IN THE SUPREME COURT OF THE STATE OF NEVADA

EDGEWORTH FAMILY TRUST; AND AMERICAN GRATING, LLC,

Appellants/Cross Respondents.

vs.

DANIEL S. SIMON; THE LAW OFFICE OF DANIEL S. SIMON, A PROFESSIONAL CORPORATION; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive,

Respondents/Cross-Appellants.

EDGEWORTH FAMILY TRUST; AMERICAN GRATING, LLC,

Appellants,

vs.

DANIEL S. SIMON; THE LAW OFFICE OF DANIEL S. SIMON, A PROFESSIONAL CORPORATION; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive,

Respondents.

Supreme Court Case

No. 77678 consolidated with No. 78176

Appeal from a Final Judgment entered by the Eighth Judicial District Court, Clark County
The Honorable Tierra Jones, District Judge

APPELLANTS' APPENDIX

VOL. 1 PART 1 of 12

IN THE SUPREME COURT OF THE STATE OF NEVADA

* * * * *

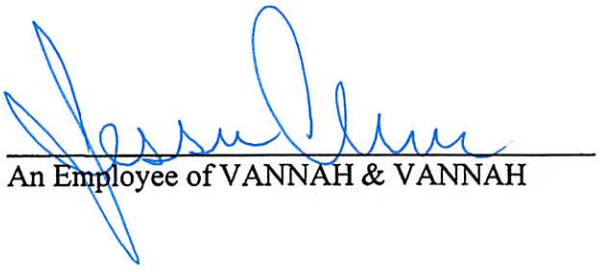
EDGEWORTH FAMILY TRUST; AND AMERICAN GRATING, LLC, Appellants/Cross Respondents. vs. DANIEL S. SIMON; THE LAW OFFICE OF DANIEL S. SIMON, A PROFESSIONAL CORPORATION; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive, Respondents/Cross-Appellants.	**Supreme Court Case** **No. 77678 consolidated with No. 78176**
EDGEWORTH FAMILY TRUST; AMERICAN GRATING, LLC, Appellants, vs. DANIEL S. SIMON; THE LAW OFFICE OF DANIEL S. SIMON, A PROFESSIONAL CORPORATION; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive, Respondents.	

CERTIFICATE OF SERVICE OF APPENDIX

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that on the 1st day of August, 2019, I served **VOLUMES 1, 2, AND 3 OF APPELLANTS' APPENDIX**, together with a CD ROM, on all parties to this action by U.S. Mail, addressed as follows:

James R. Christensen, Esq.
JAMES R, CHRISTENSEN, P.C.
601 S. 6th Street
Las Vegas, NV 89101



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Appellants' Appendix – Consolidated Cases 77678 and 78176

Edgeworth, et al. v. Daniel Simon, et al.

Date Filed	Document Title	VOL. No.	Bates Number
1/9/18	Acceptance of Service of the Summons and Complaint	1	AA000024
3/15/18	Amended Complaint	2	AA000305
1/4/2018	Complaint	1	AA000013
11/19/2018	Decision and Order on Motion to Adjudicate Lien	2	AA000353
11/19/2018	Decision and Order on Motion to Dismiss NRCP 12(B)(5)	2	AA000376
1/24/2018	Motion to Adjudicate Lien of the Law Office of Daniel Simon On Order Shortening Time • Simon's Invoices • Itemization of Costs • Simon's 11/27/18 Letter to Edgeworth's	1 & 2	AA000025
12/7/2018	Motion for Attorneys Fees and Costs	2	AA000386
4/9/2018	Motion to Dismiss Plaintiffs' Amended Complaint Pursuant to 12(b)(5)	2	AA000317
1/2/2018	Notice of Amended Attorney's Lien	1	AA000006
12/17/2018	Notice of Appeal (Adjudicate Lien and Motion to Dismiss)	2	AA000425
2/15/19	Notice of Appeal (Attorney's Fees and Costs)	2	AA000485
12/17/2018	Notice of Cross Appeal	2	AA000440
2/08/2019	Notice of Entry of Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs • Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs	2	AA000479

12/27/2018	Notice of Entry of Orders (Adjudicate Lien and Dismiss NRCP 12(B)(5))	2	AA000442
12/13/2018	Plaintiff's Motion for an Order to Release Funds	2	AA000415
2/02/18	Plaintiff's Opposition to Defendant's Motions to Consolidate and to Adjudicate Attorney Lien • Affidavit of Brian Edgeworth (2/2/18) • Deposition of Brian Edgeworth (9/29/17)	2	AA000277
4/24/2018	Plaintiff's Opposition to Defendant's (Third) Motion to Dismiss	2	AA000335
12/17/2018	Plaintiffs' Opposition to Simon's Motion for Fees and Costs	2	AA000428
6/13/19	Recorder's Transcript of Evidentiary Hearing-Day 1 August 27, 2018 Recorder's Transcript of Evidentiary Hearing-Day 2 August 28, 2018 Recorder's Transcript of Evidentiary Hearing-Day 4 August 30, 2018	3	AA000488
11/30/2017	Simon's Notice of Attorney's Lien	2	AA000001

Appellants' Appendix – Consolidated Cases 77678 and 78176

Edgeworth, et al. v. Daniel Simon, et al.

Date Filed	Document Title	VOL. No.	Bates Number
11/30/2017	Simon's Notice of Attorney's Lien	1	AA000001
1/2/2018	Notice of Amended Attorney's Lien	1	AA000006
1/4/2018	Complaint	1	AA000013
1/9/2018	Acceptance of Service of the Summons and Complaint	1	AA000024
1/24/2018	Motion to Adjudicate Lien of the Law Office of Daniel Simon On Order Shortening Time • Simon's Invoices • Email to Simon labeled "Contingency • Itemization of Costs • Simon's 11/27/18 Letter to Edgeworth's	1 & 2	AA000025
2/02/18	Plaintiff's Opposition to Defendant's Motions to Consolidate and to Adjudicate Attorney Lien • Affidavit of Brian Edgeworth (2/2/18) • Deposition of Brian Edgeworth (9/29/17)	2	AA000277
3/15/18	Amended Complaint	2	AA000305
4/9/2018	Motion to Dismiss Plaintiffs' Amended Complaint Pursuant to 12(b)(5)	2	AA000317
4/24/2018	Plaintiff's Opposition to Defendant's (Third) Motion to Dismiss	2	AA000335
11/19/2018	Decision and order on Motion to Adjudicate Lien	2	AA000353
11/19/2018	Decision and Order on Motion to Dismiss NRCP 12(B)(5)	2	AA000376
12/7/2018	Motion for Attorneys Fees and Costs	2	AA000386
12/13/2018	Plaintiff's Motion for an Order to Release Funds	2	AA000415
12/17/2018	Notice of Appeal (Adjudicate Lien and Motion to Dismiss)	2	AA000425

12/17/2018	Plaintiffs' Opposition to Simon's Motion for Fees and Costs	2	AA000428
12/17/2018	Notice of Cross Appeal	2	AA000440
12/27/2018	Notice of Entry of Orders (Adjudicate Lien and Dismiss NRCP 12(B)(5))	2	AA000442
2/08/2019	Notice of Entry of Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs • Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs	2	AA000479
2/15/19	Notice of Appeal (Attorney's Fees and Costs)	2	AA000485
6/13/19	Recorder's Transcript of Evidentiary Hearing-Day 1 August 27, 2018 Recorder's Transcript of Evidentiary Hearing-Day 2 August 28, 2018 Recorder's Transcript of Evidentiary Hearing-Day 4 August 30, 2018	3	AA000488

ATLN
DANIEL S. SIMON, ESQ.
Nevada Bar No. 4750
ASHLEY M. FERREL, ESQ.
Nevada Bar No. 12207
810 S. Casino Center Blvd.
Las Vegas, Nevada 89101
Telephone (702) 364-1650
lawyers@simonlawlv.com
Attorneys for Plaintiffs

DISTRICT COURT
CLARK COUNTY, NEVADA

EDGEWORTH FAMILY TRUST; and AMERICAN GRATING, LLC.;

Plaintiffs,

vs.

LANGE PLUMBING, L.L.C.; THE VIKING CORPORATION, a Michigan corporation; SUPPLY NETWORK, INC., dba VIKING SUPPLYNET, a Michigan corporation; and DOES I through V and ROE CORPORATIONS VI through X, inclusive,

Defendants.

CASE NO.: A-16-738444-C
DEPT. NO.: X

NOTICE OF ATTORNEY'S LIEN

NOTICE IS HEREBY GIVEN that the Law Office of Daniel S. Simon, a Professional Corporation, rendered legal services to EDGEWORTH FAMILY TRUST and AMERICAN GRATING, LLC., for the period of May 1, 2016, to the present, in connection with the above-entitled matter resulting from the April 10, 2016, sprinkler failure and massive flood that caused substantial damage to the Edgeworth residence located at 645 Saint Croix Street, Henderson, Nevada 89012.

That the undersigned claims a lien, pursuant to N.R.S. 18.015, to any verdict, judgment, or decree entered and to any money which is recovered by settlement or otherwise and/or on account of the suit filed, or any other action, from the time of service of this notice. This lien arises from the services which the Law Office of Daniel S. Simon has rendered for the client, along with court costs and out-of-pocket costs advanced by the Law Office of Daniel S. Simon in an amount to be

SIMON LAW
810 S. Casino Center Blvd.
Las Vegas, Nevada 89101
702-364-1650 Fax: 702-364-1655

determined.

The Law Office of Daniel S. Simon claims a lien for a reasonable fee for the services rendered by the Law Office of Daniel S. Simon on any settlement funds, plus outstanding court costs and out-of-pocket costs currently in the amount of $80,326.86 and which are continuing to accrue, as advanced by the Law Office of Daniel S. Simon in an amount to be determined upon final resolution. The above amount remains due, owing and unpaid, for which amount, plus interest at the legal rate, lien is claimed.

This lien, pursuant to N.R.S. 18.015(3), attaches to any verdict, judgment, or decree entered and to any money which is recovered by settlement or otherwise and/or on account of the suit filed, or any other action, from the time of service of this notice.

Dated this 30th day of November, 2017.

THE LAW OFFICE OF DANIEL S. SIMON,
A PROFESSIONAL CORPORATION

DANIEL S. SIMON, ESQ.
Nevada Bar No. 4750
ASHLEY M. FERREL, ESQ.
Nevada Bar No. 12207
SIMON LAW
810 South Casino Center Blvd.
Las Vegas, Nevada 89101

SIMON LAW
810 S. Casino Center Blvd.
Las Vegas, Nevada 89101
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SIMON LAW
810 S. Casino Center Blvd.
Las Vegas, Nevada 89101
702-364-1650 Fax: 702-364-1655

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

DANIEL S. SIMON, being first duly sworn, deposes and says:

That he is the attorney who has at all times represented EDGEWORTH FAMILY TRUST and AMERICAN GRATING, LLC., as counsel from May 1, 2016, until present, in its claims for damages resulting from the April 16, 2016, sprinkler failure that caused substantial damage to the Edgeworth residence located at 645 Saint Croix Street, Henderson, Nevada.

That he is owed for attorney's fees for a reasonable fee for the services which have been rendered for the client, plus outstanding court costs and out-of-pocket costs, currently in the amount of $80,326.86, and which are continuing to accrue, as advanced by the Law Office of Daniel S. Simon in an amount to be determined upon final resolution of any verdict, judgment, or decree entered and to any money which is recovered by settlement or otherwise and/or on account of the suit filed, or any other action, from the time of service of this notice. That he has read the foregoing Notice of Attorney's Lien; knows the contents thereof, and that the same is true of his own knowledge, except as to those matters therein stated on information and belief, and as to those matters, he believes them to be true.

DANIEL S. SIMON

SUBSCRIBED AND SWORN
before me this 30 day of November, 2017

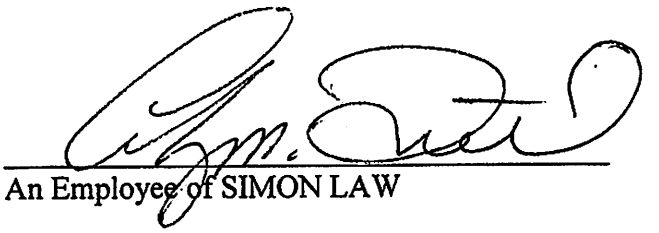
TRISHA TUTTLE
Notary Public State of Nevada
No. 08-8840-1
My Appt. Exp. June 19, 2018

Notary Public

CERTIFICATE OF MAIL

I hereby certify that on this 30th day of November, 2017, I served a copy, via Certified Mail, Return Receipt Requested, of the foregoing **NOTICE OF ATTORNEY'S LIEN** on all interested parties by placing same in a sealed envelope, with first class postage fully prepaid thereon, and depositing in the U. S. Mail, addressed as follows:

Brian and Angela Edgeworth
645 Saint Croix Street
Henderson, Nevada 89012



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Las Vegas, Nevada 89101
702-364-1650 Fax: 702-364-1655

SIMON LAW
810 S. Casino Center Blvd.
Las Vegas, Nevada 89101
702-364-1650 Fax: 702-364-1655

CERTIFICATE OF E-SERVICE & U.S. MAIL

Pursuant to NEFCR 9, NRCP 5(b) and EDCR 7.26, I certify that on this 30th day of November, 2017, I served the foregoing **NOTICE OF ATTORNEY'S LIEN** on the following parties by electronic transmission through the Wiznet system and also via Certified Mail- Return Receipt Requested:

Theodore Parker, III, Esq.
PARKER NELSON & ASSOCIATES
2460 Professional Court, Ste. 200
Las Vegas, NV 89128
Attorney for Defendant
Lange Plumbing, LLC

Michael J. Nunez, Esq.
MURCHISON & CUMMING, LLP
350 S. Rampart Blvd., Ste. 320
Las Vegas, NV 89145
Attorney for Third Party Defendant
Giberti Construction, LLC

Janet C. Pancoast, Esq.
CISNEROS & MARIAS
1160 N. Town Center Dr., Suite 130
Las Vegas, NV 89144
Attorney for Defendant
The Viking Corporation and
Supply Network, Inc. dba Viking Supplynet

Randolph P.Sinnott, Esq.
SINNOTT, PUEBLA, CAMPAGNE
& CURET, APLC
550 S. Hope Street, Ste. 2350
Los Angeles, CA 90071
Attorney for Zurich American Insurance Co.

Angela Bullock
Kinsale Insurance Company
2221 Edward Holland Drive, Ste. 600
Richmond, VA 23230
Senior Claims Examiner for
Kinsale Insurance Company

An Employee of SIMON LAW

ATLN
DANIEL S. SIMON, ESQ.
Nevada Bar No. 4750
ASHLEY M. FERREL, ESQ.
Nevada Bar No. 12207
810 S. Casino Center Blvd.
Las Vegas, Nevada 89101
Telephone (702) 364-1650
lawyers@simonlawlv.com
Attorneys for Plaintiffs

DISTRICT COURT
CLARK COUNTY, NEVADA

EDGEWORTH FAMILY TRUST; and AMERICAN GRATING, LLC.;

Plaintiffs,

vs.

LANGE PLUMBING, L.L.C.; THE VIKING CORPORATION, a Michigan corporation; SUPPLY NETWORK, INC., dba VIKING SUPPLYNET, a Michigan corporation; and DOES I through V and ROE CORPORATIONS VI through X, inclusive,

Defendants.

CASE NO.: A-16-738444-C
DEPT. NO.: X

NOTICE OF AMENDED ATTORNEY'S LIEN

NOTICE IS HEREBY GIVEN that the Law Office of Daniel S. Simon, a Professional Corporation, rendered legal services to EDGEWORTH FAMILY TRUST and AMERICAN GRATING, LLC., for the period of May 1, 2016, to the present, in connection with the above-entitled matter resulting from the April 10, 2016, sprinkler failure and massive flood that caused substantial damage to the Edgeworth residence located at 645 Saint Croix Street, Henderson, Nevada 89012.

