LLP -Mediation.	2,500.00
05/26/2010	Professional fee -Atkinson Baker invoice A404F74 AA deposition of Brett Bamford.	995.26
05/31/2010	Professional fee Evelyn Carlson -Evaluation of payroll records and court documents.	700.00
	Professional fee	<u>4,195.26</u>
01/25/2011	Telephone conferencing - Court Call, LLC.	30.00
	Telephone	<u>30.00</u>
11/10/2009	Filing fee Secretary of State -Request for Statement of Infomation-Jennifer Management III, Ltd.	3.50
11/10/2009	Filing fee Secretary of State -Request for Information-Jennifer Mgmt.V, Ltd.	4.00
11/10/2009	Filing fee Secretary of State -Statement of Information request for Jennifer Mgmt IV Corp.	4.50
11/10/2009	Filing fee Secretary of State - Statement of Information request - Jennifer LP, III.	1.50
11/10/2009	Filing fee Secretary of State -Statement of Information request - Jennifer Convertibles V, LLC.	1.50
07/29/2010	Filing fee Clerk, U.S. Bankruptcy Court, SDNY -CM/ECF Application for password.	25.00
	Filing fee	<u>40.00</u>
11/30/2009	Research - West Information Charges Invoice #819604425 Billing Summary Nov 01, 2009 - Nov 30, 2009.	38.19
12/31/2009	Research - West Information Charges Invoice # 819805317 Dec 01, 2009 - Dec 31, 2009.	0.77
12/31/2009	Research - West Information Charges Invoice # 819805317 Dec 01, 2009 - Dec 31, 2009.	36.51
12/31/2009	Research - West Information Charges Invoice # 819805317 Dec 01, 2009 - Dec 31, 2009.	0.77
12/31/2009	Research - West Information Charges Invoice #	

12/31/2009	819805317 Dec 01, 2009 - Dec 31, 2009. Research - West Information Charges Invoice # 819805317 Dec 01, 2009 - Dec 31, 2009.	2.32 8.35
02/28/2010	Research -West Information Charges 02/01/10 - 02/28/10.	12.61
02/28/2010	Research -West Information Charges 02/01/10 - 02/28/10.	15.93
03/31/2010	Research -West Information Charges 03/01/10 - 03/31/10.	1.02
03/31/2010	Research Pacer for the period 01/01/10 - 03/31/10.	1.20
04/30/2010	Research West Information Charges Invoice 04/01/10 - 04/30/10.	25.41
04/30/2010	Research West Information Charges Invoice 04/01/10 - 04/30/10.	1.68
06/30/2010	Research -Pacer for the period 04/01/10 - 06/30/10.	0.32
07/31/2010	Research - West Information Charges Invoice, July 1, 2010- July 31, 2010. Invoice # 821105812.	0.62
09/30/2010	Research -West Information Charges Invoice 821483501 September 01, 2010 - September 30, 2010.	1.34
09/30/2010	Research -West Information Charges Invoice 821483501 September 01, 2010 - September 30, 2010.	15.08
09/30/2010	Research -Pacer invoice Q32010-HR0109 for the period 07/01/10 - 09/30/10.	2.16
	Research	<u>164.28</u>
05/21/2010	Court reporter A. Maggi Saunders & Associates -Deposition of Ayisha Combs.	581.00
	Court reporter	<u>581.00</u>
07/16/2009	Postage - LO - LCPAGA Letter.	15.50
11/27/2009	Postage - Postage Summary from October 28, 2009 to November 27, 2009.	2.81
02/27/2010	Postage - Postage Summary for January 28, 2010 to February 27, 2010.	0.61
03/27/2010	Postage Summary for February 28, 2010 to March 27, 2010.	0.61
05/27/2010	Postage - Stamps.com postage summary for April 28, 2010 - May 27, 2010.	1.05
06/27/2010	Postage Summary for May 28,2010 - June 27, 2010.	2.17
08/27/2010	Postage Summary for July 28, 2010 to August 27, 2010.	16.95
02/27/2011	Postage Summary for January 28, 2011 to February 27, 2011.	167.64
03/27/2011	Postage Summary for February 28, 2011 to March	

	27, 2011.	6.60
04/27/2011	Postage Summary for March 28, 2011 to April 27, 2011.	0.44
	Postage	<u>214.38</u>
05/26/2010	Meals - Cheryl Orr for deposition.	3.68
06/17/2010	Meals -DAH-MCS Burbank LLC-Bob Hope Airport 2627 Hollywood Way Burbank, CA 91505-V4091.	18.41
10/11/2010	Meals -Ago Restaurante-Dinner with Carlson & Ruble.	206.82
	Meals	<u>228.91</u>
11/13/2009	Parking - DAH - LAX Parking.	30.00
	Parking	<u>30.00</u>
06/29/2010	Fax.	1.50
07/21/2010	Fax.	3.00
	Fax	<u>4.50</u>
12/29/2009	Courier services FedEx tracking ID 793142104026 to Honorable Susan Illston United States District Court 450 Golden Gate Avenue San Francisco, CA 94102.	17.62
10/23/2010	Courier services FedEx tracking ID 871507573252 to Jennifer-MBL Group Inc 18750 Lake Drive E. Chanhassen, MN 55317.	23.30
	Courier services	<u>40.92</u>
08/25/2009	Travel Independent Taxi Owner's Association -Cheryl to LAX.	45.00
10/13/2009	Travel - DAH - Southwest LA to SF A7003.	337.20
10/31/2009	Travel -DAH-United Airlines-AmEx-17003.	56.00
10/31/2009	Travel -DAH-United Airlines-AmEx-17003.	295.20
10/31/2009	Travel -DAH-United Airlines-AmEx-17003.	295.20
11/01/2009	Travel -DAH-Travelocity-AmEx-17003.	1,310.70
11/02/2009	Travel - DAH - LA Folie SF A8001.	171.95
11/02/2009	Travel - DAH - SF Airport A8001.	21.83
11/03/2009	Travel -United Airlines-Excess baggage charge.	40.00
11/03/2009	Travel -DAH-Ritz Carlton San Francisco.	631.94
11/13/2009	Travel -AH-LAX to San Francisco-AmEx-7003.	337.20
11/13/2009	Travel - DAH - Cafe 450 V2799.	12.45
11/13/2009	Travel - DAH - Cab to and from LAX V2799.	188.00
04/21/2010	Travel -DAH-HMS Host -Starbucks-LAX.	2.69
04/29/2010	Travel -DAH-Southwest Airlines-Round trip Burbank to Oakland-AmEx.	343.40
04/29/2010	Travel -DAH-MCS Burbank LLC-Burbank Airport.	7.16
05/20/2010	Travel -Southwest Airlines-DAH-Confirmation Q8854K-Burbank to Oakland round trip-AmEx.	343.40
06/17/2010	Travel -Southwest Airlines-DAH-Confirmation	

06/19/2010	QB7QN4-Burbank to Oakland round trip-AmEx.	343.40
	Travel -The Fairmont San Francisco.	218.46
	Travel	<u>5,001.18</u>
	Total Advances	11,330.78
	Total Current Work	301,710.28
	Balance Due	<u><u>\$301,710.28</u></u>

Draft Statement Run Totals 05/17/2011

Statements Printed:	1
Hours:	517.50
Fees:	290,379.50
Advances:	11,330.78