

2013 JUL -1 PM 36 ✓

SANDRA K HARKHAM, CLERK
BY: T SENA

1 FAVOUR & WILHELMSSEN, PLLC
2 Post Office Box 1391
3 Prescott, AZ 86302
4 928-445-2444 – Telephone
5 928-771-0450 – Facsimile
6 FMWlaw@fmwlaw.net
7 David K. Wilhelmsen 007112
8 Lance B. Payette 007556

Attorneys for Property Owner James Varilek

7 SUPERIOR COURT OF ARIZONA

8 YAVAPAI COUNTY

9 JOHN B. CUNDIFF and BARBARA C.
10 CUNDIFF, husband and wife; ELIZABETH
11 NASH, a married woman dealing with her
12 separate properly; KENNETH PAGE and
13 KATHRYN PAGE, as Trustee of the
14 Kenneth Page and Catherine Page Trust,

Plaintiffs,

v.

15 DONALD COX and CATHERINE COX,
16 husband and wife, et al., et ux.,

17 Defendants.

f1300

Case No. CV 2003-0399

Division 4

(Assigned to Hon. Kenton Jones)

**AFFIDAVIT OF DAVID K.
WILHELMSSEN IN SUPPORT OF
AWARD OF ATTORNEYS' FEES**

18 STATE OF ARIZONA
19 COUNTY OF YAVAPAI } ss.
20

21 David K. Wilhelmsen, having been duly sworn upon his oath, deposes and states as
22 follows:

- 23 1. I am an attorney at law authorized to practice in the State of Arizona and am
24 a member in good standing before the State Bar of Arizona.
25 2. I was admitted to the State Bar of Arizona on October 17, 1981.
26 3. I am a shareholder in the firm of Favour & Wilhelmsen, PLLC, the principal
27 office of which is in Prescott, Arizona. I am one of the attorneys who
28 represent property owner James Varilek in the above-captioned matter.

- 1 4. I am familiar with the type of litigation involved in this action and have
 2 personal knowledge of the matters set forth herein.
 3 5. My primary role in the above-captioned matter has been to serve property
 4 owner James Varilek in the aforesaid capacity.
 5 6. The hourly rates of Favour & Wilhlemsen, PLLC in this case are as follows:

<u>Attorney</u>	<u>Hourly Rate</u>	<u>Hours</u>	<u>Total</u>
David K. Wilhelmsen	\$295.00	57.0	\$16,815.00
David K. Wilhelmsen	\$245.00	108.9	\$26,680.50
Lance Payette	\$245.00	57.8	\$14,161.00
Marguerite Kirk	\$245.00	119.9	\$29,375.50
<u>Paralegal</u>	<u>Hourly Rate</u>	<u>Hours</u>	<u>Total</u>
Rochelle Hoekstra	\$115.00	2.7	\$310.50
Rebecca Middlemore	\$115.00	1.9	\$218.50
Janice Ekle	\$115.00	3.8	\$437.00
Ed Potts	\$115.00	14.7	\$1,690.50
Marijane Wilhelmsen	\$115.00	4.9	\$563.50
Barbara Bachelder	\$85.00	2.1	\$178.50
Janna Bradshaw	\$85.00	0.7	\$59.50
TOTAL		374.4	\$90,490.00

20 These billing rates were agreed to by property owner James Varilek and are
 21 the prevailing rates customarily charged in the community by other attorneys
 22 with similar experience as undersigned counsel. The rate for David K.
 23 Wilhelmsen changed in July 2012 from \$295 per hour to \$245 per hour.

- 24 7. All legal services performed in this case were necessary at the time rendered
 25 and would have been undertaken by a reasonable and prudent attorney to
 26 advance and protect the client's interests in a similar proceeding.
 27 8. I have been substantially involved in this case and have personal knowledge
 28 of the legal services rendered.

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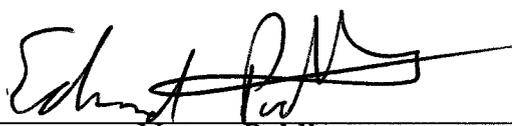
9. Exhibit "A" to my Affidavit is an itemization of legal services rendered. This itemization was produced from billing and expense records which were regularly prepared in the course of our firm's business. I have reviewed Exhibit "A" and the records from which it was produced and it is accurate.
10. In my opinion, the services set forth in Exhibit "A" were actually, reasonably and necessarily incurred fees in bringing this case. No time spent in this action was wasted, inappropriate or unnecessary.

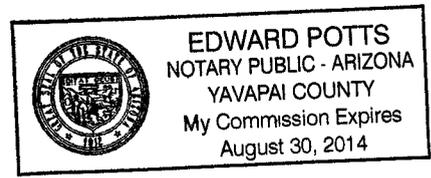
RESPECTFULLY SUBMITTED July 1, 2013.

FAVOUR & WILHELMSSEN, PLLC

By: 
David K. Wilhelmsen
Lance B. Payette
Attorneys for Property Owner James Varilek

SUBSCRIBED AND SWORN TO before me this 1st day of July, 2013, by David K. Wilhelmsen, Manager and Member of Favour & Wilhelmsen, PLLC, an Arizona Professional Limited Liability Corporation on behalf of the corporation.


Notary Public



1 Original and one copy of the
2 foregoing Affidavit of David K.
3 Wilhelmsen in Support of Award
of Attorneys' Fees filed July 1,
2013 with:

4 Clerk, Superior Court of Yavapai County
5 120 S. Cortez Street
6 Prescott, AZ 86302

7 Copy of the foregoing Affidavit
8 of David K. Wilhelmsen in
9 Support of Award of Attorneys'
Fees hand-delivered
July 1, 2013 to:

10 The Honorable Kenton Jones
11 Yavapai County Superior Court
12 120 S. Cortez Street
13 Prescott, AZ 86303

14 Copy of the foregoing Affidavit
15 of David K. Wilhelmsen in
16 Support of Award of Attorneys'
17 Fees mailed July 1, 2013 to:

18 Jeff Adams
19 THE ADAMS LAW FIRM PLLC
20 125 Grove Avenue
21 P.O. box 2522
22 Prescott, AZ 86302
23 Attorney for Defendants listed in Answer
24 to First Amended Complaint by Joined
25 Property Owner Defendants
26 Dated October 5, 2010

27 Mark W. Drutz
28 Sharon-Sargent-Flack
MUSGROVE DRUTZ & KACK, P.C.
1135 W. Iron Springs Road
P.O. Box 2720
Prescott, AZ 86302
Attorneys for Defendant Veres

J. Jeffrey Coughlin
J. JEFFREY COUGHLIN PLLC
114 S. Pleasant Street
Prescott, AZ 86303
Attorney for Plaintiffs

1 Hans Clugston
HANS CLUGSTON, PLLC
2 1042 Willow Creek Road
Suite A101-PMB 502
3 Prescott, AZ 86301
Attorney for Defendants
4 Northern Arizona Fiduciaries, Inc.

5 Robert E. Schmitt
MURPHY, SCHMITT, HATHAWAY & WILSON
6 117 East Gurley St.
Prescott, AZ 86301

7 Noel J. Hebets
8 NEOL J. HEBETS, PLC
127 East 14th Street
9 Tempe, AZ 85281
Attorney for Defendant
10 William M. Grace

11 William "Bill" Jensen
2428 West Coronado Ave.
12 Flagstaff, AZ 86001
Pro Per

13 Michael P. and Karen L. Wargo
14 9200 E. Spurr Lane
Prescott Valley, AZ 86315
15 Pro Per

16 Linda J. Hahn
10367 W. Mohawk Lane
17 Peoria, AZ 85382
Pro Per

18 Jesus Manjarres
19 105 Paseo Sarta # C
Green Valley. AZ 85614

20 Nicholas Corea
21 4 Denia
Laguna Niguel, CA 92677

22 John and Rebecca Feddema
23 9550 E. Spurr Lane
Prescott Valley, AZ 86315

24 Gary and Sara Feddema
25 9601 Far Away Place
Prescott Valley, AZ 86315

26 Jack and Dolores Richardson
27 505 Oppenheimer Dr. # 412
Los Alamos, NM 87544

28

1 Eric Cleveland
9605 E. Disway
2 Prescott Valley, AZ 86315

3 Rynda and Jimmy Hoffman
9650 E. Spurr Lane
4 Prescott Valley, AZ 86315

5 William and Judith K. Stegeman Trust
9200 E. Far Away Place
6 Prescott Valley, AZ 86315

7 Sergio Marinez and Susana Navarra
10150 N. Lawrence Lane
8 Prescott Valley, AZ 86315

9 Robert and Patricia Janis
7685 N. Coyote Springs Rd
10 Prescott Valley, AZ 86315

11 William and Shaunla Heckethom
9715 E. Far Away Place
12 Prescott Valley, AZ 86315

13 Leo and Marilyn Murphy
9366 E. Turtlerock Rd
14 Prescott Valley, AZ 86315

15 James and Leslie Richie
9800 E. Plum Creek Way
16 Prescott Valley, AZ 86315

17 Rhonda Folsom
9305 N. Coyote Springs Rd
18 Prescott Valley, AZ 86315

19 Kenneth Paloutzian
8200 Long Mesa Drive
20 Prescott Valley, AZ 86315

21 Robert Lee and Patti Ann Stack
Robert Lee and Patti Ann Stack Trust
22 10375 Lawrence Lane
Prescott Valley, AZ 86315

23 John and Dusti Audsley
6459 E. Clifton Terrace
24 Prescott Valley, AZ 86314

25 Dana E. and Sherrilyn G. Tapp
8595 E. Easy Street
26 Prescott Valley, AZ 86315

27
28

1 Richard and Beverly Strissel
9350 E. Slash Arrow Drive
2 Prescott Valley, AZ 86315

3 Bonnie Rosson
8950 E. Plum Creek Way
4 Prescott Valley, AZ 86315

5 Lloyd E. and Melva J. Self
9250 E. Slash Arrow Dr.
6 Prescott Valley, AZ 86315

7 Mike and Julia Davis
9147 E. Morning Star Rd
8 Prescott Valley, AZ 86315

9 Richard and Patricia Pinney
10980 N. Coyote Springs Rd
10 Prescott Valley, AZ 86315

11

12 By 
13 David K. Wilhelmsen

14

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Attorney	Hrs	Rate	Total To-Date
Dave Wilhelmsen	57.0	295	\$16,815.00
Dave Wilhelmsen	108.9	245	\$26,680.50
Lance Payette	57.8	245	\$14,161.00
Margurite Kirk	119.9	245	\$29,375.50
	343.6		\$87,032.00
Paralegal			
Rochelle Hoekstra	2.7	115	\$310.50
Rebecca Middlemore	1.9	115	\$218.50
Janice Ekle	3.8	115	\$437.00
Baraba Blanchelder	2.1	85	\$178.50
Ed Potts	14.7	115	\$1,690.50
Marijane Wilhelmsen	4.9	115	\$563.50
Janna Bradshaw	0.7	85	\$59.50
	30.8		\$3,458.00
Total	374.4		\$90,490.00