That the undersigned claims a total lien, in the amount of $2,345,450.00, less payments made in the sum of $367,606.25 for a final lien for attorney's fees in the sum of $1,977,843.80, pursuant to N.R.S. 18.015, to any verdict, judgment, or decree entered and to any money which is recovered by settlement or otherwise and/or on account of the suit filed, or any other action, from the time of service of this notice. This lien arises from the services which the Law Office of Daniel S. Simon has

SIMON LAW
810 S. Casino Center Blvd.
Las Vegas, Nevada 89101
702-364-1650 Fax: 702-364-1655

rendered for the client, along with court costs and out-of-pocket costs advanced by the Law Office of Daniel S. Simon in the sum of $76,535.93, which remains outstanding.

The Law Office of Daniel S. Simon claims a lien in the above amount, which is a reasonable fee for the services rendered by the Law Office of Daniel S. Simon on any settlement funds, plus outstanding court costs and out-of-pocket costs currently in the amount of $76,535.93, and which are continuing to accrue, as advanced by the Law Office of Daniel S. Simon in an amount to be determined upon final resolution. The above amount remains due, owing and unpaid, for which amount, plus interest at the legal rate, lien is claimed.

This lien, pursuant to N.R.S. 18.015(3), attaches to any verdict, judgment, or decree entered and to any money which is recovered by settlement or otherwise and/or on account of the suit filed, or any other action, from the time of service of this notice.

Dated this 2nd day of January, 2018.

THE LAW OFFICE OF DANIEL S. SIMON,
A PROFESSIONAL CORPORATION

DANIEL S. SIMON, ESQ.
Nevada Bar No. 4750
ASHLEY M. FERREL, ESQ.
Nevada Bar No. 12207
810 South Casino Center Blvd.
Las Vegas, Nevada 89101

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702-364-1650 Fax: 702-364-1655

CERTIFICATE OF E-SERVICE & U.S. MAIL

Pursuant to NEFCR 9, NRCP 5(b) and EDCR 7.26, I certify that on this 2nd day of January, 2018, I served the foregoing **NOTICE OF AMENDED ATTORNEY'S LIEN** on the following parties by electronic transmission through the Wiznet system and also via Certified Mail- Return Receipt Requested:

Theodore Parker, III, Esq.
PARKER NELSON & ASSOCIATES
2460 Professional Court, Ste. 200
Las Vegas, NV 89128
Attorney for Defendant
Lange Plumbing, LLC

Michael J. Nunez, Esq.
MURCHISON & CUMMING, LLP
350 S. Rampart Blvd., Ste. 320
Las Vegas, NV 89145
Attorney for Third Party Defendant
Giberti Construction, LLC

Janet C. Pancoast, Esq.
CISNEROS & MARIAS
1160 N. Town Center Dr., Suite 130
Las Vegas, NV 89144
Attorney for Defendant
The Viking Corporation and
Supply Network, Inc. dba Viking Supplynet

Randolph P.Sinnott, Esq.
SINNOTT, PUEBLA, CAMPAGNE
& CURET, APLC
550 S. Hope Street, Ste. 2350
Los Angeles, CA 90071
Attorney for Zurich American Insurance Co.

Angela Bullock
Kinsale Insurance Company
2221 Edward Holland Drive, Ste. 600
Richmond, VA 23230
Senior Claims Examiner for
Kinsale Insurance Company

An Employee of SIMON LAW

SIMON LAW
810 S. Casino Center Blvd.
Las Vegas, Nevada 89101
702-364-1650 Fax: 702-364-1655

CERTIFICATE OF U.S. MAIL

I hereby certify that on this 2nd day of January, 2018, I served a copy, via Certified Mail, Return Receipt Requested, of the foregoing **NOTICE OF AMENDED ATTORNEY'S LIEN** on all interested parties by placing same in a sealed envelope, with first class postage fully prepaid thereon, and depositing in the U. S. Mail, addressed as follows:

Brian and Angela Edgeworth
645 Saint Croix Street
Henderson, Nevada 89012

Edgeworth Family Trust
645 Saint Croix Street
Henderson, Nevada 89012

Bob Paine
Zurich North American Insurance Company
10 S. Riverside Plz.
Chicago, IL 60606
Claims Adjustor for
Zurich North American Insurance Company

American Grating
1191 Center point Drive, Ste. A
Henderson, NV 89074

Robert Vannah, Esq.
VANNAH &VANNAH
400 South Seventh Street, Ste. 400
Las Vegas, NV 89101

Joel Henriod, Esq.
Lewis Roca Rothgerber Christie
3993 Howard Hughes Parkway, Ste. 600
Las Vegas, NV 89169
The Viking Corporation and
Supply Network, Inc. dba Viking Supplynet

An Employee of SIMON LAW

ENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

. Article Addressed to:

American Grating
1191 Center Point Dr.
Ste. A
Henderson, NV 89074

9590 9402 2854 7069 0807 57

. Article Number *(Transfer from service label)*

7017 1450 0001 0575 6328

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent
☐ Addressee

B. Received by *(Printed Name)* | C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over $500)
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☒ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

S Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Brian & Angela Edgeworth
645 Saint Croix St.
Henderson, NV 89012

9590 9402 2854 7069 0807 33

2. Article Number *(Transfer from service label)*

7017 1450 0001 0575 6342

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent
☐ Address

B. Received by *(Printed Name)* | C. Date of Deliv

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☒ No

SIMONEH00 AA000010

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over $500)
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restri Delivery
- ☒ Return Receipt for Merchandise
- ☐ Signature Confirmatio
- ☐ Signature Confirmatio Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Recei

ENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

. Article Addressed to:

Robert Vannah, Esq.
Vannah & Vannah
400 S. Seventh St., Ste. 400
Las Vegas, NV. 89101

9590 9402 2854 7069 0807 02

. Article Number *(Transfer from service label)*

7017 1450 0001 0575 6366

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent
☐ Addressee

B. Received by *(Printed Name)* | C. Date of Delivery
Yerlifat Gardo | 1-4-18

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over $500)
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☒ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

S Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Edgeworth Family Trust
645 Saint Croix st.
Henderson, NV. 89012

9590 9402 2854 7069 0807 40

2. Article Number *(Transfer from service label)*

7017 1450 0001 0575 6335

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent
☐ Address

B. Received by *(Printed Name)* | C. Date of Deliv
M. HO | 1-4-18

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☒ No

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over $500)
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restri Delivery
- ☒ Return Receipt for Merchandise
- ☐ Signature Confirmatio
- ☐ Signature Confirmatio Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Recei

DER: COMPLETE THIS SECTION

mplete items 1, 2, and 3.
nt your name and address on the reverse that we can return the card to you.
ach this card to the back of the mailpiece, on the front if space permits.

cle Addressed to:

Michael Nunez, Esq.
Murchison & Cumming
50 S. Rampart, Ste. 320
Las Vegas, NV. 89145

590 9402 2854 7069 0892 86

cle Number *(Transfer from service label)*

17 1450 0001 0575 6267

rm 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X [signature] ☐ Agent ☐ Addressee

B. Received by *(Printed Name)* DANE LINN — C. Date of Delivery 1-4-18

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☐ Adult Signature
☐ Adult Signature Restricted Delivery
☒ Certified Mail®
☐ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
☐ Insured Mail
☐ Insured Mail Restricted Delivery (over $500)
☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☒ Return Receipt for Merchandise
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

■ Complete items 1, 2, and 3.
■ Print your name and address on the reverse so that we can return the card to you.
■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Joel Henriod, Esq.
Lewis Roca Rothgerber Christie
3993 Howard Hughes Pkwy
Ste. 600, Las Vegas, NV 89169

9590 9402 2854 7069 0807 64

2. Article Number *(Transfer from service label)*

7017 1450 0001 0575 6311

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X [signature] ☐ Agent ☒ Addressee

B. Received by *(Printed Name)* TYLOR IN A — C. Date of Delivery 1-4-18

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

PARADISE VALLEY STATION JAN 2018 USPS

3. Service Type
☐ Adult Signature
☐ Adult Signature Restricted Delivery
☒ Certified Mail®
☐ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
☐ Insured Mail
☐ Insured Mail Restricted Delivery (over $500)
☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☒ Return Receipt for Merchandise
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt

SIMONEH00003 AA0000011

ER: COMPLETE THIS SECTION

plete items 1, 2, and 3.
t your name and address on the reverse nat we can return the card to you.
ch this card to the back of the mailpiece, n the front if space permits.

le Addressed to:

ndolph Sinnott, Esq.
innott, Puebla, Campagne
Curet, APLC
50 S. Hope St., Ste. 2350
s Angeles, CA. 90071

590 9402 1294 5285 5765 01

le Number *(Transfer from service label)*

7 1450 0001 0575 6250

n 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X [signature] ☐ Agent ☐ Addressee

B. Received by *(Printed Name)* — C. Date of Delivery 1-4-18

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☐ Adult Signature
☐ Adult Signature Restricted Delivery
☒ Certified Mail®
☐ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
☐ Insured Mail
☐ Insured Mail Restricted Delivery (over $500)
☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☒ Return Receipt for Merchandise
☐ Signature Confirmation™
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Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

■ Complete items 1, 2, and 3.
■ Print your name and address on the reverse so that we can return the card to you.
■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Theodore Parker, Esq.
Parker Nelson & Associates
2460 Professional Court
Ste. 200
Las Vegas, NV. 89128

9590 9402 2854 7069 0807 88

2. Article Number *(Transfer from service label)*

7017 1450 0001 0575 6281

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X [signature] ☐ Agent ☐ Addressee

B. Received by *(Printed Name)* — C. Date of Delivery 1/4/18

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☐ Adult Signature
☐ Adult Signature Restricted Delivery
☒ Certified Mail®
☐ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
☐ Insured Mail
☐ Insured Mail Restricted Delivery (over $500)
☐ Priority Mail Express®
☐ Registered Mail™
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☒ Return Receipt for Merchandise
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Domestic Return Receipt

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- ■ Complete items 1, 2, and 3.
- ■ Print your name and address on the reverse so that we can return the card to you.
- ■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Janet Pancoast, Esq.
Cisneros & Marias
1160 N. Town Center Dr.
Ste. 130
Las Vegas, NV 89144

9590 9402 2854 7069 0807 95

2. Article Number *(Transfer from service label)*
7017 1450 0001 0575 6298

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X
☐ Agent
☐ Addressee

B. Received by *(Printed Name)* JRogers
C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over $500)
- ☐ Priority Mail Express®
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- ☒ Return Receipt for Merchandise
- ☐ Signature Confirmation™
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PS Form 3811, July 2015 PSN 7530-02-000-9053 — Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- ■ Complete items 1, 2, and 3.
- ■ Print your name and address on the reverse so that we can return the card to you.
- ■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Angela Bullock
Kinsale Insurance Co.
2221 Edward Holland Dr.
Ste. 600
Richmond, VA. 23230

9590 9402 2854 7069 0892 79

2. Article Number *(Transfer from service label)*
7017 1450 0001 0575 6274

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Rose Hill
☐ Agent
☐ Addressee

B. Received by *(Printed Name)*
C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over $500)
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☒ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053 — Domestic Return Receipt

SIMONEH0000035
AA000012

A-18-767242-C

DISTRICT COURT CIVIL COVER SHEET

Department 14

_____ County, Nevada

Case No. _____
(Assigned by Clerk's Office)

I. Party Information *(provide both home and mailing addresses if different)*

Plaintiff(s) (name/address/phone):	Defendant(s) (name/address/phone):
EDGEWORTH FAMILY TRUST;	DANIEL S. SIMON, d/b/a
AMERICAN GRATING, LLC	SIMON LAW
Attorney (name/address/phone):	**Attorney (name/address/phone):**
ROBERT D. VANNAH, ESQ.	
400 S. Seventh Street, 4th Floor	
Las Vegas, Nevada 89101	

II. Nature of Controversy *(please select the one most applicable filing type below)*

Civil Case Filing Types

Real Property	Torts	
Landlord/Tenant	**Negligence**	**Other Torts**
☐ Unlawful Detainer	☐ Auto	☐ Product Liability
☐ Other Landlord/Tenant	☐ Premises Liability	☐ Intentional Misconduct
Title to Property	☐ Other Negligence	☐ Employment Tort
☐ Judicial Foreclosure	**Malpractice**	☐ Insurance Tort
☐ Other Title to Property	☐ Medical/Dental	☐ Other Tort
Other Real Property	☐ Legal	
☐ Condemnation/Eminent Domain	☐ Accounting	
☐ Other Real Property	☐ Other Malpractice	

Probate	Construction Defect & Contract	Judicial Review/Appeal
Probate *(select case type and estate value)*	**Construction Defect**	**Judicial Review**
☐ Summary Administration	☐ Chapter 40	☐ Foreclosure Mediation Case
☐ General Administration	☐ Other Construction Defect	☐ Petition to Seal Records
☐ Special Administration	**Contract Case**	☐ Mental Competency
☐ Set Aside	☐ Uniform Commercial Code	**Nevada State Agency Appeal**
☐ Trust/Conservatorship	☐ Building and Construction	☐ Department of Motor Vehicle
☐ Other Probate	☐ Insurance Carrier	☐ Worker's Compensation
Estate Value	☐ Commercial Instrument	☐ Other Nevada State Agency
☐ Over $200,000	☐ Collection of Accounts	**Appeal Other**
☐ Between $100,000 and $200,000	☐ Employment Contract	☐ Appeal from Lower Court
☐ Under $100,000 or Unknown	■ Other Contract	☐ Other Judicial Review/Appeal
☐ Under $2,500		

Civil Writ		Other Civil Filing
Civil Writ		**Other Civil Filing**
☐ Writ of Habeas Corpus	☐ Writ of Prohibition	☐ Compromise of Minor's Claim
☐ Writ of Mandamus	☐ Other Civil Writ	☐ Foreign Judgment
☐ Writ of Quo Warrant		☐ Other Civil Matters

Business Court filings should be filed using the Business Court civil coversheet.

January 3, 2018
Date

Signature of initiating party or representative

See other side for family-related case filings.

COMP
ROBERT D. VANNAH, ESQ.
Nevada Bar. No. 002503
JOHN B. GREENE, ESQ.
Nevada Bar No. 004279
VANNAH & VANNAH
400 South Seventh Street, 4th Floor
Las Vegas, Nevada 89101
Telephone: (702) 369-4161
Facsimile: (702) 369-0104
jgreene@vannahlaw.com

Attorneys for Plaintiffs

DISTRICT COURT

CLARK COUNTY, NEVADA

EDGEWORTH FAMILY TRUST; AMERICAN GRATING, LLC, Plaintiffs, vs. DANIEL S. SIMON, d/b/a SIMON LAW; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive, Defendants.	CASE NO.: A-18-767242-C DEPT NO.: Department 14 **COMPLAINT**

Plaintiffs EDGEWORTH FAMILY TRUST (EFT) and AMERICAN GRATING, LLC (AGL), by and through their undersigned counsel, ROBERT D. VANNAH, ESQ., and JOHN B. GREENE, ESQ., of VANNAH & VANNAH, and for their causes of action against Defendants, complain and allege as follows:

1. At all times relevant to the events in this action, EFT is a legal entity organized under the laws of Nevada. Additionally, at all times relevant to the events in this action, AGL is a domestic limited liability company organized under the laws of Nevada. At times, EFT and AGL are referred to as PLAINTIFFS.

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2. PLAINTIFFS are informed, believe, and thereon allege that Defendant DANIEL S. SIMON (SIMON) is an attorney licensed to practice law in the State of Nevada and doing business as SIMON LAW.

3. The true names of DOES I through X, their citizenship and capacities, whether individual, corporate, associate, partnership or otherwise, are unknown to PLAINTIFFS who therefore sue these defendants by such fictitious names. PLAINTIFFS are informed, believe, and thereon allege that each of the Defendants, designated as DOES I through X, are or may be, legally responsible for the events referred to in this action, and caused damages to PLAINTIFFS, as herein alleged, and PLAINTIFFS will ask leave of this Court to amend the Complaint to insert the true names and capacities of such Defendants, when the same have been ascertained, and to join them in this action, together with the proper charges and allegations.

4. That the true names and capacities of Defendants named herein as ROE CORPORATIONS I through X, inclusive, are unknown to PLAINTIFFS, who therefore sue said Defendants by such fictitious names. PLAINTIFF are informed, believe, and thereon allege that each of the Defendants designated herein as a ROE CORPORATION Defendant is responsible for the events and happenings referred to and proximately caused damages to PLAINTIFFS as alleged herein. PLAINTIFFS ask leave of the Court to amend the Complaint to insert the true names and capacities of ROE CORPORATIONS I through X, inclusive, when the same have been ascertained, and to join such Defendants in this action.

5. DOES I through V are Defendants and/or employers of Defendants who may be liable for Defendant's negligence pursuant to N.R.S. 41.130, which states:

> [e]xcept as otherwise provided in N.R.S. 41.745, whenever any person shall suffer personal injury by wrongful act, neglect or default of another, the person causing the injury is liable to the person injured for damages; and where the person causing the injury is employed by another person or corporation responsible for his conduct, that person or corporation so responsible is liable to the person injured for damages.

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6. Specifically, PLAINTIFFS allege that one or more of the DOE Defendants was and is liable to PLAINTIFFS for the damages they sustained by SIMON'S breach of the contract for services and the conversion of PLAINTIFFS personal property, as herein alleged.

7. ROE CORPORATIONS I through V are entities or other business entities that participated in SIMON'S breach of the oral contract for services and the conversion of PLAINTIFFS personal property, as herein alleged.

FACTS COMMON TO ALL CLAIMS FOR RELIEF

8. On or about May 1, 2016, PLAINTIFFS retained SIMON to represent their interests following a flood that occurred on April 10, 2016, in a home under construction that was owned by PLAINTIFFS. That dispute was subject to litigation in the 8th Judicial District Court as Case Number A-16-738444-C (the LITIGATION), with a trial date of January 8, 2018. A settlement in favor of PLAINTIFFS for a substantial amount of money was reached with defendants prior to the trial date.

9. At the outset of the attorney-client relationship, PLAINTIFFS and SIMON orally agreed that SIMON would be paid for his services at an hourly rate of $550 and that fees and costs would be paid as they were incurred (the CONTRACT). The terms of the CONTRACT were never reduced to writing.

10. Pursuant to the CONTRACT, SIMON sent invoices to PLAINTIFFS on December 16, 2016, May 3, 2017, August 16, 2017, and September 25, 2017. The amount of fees and costs SIMON billed PLAINTIFFS totaled $486,453.09. PLAINTIFFS paid the invoices in full to SIMON. SIMON also submitted an invoice to PLAINTIFFS in October of 2017 in the amount of $72,000. However, SIMON withdrew the invoice and failed to resubmit the invoice to PLAINTIFFS, despite a request to do so. It is unknown to PLAINTIFFS whether SIMON ever disclosed the final invoice to the defendants in the LITIGATION or whether he added those fees and costs to the mandated computation of damages.

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11. SIMON was aware that PLAINTIFFS were required to secure loans to pay SIMON'S fees and costs in the LITIGATION. SIMON was also aware that the loans secured by PLAINTIFFS accrued interest.

12. As discovery in the underlying LITIGATION neared its conclusion in the late fall of 2017, and thereafter blossomed from one of mere property damage to one of significant and additional value, SIMON approached PLAINTIFFS with a desire to modify the terms of the CONTRACT. In short, SIMON wanted to be paid far more than $550.00 per hour and the $486,453.09 he'd received from PLAINTIFFS over the previous eighteen (18) months. However, neither PLAINTIFFS nor SIMON agreed on any terms.

13. On November 27, 2017, SIMON sent a letter to PLAINTIFFS setting forth additional fees in the amount of $1,114,000.00, and costs in the amount of that $80,000.00, that he wanted to be paid in light of a favorable settlement that was reached with the defendants in the LITIGATION. The proposed fees and costs were in addition to the $486,453.09 that PLAINTIFFS had already paid to SIMON pursuant to the CONTRACT, the invoices that SIMON had presented to PLAINTIFFS, the evidence produced to defendants in the LITIGATION, and the amounts set forth in the computation of damages disclosed by SIMON in the LITIGATION.

14. A reason given by SIMON to modify the CONTRACT was that he purportedly under billed PLAINTIFFS on the four invoices previously sent and paid, and that he wanted to go through his invoices and create, or submit, additional billing entries. According to SIMON, he under billed in the LITIGATION in an amount in excess of $1,000,000.00. An additional reason given by SIMON was that he felt his work now had greater value than the $550.00 per hour that was agreed to and paid for pursuant to the CONTRACT. SIMON prepared a proposed settlement breakdown with his new numbers and presented it to PLAINTIFFS for their signatures.

15. Some of PLAINTIFFS' claims in the LITIGATION were for breach of contract and indemnity, and a material part of the claim for indemnity against Defendant Lange was the fees

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and costs PLAINTIFFS were compelled to pay to SIMON to litigate and be made whole following the flooding event.

16. In support of PLAINTIFFS' claims in the LITIGATION, and pursuant to NRCP 16.1, SIMON was required to present prior to trial a computation of damages that PLAINTIFFS suffered and incurred, which included the amount of SIMON'S fees and costs that PLAINTIFFS paid. There is nothing in the computation of damages signed by and served by SIMON to reflect fees and costs other than those contained in his invoices that were presented to and paid by PLAINTIFFS. Additionally, there is nothing in the evidence or the mandatory pretrial disclosures in the LITIGATION to support any additional attorneys' fees generated by or billed by SIMON, let alone those in excess of $1,000,000.00.

17. Brian Edgeworth, the representative of PLAINTIFFS in the LITIGATION, sat for a deposition on September 27, 2017. Defendants' attorneys asked specific questions of Mr. Edgeworth regarding the amount of damages that PLAINTIFFS had sustained, including the amount of attorneys fees and costs that had been paid to SIMON. At page 271 of that deposition, a question was asked of Mr. Edgeworth as to the amount of attorneys' fees that PLAINTIFFS had paid to SIMON in the LITIGATION prior to May of 2017. At lines 18-19, SIMON interjected: "They've all been disclosed to you." At lines 23-25, SIMON further stated: "The attorneys' fees and costs for both of these plaintiffs as a result of this claim have been disclosed to you long ago." Finally, at page 272, lines 2-3, SIMON further admitted concerning his fees and costs: "And they've been updated as of last week."

18. Despite SIMON'S requests and demands for the payment of more in fees, PLAINTIFFS refuse, and continue to refuse, to alter or amend the terms of the CONTRACT.

19. When PLAINTIFFS refused to alter or amend the terms of the CONTRACT, SIMON refused, and continues to refuse, to agree to release the full amount of the settlement proceeds to PLAINTIFFS. Additionally, SIMON refused, and continues to refuse, to provide

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PLAINTIFFS with either a number that reflects the undisputed amount of the settlement proceeds that PLAINTIFFS are entitled to receive or a definite timeline as to when PLAINTIFFS can receive either the undisputed number or their proceeds.

20. PLAINTIFFS have made several demands to SIMON to comply with the CONTRACT, to provide PLAINTIFFS with a number that reflects the undisputed amount of the settlement proceeds, and/or to agree to provide PLAINTIFFS settlement proceeds to them. To date, SIMON has refused.

FIRST CLAIM FOR RELIEF

(Breach of Contract)

21. PLAINTIFFS repeat and reallege each allegation set forth in paragraphs 1 through 20 of this Complaint, as though the same were fully set forth herein.

22. PLAINTIFFS and SIMON have a CONTRACT. A material term of the CONTRACT is that SIMON agreed to accept $550.00 per hour for his services rendered. An additional material term of the CONTRACT is that PLAINTIFFS agreed to pay SIMON'S invoices as they were submitted. An implied provision of the CONTRACT is that SIMON owed, and continues to owe, a fiduciary duty to PLAINTIFFS to act in accordance with PLAINTIFFS best interests.

23. PLAINTIFFS and SIMON never contemplated, or agreed in the CONTRACT, that SIMON would have any claim to any portion of the settlement proceeds from the LITIGATION.

24. PLAINTIFFS paid in full and on time all of SIMON'S invoices that he submitted pursuant to the CONTRACT.

25. SIMON'S demand for additional compensation other than what was agreed to in the CONTRACT, and than what was disclosed to the defendants in the LITIGATION, in exchange for PLAINTIFFS to receive their settlement proceeds is a material breach of the CONTRACT.

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26. SIMON'S refusal to agree to release all of the settlement proceeds from the LITIGATION to PLAINTIFFS is a breach of his fiduciary duty and a material breach of the CONTRACT.

27. SIMON'S refusal to provide PLAINTIFFS with either a number that reflects the undisputed amount of the settlement proceeds that PLAINTIFFS are entitled to receive or a definite timeline as to when PLAINTIFFS can receive either the undisputed number or their proceeds is a breach of his fiduciary duty and a material breach of the CONTRACT.

28. As a result of SIMON'S material breach of the CONTRACT, PLAINTIFFS incurred compensatory and/or expectation damages, in an amount in excess of $15,000.00.

29. As a result of SIMON'S material breach of the CONTRACT, PLAINTIFFS incurred foreseeable consequential and incidental damages, in an amount in excess of $15,000.00.

30. As a result of SIMON'S material breach of the CONTRACT, PLAINTIFFS have been required to retain an attorney to represent their interests. As a result, PLAINTIFFS are entitled to recover attorneys' fees and costs.

SECOND CLAIM FOR RELIEF

(Declaratory Relief)

31. PLAINTIFFS repeat and reallege each allegation and statement set forth in Paragraphs 1 through 30, as set forth herein.

32. PLAINTIFFS orally agreed to pay, and SIMON orally agreed to receive, $550.00 per hour for SIMON'S legal services performed in the LITIGATION.

33. Pursuant to four invoices, SIMON billed, and PLAINTIFFS paid, $550.00 per hour for a total of $486,453.09, for SIMON'S services in the LITIGATION.

34. Neither PLAINTIFFS nor SIMON ever agreed, either orally or in writing, to alter or amend any of the terms of the CONTRACT.

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35. The only evidence that SIMON produced in the LITIGATION concerning his fees are the amounts set forth in the invoices that SIMON presented to PLAINTIFFS, which PLAINTIFFS paid in full.

36. SIMON admitted in the LITIGATION that the full amount of his fees incurred in the LITIGATION was produced in updated form on or before September 27, 2017. The full amount of his fees, as produced, are the amounts set forth in the invoices that SIMON presented to PLAINTIFFS and that PLAINTIFFS paid in full.

37. Since PLAINTIFFS and SIMON entered into a CONTRACT; since the CONTRACT provided for attorneys' fees to be paid at $550.00 per hour; since SIMON billed, and PLAINTIFFS paid, $550.00 per hour for SIMON'S services in the LITIGATION; since SIMON admitted that all of the bills for his services were produced in the LITIGATION; and, since the CONTRACT has never been altered or amended by PLAINTIFFS, PLAINTIFFS are entitled to declaratory judgment setting forth the terms of the CONTRACT as alleged herein, that the CONTRACT has been fully satisfied by PLAINTIFFS, that SIMON is in material breach of the CONTRACT, and that PLAINTIFFS are entitled to the full amount of the settlement proceeds.

THIRD CLAIM FOR RELIEF

(Conversion)

38. PLAINTIFFS repeat and reallege each allegation and statement set forth in Paragraphs 1 through 37, as set forth herein.

39. Pursuant to the CONTRACT, SIMON agreed to be paid $550.00 per hour for his services, nothing more.

40. SIMON admitted in the LITIGATION that all of his fees and costs incurred on or before September 27, 2017, had already been produced to the defendants.

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41. The defendants in the LITIGATION settled with PLAINTIFFS for a considerable sum. The settlement proceeds from the LITIGATION are the sole property of PLAINTIFFS.

42. Despite SIMON'S knowledge that he has billed for and been paid in full for his services pursuant to the CONTRACT, that PLAINTIFFS were compelled to take out loans to pay for SIMON'S fees and costs, that he admitted in court proceedings in the LITIGATION that he'd produced all of his billings through September of 2017, SIMON has refused to agree to either release all of the settlement proceeds to PLAINTIFFS or to provide a timeline when an undisputed amount of the settlement proceeds would be identified and paid to PLAINTIFFS.

43. SIMON'S retention of PLAINTIFFS' property is done intentionally with a conscious disregard of, and contempt for, PLAINTIFFS' property rights.

44. SIMON'S intentional and conscious disregard for the rights of PLAINTIFFS rises to the level of oppression, fraud, and malice, and that SIMON has also subjected PLAINTIFFS to cruel, and unjust, hardship. PLAINTIFFS are therefore entitled to punitive damages, in an amount in excess of $15,000.00.

45. As a result of SIMON'S intentional conversion of PLAINTIFFS' property, PLAINTIFFS have been required to retain an attorney to represent their interests. As a result, PLAINTIFFS are entitled to recover attorneys' fees and costs.

PRAYER FOR RELIEF

Wherefore, PLAINTIFFS pray for relief and judgment against Defendants as follows:

1. Compensatory and/or expectation damages in an amount in excess of $15,000;
2. Consequential and/or incidental damages, including attorney fees, in an amount in excess of $15,000;
3. Punitive damages in an amount in excess of $15,000;
4. Interest from the time of service of this Complaint, as allowed by N.R.S. 17.130;

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5. Costs of suit; and,

6. For such other and further relief as the Court may deem appropriate.

DATED this 3 day of January, 2018.

VANNAH & VANNAH

ROBERT D. VANNAH, ESQ. (4272)

VANNAH & VANNAH
400 South Seventh Street, 4th Floor - Las Vegas, Nevada 89101
Telephone (702) 369-4161 Facsimile (702) 369-0104

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDGEWORTH FAMILY TRUST; AND AMERICAN GRATING, LLC,

Appellants/Cross Respondents.

vs.

DANIEL S. SIMON; THE LAW OFFICE OF DANIEL S. SIMON, A PROFESSIONAL CORPORATION; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive,

Respondents/Cross-Appellants.

EDGEWORTH FAMILY TRUST; AMERICAN GRATING, LLC,

Appellants,

vs.

DANIEL S. SIMON; THE LAW OFFICE OF DANIEL S. SIMON, A PROFESSIONAL CORPORATION; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive,

Respondents.

Supreme Court Case

No. 77678 consolidated with No. 78176

Appeal from a Final Judgment entered by the Eighth Judicial District Court, Clark County
The Honorable Tierra Jones, District Judge

APPELLANTS' APPENDIX

VOL. 1 PART 2 of 12

Appellants' Appendix – Consolidated Cases 77678 and 78176

Edgeworth, et al. v. Daniel Simon, et al.

Date Filed	Document Title	VOL. No.	Bates Number
1/9/18	Acceptance of Service of the Summons and Complaint	1	AA000024
3/15/18	Amended Complaint	2	AA000305
1/4/2018	Complaint	1	AA000013
11/19/2018	Decision and Order on Motion to Adjudicate Lien	2	AA000353
11/19/2018	Decision and Order on Motion to Dismiss NRCP 12(B)(5)	2	AA000376
1/24/2018	Motion to Adjudicate Lien of the Law Office of Daniel Simon On Order Shortening Time • Simon's Invoices • Itemization of Costs • Simon's 11/27/18 Letter to Edgeworth's	1 & 2	AA000025
12/7/2018	Motion for Attorneys Fees and Costs	2	AA000386
4/9/2018	Motion to Dismiss Plaintiffs' Amended Complaint Pursuant to 12(b)(5)	2	AA000317
1/2/2018	Notice of Amended Attorney's Lien	1	AA000006
12/17/2018	Notice of Appeal (Adjudicate Lien and Motion to Dismiss)	2	AA000425
2/15/19	Notice of Appeal (Attorney's Fees and Costs)	2	AA000485
12/17/2018	Notice of Cross Appeal	2	AA000440
2/08/2019	Notice of Entry of Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs • Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs	2	AA000479

12/27/2018	Notice of Entry of Orders (Adjudicate Lien and Dismiss NRCP 12(B)(5))	2	AA000442
12/13/2018	Plaintiff's Motion for an Order to Release Funds	2	AA000415
2/02/18	Plaintiff's Opposition to Defendant's Motions to Consolidate and to Adjudicate Attorney Lien • Affidavit of Brian Edgeworth (2/2/18) • Deposition of Brian Edgeworth (9/29/17)	2	AA000277
4/24/2018	Plaintiff's Opposition to Defendant's (Third) Motion to Dismiss	2	AA000335
12/17/2018	Plaintiffs' Opposition to Simon's Motion for Fees and Costs	2	AA000428
6/13/19	Recorder's Transcript of Evidentiary Hearing-Day 1 August 27, 2018 Recorder's Transcript of Evidentiary Hearing-Day 2 August 28, 2018 Recorder's Transcript of Evidentiary Hearing-Day 4 August 30, 2018	3	AA000488
11/30/2017	Simon's Notice of Attorney's Lien	2	AA000001

Appellants' Appendix – Consolidated Cases 77678 and 78176

Edgeworth, et al. v. Daniel Simon, et al.