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Mr. James L. Varilek
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Prescott Valley AZ 86312
USA

Page 1
10/05/2010
FILE NO: 11153-014M
STATEMENT NO: 1

adv. Donald & Catherine Cox
Enforcement of Restrictions

			Rate	HOURS	
09/03/2010	RM	Telephone calls from and to Buck re attending Oral argument.	115.00	0.20	
09/07/2010	MAK	Review motion, response and reply on consolidation re: assist in preparation for oral argument.	245.00	1.00	
09/08/2010	DKW	Receive, review and send the client a copy of the court's 8/25/10 minute entry.	295.00	0.20	
	MAK	Review court's minute entry denying request for clarification of attorney's fee issue, research re: advisory opinion issue and federal case law on attorney's fees determinations prior to full adjudication of case; discuss motion for reconsideration and answer/responsive pleading to complaint; review and revise acceptance of service; discuss waiver of service under Rule 4.2(d).	245.00	3.80	
	MAK	Research re: Daubert and Frye federal case law and standards on admissibility of expert witness testimony (concerning use of lay witness to testify as to issue of abandonment based on business operations by other property owners).	245.00	2.30	
	RM	Prepare Acceptance of Service.	115.00	0.50	
09/27/2010	DKW	Conference with and provide instructions to my assistant re: responding to the complaint.	295.00	0.40	
	JSE	Office conference with DKW re answer of Varilek in joinder; pull service documents for review.	115.00	1.10	
	JSE	Question to MAK re answer to complaint; receive answering memo from MAK.	115.00	0.30	
09/28/2010	JSE	Receive instructions from DKW re answering complaint; begin review of file materials re service on client; discussions with DKW/MAK re how to proceed.	115.00	1.10	
		PROFESSIONAL SERVICES RENDERED		10.90	2,284.50

Mr. James L. Varilek

adv. Donald & Catherine Cox
Enforcement of Restrictions

Page 2
10/05/2010
FILE NO. 11153-014M
STATEMENT NO. 1

09/09/2010	Postage	<u>1.32</u>
	TOTAL EXPENSES	1.32
08/20/2010	Filing fee - Clerk of Superior Court - Yavapai County	<u>118.00</u>
	TOTAL ADVANCES	118.00
	TOTAL CURRENT WORK	2,403.82
	BALANCE DUE	<u>\$2,403.82</u>

PAYMENT IS DUE UPON RECEIPT OF STATEMENT
PLEASE INCLUDE FILE NUMBER TO INSURE PROPER CREDIT
VISA/MASTERCARD

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Page 1
11/10/2010
FILE NO: 11153-014M
STATEMENT NO. 2

adv. Donald & Catherine Cox
Enforcement of Restrictions

		Rate	HOURS	
	PREVIOUS BALANCE			\$2,403.82
10/26/2010	DKW Research and review the authorities re: exposure to claim for attorneys' fees	295.00	0.80	
10/27/2010	DKW Work on strategy in filing the response to First Amended Complaint; Receive and review Plaintiffs' Notice of Filing Revised Property Owners List and Defendants' form of Anser to First Amended Complaint	295.00	1.00	
	PROFESSIONAL SERVICES RENDERED		1.80	531.00
10/26/2010	Postage			0.88
	TOTAL EXPENSES			0.88
	TOTAL CURRENT WORK			531.88
10/20/2010	Payment received - Thank you CK# 5448			-2,403.82
	BALANCE DUE			<u>\$531.88</u>

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Page 1
12/07/2010
FILE NO: 11153-014M
STATEMENT NO: 3

adv. Donald & Catherine Cox
Enforcement of Restrictions

		PREVIOUS BALANCE			\$531.88
			Rate	HOURS	
11/30/2010	RM	Telephone call from Buck re status of service on additional parties.	115.00	0.20	
		PROFESSIONAL SERVICES RENDERED		0.20	23.00
		TOTAL CURRENT WORK			23.00
11/23/2010		Payment received - Thank you CK# 5468			-531.88
		BALANCE DUE			<u>\$23.00</u>

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Page 1
01/12/2011
FILE NO: 11153-014M
STATEMENT NO: 4

adv. Donald & Catherine Cox
Enforcement of Restrictions

		Rate	HOURS	
PREVIOUS BALANCE				\$23.00
12/07/2010	DKW Telephone call from Buck re: case status.	295.00	0.20	
12/15/2010	DKW Receive, review and send the client a copy of the court's 11/29/10 minute order and the Motion for Permission to Serve Remaining property Owners by Publication and Order.	295.00	0.40	
12/17/2010	DKW Receive, review and send the client copies of the Notice of Change of Firm Name and Address and Response to Motion to Extend Time.	295.00	0.40	
12/22/2010	DKW Receive, review and send the client copies of the Notice of Assignment of Defendant's Full Interest in Coyote Springs Parcel, Motion to Withdraw and Order, and Reply in Support of Motion for Permission to Serve Remaining Property Owners by Publication.	295.00	0.60	
12/23/2010	DKW Receive, review and send the client a copy of the Application and Stipulation for Substitution of Counsel.	295.00	0.20	
12/30/2010	DKW Receive, review and send the client a copy of Veres Joinder in Response and Objection to Motion for Extension of Time to Serve Remaining Property Owners by Publication.	295.00	0.20	
PROFESSIONAL SERVICES RENDERED			2.00	590.00
12/17/2010	Photocopy costs			4.40
TOTAL EXPENSES				4.40
TOTAL CURRENT WORK				594.40
12/16/2010	Payment received - Thank you CK# 5475			-23.00

Mr. James L. Varilek

adv. Donald & Catherine Cox
Enforcement of Restrictions

Page 2

01/12/2011

FILE NO: 11153-014M
STATEMENT NO: 4

BALANCE DUE

\$594.40

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Page 1
02/10/2011
FILE NO 11153-014M
STATEMENT NO 5

adv. Donald & Catherine Cox
Enforcement of Restrictions

		PREVIOUS BALANCE			\$594.40
			Rate	HOURS	
01/14/2011	DKW	Receive, review and send the client a copy of the Answer to First Amended Complaint by Joined Property Owners.	295.00	0.80	
		PROFESSIONAL SERVICES RENDERED		0.80	236.00
01/28/2011		Postage			2.38
01/28/2011		Photocopy costs			8.00
		TOTAL EXPENSES			10.38
		TOTAL CURRENT WORK			246.38
01/25/2011		Payment received - Thank you CK# 5488			-594.40
		BALANCE DUE			<u>\$246.38</u>

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Page 1
03/09/2011
FILE NO. 11153-014M
STATEMENT NO: 6

adv. Donald & Catherine Cox
Enforcement of Restrictions

		PREVIOUS BALANCE			\$246.38
			Rate	HOURS	
02/03/2011	DKW	Receive, review and send the client a copy of the court's 1/26/11 minute order re: additional time to complete service upon the property owners; Receive, review and send the client a copy of the court's 1/24/11 Order re: Motion to Withdraw and Order Permitting Substitution of Counsel.	295.00	1.20	
02/08/2011	RH	Receive telephone call from Chris Lefebvre re complaint related to Coyote Springs residence.	115.00	0.20	
02/14/2011	JSE	Receive and review Notice of Filing Second Revision of Property Owners List.	115.00	0.20	
02/15/2011	DKW	Receive, review and send the client a copy of Plaintiffs' Notice of Filing Second Revision of Property Owners List; Review record for additional lot splits; Receive and send to the client a copy of Hebet's 2/15/11 e-mail.	295.00	1.40	
02/24/2011	DKW	Receive, review and send the client copies of the Amended Answer of William M. Grace and Motion to Amend Answer of William M. Grace.	295.00	0.60	
		PROFESSIONAL SERVICES RENDERED		3.60	990.00
02/03/2011		Postage			1.39
02/28/2011		Photocopy costs			6.60
02/28/2011		Postage			1.73
		TOTAL EXPENSES			9.72
		TOTAL CURRENT WORK			999.72
02/23/2011		Payment received - Thank you CK# 5498			-246.38