Date Filed	Document Title	VOL. No.	Bates Number
11/30/2017	Simon's Notice of Attorney's Lien	1	AA000001
1/2/2018	Notice of Amended Attorney's Lien	1	AA000006
1/4/2018	Complaint	1	AA000013
1/9/2018	Acceptance of Service of the Summons and Complaint	1	AA000024
1/24/2018	Motion to Adjudicate Lien of the Law Office of Daniel Simon On Order Shortening Time • Simon's Invoices • Email to Simon labeled "Contingency • Itemization of Costs • Simon's 11/27/18 Letter to Edgeworth's	1 & 2	AA000025
2/02/18	Plaintiff's Opposition to Defendant's Motions to Consolidate and to Adjudicate Attorney Lien • Affidavit of Brian Edgeworth (2/2/18) • Deposition of Brian Edgeworth (9/29/17)	2	AA000277
3/15/18	Amended Complaint	2	AA000305
4/9/2018	Motion to Dismiss Plaintiffs' Amended Complaint Pursuant to 12(b)(5)	2	AA000317
4/24/2018	Plaintiff's Opposition to Defendant's (Third) Motion to Dismiss	2	AA000335
11/19/2018	Decision and order on Motion to Adjudicate Lien	2	AA000353
11/19/2018	Decision and Order on Motion to Dismiss NRCP 12(B)(5)	2	AA000376
12/7/2018	Motion for Attorneys Fees and Costs	2	AA000386
12/13/2018	Plaintiff's Motion for an Order to Release Funds	2	AA000415
12/17/2018	Notice of Appeal (Adjudicate Lien and Motion to Dismiss)	2	AA000425

12/17/2018	Plaintiffs' Opposition to Simon's Motion for Fees and Costs	2	AA000428
12/17/2018	Notice of Cross Appeal	2	AA000440
12/27/2018	Notice of Entry of Orders (Adjudicate Lien and Dismiss NRCP 12(B)(5))	2	AA000442
2/08/2019	Notice of Entry of Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs • Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs	2	AA000479
2/15/19	Notice of Appeal (Attorney's Fees and Costs)	2	AA000485
6/13/19	Recorder's Transcript of Evidentiary Hearing-Day 1 August 27, 2018 Recorder's Transcript of Evidentiary Hearing-Day 2 August 28, 2018 Recorder's Transcript of Evidentiary Hearing-Day 4 August 30, 2018	3	AA000488

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Attorneys for Plaintiffs

DISTRICT COURT

CLARK COUNTY, NEVADA

EDGEWORTH FAMILY TRUST; AMERICAN GRATING, LLC, Plaintiffs, vs. DANIEL S. SIMON, d/b/a SIMON LAW; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive, Defendants.	CASE NO.: A-18-767242-C DEPT NO.: XIV **ACCEPTANCE OF SERVICE OF THE SUMMONS AND COMPLAINT**

I, James R. Christensen, Esq., am authorized to and hereby accept service of the Summons and Complaint on behalf of Defendant DANIEL S. SIMON, d/b/a SIMON LAW.

DATED this 9th day of January, 2018.

JAMES R. CHRISTENSEN, ESQ.

VANNAH & VANNAH
400 South Seventh Street, 4th Floor • Las Vegas, Nevada 89101
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ORIGINAL

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1/24/2018 10:39 AM
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Attorney for SIMON

Eighth Judicial District Court

District of Nevada

EDGEWORTH FAMILY TRUST, and AMERICAN GRATING, LLC

Plaintiffs,

vs.

LANGE PLUMBING, LLC; THE VIKING CORPORATION, a Michigan corporation; SUPPLY NETWORK, INC., dba VIKING SUPPLYNET, a Michigan Corporation; and DOES 1 through 5 and ROE entities 6 through 10;

Defendants.

Case No.: A738444
Dept. No.: 10

MOTION TO ADJUDICATE ATTORNEY LIEN OF THE LAW OFFICE DANIEL SIMON PC; ORDER SHORTENING TIME

Date of Hearing:
Time of Hearing:

DEPARTMENT X
NOTICE OF HEARING
DATE 1/30/18 TIME 9:30
APPROVED BY

The LAW OFFICE OF DANIEL S. SIMON, P.C. moves the Court for an Order adjudicating its attorney lien on shortened time.

DATED this 23rd day of January, 2018.

James R. Christensen Esq.
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Attorney for LAW OFFICE OF DANIEL S. SIMON, P.C.

ORDER SHORTENING TIME/NOTICE OF MOTION

Good cause appearing, it is hereby

ORDERED the Motion to Adjudicate Attorney Lien of the LAW OFFICE OF DANIEL S. SIMON, P.C. may be heard on shortened time on the 30 day of January, 2018, at the hour of 9:30, or as soon thereafter as counsel may be heard, before Department 10 of the Eighth Judicial District Court.

DATED this 23 day of January, 2018.

DISTRICT COURT JUDGE

Submitted by:

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DECLARATION OF COUNSEL IN SUPPORT OF ORDER SHORTENING TIME

1. I, JAMES R. CHRISTENSEN, make this Declaration of my own personal knowledge and under the penalty of perjury pursuant to NRS 53.045.

2. I represent the LAW OFFICE OF DANIEL S. SIMON, P.C. on the motion to adjudicate the attorney charging lien in this case.

3. The attorney lien statute provides for hearing a motion to adjudicate a charging lien on five days of notice. NRS 18.015(6).

4. The clients have alleged that they have suffered, and will suffer, damages from delay in settling the attorney fee. Accordingly, shortened time is requested to alleviate any potential resulting prejudice that the clients may claim caused by an alleged delay in settling the fee.

This motion is filed in good faith and not for any purpose of undue delay or harassment.

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

Dated this 18th day of January, 2018.

James R. Christensen

POINTS AND AUTHORITIES

I. INTRODUCTION

Danny and Eleyna Simon were close family friends with Brian and Angela Edgeworth for many years. On April 10, 2016, a house Brian Edgeworth was building suffered a flood. In May of 2016, Mr. Simon agreed to help his friend with the flood claim. Because they were friends, Mr. Simon worked without an express fee agreement.

The plumber's work caused the flood, however, the plumber blamed a fire sprinkler and refused to repair or to pay for repairs. On June 16, 2016, a complaint was filed against the plumber and fire sprinkler manufacturer. The original cost of construction of the house was about $3M. The case settled for $6.1M[1].

There is a dispute over the reasonable fee due The Law Office of Daniel S. Simon, A Professional Corporation. This Court is respectfully requested to adjudicate the attorney's charging lien pursuant to NRS 18.015.

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[1] Brian Edgeworth refused to pay a $24,117.50 remediation contractor bill because the contractor did not have a signed contract. The settlement totals $6,075,882.50; $6.1M less the remediation bill.

II. THE CHARGING LIEN STATUE

A charging lien is a "creature of statute". *Argentina Consolidated Mining Co., v. Jolley, Urga, Wirth, Woodbury & Standish*, 216 P.3d 779, 782 (Nev. 2009).

The charging lien statute is NRS 18.015. NRS 18.015 was amended in 2013. The current version of the statute applies. The 2013 statute states in full:

> **NRS 18.015 Lien for attorney's fees: Amount; perfection; enforcement.**
>
> 1. An attorney at law shall have a lien:
>
> (a) Upon any claim, demand or cause of action, including any claim for unliquidated damages, which has been placed in the attorney's hands by a client for suit or collection, or upon which a suit or other action has been instituted.
>
> (b) In any civil action, upon any file or other property properly left in the possession of the attorney by a client.
>
> 2. A lien pursuant to subsection 1 is for the amount of any fee which has been agreed upon by the attorney and client. In the absence of an agreement, the lien is for a reasonable fee for the services which the attorney has rendered for the client.
>
> 3. An attorney perfects a lien described in subsection 1 by serving notice in writing, in person or by certified mail, return receipt requested, upon his or her client and, if applicable, upon the party against whom the client has a cause of action, claiming the lien and stating the amount of the lien.

4. A lien pursuant to:

(a) Paragraph (a) of subsection 1 attaches to any verdict, judgment or decree entered and to any money or property which is recovered on account of the suit or other action; and

(b) Paragraph (b) of subsection 1 attaches to any file or other property properly left in the possession of the attorney by his or her client, including, without limitation, copies of the attorney's file if the original documents received from the client have been returned to the client, and authorizes the attorney to retain any such file or property until such time as an adjudication is made pursuant to subsection 6, from the time of service of the notices required by this section.

5. A lien pursuant to paragraph (b) of subsection 1 must not be construed as inconsistent with the attorney's professional responsibilities to the client.

6. On motion filed by an attorney having a lien under this section, the attorney's client or any party who has been served with notice of the lien, the court shall, after 5 days' notice to all interested parties, adjudicate the rights of the attorney, client or other parties and enforce the lien.

7. Collection of attorney's fees by a lien under this section may be utilized with, after or independently of any other method of collection.

(Added to NRS by 1977, 773; A 2013, 271)

III. PRINCIPLES OF LAW

The law office moves for adjudication of its charging lien. The following principles of law apply:

- The Court has personal jurisdiction "to adjudicate a fee dispute based on a charging lien". *Argentina*, 216 P.3d at 782-83.
- The Court has subject matter jurisdiction to adjudicate a fee dispute based on a charging lien. *Argentina*, 216 P.3d at 783.

- An attorney "shall have a lien" on a case they worked on for a client. NRS 18.015(1)(a).
- If there is no express contract, the charging lien is for a "reasonable fee". NRS 18.015(2); *Gordon v. Stewart*, 324 P.2d 234 (Nev. 1958); and, *see, Golightly v. Gassner*, 281 P.3d 1176 (table) (Nev. 2009).
- A reasonable fee is determined by the factors in *Brunzell v. Golden Gate Nat'l Bank*, 455 P.2d 31, 33-34 (Nev. 1969). *Argentina*, 216 P.3d at fn.2.
- A charging lien does not have to state an exact amount. *Golightly & Vannah, PLLC v TJ Allen LLC,* 373 P.3d 103, at 106 (Nev. 2016).
- A charging lien is perfected by service on the client by certified mail, return receipt requested. NRS 18.015(3).
- A charging lien attaches to money received after service of the lien. NRS 18.015(4)(a); *Golightly & Vannah*, 373 P.3d at 105 (a charging lien must be perfected "before the attorney receives the funds").
- An attorney **does not** violate a professional duty owed to a client by filing a charging lien. NRS 18.015(5).

- A charging lien may be adjudicated by the Court upon five days' notice. NRS 18.015(6); and, *Leventhal*, 305 P.3d at 911 (timely adjudication allows the court to determine the fee while "the attorney's performance is fresh in its mind", and before "proceeds are distributed").
- A charging lien is not precluded, nor does it preclude, other remedies in a fee dispute. NRS 18.015(7).

IV. FACTS

The Simon family met the Edgeworth family when their children went to the same school. Over the years, the families became close. The children played sports together, the families went on trips abroad together, and they helped each other during difficult times.

The families knew the others background from their close relationship. Danny Simon knew that Brian Edgeworth went to Harvard Business School; that the Edgeworths founded Pediped Footwear, a successful shoe company with production sites in Nevada and China and a worldwide retail presence; that the Edgeworths' company, American Grating LLC, was a global manufacturer of "fiberglass reinforced plastic" products used in settings from offshore oil to

pedestrian walkways; and, that Brian Edgeworth was involved in construction, including speculation houses.[2]

Brian Edgeworth knew that Danny Simon was a successful Las Vegas attorney. Mr. Edgeworth understood that Mr. Simon almost exclusively took cases on a contingency fee basis, and that Mr. Simon was comfortable waiting until the end of a case to be paid in full, unlike the intellectual property and business attorneys the Mr. Edgeworth commonly used.

A. The Flood

The house is in McDonald Ranch at 645 St. Croix. Brian Edgeworth built the house as an investment.[3] The general contractor on the build was Giberti Construction LLC, who had built other speculation houses for Mr. Edgeworth. Brian Edgeworth funded the build through his plastics company, American Grating. The total cost of the build was about $3.3M.[4] The house was listed for sale at $5.5M.[5] The house is not currently on the market.

Viking fire sprinklers were installed in the house by sub-contractor Lange Plumbing & Fire Control. On April 10, 2016, during the build, a Viking fire sprinkler(s) malfunctioned, which caused a destructive flood.

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[2] The flooded house started as a speculation project.
[3] The Edgeworths currently live in the house.
[4] Exhibit 1; cost basis of speculation build.
[5] Exhibit 2; MLS listing for 645 St. Croix.

Before the build began, Mr. Edgeworth decided to go without builder's risk/course of construction insurance. Without insurance, Mr. Edgeworth looked to Lange for repairs. Lange did not agree to repair, so Mr. Edgeworth asked his friend for help.

Brian Edgeworth spoke with other attorneys, but wanted Danny Simon to help him. In May of 2016, Mr. Simon agreed to lend a hand, and "send a few letters".[6]

Danny Simon did not have a structured discussion with Brian Edgeworth about the fee for the case.[7] Mr. Simon worked without a written fee agreement.

Lange and Viking were intransigent. Brian Edgeworth paid the cost of repair for the house, around $500k; and, in December of 2016, a certificate of occupancy was issued for the house.

On June 14, 2016, a complaint was filed against Lange and Viking.

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[6] See, e.g., Exhibit 3; 5.27.2016 email string.

[7] *See, e.g.*, Exhibit 4; 8.22.2017 email from Brian Edgeworth, "Subject: Contingency"- "We never really had a structured discussion about how this might be done." Mr. Edgeworth mentioned a hybrid or greater hourly payments as fee options.

B. The Case

In sum, Viking was sued for a product defect in their fire sprinkler and Lange was sued on the construction contract. There was a clear route to recover attorney fees against Lange based on the construction contract. There was no easy road to fees against the manufacturer, Viking.

The case became complex with multiple parties, cross and counter claims. In short order, the case went from a friends and family matter to a major litigation, which soon dominated time at the law office; and, involved the advancement of about $200,000.00 in total costs.

In December of 2016, the law office started sending bills on the file. The bills enabled the clients to demonstrate damages, while allowing the law office to recover some costs advanced, and to defray some of the business loss caused by being unable to devote time to other contingency cases.

The bills submitted to Brian Edgeworth do not cover all the time spent on the case. The law office does not take hourly cases. The firm does not have hourly billing software, nor experienced time keepers. Also, Mr. Simon understood that Brian Edgeworth had decided to finance his share of the litigation through high interest loans[8] (presumably, based on a solid business rationale). Mr. Simon knew

[8] The high interest loans were contested by defendants. The loans were from the mother in law of Brian Edgeworth and a close friend of Mr. Edgeworth. The

the case might not generate a return beyond the cost of repair, and he did not fully bill the case. Mr. Simon was willing to wait until the end of the case to final the bill in light of the money obtained; that was his normal practice anyway.

C. The Fee Dispute

The case was aggressively pursued. In the summer of 2017, well over 100,000 pages of documents were obtained. It was learned that the fire sprinkler defect was known to Viking and had caused other floods; and, that Viking had done nothing to fix, or warn of, the defect.

In the late summer of 2017[9], and into the fall, there were talks about how to calculate a fee; but, no agreement was reached. Danny Simon was occupied with the case and Brian Edgeworth was content to leave the issue alone.

By the fall of 2017, the case was positioned for an excellent trial result with a strong chance of a finding against Viking for punitive damages; with motions pending to strike the main defense expert, and to strike the defendants' answers.

In November of 2017, Viking offered $6M to settle. To place the offer in context, the cost basis for the entire house was $3.3M. The high offer was a direct result of the extraordinary effort and skill of Mr. Simon in preparing the case for a great trial outcome.

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interest rate was 33%, well above market rate.

[9] *See*, fn. 7.