Mr. James L. Varilek

adv. Donald & Catherine Cox
Enforcement of Restrictions

Page 2
03/09/2011
FILE NO: 11153-014M
STATEMENT NO: 6

BALANCE DUE

\$999.72

PAYMENT IS DUE UPON RECEIPT OF STATEMENT
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Page 1
04/11/2011
FILE NO: 11153-014M
STATEMENT NO. 7

adv. Donald & Catherine Cox
Enforcement of Restrictions

			Rate	HOURS	
PREVIOUS BALANCE					\$999.72
03/01/2011	JSE	Receive and review request for order of withdrawal of certain parties.	115.00	0.20	
03/03/2011	DKW	Receive, review and send the client copies of Cong/Nguyen's Request for Order Allowing Withdrawal of Parties Cong & Ngyen and Order.	295.00	0.20	
03/18/2011	DKW	Receive, review and send the client copies of the Notice of Reconciliation of Differences Between Court Records and Plaintiffs' Records Regarding Service of Property Owners and Plaintiffs' Notice of Filing Third Revision of Property Owners List	295.00	0.80	
03/23/2011	RM	Telephone call to clerks office re valid mailing certificate; work on reviewing and corrections to Request for Reassignment.	115.00	0.50	
03/24/2011	RM	Telephone call to Jeff Coughlin's office re mailing certificate; revise mailing certificate on Request for Reconsideration.	115.00	0.50	
03/25/2011	DKW	Review and finalize the Request for Judicial Re-Assignment.	295.00	0.60	
03/28/2011	DKW	Receive, review and send the client a copy of the Affidavit of Mailing.	295.00	0.30	
03/29/2011	DKW	Receive, review and send the client copies of Vere's Answer and Certificate of Compulsory Arbitration.	295.00	1.00	
PROFESSIONAL SERVICES RENDERED				4.10	993.50
TOTAL CURRENT WORK					993.50
03/24/2011		Payment received - Thank you CK# 5508			-999.72

Mr. James L. Varilek

adv. Donald & Catherine Cox
Enforcement of Restrictions

Page 2
04/11/2011
FILE NO: 11153-014M
STATEMENT NO: 7

BALANCE DUE

\$993.50

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Page 1
05/12/2011
FILE NO: 11153-014M
STATEMENT NO: 8

adv. Donald & Catherine Cox
Enforcement of Restrictions

PREVIOUS BALANCE \$993.50

			Rate	HOURS
04/06/2011	DKW	Receive, review and send the client a copy of the Special Appearance of Robert H. Taylor and Teri A. Thomson-Taylor.	295.00	0.20
04/07/2011	JSE	Receive and review special appearance of Taylors.	115.00	0.20
04/14/2011	DKW	Receive, review and send the client a copy of plaintiffs' Proof of Service by Publication.	295.00	0.20
	DKW	Research and review the status of the re-assignment of the case.	295.00	0.80
04/19/2011	DKW	Receive and review the Objection to Request for Judicial Re-Assignment; Review the authority cited in the objection.	295.00	0.60
	JSE	Receive and review objection to our request for judicial reassignment.	115.00	0.20
04/21/2011	DKW	Receive and review Coxs' Response and Objection to Request for Judicial Reassignment and Seventh Supplemental Rule 26.1 Disclosure Statement; Receive and review Cundiffs' Notice of Compliance with June 17, 2010 Notice Re: Service of Property Owners.	295.00	1.20
04/25/2011	DKW	Receive, review and send the client a copy of the Motion to Withdraw.	295.00	0.20
	JSE	Receive and review motion to withdraw of Adams re Strissel and Tapp.	115.00	0.20
04/27/2011	DKW	Telephone call from Jeff Adams re: taking the deposition of the client.	295.00	0.20
04/28/2011	DKW	Receive, review and send the client a copy of the Joinder in Defendants' Cox and Response and Objection to Request for Judicial Re-Assignment and		

Mr. James L. Varilek

Page 2

05/12/2011

FILE NO: 11153-014M
STATEMENT NO: 8

adv. Donald & Catherine Cox
Enforcement of Restrictions

		Rate	HOURS	
	Partial Joinder.	295.00	0.60	
04/29/2011	DKW Analyze and review issues relating to the re-assignment of the judge.	295.00	0.80	
	PROFESSIONAL SERVICES RENDERED		5.40	1,485.00
04/07/2011	Photocopy costs			4.40
04/07/2011	Postage			1.90
04/14/2011	Postage			1.39
	TOTAL EXPENSES			7.69
	TOTAL CURRENT WORK			1,492.69
05/02/2011	Payment received - Thank you CK# 5526			-993.50
	BALANCE DUE			<u>\$1,492.69</u>

PAYMENT IS DUE UPON RECEIPT OF STATEMENT
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Page 1
06/09/2011
FILE NO. 11153-014M
STATEMENT NO: 9

adv. Donald & Catherine Cox
Enforcement of Restrictions

		Rate	HOURS	
	PREVIOUS BALANCE			\$1,492.69
05/02/2011	MAK Prepare reply memorandum in support of request for judicial reassignment.	245.00	4.00	
	JSE Receive and review Drutz's joinder in objection to request for judicial reassignment.	115.00	0.30	
	DKW Review and work on the draft of the reply memorandum.	295.00	0.40	
	PROFESSIONAL SERVICES RENDERED		4.70	1,132.50
	TOTAL CURRENT WORK			1,132.50
05/26/2011	Payment received - Thank you CK# 5537			-1,492.69
	BALANCE DUE			<u>\$1,132.50</u>

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Page 1
07/06/2011
FILE NO: 11153-014M
STATEMENT NO: 10

adv. Donald & Catherine Cox
Enforcement of Restrictions

	PREVIOUS BALANCE	\$1,132.50
07/06/2011	Payment received - Thank you CK# 5551	-1,132.50
	BALANCE DUE	<u>\$0.00</u>

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Page 1
08/11/2011
FILE NO: 11153-014M
STATEMENT NO: 11

adv. Donald & Catherine Cox
Enforcement of Restrictions

		Rate	HOURS	
07/06/2011	DKW			
				Receive, review and send the client a copy of the court's 6/30/11 minute order, Order Allowing Withdrawal of Parties Cong & Nguyen From Action, Order to Withdraw, and Order (Permitting Filing of Amended Answer).
		295.00	0.60	
07/15/2011	DKW			
				Receive and review Grace's Amended Answer and Counterclaim.
		295.00	0.80	
07/22/2011	MAK			
				Review status of case and pending motions.
		245.00	1.00	
				PROFESSIONAL SERVICES RENDERED
			2.40	658.00
07/06/2011				Postage
				0.84
07/06/2011				Photocopy costs
				2.00
07/21/2011				Postage
				1.28
				TOTAL EXPENSES
				4.12
				TOTAL CURRENT WORK
				662.12
				BALANCE DUE
				<u>\$662.12</u>

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Page 1
09/09/2011
FILE NO: 11153-014M
STATEMENT NO: 12

adv. Donald & Catherine Cox
Enforcement of Restrictions

			Rate	HOURS	
		PREVIOUS BALANCE			\$662.12
08/01/2011	DKW	Work on issues in the case; Telephone the judicial assistant; Outline strategy.	295.00	1.50	
08/05/2011	MAK	Work on updating status of main litigation.	245.00	1.00	
08/15/2011	DKW	Receive, review and send the client a copy of the Motion to Set and Certificate of Readiness.	295.00	0.20	
08/19/2011	DKW	Review and organize issues in the case; Outline motions to be filed.	295.00	2.00	
08/25/2011	DKW	Review and outline substantive issues for motion practice	295.00	1.20	
		PROFESSIONAL SERVICES RENDERED		5.90	1,690.50
08/15/2011		Postage			0.64
		TOTAL EXPENSES			0.64
		TOTAL CURRENT WORK			1,691.14
08/23/2011		Payment received - Thank you CK# 5582			-898.12
		BALANCE DUE			<u>\$1,455.14</u>

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Page 1
10/21/2011
FILE NO: 11153-014M
STATEMENT NO: 13

adv. Donald & Catherine Cox
Enforcement of Restrictions

			Rate	HOURS	
		PREVIOUS BALANCE			\$1,455.14
08/31/2011	MAK	Receive and review Plaintiff Cundiff's controverting certificate on motion to set and certificate of readiness.	245.00	0.20	
09/07/2011	DKW	Receive, review and send the client a copy of Coughlin's e-mail with the appended notice.	295.00	0.20	
		PROFESSIONAL SERVICES RENDERED		0.40	108.00
		TOTAL CURRENT WORK			108.00
09/20/2011		Payment received - Thank you CK# 5596			-1,455.14
		BALANCE DUE			<u>\$108.00</u>

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Page 1
11/10/2011
FILE NO: 11153-014M
STATEMENT NO: 14

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Enforcement of Restrictions

		PREVIOUS BALANCE			\$108.00
			Rate	HOURS	
10/07/2011	DKW	Review the status of the case; Work on outlining discovery.	295.00	0.80	
10/10/2011	DKW	Receive, review and send the client a copy of the Notice - Setting Hearing.	295.00	0.20	
10/11/2011	MAK	Review Rule 38.1; review minute entry; prepare motion to continue on inactive calendar.	245.00	0.40	
		PROFESSIONAL SERVICES RENDERED		1.40	393.00
		TOTAL CURRENT WORK			393.00
		BALANCE DUE			<u>\$501.00</u>

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Page 1
12/05/2011
FILE NO: 11153-014M
STATEMENT NO: 15

adv. Donald & Catherine Cox
Enforcement of Restrictions

			Rate	HOURS	
	PREVIOUS BALANCE				\$501.00
11/07/2011	DKW	Research and review the decision in Raimey v. Dreamland.	295.00	1.00	
	DKW	Prepare for and attend hearing on scheduling and status conference.	295.00	1.20	
11/08/2011	DKW	Review the previous orders of the court requiring joinder of the property holders.	295.00	0.80	
	DKW	Conference regarding the outcome of the status meeting.	295.00	0.40	
	PROFESSIONAL SERVICES RENDERED			3.40	1,003.00
	TOTAL CURRENT WORK				1,003.00
	BALANCE DUE				<u>\$1,504.00</u>