In mid to late November of 2017, while the details of the Viking settlement were being worked on by Mr. Simon, Mr. Edgeworth became difficult to reach. Previously, Brian Edgeworth frequently called and e-mailed Mr. Simon. Communication came to an end when Mr. Simon tried to resolve the fee.

On November 27, 2017, Mr. Simon wrote to the clients about the fee.[10]

On November 30, 2017, the clients sent Mr. Simon a fax stating that the Vannah firm had been retained.[11]

On December 1, 2017, the Law Office of Daniel S. Simon, A Professional Corporation issued a charging lien pursuant to NRS 18.015.[12] On December 4, 2017, the clients were served by certified mail return receipt requested.[13]

In December of 2017, Lange made a settlement offer, $100,000.00 less the remediation bill Brian Edgeworth had refused to pay.

On December 7, 2017, Mr. Simon, his counsel, and Mr. Vannah held a conference call. Mr. Vannah told Mr. Simon not to contact the clients. Mr. Vannah was told the clients could seek attorney fees from Lange based on contract, and that the law office was working on a bill that would include all previously unbilled events. Mr. Vannah was told that the fee and cost claim against Lange

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[10] Exhibit 5.
[11] Exhibit 6.
[12] Exhibit 7.
[13] Exhibit 8.

might be in the $1.5M range. Mr. Vannah did not tell Mr. Simon to cease work or to transfer the file. Mr. Simon documented the call.[14]

On December 7, 2017, the clients signed a "Consent to Settle" prepared by the Vannah office. In the Consent, the clients knowingly abandoned the attorney fee claim against Lange and directed Mr. Simon to settle the Lange claim for $100,000 minus the unpaid bill. Mr. Simon was not told to cease work or to transfer the file.[15]

In December of 2017, Mr. Simon finalized the details of the Viking settlement, which were approved by the clients via the Vannah office.

On Monday, December 18, 2017, two checks with an aggregate value of $6M for the Viking settlement were picked up.[16]

On Monday, December 18, 2017, immediately following check pick-up, Mr. Simon called the Vannah office to arrange check endorsement. Mr. Simon left a message.[17]

On Monday, December 18, 2017, Mr. Greene of the Vannah office called and spoke to Mr. Simon. Mr. Simon said he was leaving on a holiday trip starting Friday, December 22, 2017, until after the new year. Mr. Simon asked that the

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[14] Exhibit 9.
[15] Exhibit 10.
[16] Exhibit 11.
[17] Exhibit 12.

clients endorse the checks prior to December 22nd. Mr. Greene told Mr. Simon that the clients were not available to endorse until after the New Year. Mr. Greene stated that he would contact LAW OFFICE OF DANIEL S. SIMON, P.C. about scheduling endorsement.[18]

On Friday, December 22, 2017, the Simon family went on their holiday trip.

On Saturday, December 23, 2017, at 10:45 p.m., Mr. Vannah sent an email which stated:

> Are you agreeable to putting this into an escrow account? The client does not want this money placed into Danny Simon's account. How much money could be immediately released? $4,500,000? Waiting for any longer is not acceptable. I need to know right after Christmas.[19]

On Tuesday, December 26, 2017, counsel for Mr. Simon sent a reply indicating that endorsement could be arranged after the new year when everyone was available.

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[18] Exhibit 12.
[19] Exhibit 12.

Mr. Vannah responded the same day. He began:

> The clients are available until Saturday.[20] However, they have lost all faith and trust in Mr. Simon. Therefore, they will not sign the checks to be deposited into his trust account. Quite frankly, they are fearful that he will steal the money.[21]

Mr. Simon was not fired or told to transfer the file.

On December 27, 2017, a response was sent to Mr. Vannah. In sum, Mr. Vannah was asked to act collaboratively and to avoid hyperbole.[22]

On December 28, 2017, Mr. Vannah wrote he did not believe Mr. Simon would steal money, he was simply "relaying his clients' statements to me". Mr. Vannah proposed opening a single client trust account.[23]

The same day, Mr. Simon agreed to open a single client non-IOLTA trust account at Bank of Nevada, with all interest going to the clients.[24]

On January 2, 2018, an amended lien was filed. The lien contained an amount certain for the reasonable value of services claimed.[25] On January 4, 2018, the lien was served.[26]

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[20] On December 18, 2017, Mr. Greene indicated the clients were out of town until after the new year. (Exhibit 12.) It appears the clients became available to endorse checks the day after Mr. Simon left town.
[21] Exhibit 12.
[22] Exhibit 13.
[23] Exhibit 14.
[24] Exhibit 14.
[25] Exhibit 15.
[26] Exhibit 16.

On January 4, 2017, collaborative efforts continued to set up the trust account, and the clients sued their friend for "conversion".[27]

On January 8, 2017, a meeting was held at Bank of Nevada. The clients arrived separately to endorse checks. Account forms were signed, the checks were endorsed and deposited, and placed on a large item hold.

The morning of January 9, 2018, the complaint was served upon counsel for Mr. Simon (who had agreed to accept service). At the same moment as the acceptance of service was being signed, Mr. Greene sent an email asking for an update on the Lange settlement.[28]

Later in the day, Mr. Vannah confirmed that LAW OFFICE OF DANIEL S. SIMON, P.C. had not been fired, despite being sued by the clients for conversion.[29] Mr. Vannah stated if Mr. Simon withdrew, the damages sought from him would go up.[30]

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[27] Exhibit 17; the complaint.

[28] Exhibit 18.

[29] The clients are walking a tightrope. Mr. Simon was sued for conversion to create an argument against lien adjudication, but firing Mr. Simon would moot the alleged contract claim. The clients are left in the odd, contrary position of keeping an attorney they have accused of converting millions of dollars.

[30] On January 9, 2018 at 10:24 a.m. Mr. Greene from the Vannah office wrote, "He settled the case, but we're just waiting on a release and the check." The same day at 3:32 p.m., Mr. Vannah wrote, "I'm pretty sure that you see what would happen if our client has to spend lots more money to bring someone else up to speed." Exhibit 18.

V. ARGUMENT

A charging lien provides "a unique method of protecting attorneys." *Leventhal v. Black & Lobello*, 305 P.3d 907, 909 (Nev. 2013); *superseded by statute on other grounds as stated in, Fredianelli v. Pine Carman Price*, 402 P.3d 1254 (Nev. 2017).

The statue protects clients. Under the statute the Judge who knows the case best, and who has seen the attorney at work, settles the fee dispute. The Judge is empowered to reduce or reject a lien claim from an undeserving attorney. *See, e.g., Golightly*, 281 P.3d 1176.

The statute also promotes judicial economy. Prompt adjudication of a lien allows a court to determine the fee when "the attorney's performance is fresh in its mind". *Leventhal*, 305 P.3d at 911. Prompt adjudication prevents time consuming and costly work months or years later in the same or a different court.

The Law Office of Daniel S. Simon, A Professional Corporation perfected it's charging lien. This Court has jurisdiction to promptly adjudicate the lien; and, in the absence of an express contract, settle the amount of the reasonable fee due the law firm pursuant to NRS 18.015(2).

There is no set manner of calculation for a reasonable fee. *Albios v. Horizon Communities, Inc.*, 132 P.3d 1022, 1034 (Nev. 2006). A court has wide discretion on the method of calculation of the reasonable fee. A court can calculate the fee on a

market basis, an hourly basis, or any other basis, as long as, the fee is reasonable under the under the *Brunzell* factors. *Ibid.* A court need only explain its decision in written findings. *Argentina*, 216 P.3d at fn.2.

The court may hold an evidentiary hearing to aide in the determination of the reasonable fee.[31] Because of the size and complexity of the underlying case, and the size of the reasonable fee sought, an evidentiary hearing is respectfully requested.

The Law Office of Daniel S. Simon, A Professional Corporation seeks a reasonable fee in the amount of $1,977,843.80 as stated in the Amended Lien of January 2, 2018.[32] The amount is based upon the market approach. Mr. Simon considered the type and nature of the case, and the limited number of attorneys in the greater Las Vegas area with the ability to obtain the result obtained. Mr. Simon also relied upon discussion with local attorneys including extended discussion with attorney Will Kemp.[33]

It is acknowledged that a contingency fee is only appropriate when there is an express contingency fee agreement. However, the fact is that most Plaintiff product

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[31] In, *Hallmark v. Christensen Law Office LLC.*, 381 P.3d 618 (Nev. 2012) (unpublished)the Supreme Court remanded a case to District Court and Ordered the court to hold an evidentiary hearing for a lien adjudication.

[32] Exhibit 15.

[33] Mr. Kemp is one of the best product liability attorneys in the United States. Mr. Kemp has obtained two trial verdicts over $500M, one in a product case. Mr. Kemp was lead trial counsel in the MGM Fire Litigation, and has been appointed on numerous steering committees for multi-district tort litigations, including tobacco, breast implant, orthopedic screw, and pharmaceutical claims.

liability attorneys work on a contingency, sometimes as high as 45%. Mr. Simon arrived at a reasonable fee number of $1,977,843.80 because it is in the low range of what a Plaintiff's product liability attorney would charge. It is a fair market price for the work performed. The fair market value, or market price, is an accepted method to calculate A fee. Restatement Third, The Law Governing Lawyers, §39.

Time sheets can be valuable to a determination, even when the court reaches a reasonable fee based on a market approach. The time sheets document work performed. The previously unbilled hours of the law office are attached at Exhibit 19. At the prior rates paid, the total outstanding is $692,120.00. The previous time sheets are attached at Exhibit 20. These billings do not contain hundreds of hours that could not be recovered.

Costs advanced need to be reimbursed. Outstanding costs are $71,794.93.[34] The amount is slightly less than the amount in the lien. A billing was received on January 12, that demonstrated a refund of $4,937.50 was due. The $71,794.93 cost number reflects the expected refund.

Adjudication of an attorney lien may not be appropriate when a client claims malpractice occurred. *Argentina*, 216 P.3d at 788. Obviously, Mr. Simon did not commit malpractice, his efforts created a $6.1M settlement for his clients. Instead, the clients may assert that the law office committed conversion by using a charging

[34] Exhibit 21; Memorandum of Costs.

lien.[35] The argument runs contrary to law. NRS 18.015(5) explicitly states an attorney does not breach a duty by pursuing a lien. Further, the declaration of David Clark Esq.,[36] is attached.[37] Mr. Clark explains that an attorney does not breach a contract or commit conversion by deposit of a settlement check into a trust account while asserting a lien for fees, because that is the process an attorney is supposed to follow when there is a fee dispute.

A. The charging lien is ripe for adjudication.

The court has jurisdiction over the clients, the charging lien and the fee dispute. NRS 18.015; and, *Argentina*, 216 P.3d at 782-83.

The charging lien has been perfected by proper service upon the clients. NRS 18.015 (3). The case is resolved[38], money is held in a trust account, and the lien is ripe for adjudication.

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[35] Even if true, which it is not, the conversion claim might not be enough to stop adjudication. *Hallmark v. Christensen Law Office LLC.*, 381 P.3d 618 (Nev. 2012) (unpublished). In *Hallmark*, the Supreme Court remanded an adjudication claim and ordered the District Court to conduct an evidentiary hearing on a reasonable fee and "the allegations of billing fraud". If fraud can be addressed in an adjudication, then conversion probably can as well.

[36] Mr. Clark was Nevada State Bar Counsel and is intimately familiar with all the Rules of Professional Conduct and related issues.

[37] Exhibit 22.

[38] Pending completion of the Lange settlement. The closing documents are in the hands of the Lange attorney.

The law office requests an evidentiary hearing. If the court finds there is no express contract, then a reasonable fee, based on the market or some other approach, may be set by court under the *Brunzell* factors pursuant to NRS 18.015(2). If an express contract if found, then fees and costs are still due under the charging lien as demonstrated by the time sheets and the memorandum of costs.

The complaint for conversion does not divest this court of jurisdiction over the parties, the lien or the fee. A charging lien is a creature of statute, and there is no exception to jurisdiction stated in the statute for a claim of conversion. To the extent an exception is noted in the case law, it is when there is a malpractice claim, which has not been brought, nor could be brought, for the amazing work in this case.

A claim for conversion is contrary to law in any event. The law directs an attorney to place money in a trust account to adjudicate a lien if there is a fee dispute. That is exactly what occurred in this case.

A breach of contract claim does not divest the court of jurisdiction. In fact, the statute contemplates that a lien adjudication can be freely used with other remedies, including a separate suit. NRS 18.015(7); and, *Argentina*, 216 P.3d 779.

It is apparent that the complaint was filed to further the ulterior purpose of forum shopping the fee dispute and to stop adjudication of the charging lien by the Judge who knows the case best. For example, the complaint alleges Mr. Simon failed to provide a number certain for the amount in dispute (it is termed undisputed

amount by the clients), however, the complaint was filed two days after Mr. Simon did just that via the amended lien. The complaint alleges conversion, yet it was filed before checks had been endorsed or deposited. And, the funds were placed in a special trust account that requires the signature of Mr. Vannah on any withdrawals, with all interest going to the client.

Perhaps nothing exposes the nature of the complaint better than the clients' refusal to fire Mr. Simon, even though he stands accused of converting millions of dollars. The situation is absurd. Mr. Vannah is one of the top attorneys in this State. Mr. Vannah could review and approve the closing documents for Lange in well under an hour. After all, he has already provided advice to the client on settlement with Lange and on the abandonment of a contract based claim for attorney fees against Lange potentially worth over $1M.[39] However, if Mr. Simon is fired, then he would no longer be limited to an hourly contract as the clients claim. *Gordon*, 324 P.2d 234. Thus, to stop adjudication, the clients must claim something terrible, but still not fire Mr. Simon.

Lien adjudication is appropriate.

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[39] Exhibit 10.

B. The *Brunzell* Factors

A reasonable fee must be determined by use of the *Brunzell* factors. *Brunzell v. Golden Gate National Bank*, 455 P.2d 31 (Nev. 1969). The *Brunzell* factors are:

1. The qualities of the advocate;

2. The character of the work to be done;

3. The work actually performed; and,

4. The result obtained.

The factors support a finding that a large reasonable fee is due Mr. Simon for his great work on the clients' case.

1. Qualities of the advocate.

Brunzell expands on the "qualities of the advocate" factor and mentions such items as training, skill and education of the advocate. The C.V. of Mr. Simon is attached. (Exhibit 23.) Mr. Simon has been an active Nevada trial attorney for over two decades. He has several 7-figure trial verdicts to his credit, and an 8-figure settlement. Mr. Simon is a highly qualified advocate, deserving of a high fee.

2. The character of the work to be done.

The character of the work to done in the case was difficult and complex. There were multiple parties and multiple claims. Affirmative claims by the clients covered the gamut from product liability to negligence, to recovery under a construction contract.

Understanding and establishing proof of the product defect required technical knowledge. Establish economic loss from the flood required knowledge of real estate and finance.

This case demanded quality work of the highest order.

3. The work actually performed.

The work actually performed was amazing. Mr. Simon was aggressive and successful in discovery, which lead to the disclosure of prior floods. Mr. Simon kept a tight hold on deadlines and the Court's trial order, which allowed the clients an opportunity to fully present their case, while placing the defense at risk of losing their main expert and having their answers struck.

Mr. Simon found, retained and prepared experts on the product defect, and on the difficult and rare damage claim of real estate stigma. Most lawyers would not be able to even address a claim of damages from real estate stigma, let alone present an expert opinion sufficient to survive a *Hallmark* challenge.

The time records submitted establish that Mr. Simon went the extra mile for his clients, responding to countless phone calls and emails, and going to great extent to prepare the case. For example, Mr. Simon flew to San Diego to meet with experts face to face in the airport for 8 hours. The phone, Go to Meeting or Skype, was not good enough for Mr. Simon. He knew the case required in depth and in person discussion, so that is what he did.

4. The results.

The result was incredible. Mr. Simon recovered double what it cost to build the entire house. Another lawyer might have set their target on a case value ranging from $500k to $1M. Mr. Simon recovered orders of magnitude above.

Mr. Simon was not done at the $6M mark. The attorney fee claim against Lange was potentially worth more than $1M. The claim was abandoned by the clients; however, recognition is due Mr. Simon for placing the clients in a great position to recover an even greater amount.