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Page 1
01/06/2012
FILE NO: 11153-014M
STATEMENT NO: 16

adv. Donald & Catherine Cox
Enforcement of Restrictions

PREVIOUS BALANCE \$1,504.00

			Rate	HOURS
12/05/2011	DKW	Receive and review plaintiffs' Rule 16 Memorandum; Forward to the clients; Receive the court's 11/7/11 minute order; Review portions of the file.	295.00	1.00
12/06/2011	MAK	Review prior portions of appellate briefs and memorandum decision; discuss with DKW various constitutional arguments on due process; research due process arguments re: application of prior trial and appellate orders to new party in a case.	245.00	6.10
12/07/2011	DKW	Review issues relating to a due process violation by virtue of the orders of state court.	295.00	1.50
	DKW	Analyze and review authorities and issues relating to petitioning for relief in state appellate court and/or federal court	295.00	1.50
	MAK	Discuss status conference with DKW, and discuss issues on proceedings; review file (brief); research and review case law on various means of having appellate court review matter on interlocutory basis.	245.00	6.70
12/08/2011	MAK	Research (cont) re: substantive and procedural due process arguments; discuss with DKW (lengthy) re: various motions or appellate practice to bring issues before appellate court; review appellate procedural rules and statute applicable to Supreme Court's original jurisdiction.	245.00	6.80
12/12/2011	DKW	Work on issues relating to prior decisions of the case being binding upon the client and procedural means to raise the question.	295.00	0.60
	DKW	Analyze and review strategy in bringing a petition for special action re: joinder of indispensable parties.	295.00	1.00
12/13/2011	DKW	Analyze and review the previous Petition for Special Action and Memorandum Decision of the Court;		

Mr. James L. Varilek

FILE NO: 11153-014M
STATEMENT NO: 16

adv. Donald & Catherine Cox
Enforcement of Restrictions

		Rate	HOURS	
	Review the jurisdictional basis for a Special Action of the case.	295.00	2.00	
	MAK Review Cundiff v Cox relevant rulings, and appellate court decision (look for old files in storage) (N.C.)	245.00	3.40	
12/14/2011	DKW Research and review issues relating to filing a petition for special action.	295.00	1.20	
12/15/2011	MAK Work on (cont) analysis of issues and procedural matters resulting from client's joinder into case post-appeal.	245.00	5.40	
12/20/2011	MAK Research (cont) re: potential constitutional due process arguments against joinder in action, including potential liability for statutory attorney's fees.	245.00	4.60	
12/22/2011	DKW Receive and review Defendant's Cox Pretrial Conference Memorandum; Send copy to the client; Receive and review the court's 12/5/11 minute order.	295.00	0.80	
12/29/2011	DKW Conference with Jeff Adams re: issues in the case.	295.00	0.60	
	PROFESSIONAL SERVICES RENDERED		43.20	11,094.00
12/23/2011	Postage			2.68
	TOTAL EXPENSES			2.68
12/22/2011	Court reporting fee - Yavapai Reporters			160.00
	TOTAL ADVANCES			160.00
	TOTAL CURRENT WORK			11,256.68
12/08/2011	Payment received - Thank you CK# 5627			-982.50
	BALANCE DUE			<u>\$11,778.18</u>

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Page 1
02/17/2012
FILE NO: 11153-014M
STATEMENT NO: 17

adv. Donald & Catherine Cox
Enforcement of Restrictions

	PREVIOUS BALANCE			\$11,778.18
		Rate	HOURS	
01/05/2012	DKW Receive, review and send the client a copy of Vere's joinder in pretrial.	295.00	0.20	
	PROFESSIONAL SERVICES RENDERED		0.20	59.00
	TOTAL CURRENT WORK			59.00
01/18/2012	Payment received - Thank you CK# 5649			-11,778.18
	BALANCE DUE			<u>\$59.00</u>

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Page 1
03/07/2012
FILE NO: 11153-014M
STATEMENT NO: 18

adv. Donald & Catherine Cox
Enforcement of Restrictions

	PREVIOUS BALANCE			\$59.00
		Rate	HOURS	
02/21/2012	DKW Review the status of discovery.	295.00	0.80	
02/29/2012	DKW Review the case status.	295.00	0.40	
	PROFESSIONAL SERVICES RENDERED		1.20	354.00
	TOTAL CURRENT WORK			354.00
03/02/2012	Payment received - Thank you CK# 5661			-59.00
	BALANCE DUE			<u>\$354.00</u>

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Page 1
04/17/2012
FILE NO: 11153-014M
STATEMENT NO: 19

adv. Donald & Catherine Cox
Enforcement of Restrictions

		PREVIOUS BALANCE			\$354.00
			Rate	HOURS	
03/07/2012	DKW	Research and review the status of all appearing parties.	295.00	1.00	
03/20/2012	DKW	Receive, review and send the client a copy of the Order to Withdraw.	295.00	0.20	
		PROFESSIONAL SERVICES RENDERED		1.20	<u>354.00</u>
		TOTAL CURRENT WORK			354.00
03/26/2012		Payment received - Thank you CK# 5670			-354.00
		BALANCE DUE			<u>\$354.00</u>

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Page 1
05/16/2012
FILE NO: 11153-014M
STATEMENT NO: 20

adv. Donald & Catherine Cox
Enforcement of Restrictions

		Rate	HOURS	
	PREVIOUS BALANCE			\$354.00
04/02/2012	DKW Receive and review the Motion to Dismiss the Kozlowskis.	295.00	0.20	
04/04/2012	DKW Review the schedule of remaining parties; Review the court file re: discovery in the case.	295.00	1.00	
04/13/2012	DKW Receive, review and send the client a copy of the Motion to Set Status Conference.	295.00	0.20	
	DKW Review the file and case status for advancing the case to trial.	295.00	1.50	
04/17/2012	DKW Review the status of discovery and requirements for trial.	295.00	0.50	
04/20/2012	DKW Receive, review and send the client a copy of the court's 4/17/12 Order.	295.00	0.20	
	PROFESSIONAL SERVICES RENDERED		3.60	1,062.00
04/03/2012	Postage			1.30
04/03/2012	Photocopy costs			1.40
04/17/2012	Postage			0.65
	TOTAL EXPENSES			3.35
	TOTAL CURRENT WORK			1,065.35
05/14/2012	Payment received - Thank you CK# 5684			-354.00
	BALANCE DUE			<u>\$1,065.35</u>

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Enforcement of Restrictions

Page 2
05/16/2012
FILE NO: 11153-014M
STATEMENT NO: 20

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Page 1
06/19/2012
FILE NO: 11153-014M
STATEMENT NO: 21

adv. Donald & Catherine Cox
Enforcement of Restrictions

		Rate	HOURS	
	PREVIOUS BALANCE			\$1,065.35
05/04/2012	DKW Review the file and the status of trial preparation.	295.00	1.50	
05/11/2012	DKW Review the status of the Rule 26.1 Disclosure Statement and documents and instruments to be disclosed by the client.	295.00	1.00	
05/23/2012	DKW Review the file and the filing deadlines and issues before the court.	295.00	1.20	
05/29/2012	MAK Attend status conference (telephonic appearance).	245.00	1.00	
	MAK Review motion to dismiss party; telephone call to Hans Klugston; prepare motion of no objection re: dismissal of party.	245.00	0.80	
05/30/2012	MAK Review and analyze plaintiff's proposed scheduling order.	245.00	0.50	
	PROFESSIONAL SERVICES RENDERED		6.00	1,655.00
05/29/2012	Postage			4.05
	TOTAL EXPENSES			4.05
	TOTAL CURRENT WORK			1,659.05
	BALANCE DUE			<u>\$2,724.40</u>

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Page 1
07/09/2012
FILE NO: 11153-014M
STATEMENT NO: 22

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Enforcement of Restrictions

PREVIOUS BALANCE			\$2,724.40	
			Rate	HOURS
06/04/2012	DKW	Receive and review the scheduling memoranda submitted by attorneys for Coxes and Cundiff.	295.00	1.20
06/11/2012	DKW	Review Veres' Response to Pretrial Conference Memorandums; Review the draft of the client's Response to Plaintiff's Proposed Schedule.	295.00	1.20
	MAK	Review proposed Rule 16(g) schedules from other parties; prepare proposed trial scheduling order pursuant to court order.	245.00	1.10
06/12/2012	DKW	Receive and review Defendant's Ninth Supplemental Rule 26.1 Disclosure Statement, Defendants' Cox Motion for Site Inspection, Veres' Joinder in Defendants' Cox Disclosure Statements and Veres Response to Plaintiffs' and Defendants' Pretrial Conference Memoranda; Review specific portions of the file.	295.00	2.00
06/15/2012	MAK	Review various disclosure statements from parties.	245.00	1.00
06/18/2012	MAK	Review notes from prior conference; telephonic attendance pre-trial conference re: discovery and trial scheduling.	245.00	1.50
	MAK	Research re: due process argument against attorney fee assessment to late-added party in litigation; review US Supreme Court decision.	245.00	1.40
06/19/2012	MAK	Research (cont) re: due process arguments regarding propriety of joinder.	245.00	7.20
	MAK	Prepare response to defendants' request for Court inspection of real property.	245.00	0.70
06/20/2012	DKW	Review the proposed trial scheduling; Outline issues to be resolved prior to trial.	295.00	0.80

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adv. Donald & Catherine Cox
Enforcement of Restrictions

		Rate	HOURS	
	MAK	Research re: federal case law reviewing state "mass joinder" litigation.	245.00	5.20
06/21/2012	DKW	Receive, review and send the client a copy of the Order Dismissing Kozlowski.	295.00	0.20
	MAK	Research (cont) re: legal challenge to joinder.	245.00	4.30
06/22/2012	MAK	Research (cont) re: various potential constitutional issues regarding joinder and how accomplished in this case.	245.00	4.60
06/26/2012	DKW	Review the scheduling deadlines in the case.	295.00	0.40
06/28/2012	DKW	Analyze and review issues relating to moving to dismiss.	295.00	1.00
	MAK	Research (cont) re: motion for dismissal of party for misjoinder under rule 21.	245.00	5.20
06/29/2012	MAK	Prepare motion re: dismissal on basis of joinder; review appellate court proceedings and ruling.	245.00	5.30
07/02/2012	DKW	Analyze and review the scheduling of discovery, motion practice and trial procedure.	295.00	0.60
	DKW	Review Coxs' reply memorandum re: site inspection; Review a portion of the file.	295.00	0.60
07/03/2012	DKW	Analyze and review issues relating to proper joinder in the case.	295.00	1.50
		PROFESSIONAL SERVICES RENDERED	47.00	11,990.00
06/30/2012	AR	Fee adjustment per DKW.	0.00	-3,395.00
		TOTAL CREDITS FOR FEES		-3,395.00
06/05/2012		Postage		1.50
06/11/2012		Photocopy costs		10.80
06/11/2012		Postage		13.85
06/12/2012		Postage		1.50
06/19/2012		Postage		3.80
07/02/2012		Postage		0.90
		TOTAL EXPENSES		32.35
		TOTAL CURRENT WORK		8,627.35
06/07/2012		Payment received - Thank you CK# 5699		-534.35

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Enforcement of Restrictions

Page 3

07/09/2012

FILE NO: 11153-014M
STATEMENT NO: 22

BALANCE DUE

\$10,817.40

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Page 1
08/07/2012
FILE NO: 11153-014M
STATEMENT NO: 23

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Enforcement of Restrictions

		Rate	HOURS	
PREVIOUS BALANCE				\$10,817.40
07/05/2012	MAK Review response (reply) to on-site inspection requested by defendants.	245.00	0.20	
	MAK Research and preparation of motion (cont).	245.00	4.20	
07/12/2012	MAK Prepare motion to dismiss.	245.00	2.00	
07/13/2012	DKW Research and review authorities re: proper-parties in the action.	245.00	1.20	
07/16/2012	MAK Prepare (cont) motion to dismiss.	245.00	1.00	
07/25/2012	DKW Receive and review the court's 7/18/12 Order.	245.00	0.20	
	DKW Conference with the court judicial assistant re: scheduling issues.	245.00	0.50	
07/31/2012	DKW Review portions of the file relating to time dead-lines.	245.00	0.60	
PROFESSIONAL SERVICES RENDERED			9.90	2,425.50
TOTAL CURRENT WORK				2,425.50
07/11/2012	Payment received - Thank you CK# 5714			-1,720.05
07/24/2012	Payment received - Thank you CK# 5722			-12,559.90
TOTAL PAYMENTS				-14,279.95
RETAINER BALANCE IN TRUST ACCOUNT				<u>-1,037.05</u>

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Mr. James L. Varilek
P.O. Box 25965
Prescott Valley AZ 86312
USA

Page 1
09/13/2012
FILE NO: 11153-014M
STATEMENT NO: 24

adv. Donald & Catherine Cox
Enforcement of Restrictions

PREVIOUS BALANCE - \$1,037.05

			Rate	HOURS
08/10/2012	DKW	Analyze and review strategy in the case.	245.00	1.00
08/14/2012	DKW	Review the Motion for Enlargement and Order.	245.00	0.20
08/17/2012	DKW	Work on issues in the estate; Provide instructions to my assistant.	245.00	0.40
08/21/2012	DKW	Receive and review the Notice of Filing Defendants' Witness List; Work on issues in the case.	245.00	1.00
08/27/2012	MAK	Work on procedural review/history from initial complaint filing to present re: motion to dismiss.	245.00	3.20
	DKW	Receive and review Plaintiff's Objection and Motion to Strike Defendants' Cox Notice of Filing Witnesses and Joinder; review the requirements of Rule 26.1; Provide instructions to my assistant.	245.00	1.00
08/28/2012	MAK	Review prior special action proceeding re: preparation for motion to dismiss on joinder issue.	245.00	1.00
	MAK	Work on due process analysis for motion to dismiss.	245.00	2.20
	MAK	Research re: recent Arizona case law on motion to dismiss standard.	245.00	0.80
	DKW	Receive and review the court's 8/28/12 minute order.	245.00	0.20
08/29/2012	MAK	Review defendants 11th supplemental disclosure statement and attachments.	245.00	0.60
	MAK	Work on motion to dismiss re: improper joinder.	245.00	3.60
	DKW	Work on the client's disclosures.	245.00	0.60
08/30/2012	DKW	Receive and review Cox's Response to Objection and Motion to Strike List of Non-Expert Witnesses; Response to REquest for Enlargement of Time for		

Mr. James L. Varilek

Page 2
09/13/2012

FILE NO: 11153-014M
STATEMENT NO: 24

adv. Donald & Catherine Cox
Enforcement of Restrictions

	Rate	HOURS	
Disclosure of Non-Expert Witnesses and Defendant's Eleventh Supplemental Rule 26.1 Disclosure Statement.	245 00	1.00	
PROFESSIONAL SERVICES RENDERED		16.80	4,116.00
08/14/2012 Photocopy costs			39.60
08/14/2012 Postage			22.10
08/27/2012 Postage			2.10
08/28/2012 Postage			0.45
08/30/2012 Postage			2.30
TOTAL EXPENSES			66.55
TOTAL CURRENT WORK			4,182.55
BALANCE DUE			<u>\$3,145.50</u>

PAYMENT IS DUE UPON RECEIPT OF STATEMENT
PLEASE INCLUDE FILE NUMBER TO INSURE PROPER CREDIT
VISA/MASTERCARD

Law Offices of
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Page 1
10/08/2012
FILE NO. 11153-014M
STATEMENT NO: 25

adv. Donald & Catherine Cox
Enforcement of Restrictions

		PREVIOUS BALANCE			\$3,145.50
			Rate	HOURS	
09/04/2012	MAK	Review prior special action petitions filed in Cundiff v. Cox case (NC)	245.00	3.60	
09/06/2012	DKW	Conference with client and provide instructions to my assistant.	245.00	0.40	
09/11/2012	DKW	Receive, review and send the client a copy of the joinder; Work on issues relating to the dismissing the case.	245.00	1.20	
09/13/2012	DKW	Review the status of litigation deadlines.	245.00	0.80	
	MAK	Review entire remaining Cundiff v Cox file; work with Barbara in retrieving from storage; re: procedural history and factual summary for motion - ** Reduce substantially in light of enormous amount of paper in underlying file.	245.00	1.50	
09/14/2012	DKW	Receive a message from the JA; Review portions of the file; Work on disclosures.	245.00	1.00	
09/21/2012	DKW	Work on trial preparation issues.	245.00	1.00	
09/25/2012	DKW	Review and outline scheduled deadlines; Provide instructions to my assistant.	245.00	0.60	
09/27/2012	DKW	Review the time deadlines in the case; Provide instructions to my assistant.	245.00	0.40	
		PROFESSIONAL SERVICES RENDERED		<u>10.50</u>	<u>2,572.50</u>
09/11/2012		Photocopy costs			2.60
09/11/2012		Postage			0.65
		TOTAL EXPENSES			<u>3.25</u>

Mr. James L. Varilek

adv. Donald & Catherine Cox
Enforcement of Restrictions

Page 2
10/08/2012
FILE NO: 11153-014M
STATEMENT NO. 25

	TOTAL CURRENT WORK	2,575.75
10/05/2012	Payment received - Thank you CK# 5758	-3,145.50
	BALANCE DUE	<u>\$2,575.75</u>

PAYMENT IS DUE UPON RECEIPT OF STATEMENT
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Page 1
11/08/2012
FILE NO: 11153-014M
STATEMENT NO: 26

adv. Donald & Catherine Cox
Enforcement of Restrictions

PREVIOUS BALANCE \$2,575.75

			Rate	HOURS
10/01/2012	DKW	Review portions of the file; Provide instructions to my assistant.	245.00	1.20
10/02/2012	DKW	Receive, review and send the client a copy of Coxes 10th Supplemental Disclosure Statement.	245.00	0.60
	MAK	Analyze and review prior disclosure statements by Cundiff in main litigation re: evidence in support of defense for trial.	245.00	1.60
10/03/2012	RH	Receive, review and send client copy of Coxes 10th supplement to disclosure statement.	115.00	0.30
	MAK	Research re: US Supreme Court due process decisions on joinder of parties.	245.00	1.00
10/04/2012	MAK	Research (cont) re: case law and law review articles on due process to subsequently joined parties to an action.	245.00	2.20
10/05/2012	RH	Receive, review and send client copy of Veres joinder in Coxes 10th supplement disclosure statement.	115.00	0.20
10/09/2012	MAK	Research (duplicate due to loss of e-mails with research results) re: due process to parties later joined to an action (no charge)	245.00	1.40
	MAK	Work on summary of facts for motion.	245.00	0.80
10/10/2012	MAK	Prepare (cont) procedural history of case for motion.	245.00	0.80
10/15/2012	DKW	Review issues relating to motion to dismiss and court jurisdiction.	245.00	1.20
10/19/2012	DKW	Receive, review and send the client copies of the Notice of Deposition, Subpoena Duces Tecum and 12th Supplemental Rule 26.1 Disclosure Statement.	245.00	1.00

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Page 1
12/06/2012
FILE NO: 11153-014M
STATEMENT NO: 27

adv. Donald & Catherine Cox
Enforcement of Restrictions

		Rate	HOURS	
	PREVIOUS BALANCE			\$3,566.15
11/05/2012	DKW Work on issues in the case; Provide instructions to my assistant.	245.00	1.20	
11/06/2012	DKW Work on disclosures to Coxs' counsel.	245.00	1.00	
	DKW Receive a message from Jeff Adams and return call to his offices.	245.00	0.30	
11/08/2012	DKW Conference with and provide instructions to my assistant re: deadlines in the case.	245.00	0.30	
11/16/2012	DKW Review the status of discovery; Review the overview of commercial activities.	245.00	1.50	
11/27/2012	MAK Research re: misjoinder as violation of due process.	245.00	1.10	
	MAK Work on motion re: dismissal of client under rule 21.	245.00	0.60	
	PROFESSIONAL SERVICES RENDERED		6.00	1,470.00
	TOTAL CURRENT WORK			1,470.00
11/21/2012	Payment received - Thank you CK# 5789			-3,566.15
	BALANCE DUE			<u>\$1,470.00</u>