The *Brunzell* factors support a significant fee to Law Office of Daniel S. Simon, P.C. In the absence of an express contract, the market approach fee is requested. If a contract is found, then the outstanding fees and costs per the contract are requested.

VI CONCLUSION

The charging lien is ripe for adjudication. An evidentiary hearing is respectfully requested at the earliest convenience of the court.

DATED this 18th day of January 2018.

James R. Christensen Esq.
Nevada Bar No. 3861
James R. Christensen PC
601 S. 6th Street
Las Vegas NV 89101
(702) 272-0406
(702) 272-0415 fax
jim@jchristensenlaw.com
Attorney for LAW OFFICE OF DANIEL S. SIMON, P.C.

CERTIFICATE OF SERVICE

I CERTIFY SERVICE of the foregoing MOTION TO ADJUDICATE ATTORNEY LIEN OF THE LAW OFFICE OF DANIEL S. SIMON, P.C.; ORDER SHORTENING TIME was made by electronic service (via Odyssey) this 24th ~~23rd~~ day of January, 2018, to all parties currently shown on the Court's E-Service List.

/s/ Dawn Christensen

an employee of
JAMES R. CHRISTENSEN, ESQ.

INVOICE

EDGEWORTH V. LANGE, ET AL.

Description	Time
Initial Meeting with Client	1.75
Review file, Several discussions with Client	4.75
Demand letter to Defendant Lange	1.5
Representation Letters to Viking, Kinsale, Harris, Lange. Discussions with Client	4.25
Additional Letters to Defendants	1.5
Draft, Review, Revise, File and Serve Complaint and Amended Complaint, Affidavit of Service, Summons	6.75
Receive and Review Answers to Complaint	1.50
Prepare Early Case Conference, Stipulation to Amend Complaint, order from court and filing of same	2.25
Letter to Viking with Exhibits	3.25
Witness and Exhibit List, Redact and Prepare Privilege Log	7.50
8-19-16 prepare and file Request for Exemption from Arbitration, receive decision from court	.75
8/23/16 Inspection of Property, Meeting with Clients, Discussions with Client, Prepare and Serve Notice of Early Case Conference	3.75
9-27-16 ECC Conference with Lange Only	1.0
10-06-16 Conference Call with Expert Hasting	.25

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDGEWORTH FAMILY TRUST; AND AMERICAN GRATING, LLC,

Appellants/Cross Respondents.

vs.

DANIEL S. SIMON; THE LAW OFFICE OF DANIEL S. SIMON, A PROFESSIONAL CORPORATION; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive,

Respondents/Cross-Appellants.

EDGEWORTH FAMILY TRUST; AMERICAN GRATING, LLC,

Appellants,

vs.

DANIEL S. SIMON; THE LAW OFFICE OF DANIEL S. SIMON, A PROFESSIONAL CORPORATION; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive,

Respondents.

Supreme Court Case

No. 77678 consolidated with No. 78176

Appeal from a Final Judgment entered by the Eighth Judicial District Court, Clark County
The Honorable Tierra Jones, District Judge

APPELLANTS' APPENDIX

VOL. 1 PART 3 of 12

Appellants' Appendix – Consolidated Cases 77678 and 78176

Edgeworth, et al. v. Daniel Simon, et al.

Date Filed	Document Title	VOL. No.	Bates Number
1/9/18	Acceptance of Service of the Summons and Complaint	1	AA000024
3/15/18	Amended Complaint	2	AA000305
1/4/2018	Complaint	1	AA000013
11/19/2018	Decision and Order on Motion to Adjudicate Lien	2	AA000353
11/19/2018	Decision and Order on Motion to Dismiss NRCP 12(B)(5)	2	AA000376
1/24/2018	Motion to Adjudicate Lien of the Law Office of Daniel Simon On Order Shortening Time • Simon's Invoices • Itemization of Costs • Simon's 11/27/18 Letter to Edgeworth's	1 & 2	AA000025
12/7/2018	Motion for Attorneys Fees and Costs	2	AA000386
4/9/2018	Motion to Dismiss Plaintiffs' Amended Complaint Pursuant to 12(b)(5)	2	AA000317
1/2/2018	Notice of Amended Attorney's Lien	1	AA000006
12/17/2018	Notice of Appeal (Adjudicate Lien and Motion to Dismiss)	2	AA000425
2/15/19	Notice of Appeal (Attorney's Fees and Costs)	2	AA000485
12/17/2018	Notice of Cross Appeal	2	AA000440
2/08/2019	Notice of Entry of Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs • Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs	2	AA000479

12/27/2018	Notice of Entry of Orders (Adjudicate Lien and Dismiss NRCP 12(B)(5))	2	AA000442
12/13/2018	Plaintiff's Motion for an Order to Release Funds	2	AA000415
2/02/18	Plaintiff's Opposition to Defendant's Motions to Consolidate and to Adjudicate Attorney Lien • Affidavit of Brian Edgeworth (2/2/18) • Deposition of Brian Edgeworth (9/29/17)	2	AA000277
4/24/2018	Plaintiff's Opposition to Defendant's (Third) Motion to Dismiss	2	AA000335
12/17/2018	Plaintiffs' Opposition to Simon's Motion for Fees and Costs	2	AA000428
6/13/19	Recorder's Transcript of Evidentiary Hearing-Day 1 August 27, 2018 Recorder's Transcript of Evidentiary Hearing-Day 2 August 28, 2018 Recorder's Transcript of Evidentiary Hearing-Day 4 August 30, 2018	3	AA000488
11/30/2017	Simon's Notice of Attorney's Lien	2	AA000001

Appellants' Appendix – Consolidated Cases 77678 and 78176

Edgeworth, et al. v. Daniel Simon, et al.

Date Filed	Document Title	VOL. No.	Bates Number
11/30/2017	Simon's Notice of Attorney's Lien	1	AA000001
1/2/2018	Notice of Amended Attorney's Lien	1	AA000006
1/4/2018	Complaint	1	AA000013
1/9/2018	Acceptance of Service of the Summons and Complaint	1	AA000024
1/24/2018	Motion to Adjudicate Lien of the Law Office of Daniel Simon On Order Shortening Time • Simon's Invoices • Email to Simon labeled "Contingency • Itemization of Costs • Simon's 11/27/18 Letter to Edgeworth's	1 & 2	AA000025
2/02/18	Plaintiff's Opposition to Defendant's Motions to Consolidate and to Adjudicate Attorney Lien • Affidavit of Brian Edgeworth (2/2/18) • Deposition of Brian Edgeworth (9/29/17)	2	AA000277
3/15/18	Amended Complaint	2	AA000305
4/9/2018	Motion to Dismiss Plaintiffs' Amended Complaint Pursuant to 12(b)(5)	2	AA000317
4/24/2018	Plaintiff's Opposition to Defendant's (Third) Motion to Dismiss	2	AA000335
11/19/2018	Decision and order on Motion to Adjudicate Lien	2	AA000353
11/19/2018	Decision and Order on Motion to Dismiss NRCP 12(B)(5)	2	AA000376
12/7/2018	Motion for Attorneys Fees and Costs	2	AA000386
12/13/2018	Plaintiff's Motion for an Order to Release Funds	2	AA000415
12/17/2018	Notice of Appeal (Adjudicate Lien and Motion to Dismiss)	2	AA000425

12/17/2018	Plaintiffs' Opposition to Simon's Motion for Fees and Costs	2	AA000428
12/17/2018	Notice of Cross Appeal	2	AA000440
12/27/2018	Notice of Entry of Orders (Adjudicate Lien and Dismiss NRCP 12(B)(5))	2	AA000442
2/08/2019	Notice of Entry of Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs • Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs	2	AA000479
2/15/19	Notice of Appeal (Attorney's Fees and Costs)	2	AA000485
6/13/19	Recorder's Transcript of Evidentiary Hearing-Day 1 August 27, 2018 Recorder's Transcript of Evidentiary Hearing-Day 2 August 28, 2018 Recorder's Transcript of Evidentiary Hearing-Day 4 August 30, 2018	3	AA000488

10-07-16 Multiple Calls with Client, Ltrs and Emails with Def. Counsel, Fed ex Failed Head to Ivey Engineering, Prepare Affidavit of Chain of Custody	2.25
10-11-16 Receive, Review and Respond to Emails from Dalacas and Prepare and Send Letter to Dalacas, Phone Conference with Dalacas, Send Letters to Client and Dalacas Speak with Client	1.5
10-12-16 Receive and Review Dalacas Letter, Emails to Expert, Send Info to Client, Discussions with Client	1.0
10-13-16 Receive and Review Viking Emails, Response and Letter to Lange, Phone Call with Client, Rec New Emails from Dalacas Re: Inspection, Draft and Send Response to E-mails, Phone Call with Client	3.75
10-14-16 Rec/rev Dalacas Response, Forward to Client Rec /Review Emails and Attachments from Giberti, Print for File, Email Expert Re: Inspection, Email Viking, Review E-mails from Client	2.75
10-15-16 Discussions with Client, Ltr to Dalacas, Emails to Expert Re: Scheduling and Inspection	1.25
10-17-16 Review E-mails: Viking, Lange, Client: Prepare Responses, Discussions with Client	1.50
10-18-16 E-mail Exchanges Re: Inspection, Discussions with Client Meeting with Defense Counsel 2nd Ecc with Lange and Viking	1.25
10-19-16 Site Inspection, Discussions with Client	3.5

10-21-16 Receive and Review Letters from Lange/dalacas Re: Replacement of Heads, Draft and Send Letter to Dalacas Re: Inspection and Separate Ltr Re: Coverage Issues Receive Emails from Dalacas, Phone Conference with Client, Receive and Review Viking Installation Guide	2.25
10-23-16 Email exchanges from Dalacas and prepare and send response re: Replacement of Heads	.15
10-24-16 Phone Call with Dalacas re Replacement of Heads, Discussions with Client Re: Replacement Email exchanges from Dalacas Confirming Agreements of Replacement Involving Lange, Rimkus and Procedures	1.25
11-1-16 Emails from Viking Re: Extension for Ecc Materials, Response	.25
11-4-16 Email Exchanges from Client, Dalacas	.50
11-10-16 Receive and Review Viking Ecc Witness and Exhibit Lists and Documents, Lange's First Supplement to Ecc Disclosures, Review and Finalize Plaintiffs New Ecc Witness and Exhibits and Serve Same on All Parties	2.25
11-13-16 Receive and Review Kinsale Ins. Letter. Denial of Additional Coverage, Forward to Client	.50
11-17-16 Email Exchanges	.50
11-18-16 Draft and Circulate Joint Case Conference Report	1.5
11-22-16 Review Emails from Viking Re: Exhibits, Receive and Review Third Party Complaint & Cross-claim, Forward to Client	.50
12-1-16/12-2-16 Email Exchanges with Client and Lange Re; Final Plans/inspection	.50
12-2-16 Receive and Review Lange Answer to Crossclaims	.50
Costs	$3,982.45
Total Hours x's $550 per hour (reduced)	70.15 hours

Total Fees	**$38,582.50**
Total attorneys fees and costs thru 11-11-16	**$42,564.95**

SIMON LAW

A PROFESSIONAL CORPORATION
810 SOUTH CASINO CENTER BOULEVARD
LAS VEGAS, NEVADA 89101

TELEPHONE (702) 364-1650 *FACSIMILE (702) 364-1655*

April 7, 2017

Brian Edgeworth
1191 Center Point Drive
Henderson, NV 89074

Re: Edgeworth Family Trust v. Lange Plumbing LLC et al.

Dear Mr. Edgeworth:

Enclosed please find the Invoice totaling $46,620.69 for the period of 12-5-16 thru 4-4-17 with a copy of the Case Expense Summary showing costs.

If you have any questions or concerns regarding the foregoing please do not hesitate to contact my office.

Sincerely,

DANIEL S. SIMON

DSS/jan
enclosures

INVOICE

EDGEWORTH V. LANGE, ET AL.
(12-5-16 thru 4-04-17)

Description	Time
12-5-16 Email exchanges re: plans/final inspection, discussions with Dugan, emails	.50
12-13-16 - 12-16-16 Lange Billing, email exchanges, revise JCCR with Viking and send to all attorneys, client emails, discussion with expert Hastings re: billing & scope of work	1.75
1-4-17 - 1-9-17 draft, revise MSJ with exhibits, send to client for review, file & serve on Defendants	8.75
1-14-17 Revise JCCR - re-circulate, email, exchanges with lawyers, request mediation, advise client. Spoke to K. Hastings re: expert inspections, proposed plan, possible metallurgy engagement etc.	1.25
Review Opposition of Viking and Opposition of Lange to MSJ, meeting with Ashley Ferrel re: strategy and Reply and Discovery, Emails with Client, prepare Reply to MSJ, file and serve	6.25
1-20-17 draft Notices of Depositions & Subpoenas & serve Bernie Lange, Vince Diodo, Dustin Hamer, Tracy Garvey and Shelli Lange	2.5
1-23-17 Phone Call, Emails, Client Approval, Forward materials to Expert Zamiski	.75
1-24-17 Draft and Revise 30b6 deposition Notice and Subpoena and Serve	1.25
1-25-17 Research and analyze transferring case to business Court	.75

1-26-17 Review letter and Communication with Dalacas, reset depositions, prepare re-notices and Subpoenas, prepare objection to Viking Subpoenas to American Grating and Giberti and serve	1.25
2-9-17 Phone call with Pancoast re: MSJ, depositions and Subpoenas to American Grating & Giberti	.35
2-13-17 File review, prepare for depositions	2.25
2-13-17 Prepare & File Motion to Amend Complaint, Review Opposition, Prepare & File Reply	2.5
2-14-17 Deposition pre-conference with client, review file	3.25
2-15-17 Vince Dioro deposition 9:30am - 12:30pm	3.0
2-15-17 Notice of Deposition & Subpoena for Virginia Brooks, Jim Kreason, Re-Notice Deposition Bernie Lange, Shelli Lange, Vince Dioro (continuation), Dustin hamer	.75
2-22-17 Prepare and take Dustin Hamer's deposition	4.0
2-22-17 Re-notice Depositions for Vince Dioro, Shelli lange, Virginia Brooks, Jim Kreason and Serve	.50
2-28-17 - 3-1-17 meet client in Henderson, pick up file with Ms. Ferrel, review file, attend COR Depositions at Pancoast/Viking office in Summerlin. Meet with Pancoast at Simon Law downtown to review file for copying & production to Viking	2.25
3-7-17 Prepare and attend Motion for Summary Judgment and Motion to Amend Complaint: Dept 10	3.25
3-7-17 Prepare and File Motion for Summary Judgment as to Lange only	2.5

3-7-17 Prepare and Serve Offer of Judgment and Cover letter to Counsel	.75
3-8-17 Prepare and File Orders re: Motion for Summary Judgment and Motion to Amend Complaint, Prepare and File Amended Complaint, Notice of Entry of Orders	1.25
3-13-17 thru 3-15-17 Prepare and Take Depositions of Bernie Lange and Shelly Lange	6.5
3-20-17 Representation Letter to National Union Fire Ins. Co.	.75
3-21-17 Review Correspondence from Lange Requesting Motion for Summary Judgment (MSJ) be withdrawn; Review Kinsale Ins. File; Review Lange 4th Supp to Ecc	1.25
3-23-17 Communication/emails with Defense Counsel Re: Stipulation to Continue MSJ Hearing, File and Serve	.50
3-24-17 Review Lange/kinsale Correspondence in Response to Offer of Judgment and Discovery with Client	.50
3-28-17 Notice of 30b6 Deposition and Subpoena and Serve	1.25
3-28-17 Review Written Discovery with Clients to Answer and Produce	1.25
4-4-17 Prepare and Serve 3 Day Notice of Intent to Take Default	.50
Costs	**$11,365.69**
Total Hours x's $550 per hour (reduced)	**64.10 hours**
Total Fees	**$35,255.00**
Total attorneys fees and costs thru 4-4-17	**$46,620.69**

Case Expense Summary
Law Office of Daniel S. Simon

Case Range: 2016024.00 to 2016024.00
Date Range: 01/01/80 to 12/31/20
Employee Range: 0 to 999