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Page 1
01/11/2013
FILE NO: 11153-014M
STATEMENT NO: 28

adv. Donald & Catherine Cox
Enforcement of Restrictions

		PREVIOUS BALANCE		\$1,470.00
			Rate	HOURS
12/03/2012	DKW	Review the file; Telephone conference with Buck.	245.00	0.60
12/09/2012	LBP	Review Defendants' Motion in Limine re: Conlin as witness; factual research re: Conlin probate and status of litigation; review Court of Appeals' 2007 memorandum opinion; research (Westlaw) re: law-of-the-case doctrine; draft Response to Motion in Limine; email to DKW re: same.	245.00	3.10
12/10/2012	DKW	Review the response memorandum; Obtain the appellate court decision to append to the response and dispatch the response; Review the mailing list; Provide instructions to my assistant.	245.00	1.00
	LBP	Correspondence email to DKW re: testimony by Defendants' investigative "expert" and possible Motion in Limine; research (Westlaw) re: recent Arizona cases concerning waiver and abandonment of CC&Rs; email to DKW re: same. Review	245.00	0.90
12/11/2012	DKW	Review authorities re: abandonment and partial abandonment; Work on issues relating to the testimony of the private investigator.	245.00	0.50
12/14/2012	DKW	Work on disclosure deadlines; Provide instructions to my assistant.	245.00	1.00
12/21/2012	DKW	Receive, review and send the client Plaintiffs' Joinder Re: Robert Conlin's affidavit.	245.00	0.20
12/26/2012	DKW	Receive, review and send the client a copy of the Joinder in Motion in Limine.	245.00	0.20
12/27/2012	DKW	Work on trial preparation issues.	245.00	1.00
12/31/2012	DKW	Receive and review Coxs' reply memorandum.	245.00	0.80
PROFESSIONAL SERVICES RENDERED				<u>9.30</u>
				<u>2,278.50</u>

Mr. James L. Varilek

adv. Donald & Catherine Cox
Enforcement of Restrictions

Page 2
01/11/2013
FILE NO: 11153-014M
STATEMENT NO: 28

12/10/2012	Postage	60.80
12/10/2012	Photocopy costs	178.60
12/21/2012	Postage	0.45
12/21/2012	Photocopy costs	1.00
12/28/2012	Postage	0.45
	TOTAL EXPENSES	<u>241.30</u>
	TOTAL CURRENT WORK	2,519.80
12/16/2012	Payment received - Thank you CK# 5801	-1,470.00
	BALANCE DUE	<u>\$2,519.80</u>

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James Varilek
P.O. Box 25965
Prescott Valley, AZ 86312

Invoice # 10362

Invoice Date: 01/31/13
Terms: Due upon receipt
Services Thru: 01/31/13

Date	By	Service Summary	Hours/Qty	Rate	Amount
In Reference To: adv. Donald & Catherine Cox (Expenses)					
01/04/13	BB	Postage	1.00	5.20	\$5.20
01/07/13	BB	Postage	1.00	42.90	\$42.90
01/07/13	BB	Copying	330.00	0.20	\$66.00
01/23/13	BB	Postage	1.00	1.30	\$1.30
Date	By	Service Summary	Hours/Qty	Rate	Amount
In Reference To: adv. Donald & Catherine Cox (Professional Services)					
01/03/13	DW	Receive and analyze plaintiffs' Motion for Summary Judgment and Separate Statement of Facts; Provide copies to the client.	2.00	245.00	\$490.00
01/03/13	DW	Prepare an e-mail of instruction to my partner.	0.20	245.00	\$49.00
01/04/13	BB	Correspondence to client with copies of recent documents received.	0.30	85.00NC	\$0.00
01/04/13	LP	Review Plaintiffs' Motion for Summary Judgment and Statement of Facts; review Sheila Cahill's 2004 Affidavit and other documents in Client file relevant to Plaintiffs' MSJ; research (Westlaw) re: standard of proof for abandonment or waiver of restrictive covenants; research (Westlaw) re: Arizona cases on abandonment and waiver; work on Joinder in Plaintiffs' MSJ; email to DKW re: Joinder and strategy.	2.30	245.00	\$563.50
01/04/13	LP	Email to DKW re: possible affidavit from Mr. Varilek; additional research (Westlaw) re: distinction between waiver and abandonment and evidence required to prove each affirmative defense; complete Joinder in Plaintiffs' MSJ; email to DKW re: Joinder and strategy.	4.20	245.00	\$1,029.00
01/05/13	LP	Revise Joinder in Plaintiffs' MSJ to clarify Arizona case law; email to DKW re: Joinder and strategy.	0.70	245.00	\$171.50
01/07/13	BB	Review email form LP re Varilek Joinder; Add service list; print document	0.60	85.00	\$51.00
01/07/13	DW	Review the draft of the joinder and selected cases cited therein.	0.80	245.00	\$196.00
01/07/13	BB	Review 2nd Revision add service list and print.	1.50	85.00	\$127.50
01/07/13	DW	Telephone call from Jeff Adams re: our firm providing him the 2005 color coded map for his reproduction; Review the map and its location.	0.80	245.00	\$196.00
01/07/13	LP	Correct case citation in Joinder (Westlaw); email to DKW re: same.	0.20	245.00	\$49.00
01/08/13	DW	Analyze and review the subdivision maps previously disclosed in the case; Forward a message to Adam's office.	0.80	245.00	\$196.00
01/10/13	DW	Analyze and review the cases in support of summary judgment.	1.80	245.00	\$441.00
01/14/13	DW	Receive, review and send the client a copy of court's minute entry scheduling a hearing.	0.20	245.00	\$49.00

Date	By	Service Summary	Hours/Qty	Rate	Amount
01/15/13	DW	Analyze the authorities in support of summary judgment.	1.50	245.00	\$367.50
01/17/13	DW	Receive, review and send the client a copy of plaintiff's request for counsel to appear telephonically and order.	0.40	245.00	\$98.00
01/17/13	BB	Prepare letter to client with copy of Attorney Coughlin's Request to Appear Telephonically at Febraury 13, 2012 Oral Argument.	0.30	85.00NC	\$0.00
01/23/13	DW	Analyze and review Coxes' Motion to Strike and In Limine.	0.60	245.00	\$147.00
01/23/13	BB	Review Motion to Strike and in Lime filed by Defendants; correspondence to client with copy of same.	0.20	85.00NC	\$0.00
01/23/13	LP	Review Coxes' Motion to Strike Cundiff affidavit and videos; email to DKW re: strategy.	0.20	245.00	\$49.00
01/28/13	DW	Receive, review and send the client a copy of the order authorizing Coughlin to appear at the hearing telephonically.	0.20	245.00	\$49.00
01/29/13	BB	Review and print email and Joint-Pretrial Statement.	0.20	85.00NC	\$0.00

Total Hours:	20.00
Total Fee:	\$4,319.00
Total Expenses:	\$115.40
Total Invoice Amount:	\$4,434.40
Total Amount Due:	\$4,434.40

User Summary Details

User	Hrs	Rate	Amount
Barbara Bachelder	2 10	@ 85 00	178 50
Barbara Bachelder	1 00	@ N/C	0 00
Dave Wilhelmsen	9 30	@ 245 00	2,278 50
Lance Payette	7 60	@ 245 00	1,862 00

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James Varilek

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Invoice # 10654

Invoice Date: 02/28/13

Terms: Due upon
receipt

Services Thru: 02/28/13

Date	By	Service Summary	Hours/Qty	Rate	Amount
In Reference To: adv. Donald & Catherine Cox (Professional Services)					
02/01/13	DW	Receive and review the initial Joint Pretrial Statement.	0.80	245.00	\$196.00
02/06/13	DW	Review Veres' Response to Motion for Summary Judgment and Joinder. Prepare strategy for the reply memorandum.	1.20	245.00	\$294.00
02/06/13	LP	Preliminary review of Veres' Response to Plaintiffs' MSJ; email to DKW re: possible Reply.	0.50	245.00	\$122.50
02/07/13	DW	Review selected portions of Defendant's Veres Response to Plaintiffs' Motion for Summary Judgment and Joinder. Review selected portions of the Separate Statement of Facts.	1.50	245.00	\$367.50
02/08/13	DW	Receive and review plaintiffs' Objection to Motion to Strike and In Limine.	0.80	245.00	\$196.00
02/11/13	MW	Telephone call to Jeff Adams office re Responses to Plaintiffs' Motion for Summary; Controverting Statement of Facts; Response Varilek's Joinder Motion	0.20	115.00NC	\$0.00
02/12/13	DW	Receive and review the stipulation and order for plaintiffs' reply memoranda.	0.40	245.00	\$98.00
02/12/13	DW	Prepare an e-mail to counsel for Veres.	0.20	245.00	\$49.00
02/12/13	DW	Receive an e-mail from counsel for the Coxes' and reply to it.	0.40	245.00	\$98.00
02/12/13	DW	Review selected portions of the motion papers in preparation of hearing on motion in limine re: Robert Conlin's affidavit.	0.80	245.00	\$196.00
02/13/13	DW	Prepare for and attend hearing on Coxes' Motion to Strike and In Limine.	1.50	245.00	\$367.50
02/14/13	DW	Analyze and review the issue as to the joinder-alignment of parties to the suit.	1.00	245.00	\$245.00
02/17/13	LP	Review and analyze Coxes' and Veres' Responses to Plaintiffs' MSJ; identify issues to be researched for Reply	1.30	245.00	\$318.50
02/17/13	LP	Research (Westlaw) re: denial of summary judgment as "law of the case"; work on this portion of Reply to Coxes' and Veres' Responses to Plaintiffs' MSJ; email to DKW re: consolidated Reply.	2.70	245.00	\$661.50
02/18/13	LP	Research re: Court of Appeals' interpretation of paragraph two of Declaration as "law of the case"; work on this portion of Reply to Coxes' and Veres' Responses to Plaintiffs' MSJ.	1.30	245.00	\$318.50
02/18/13	LP	Research (Westlaw) re: standard and quantum of evidence required to prove abandonment of subdivision restrictions; work on this portion of Reply to Coxes' and Veres' Responses to Plaintiffs' MSJ.	2.10	245.00	\$514.50
02/19/13	DW	Work on issues relating to the due process of law in the procedure created by the court for joinder.	1.00	245.00	\$245.00

Date	By	Service Summary	Hours/Qty	Rate	Amount
02/19/13	DW	Receive, review and send the client a copy of the court's 2/13/13 minute order.	0.20	245.00	\$49.00
02/19/13	DW	Receive a message from and forward a message to the client.	0.20	245.00	\$49.00
02/19/13	LP	Extensive research (Westlaw) re: evidentiary standards for surviving MSJ, evidence required to prove violations of subdivision restrictions, competency of private investigator as expert witness; work on this portion of Reply to Coxes' and Veres' Responses to Plaintiffs' MSJ.	4.50	245.00	\$1,102.50
02/20/13	DW	Telephone conference with Jeff Adams.	0.20	245.00	\$49.00
02/20/13	LP	Research (Westlaw) re: miscellaneous evidentiary issues; analyze investigator Cahill's affidavit for defects and bases for objections; work on this portion of Reply to Coxes' and Veres' Responses to Plaintiffs' MSJ; revise draft of Reply; email to DKW re: draft Reply and strategy.	4.60	245.00	\$1,127.00
02/21/13	DW	Review Varilek's Consolidated Reply Memorandum and authorities cited therein.	1.50	245.00	\$367.50
02/21/13	DW	Prepare an e-mail to Coughlin concerning the joint pretrial statement.	0.20	245.00	\$49.00
02/21/13	RH	Finalize the client's consolidated reply to the responses to plaintiff's motion for summary judgment filed by Cox and Veres.	1.80	115.00	\$207.00
02/21/13	DW	Work on revisions to the draft Joint Pretrial Statement.	0.80	245.00	\$196.00
02/22/13	DW	Telephone conference with Sharon Flak re: joint pretrial statement.	0.50	245.00	\$122.50
02/25/13	DW	Conference with Drutz re: settlement and dismissal of the client's claim against Veres. Review the history of settlement discussions.	1.50	245.00	\$367.50
02/25/13	DW	Work on the form of tolling agreement in the consolidated case with Veres.	1.00	245.00	\$245.00
02/26/13	DW	Receive, review and send the client a copy of Coxes' motion to remove exhibit from court file.	0.40	245.00	\$98.00
02/27/13	DW	Receive correspondence from Drutz re: settlement with Veres.	0.20	245.00	\$49.00
02/27/13	DW	Revise and complete the stipulation and order of dismissal in Varilek v. Veres.	0.80	245.00	\$196.00
02/27/13	EP	Emailed Stipulation to Dismiss without Prejudice to Mark Drutz.	0.20	115.00NC	\$0.00

Total Hours: 36.30

Total Fee: \$8,561.50

Total Invoice Amount: \$8,561.50

Previous Balance: \$4,434.40

Payments/Adjustments: \$-1,712.30

Total Amount Due: \$11,283.60

Payments/Adjustments Detail

Date	Transaction Type	Amount
02/28/2013	Credit Adjustment	-1712.30

User Summary Details

User	Hrs	Rate	Amount
Dave Wilhelmsen	17.10	@ 245.00	4,189.50
Ed Potts	0.20	@ N/C	0.00
Lance Payette	17.00	@ 245.00	4,165.00
Marjane Wilhelmsen	0.20	@ N/C	0.00
Rochelle Hoekstra	1.80	@ 115.00	207.00

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Invoice # 10820

Invoice Date: 03/31/13

Terms: Due upon
receipt

Services Thru: 03/31/13

Date	By	Service Summary	Hours/Qty	Rate	Amount
In Reference To: adv. Donald & Catherine Cox (Professional Services)					
03/02/13	DW	Conference with Buck at his home and receive instructions re our participation at trial.	0.60	245.00	\$147.00
03/04/13	EP	Made telephone call to Division 4 and talked to Kathleen to find out status of pending orders and hearing dates.	0.20	115.00NC	\$0.00
03/04/13	EP	Sent email to supervising attorney to inform of findings from telephone call to Division 4 regarding case status.	0.20	115.00	\$23.00
03/04/13	EP	Confrence with supervising attorney re case status.	0.30	115.00	\$34.50
03/04/13	EP	Per supervising attorney, made telephone call to Jeffrey Coughlin's office to request courtesy copy of voir dire and jury instructions.	0.20	115.00	\$23.00
03/05/13	DW	Telephone conference with Jeff Coughlin re pre-trial issues.	0.40	245.00	\$98.00
03/05/13	DW	Revise the draft of the joint pretrial statement.	0.60	245.00	\$147.00
03/06/13	DW	Revise portions of the joint pretrial statement relating to facts and legal theories.	1.20	245.00	\$294.00
03/07/13	DW	Receive plaintiffs' reply memorandum with attachments. Supply a copy to the client.	1.00	245.00	\$245.00
03/13/13	DW	Review the file and prepare an e-mail to Jeff Coughlin.	0.60	245.00	\$147.00
03/13/13	DW	Receive an e-mail from Jeff Coughlin and prepare a reply.	0.40	245.00	\$98.00
03/13/13	DW	Receive the executed 3/8/13 order dismissing Varilek v. Veres. Send a copy to the client.	0.20	245.00	\$49.00
03/13/13	DW	Receive and review the court's minute order vacating trial and addressing procedural issues in the case.	0.40	245.00	\$98.00
03/13/13	EP	Emailed firm to update on status of pending minute entries and orders.	0.20	115.00NC	\$0.00
03/14/13	DW	Receive and review the court's 3/6/13 minute orders and underadvisement ruling on vacating trial, scheduling hearings on summary judgment motions and denying the motion in limine re Robert Conlin's affidavit. Review issues relating to constitutional due process.	1.20	245.00	\$294.00
03/14/13	EP	Worked on database of all parties in subdivision.	0.40	115.00	\$46.00
03/22/13	DW	Research and review authorities re standards for abandonment of subdivision restrictions.	0.80	245.00	\$196.00
03/25/13	DW	Draft and revise a memorandum re constitutional issues involved in the joinder of all parties to the law suit.	1.80	245.00	\$441.00
03/26/13	DW	Work on and complete memorandum re issues surrounding joinder of subdivision owners and abandonment.	1.00	245.00	\$245.00
03/27/13	DW	Receive and review the court's 3/25/13 minute order.	0.20	245.00	\$49.00
03/27/13	DW	Review portions of the file and strategize issues to be presented.	0.80	245.00	\$196.00

Date	By	Service Summary	Hours/Qty	Rate	Amount
03/27/13	EP	Review of appellate Memorandum Decision in Cundiff v. Cox.	0.30	115.00	\$34.50
03/27/13	LP	Research (Westlaw) re: due process requirements for service/notice on indispensable parties in litigation involving abandonment of subdivision restrictions; review Cundiff and Varilek files re: documents in which indispensable party issue has been addressed; lengthy email to DKW re: status of indispensable party issue and possible due process argument.	2.30	245.00	\$563.50
03/27/13	LP	Read numerous documents in file pertaining to indispensable party issue and service on other owners; lengthy email to DKW re: potential defects in service and due process issue.	1.30	245.00	\$318.50
03/27/13	LP	Respond to email from MJ re: relevant ownership date for determining who must be served.	0.20	245.00	\$49.00
03/27/13	MW	Review of multiple communications re Due Process Issues and Memorandum of such for April 16th, 2013 hearing.	0.30	115.00	\$34.50
03/27/13	MW	Office communication with supervising attorney re Due Process of 2010 to current issues and future title transfer issue notifications re such.	0.20	115.00	\$23.00
03/28/13	DW	Review portions of the file and work on issues relating to the formulated process for joining the subdivision owners.	1.00	245.00	\$245.00
03/28/13	LP	Research (Westlaw) re: adequacy of notice to indispensable parties; lengthy email to DKW re: bases for due process argument.	1.30	245.00	\$318.50
03/29/13	DW	Receive and review defendants' Motion for Reconsideration/Motion for Clarification and the authorities cited therein.	0.80	245.00	\$196.00
In Reference To: adv. Donald & Catherine Cox (Expenses)					
03/01/13	EP	Mailed copy of the Stipulation to Dismiss without Prejudice and unsigned order to client.	1.00	1.32	\$1.32
03/20/13	MW	Copies	20.00	0.20	\$4.00
03/20/13	MW	Postage	1.00	1.72	\$1.72

Total Hours:	20.40
Total Fee:	\$4,653.00
Total Expenses:	\$7.04
Total Invoice Amount:	\$4,660.04
Previous Balance:	\$11,283.60
Payments/Adjustments:	\$-11,283.60
Total Amount Due:	\$4,660.04

Payments/Adjustments Detail

Date	Transaction Type	Amount
03/12/2013	Payment	-4434.40
03/28/2013	Payment	-11283.60
03/28/2013	Refund	4434.40

User Summary Details

User	Hrs	Rate	Amount
Dave Wilhelmsen	13.00	@ 245.00	3,185.00
Ed Potts	1.40	@ 115.00	161.00
Ed Potts	0.40	@ N/C	0.00
Lance Payette	5.10	@ 245.00	1,249.50
Marijane Wilhelmsen	0.50	@ 115.00	57.50

Favour & Wilhelmsen PLLC

1580 Plaza West Drive
Prescott Arizona 86303
(928) 445-2444
fmwlaw@fmwlaw.net

INVOICE

James Varilek
P.O. Box 25965
Prescott Valley, AZ 86312
United States

Invoice # 20035
Invoice Date: Thu, May 02, 2013

Re: James Varilek: adv. Donald & Catherine Cox

Current Charges:

Fees

Date	Init.	Description	Hours	Amount
4/1/2013	LP	Research (Westlaw) re: due process requirements for service/notice in class actions; email to DKW re: possibility of separate memoranda on due process and adequacy of service; work on draft of hearing memo on due process.	3.9	955.50
4/1/2013	LP	Research (Westlaw) re: misleading/inaccurate notices as violations of due process; work on draft of hearing memo on due process.	2.2	539.00
4/1/2013	LP	Work on authorities section of hearing memo on due process.	1.0	245.00
4/2/2013	LP	Keycite citations on Westlaw; review cases obtained through Keycite; complete draft of hearing memo on due process.	5.8	1,421.00
4/3/2013	DW	Analyze and review formulating the arguments relating to due process violations.	1.2	294.00
4/4/2013	LP	Review examples of service defects provided by MJ; research (Westlaw) re: service requirements; lengthy email to MJ and DKW re: service defects.	1.2	294.00
4/4/2013	LP	Revise draft of due process memorandum to include examples of defective service; email to DKW re: possible conversion of memorandum to motion.	0.4	98.00

4/4/2013	LP	Exchange of several emails with DKW; revise due process memorandum to file as a motion.	0.5	122.50
4/4/2013	DW	Review the draft of the memorandum re joinder and due process. Review selected authorities.	1.5	367.50
4/5/2013	MW	Preliminary Review of Process Documents for issues in process. Summarized findings to supervising attorney re same.	1.2	138.00
4/5/2013	DW	Receive and review the court's 4/4/13 minute order.	0.2	49.00
4/8/2013	DW	Work on completing the motion directing the Cox's' to comply with due process requirements.	0.8	196.00
4/9/2013	MW	Telephone call to Kelly Gregorio of Yavapai County Superior Court re database count received and has been using in relation to the parties.	0.2	23.00
4/9/2013	MW	Telephone call to Jeff Coughlin office re database supplied to court.	0.2	23.00
4/10/2013	MW	Revived copy of database from Jeff Coughlin office supplied to court and used in Due Process. Reviewed and drafted notes to supervising attorney.	0.2	23.00
4/10/2013	MW	Cross checked of owner's list database against acceptances of service and publication order for known errors of process.	1.8	207.00
4/15/2013	LP	Research (Westlaw) re: minor violations of restriction against business or commercial use; prepare lengthy Response to Motion for Reconsideration of denial of Motion in Limine Re: Conlin Affidavit.	2.9	710.50
4/15/2013	DW	Review plaintiffs motion papers and Varilek's motion papers in support of summary judgment and the accompanying authorities.	2.5	612.50
4/16/2013	LP	Research (Westlaw) re: home occupations; edit Response to Motion for Reconsideration of denial of Motion in Limine Re: Conlin Affidavit.	0.6	147.00
4/16/2013	DW	Attend hearings on motions for summary judgment and conference on scheduling and planning for trial.	3.0	735.00
4/17/2013	DW	Final review and file the Response to	0.4	98.00

Motion for Reconsideration.				
4/18/2013	DW	Work on issues relating to due process and joinder of property owners.	0.8	196.00
4/18/2013	DW	Telephone conference with Jeff Adams re joinder issues.	0.4	98.00
4/21/2013	MW	Yavapai County Cartography Department research and analysis of Coyote Spring property changes and impact on current due process matter.	0.8	92.00
4/22/2013	DW	Receive and review a copy of the court's 4/16/13 minute entry.	0.2	49.00
4/23/2013	JB	Draft letter to client re 04-16-13 Minute Entry on plaintiff's motion for summary judgment and defendant's motion to strike.	0.2	17.00
4/25/2013	DW	Review the plaintiffs' joinder in Varilek's response to motion for reconsideration.	0.2	49.00
4/25/2013	DW	Analyze and review the property composition.	1.0	245.00
4/26/2013	JB	Draft letter to client re Response to James Varilek's Motion to Require Defendants Cox to Serve AND Plaintiff's Joinder in James Varilek's Response to Defendants' Motion.	0.2	17.00
4/26/2013	DW	Receive and review defendants' response to Varilek's motion to compel compliance with due process and motion to require Cox's to perform joinder.	1.0	245.00
4/29/2013	DW	Review the arguments and issues raised in Cox's response to motion for due process compliance.	0.8	196.00
4/29/2013	LP	Review Defendants' Response to Due Process Motion and Defendants' Motion to Dismiss; research (Westlaw) re: issues raised by Response and Motion; prepare Reply to Response and Response to Motion; email to DKW re: same.	5.2	1,274.00
4/30/2013	DW	Review portions of the file and the draft of the response and reply motion re due process and joinder.	1.2	294.00
4/30/2013	JB	Scan, runner's slip, and prepare Varilek's Reply to Defendants Response for filing with the court.	0.2	0.00
4/30/2013	JB	Revise Varilek's Reply to Defendants'	0.3	25.50

Favour & Wilhelmsen PLLC

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INVOICE

James Varilek
P.O. Box 25965
Prescott Valley, AZ 86312
United States

Invoice # 20149
Invoice Date: Sat, June 01, 2013

Re: James Varilek: adv. Donald & Catherine Cox

Current Charges:**Fees**

Date	Init.	Description	Hours	Amount
5/1/2013	JB	Conference with supervising attorney re status of case and tasks (no charge).	0.2	0.00
5/7/2013	DW	Research and review issues relating to due process.	1.0	245.00
5/10/2013	DW	Review the status of the due process issues before the court.	0.8	196.00
5/14/2013	EP	Gather and input data re: sold properties.	5.3	609.50
5/14/2013	DW	Receive, review and send the client a copy of plaintiffs' joinder in Varilek's reply re compliance with due process. Review the minute orders referred to in plaintiffs' joinder.	0.6	147.00
5/15/2013	DW	Work on issues relating to the property owner list.	0.6	147.00
5/16/2013	EP	Gather and input data re: sold properties.	1.5	172.50
5/17/2013	EP	Gathered data re: service of process.	5.0	575.00
5/21/2013	DW	Research and review the list of current owners and previous list of owners. Review forms of service of process.	1.5	367.50
5/28/2013	DW	Receive and review Defendants Coxs' reply memorandum re motion to dismiss.	0.4	98.00
5/30/2013	DW	Work on issues relating to joining additional parties.	0.8	196.00

5/31/2013	DW	Work on preparing the case and case issues.	1.2	294.00
		Fees for Services Rendered	18.9	\$3,047.50

Expenses

Date	Description	Amount
5/16/2013	Postage	0.46
5/28/2013	Postage	0.66
	Total Expenses	\$1.12

Total Fees & Expenses	\$3,048.62
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Total New Charges	\$3,048.62
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Account Statement:

Balance as of Last Invoice	10,439.60
Payments and Adjustments	-10,439.60
Balance forward	0.00
Current Charges	3,048.62
Amount Due and Owing to Date	\$3,048.62

Favour & Wilhelmsen PLLC

1580 Plaza West Drive
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(928) 445-2444
fmwlaw@fmwlaw.net

INVOICE

James Varilek
P.O. Box 25965
Prescott Valley, AZ 86312
United States

Invoice # Draft
Invoice Date: Mon, July 01, 2013

Re: James Varilek: adv. Donald & Catherine Cox

Current Charges:

Fees

Date	Init.	Description	Hours	Amount
6/11/2013	DW	Review the status of the pending motions.	0.6	147.00
6/17/2013	DW	Receive and review the court's minute order re motion in limine, motion for summary judgment and motion for due process. Review portions of the file.	1.5	367.50
6/17/2013	DW	Telephone call from Buck.	0.2	49.00
6/17/2013	DW	Telephone conference with Jeff Coughlin.	0.2	49.00
6/18/2013	DW	Review the history of attorney fee claims in the case. Review the firms billing history.	1.8	441.00
6/19/2013	DW	Review issues relating to attorneys' fees.	0.8	196.00
6/19/2013	DW	Prepare an e-mail to Jeff Coughlin.	0.4	98.00
6/20/2013	DW	Review billing statements and work on the claim for attorneys' fees.	1.5	367.50
6/20/2013	DW	Review the file and work on attorneys' fees issues.	1.0	245.00
6/20/2013	DW	Telephone call to Jeff Coughlin's assistant.	0.2	49.00
6/20/2013	EP	Drafted motion to extend time for application for attorney's fees.	0.2	23.00
6/20/2013	EP	Drafted affidavit in support of award of attorney's fees.	0.7	80.50

6/21/2013	EP	Worked on draft of affidavit in support of award of attorney fees.	0.6	69.00
6/24/2013	DW	Telephone call from Jerry Carver re decision in the case.	0.2	49.00
6/24/2013	DW	Telephone conference with Jeff Coughlin.	0.4	98.00
6/24/2013	DW	Review the drafts of the Motion for Attorneys' Fees and Attorneys' Affidavit.	0.8	196.00
6/25/2013	DW	Work on the Motion for Attorneys' Fees. Review the authoritative basis for the award of attorneys' fees.	1.5	367.50
6/26/2013	LP	Sherpardize attorneys' fee cases on Westlaw; revise motion for award of attorneys' fees; email to DKW re: same.	0.4	98.00
6/26/2013	DW	Work on the Motion for Attorneys' Fees, Statement of Costs and Notice of Taxation and Affidavit for Attorneys' Fees. Review the pleadings to outline the form of Final Judgment.	5.5	1,347.50
6/27/2013	RH	Receive voice mail message from attorney Jeff Coughlin re statement of taxable costs. Telephone call to Christi at attorney Jeff Coughlin's office re same.	0.2	23.00
		Fees for Services Rendered	18.7	\$4,360.50

Expenses

Date	Description	Amount
6/17/2013	Postage: Mailed Order: Under Advisement Ruling to client.	0.66
	Total Fees & Expenses	\$4,361.16

Total New Charges **\$4,361.16**

Account Statement:

Balance as of Last Invoice	3,048.62
Payments and Adjustments	-3,048.62
Balance forward	0.00