Case No.: 2016024.00 Edgeworth Trust

Date	Emp	Amount	Description
)6/15/16	DS	40.00	Reno/carson Messenger Services - service fee - ck# 21730
nm/dd/yy	DS	281.60	wiznet filing fee complaint Amount: $ 3.50 Court Fee: $ 270.00 Card Fee: $ 8.10
)7/05/16	DS	70.00	KC Investigations - service - ck# 21892
)8/24/16	DS	3.50	wiznet filing fee Amended Complaint
)9/02/16	DS	3.50	wiznet filing fee Acceptance of Service for viking
)9/06/16	DS	3.50	wiznet filing fee Acceptance of Service
)9/15/16	DS	2500.00	Ivey Engineering - retainer fee - ck# 22110
10/07/16	DS	47.39	fed-ex to kevin hastings at ivey engineering
11/17/16	DS	1032.96	Ivey Engineering, Inc. - inspection fee - ck# 22268
12/15/16	DS	1500.00	Ivey Engineering - retainer fee - ck # 22327
12/16/16	DS	3982.45	Costs paid from Edgeworth ck # 3571
)1/11/17	DS	203.50	wiznet filing fee Plaintiffs Motion for Summary Judgment
)1/30/17	DS	2500.00	Vollmer-Gray Engineering Laboratories - retainer fee - ck # 22420
)2/13/17	DS	3.50	wiznet filing fee Plaintiffs Motion to Amend the Complaint on Order Shortening Time
nm/dd/yy	DS	3.50	wiznet filing fee Plaintiffs Motion to Amend the Complaint on Order Shortening Time
)2/27/17	DS	3.50	wiznet filing fee Reply to Defendant Lange Plumbing, LLC's Limited Opposition to Plaintiffs' Motion to Amend the Complaint on Order Shortening Time
)2/28/17	DS	3.50	wiznet filing fee Reply to All Defendants Opposition to Plaintiffs Motion for Summary Judgment
)3/01/17	DS	307.75	copy charges for ecc production 1231 x's .25 = 307.75
)3/02/17	DS	1379.50	Oasis Reporting - Vincent Diorio Volume I transcript - ck # 22503
nm/dd/yy	DS	1107.85	Oasis Reporting - Dustin Hamer transcript - ck # 22504
)3/07/17	DS	3.50	wiznet filing fee for Affidavit of Service for jim kreason
nm/dd/yy	DS	209.50	wiznet filing fee for Plaintiffs' Motion for Summary Judgment Against Lange Plumbing, LLC, Only Amount:

Case Expense Summary
Law Office of Daniel S. Simon

Date	Emp	Amount	Description
			$ 3.50
			Court Fee: $ 200.00
			Card Fee: $ 6.00
mm/dd/yy	DS	3.50	wiznet filing fee Second Amended Complaint
03/10/17	DS	146.00	KC Investigations - service - ck # 22529
mm/dd/yy	DS	445.00	Beck Video Prod - Dustin Hamer video depo - ck # 22527
mm/dd/yy	DS	537.50	Beck Video Prod - Vince Diorio Vol 1 - video depo - ck # 22528
mm/dd/yy	DS	131.00	KC Investigations - service - ck # 22533
03/16/17	DS	3.50	wiznet filing fee order denying msj
03/20/17	DS	3.50	wiznet filing fee NEOJ msj
03/21/17	DS	3.50	wiznet filing fee Order Granting Plaintiffs Motion to Amend the Complaint
03/22/17	DS	3.50	wiznet filing fee for NEOJ order granting mot to amd complaint
03/23/17	DS	215.00	Beck Video Prod - Shelli Lange Vol I video depo - ck # 22556
mm/dd/yy	DS	354.00	Beck Video Prod - Bernie Lange video depo - ck # 22555
mm/dd/yy	DS	256.99	Ivey Engineering - Coordination and prepare evidence - ck # 22552
04/03/17	DS	923.65	Oasis Reporting - Shelli Lange transcript - ck # 22584
mm/dd/yy	DS	1113.45	Oasis Reporting - Bernard Lange depo transcript - ck # 22575
Case Total:		11365.69	
Totals:		11365.69	

INVOICE SUMMARY

Edgeworth v. Lange and Viking

Attorneys Fees for Daniel Simon for period 4-5-17 thru 7-28-17	$72,077.50
Attorneys Fees for Ashley Ferrel, Esq. for period 4-5-17 thru 7-25-17	$38,060.00
Costs Outstanding thru 7-28-17	$31,943.70
Total Due to Law Office of Daniel Simon	**$142,080.20**

INVOICE

EDGEWORTH V. LANGE, ET AL.
(4-5-17 thru 7-28-17)

Description	Time
4/7/17 Reviewed Viking First ECC Supplement	1.5
4/7/17 Reviewed Plaintiffs 5th ECC Supplement	.5
4-18-17 Reply to opposition of Lange and Reply to Joinder by Viking to Plaintiffs MSJ against Lange only	3.75
4-21-17 thru 4-25-17 T/C to expert Zamiski, T/C with client, emails to Dalacas, Kinsale and Pancoast	.50
4-21-17 thur 4-24-17 Finalize Answers to written Discovery, Meet with Client: Responses to Lange Interrogatories, Request to Produce.	3.25
4-23-17 Prepare Viking Deposition Notices and serve	1.25
4-25-17 Review Viking Answer to Second Amended Complaint and Third Party Complaint against Giberti, discussions with client, forward to Kinsale Lawyers	.75
4-25-17 Prepare and attend hearing on MSJ against Lange only	3.5
4-27-17Prepare and serve Interrogs and request for admissions to Viking	2.35
4-27-17 Review client emails, prepare and serve notices of deposition and Subpoena for Don Cadden	.50
4-28-17- 5-1-17 Prepare and file motion to compel NRCP 30b6 witness of Langeand sanctions	5.25
4-28-17 – 5-1-17 Prepare and file motion for order to show cause to hold Kreason in contempt	2.75

5-1-17 EDCR 2.34 conference with Dalacas re: Testing of Sprinkler Heads	.35
5-1-17 – 5-3-17 Review file and prepare for Viking 30 b 6 corporate designee depositions.	3.25
5-1-17 Prepare and serve Notice of Deposition of Dan Cadden	.75
5-1-17 Reviewed Viking's 2nd ECC Supplement	.5
5-2-17 prepare and serve 30b6 notice of deposition and subpoena for Viking Supply Net	1.75
5-3-17 Take deposition of Viking NRCP 30b6 designee on 13 topics	5.0
5-4-17 Prepare and Serve ECC of American Grating to all Parties and Supplement Of Edgeworth to all parties	2.75
5-5-17 Reviewed and served Plaintiffs 6th Supplement	1.5
5-5-17 Prepare and serve Request for Admissions, Interrogs and Request for Production of Documents on Lange	5.25
5-5-15 Prepare and serve Request to Produce to Viking	1.35
5-5-17 Review Kinsale determination letter re: Giberti, Review contract, Insurance Declaration Page and Prepare and serve response	.75
5-8-17 Prepare, circulate and file with court: Stipulation and order to continue Kreason hearing to same date as Motion to Compel Lange	.50
5-8-17 Receive and Review Langes Motion to compel testing	.50
5-10-17 Review Privilege Log and Proposed Protective Order	.75
5-11-17 Prepare and serve Notice of Deposition of Eric Johnson and James Mason	.75

5-1-17 Review and sign order and return to Dalacas	.35
5-11-17 Discussion with client re: coverages for Giberti	.50
5-12-17 Review Affidavit of Service Giberti Construction	.15
5-15-17 prepare and file opposition to motion to compel testing	2.75
5-17-17 Reviewed Vikings 4th Supplement (Rimkus Docs)	4.5
5-18-17 Receive and Review Viking 4th Supp, discovery T/C with J. Pancoast re: Protective Order, New Dates for 30(b)(6) witness dates and testing	.75
5-23-17 Review Rimkus File; Receive and Review Lange Opposition to Motion for Order to Show Cause	2.25
5-25-17 Review Viking Answer to Lange Amended Cross Claim; E-mails coordinate testing	.75
5-30-17 Receive and Review Stipulated Protective Order And Serve; Review Viking Responses to RFA	1.25
6-01-17 Review Lange Opposition to Motion to Compel and Sanctions and Discuss Plaintiff's Reply w/Atty Ferrel; Review and Finalize Reply to Lange's Limited Opposition to Motion for Order to Show Cause to Hold Kreason in Contempt; Reviewed Viking Supplynet objection to Notice of 30b6 Subpoena	1.75
6-03-17 Review Protective Order final revisions; review Viking responses to written discovery	1.25
6-04-17 to 6-06-17 Prepare and take Deposition of Dan Cadden	3.75
6-05-17 to 6-07-17 Review File, Prepare and Attend Hearing On Motion to Compel Lange	3.5

6-06-17 Prepare and Serve Notice of Inspection upon Land Viking Supplynet	.50
6-08-17 Review and revise Subpoena on City of Henderson Re; Inspection Reports	.75
6-13-17 Conf with Expert Hastings re: Travel/Inspection Discussions with Client; Review Giberti Answer and Cross-Claims against Viking	1.25
6-14-17 Review Lange's responses to written discovery ; discuss with Ashley Ferrel	2.0
6-15-17 Review Lange's 6th Supp./Privilege Log; Review Commissioners Report and Recommendations, Revise; Review final protocol for testing/forward to experts	1.75
6-16-17 Review Stipulation and Order to extend Discovery Deadlines, prepare and send e-mail Response objecting to extension	.50
6-19-17 Discussion with Kreason re: Deposition dates and Motion for Contempt; prepare and serve new Amended notice of deposition for Kreason; Emails to counsel for Kreason deposition	.50
6-19-17-6-21-17 Prepare and Attend Deposition of Vince Diorio (2nd deposition) on 6-21-17	5.25
6-22-17 Attend Testing (converse consultants); inspection Viking Supply Net	6.0
6-28-17 to 6-29-17 Prepare and take Deposition of Kyle Mao	2.5
6-28-17 to 6-29-17 Prepare and take deposition of Bernie Lange (as Lange 30(b)(6)	5.75
6-30-17 E-mails to Viking Counsel re: production of Documents EDCR 2.34 and Review file with AF	.75

6-30-17 Prepare and Attend Deposition of Vince Diorio (2nd deposition)	3.5
7-09-17 Review Viking production – Emails re: claims of other failures	2.50
7-09-17 to 7-10-17 Prepare and take deposition of Erik Johnson	4.5
7-10-17 Review and Revise opp to motion to continue trial and extend discovery and supplement to motion for sanctions	1.75
7-11-17 to 7-12-17 Prepare for Plaintiffs Motion For Sanctions and Attend Hearing	1.75
7-11-17 Review appraisal report from Acore consultants	.75
7-18-17 to 7-19-17 Review Protective Order and Viking Supplement; Revise Objection to Confidentiality and Serve	.50
7-19-17 to 7-21-17 Review Viking prior discovery responses and review and serve Notice of 2.34 conference; confirm with parties	1.50
7-21-19 2.34 conference with Pancoast re: 1. Plaintiff's objection to Confidentiality under the protective order. 2. Notice of Deposition of your Expert, Robert Carnehan. we could not agree. 3. Vikings supplemental answers specifically and the need for a verification.	.75
7-21-19 Review and revise DCCR re: sanctions, review letters and emails from Pancoast	.25
7-24-17 Spoke to Client; Reviewed case with Ashley Ferrel; Review emails from client; Discussions with client; review file	4.25
7/25/17 prepare and attend hearing on Motion to Extend Discovery	1.75

7/25/17 Discussions with Ashley Ferrel: Review and revise notice of Depositions: Rimkus, Zuric & Viking; Discussion with Client; review Vikings Supplemental Answers to Interrogatories, Letter from Pancoast	2.50
7-26-17 Discussions with client; Review files, emails; prepare and serve Request for Production and Interrogatories to Viking	1.75
7/28/17 Review Supplemental Joint Case Conference Report	.5
Costs	**$31,943.70**
Total Hours x's $550 per hour (reduced)	**131.05**
Total Fees	**$72,077.50**
Total attorneys fees and costs thru 7-28-17	**$104,021.20**

INVOICE FOR ASHLEY M. FERREL

EDGEWORTH v. LANGE PLUMBING, ET AL.

(4-5-17 thru 7-25-17)

DATE	DESCRIPTION	TIME
4/7/17	Review Viking's First ECC Supplement	1.5
4/7/17	Prepared Plaintiffs 5th ECC Supplement	0.5
4/8/17	Review Lange's Opposition to MSJ and make notes for Reply	0.5
4/11/17	Drafted & Filed Notice of Intent to Take Default on Lange Plumbing, LLC	0.5
4/13/17	Drafted and served 2nd Amended Notice of Viking 30b6 Notice & SDT	0.5
4/17/17	Reviewed Viking Joinder to Lange's Opposition to Plaintiff's MSJ	0.5
4/17/17	Pulled cites and exhibits for Reply to MSJ	2.0
4/22/17	Drafted Written Discovery to Viking Corporation and SupplyNet for DSS review	5.75
4/27/17	Served Written Discovery on Viking entities	0.5
5/1/17	Review of Viking's 2nd ECC Supplement	0.5
5/1/17	Drafted and Serve Plaintiffs' Motion for order to show cause and Compel James Kreason to Appear for Deposition	3.0
5/3/17	Attended Viking NRCP 30(b)(6) Deposition	5.0
5/5/17	Prepared and served Plaintiffs' 6th ECC	1.5
5/5/17	Email to Sia re employees of Lange that Brandon refers to in deposition; Review deposition and cite transcript for Delucas	0.75
5/15/17	Drafted Opposition to Lange's Motion to Compel Sprinkler heads in Las Vegas for testing	3.5
5/17/17	Prepare and attend Hearing regarding Lange's Motion to Compel Sprinkler Heads and Testing with DC Bulla	3.5
5/17/17	Reviewed Viking's 4th ECC Supplement (Rimkus Docs)	4.5
5/17/17	Drafted Letter to DC Bulla re: moving hearings	0.35
5/18/17	Reviewed Lange Plumbing's Limited Opposition to Motion to Compel Kreason	0.5
5/23/17	TC Erik Johnson re: scheudling depo	0.35
5/24/17	Collected and sent documents to expert (Hastings)	1.35
5/30/17	TC & email correspondence with Don Koch to discuss being climate expert in case	1.5
6/1/17	Reviewed SupplyNet's Objection to Subpoena for 30(b)(6) deposistion	0.5
6/1/17	Drafted Reply to Lang's Limited Opposition to Motion to Compel Kreason for DSS to review	2.75
6/1/17	Amended and served SupplyNet 30(b)(6) Deposition notice	0.35

INVOICE FOR ASHLEY M. FERREL

EDGEWORTH v. LANGE PLUMBING, ET AL.

(4-5-17 thru 7-25-17)

6/2/17	Inspection at Edgeworth house with Viking weather expert	2.0
6/2/17	Reviewed Lange Opposition to Motion to Compel Deposition of Lange 30(b)(6) & for Sanctions	0.75
6/3/17	Reviewed Viking's responses to Plaintiffs' written discovery	1.5
6/5/17	Finalized and Served Reply to Lange's Opposition to Plaintiffs' Motion to Compel Depo of Lange 30(b)(6)	2.0
6/5/17	Reviewed and submitted changes to protective order for DSS to review	0.75
6/6/17	Discussion with all counsel re deposition dates for Johnson	0.5
6/7/17	Prepare and attend hearing- Motion to Compel the Deposition of Lange 30(b)(6) & Sanctions in front of Bulla	2.5
6/7/17	Attended Dan Cadden Deposition	1.75
6/8/17	Pulled information from assessors page for houses provided by client (used in COR to Henderson Building department	2.35
6/8/17	Reviewed and discussed testing protocol with DSS	0.5
6/9/17	TC Erik Johnson re: re-scheduling depo	0.35
6/9/17	Amended and served depo notice of Erik Johnson	0.35
6/9/17	Drafted and served deposition notice for Kyle Mao	0.5
6/9/17	Drafted and served Notice of Lange 2nd NRCP 30(b)(6)	1.0
6/9/17	Drafted and served notice of COR for City of Henderson Building Department	1.0
6/10/17	Drafted DCRR for 6/7/17 hearing for DSS review	1.5
6/12/17	Drafted and served Amended notice of SupplyNet Warehouse Inspection	0.50
6/12/17	Reviewed Lange Plumbing's responses to written discovery; Discuss with DSS	2.5
6/13/17	Prepared for Vince Diorio continued deposition for DSS	2.5
6/13/17	Compiled and sent depositions to experts	0.75
6/14/17	Compiled all prior pleadings and depositions and drafted Letter to Nunez re: prior pleadings	2.5
6/14/17	Review Lange Plumbing's 6th ECC Supplement	2.5
6/19/17	TC with Don Koch re: inspection	0.5
6/19/17	Reviewed documents provided by Pancoast prior to formal supplement and sent to our experts prior to inspection (material specifications and drawings)	1.25
6/20/17	Served Plaintiffs' response to Giberti's Request for Prior pleadings	0.35

INVOICE FOR ASHLEY M. FERREL

EDGEWORTH v. LANGE PLUMBING, ET AL.

(4-5-17 thru 7-25-17)

6/20/17	Letter to DC Bulla to move hearings	0.35
6/20/17	Reviewed Viking's 5th ECC Supplement	2.75
6/20/17	Reviewed Lange's 7th ECC Supplement	0.75
6/20/17	Email correspondence with client re location of heads for destructive testing	0.5
6/22/17	Drafted and Served Amended NRCP 30(b)(6) Deposition Notice for Viking Supplynet	0.35
6/22/17	Destructive Testing	7.0
6/22/17	Site Inspection of Viking SupplyNet Warehouse	1.0
6/23/17	Reviewed and forwarded NestEnergy History to experts	0.5
6/26/17	Prepared documents for Kreason deposition	1.25
6/27/17	Attended Kreason Deposition	1.5
6/28/17	Reviewed depositions and documents in preparation for Kyle Mao deposition	2.0
6/28/17	TC with Diana from City of Henderson re COR deposition and document request	0.4
6/28/17	Reviewed Giberti's Motion to Extend Discovery	0.5
6/28/17	Reviewed Viking's Joinder to Giberti's Motion to Extend discovery	0.35
6/29/17	Attended Kyle Mao Deposition	2.5
6/29/17	Attended Bernie Lange NRCP 30(b)(6) deposition	3.0
6/30/17	Drafted and served notice of deposition for James Cameron	0.5
6/30/17	Drafted and served notice of deposition for Raul De La Rosa	0.5
6/30/17	Drafted and served notice of deposition for Robert Carnahan	0.5
7/6/17	Reviewed Viking's 6th ECC Supplement (Emails, Analyses, Design Schematics)	4.0
7/7/17	Reviewed Vikings 6th ECC Supplement (Emails, returns/complaints and created a summary)	4.5
7/7/17	Reviewed documents from the City of Henderson Building department and create summary chart for Viking production	3.0
7/10/17	Drafted Opposition to Giberti's Motion to Extend Discovery on OST	3.5
7/10/17	Attended part of Deposition of Erik Johnson	2.0
7/11/17	Drafted Opposition to Giberti's Motion to extend discovery for DSS review	2.5
7/11/17	Drafted and finalized supplement to Motion to compel and request for sanctions	2.35
7/11/17	Amended and served amended notice deposition of Robert Carnahan	0.35

INVOICE FOR ASHLEY M. FERREL

EDGEWORTH v. LANGE PLUMBING, ET AL.

(4-5-17 thru 7-25-17)

7/12/17	Attended Status Check w/ Bulla re: attorney's fees	1.5
7/12/17	Compiled and served Plaintiffs 7th ECC Supplement	1.35
7/13/17	Picked up sprinklers at Converse Consulting, took to Fed-Ex and Shipped to Vollmer Gray Labs	1.75
7/13/17	Drafted Affidavit for Chain of Custody of Sprinklers	0.5
7/13/17	Drafted Objection to Confidentiality of Viking Document Production for DSS to review	1.5
7/14/17	Drafted and filed 2nd Supplement to Plaintiffs' Motion to Compel (fees for 2nd 30b6 Lange depo)	1.0
7/14/17	TC with Sia re: sanctions	0.35
7/17/17	Letter to Sia re: sanctions and Rule 11 motion; emails resolving amount of sanctions	0.5
7/17/17	Review Giberti's Motion to Continue Discovery deadlines in front of District Court Judge -	0.5
7/17/17	Drafted and served Opposition to Giberti's 2nd Motion to Extend discovery deadlines	0.5
7/17/17	Reviewed Viking's Supplemental Responses to Plaintiffs' Interrogatories	0.75
7/18/17	Drafted 2.34 Notice of 2.34 conference with Viking Defendants for deficient discovery responses for DSS to review	0.5
7/25/17	Discussions with DSS and client; draft Notice of Depositions for DSS to review; Rimkus; Zuric and Amended Notice of Viking deposition	3.25
7/25/17	Attend hearing on Motion to Extend Discovery in Dept 10	1.25
TOTAL HOURS x $275 per hour (reduced)		**138.4**
TOTAL FEES		**$38,060.00**

INVOICE SUMMARY

Edgeworth v. Lange and Viking

Attorneys Fees for Daniel Simon for period 7-31-17 thru 9-19-17	$119,762.50
Attorneys Fees for Ashley Ferrel, Esq. for period 7-31-17 thru 9-19-17	$60,981.25
Attorneys Fees for Benjamin J. Miller, Esq. for period 8-16-17 thru 9-15-17	$2,887.50
Costs Outstanding thru 9-19-17	$71,555.00
Total Due to Law Office of Daniel Simon	$255,186.25

INVOICE FOR DANIEL S. SIMON

EDGEWORTH V. LANGE, ET AL.
(7-31-17 thru 9-19-17)

Date	Description	Time
8-2-17	Telephone Conference with Pancoast 2.34 Viking Production, Review Viking 7th Supp ECC, Review File and Draft Motion to Compel, Discussions with Client, Review Letter from Pancoast Dated 8-1-17 Re: Subpoenas	5.75
8-3-17	Draft Opposition to Motion for Protective Order	4.25
8-4-17	Revise Motion to Compel and Opposition to Motion for Protective Order; Review 6th & 7th Viking Supp	6.25
8/7/17	Review File with Client and AF, Revise Motion to Compel. Disc. with Fred Knez; Review 6th & 7th Viking Supp	6.75
8-8-17	Review File, Multiple Discussions with Client and AF, Expert Zamiski Revise Motion to Compel	6.25
8-9-17	Travel to San Diego and Back to LV; Discuss Case with Ivey Engineering.	8.0
8-10-17	Revise Motion to Compel and Opposition to Viking Motion for Protective Order, Review File, Discussions with Client and AF; Review 6th & 7th Viking Supp	6.25
8-11-17	Review and Revise Designation of Experts and Reports, Discussions with Hastings and Client, Review E-mails Draft Discovery Requests	5.25
8-12-17	Revise Opp to Motion for Protective Order and Motion to Compel	3.50
8-13-17	Review and Revise Notice of Depositions and Inspection for Lansing, Mi; Review 6th, 7th, 8th & 9th Viking Supp	3.75
8-14-17	Review File, Revise Mot to Compel	4.5
8-14-17	Review and Revise Designation of Experts	1.75
8-14-17	Telephone Conference with Peter Poland, Esq. Re: 2.34 Conference/Rimkus Subpoena	.5
8-14-17	Review and Revise Motion to Amend Complaint	1.25
8-14-17	Review File, Emails, Review Revise Written Discovery	1.75
8-15-17	Review and Revise Notice of Depositions; Review 6th, 7th, 8th & 9th Viking Supp	2.25

8-15-17	Review Defendants Expert Designations/reports; Review 6th , 7th, 8th & 9th Viking Supp	3.75
8-15-17	Review File, Revise and Finalize Motion to Compel and Opposition to Motion for Protective Order	2.75
8-15-17	Review Letter from Viking Re: Violation of Protective Order, Discuss with AF	.5
8-15-17	Discussion with Client Re: Expert Reports	.5
8-15-17	Discussion with AF Re: Experts - Witnesses	.5
8-15-17	Discussion with Don Koch; Review 6th , 7th, 8th & 9th, Viking Supp	3.25
8-15-17	Discussion with Client and AF	1.75
8-15-17	Draft Motion to Compel Rimkus	2.25
8-16-17	Discussions with Client and AF	2.25
8-21-17	Finalize Reply to Opp to Motion to Compel; Client Emails, Pancoast Emails; Discussions with Client and AF; Review File	6.75
8-22-17	Review File with AF; Call Several Witnesses/lawyers; Review Req for Production No. 4; Prepare for Hearing on 8-23-17	2.75
8-23-17	Attend Hearing on All Discovery Matters	4.0
8-24-17	Meet with Expert Pomerantz; Review 6th , 7th, 8th , 9th, 10th, 11th & 12th Viking Supp	4.25
8-25-17	Review and Revise Deposition Notices and Subpoenas for Tyco and Reliable; Review 6th , 7th, 8th , 9th, 10th, 11th & 12th Viking Supp	3.25
8-28-17	Martorano Deposition Prep	4.0
8-29-17	Meet with Giberti and Nunez; Discussion with Client	1.5
8-29-17	Discussion with AF; Review Expert Binder; Disc. FSS Court Docket	.75
8-30-17	Depo Prep for Mortorano (9:30-4:00); Discussion with Hastings, Zamiski and Client	7.5
8-30-17	Depo Prep Continued for Mortorano	1.5
8-31-17	Depo Prep Continued for Mortorano	2.0
8-31-17	Take Depo of Mortorano	8.0
9-1-17	Discussions with Zamiski / AF strategy; pull hot docs for experts	1.75
9-4-17	Review and Revise UL 30b6 Notice; Review File	3.25

9-5-17	Discussions with Michael Bartlett, atty for Zurich re: 2.34 got Notice of Depo/Subpoena	.50
9-5-17	Review File with AF; Gather Carnahan exhibits; Review File	2.25
9-6-17	Depo Prep	5.0
9-6-17	Depo Prep and travel time for carnahan depo	6.0
9-7-17	depo prep and carnahan depo	10.00
9-8-17	File Review, Discussion with Client, Review and Revise NRCP 30b6 Depo Notice of UL, Review and Revise Motion to Exclude Rosenthal	5.25
9-9-17	Review and Revise NRCP 30b6 Depo Notice of Viking Group, Draft Request for Admissions to Viking (4th Set); Review and Revise Interrogatories and Request for Production to Vikig (4th Set); Revise MIL to Exclude Rosenthal	5.25
9-10-17	Revise MIL to Exclude Rosenthal	3.75
9-11-17	Conference Call with Zamiski; Discussion with Client; Af; Pre-depo with Angela Edgeworth; Call with K. Hastings; File Review	4.75
9-12-17	Finalized All Discovery to Defendants Viking; Opposition to Vikings Emergency Motion to Compel; Reply to Defendants Opposition to Plaintiffs Motion to Amend to Add Viking Group	5.25
9-13-17	Prepare and Attend Hearing on Defendants Motion to Compel; Discuss with Client and Expert Koch; Review Pancoast Letter Re: Viking Never Tested; Revise MIL to Exclude Rosenthal; Discuss with AF	6.25
9-14-17	Meeting with Brian Gorelli and Crane Panerantz and Travel Time; Review and Revise Reply to Non-party Rimkus Opposition to Plaintiffs Motion to Compel	4.75
9-15-17	File Review	4.25
9-15-17 thru 9-17-17	Discussion with Hastings, Client and AF; Revise Motion to Compel Carnahan; Emails	3.5
9-18-17	Review and Revise Rebuttal Expert Designation; Revise MIL to Exclude Rosenthal and Motion to Compel Carnahan; Attend Angela Edgeworths Deposition	7.25
9-19-17	Prepare and Attend Motion to Amend to Add Viking Group	2.0
9-19-17	Revise and Finalize Motion to Compel Carnahan and Rosenthal	2.25

9-19-17	Telephone Conference with Fred Knez; Kent Robinson: 2.34 Viking Deficient Discovery Responses; Telephone Conference with Mr. Bartlett and Mr. Sinott re: Zurich Subpoena; Discussion with AF; Review Viking Discovery Responses and Zurich Subpoena's in Preparation of 2.34 Conferences	2.75
9-19-17		
	Costs	**$71,555.00**
	Total Hours x's $550 per hour (reduced)	**217.75**
	Total Fees	**$119,762.50**
	Total attorneys fees for DSS and costs thru 9-19-17	**$191,317.50**

INVOICE FOR ASHLEY M. FERREL

EDGEWORTH v. LANGE PLUMBING, ET AL.

(7-31-17 thru 9-19-17)

DATE	DESCRIPTION	TIME
8/7/17	Review file with DSS and met with client	6.25
8/7/17	Review Notice from Discovery Commissioner re: DCRR from 7/12/17	1.5
8/8/17	Review file and discussions with DSS and client	6.0
8/8/17	Review Viking's Motion for Protective Order No. 2	0.5
8/8/17	Review Viking's 7th Supp	2.0
8/9/17	Draft Motion to Amend Complaint and Draft proposed amended complaint	5.0
8/9/17	Review Viking's 7th Supp	4.5
8/10/17	Discussions with DSS and client	2.5
8/10/17	Review Viking's 7th and 8th Supp	5.5
8/11/17	Draft Designation of Experts and Reports	0.5
8/11/17	Review Viking's 9th Supplemental Disclosure	2.75
8/11/17	Review of file and draft notices of deposition for Viking employees and Notice of Inspection	2.0
8/12/17	Revise Opposition to Motion for Protective Order	2.25
8/12/17	Drafted Plaintiffs' 8th ECC Supplement	1.0
8/14/17	Draft and serve re-notice of COR for Rimkus Consulting; drafted email and sent via email and fax to Peter Polland	0.5
8/14/17	Review 7th and 8th Viking ECC Supplements	3.25
8/14/17	Drafted Written Discovery to Viking Corporation and SupplyNet for DSS review	2.0
8/14/17	Finalized and served Plaintiffs' 3rd Set for Rogs, 3rd Set of RFPs, and 2nd set of RFAs	0.75
8/14/17	Finalized and serve Plaintiffs' Expert Disclosure	0.5
8/15/17	Review letter from Viking re: violation of protective order and discuss with DSS	0.5
8/15/17	Review Viking, Lange and Giberti's designation of expert witnesses and reports	2.5
8/15/17	Discuss expert witnesses with DSS	2.25
8/15/17	Finalized and served Plaintiffs Opposition to Motion for Protective Order	1.5
8/15/17	Served Notice of Deposition and SDT on Viking employees in Michigan and Notice of Inspection	1.5
8/16/17	Review Lange's 9th Supplemental ECC Disclosure	0.5
8/16/17	Revise Motion to compel Rimkus	2.0
8/16/17	Discussions with DSS and client	2.25
8/16/17	Review Viking's 10th ECC Supplement	1.5
8/16/17	Served Plaintiffs' 8th ECC Supplement	0.25
8/17/17	Finalized and served Plaintiffs' Motion to Compel Viking	6.25
8/18/17	Review Viking's 11th and 12th ECC Supplement	3.25

INVOICE FOR ASHLEY M. FERREL

EDGEWORTH v. LANGE PLUMBING, ET AL.

(7-31-17 thru 9-19-17)

8/18/17	Review Viking's Reply to Motion for Protective Order No.1 & No. 2	1.0
8/18/17	Finalize and Serve Plaintiffs' Motion to Compel Rimkus Consulting	1.25
8/19/17	Review Viking's Opposition to Plaintiffs' Motion to Compel	0.25
8/19/17	Draft reply to Motion to Compel	5.5
8/21/17	Finalize and serve Plaintiffs' Reply to Viking's Opposition for the Motion to Compel Viking	1.5
8/21/17	Review file, discussions with DSS and client	3.0
8/21/17	Revise and finalize the 7-12-17 DCRR; send follow up emails to all counsel for review and signature	2.25
8/22/17	Review of file with DSS; called several witnesses/lawyers from emails produced by Viking; Prepare for hearing with Bulla	4.0
8/22/17	Finalize and serve Plaintiffs 4th set of RFPs to Viking	0.5
8/23/17	Attend Hearing on Motion to Compel and Viking's 2 Motions for Protective Orders	4.0
8/24/17	Review file and compile information for expert Pomerantz	1.5
8/24/17	Draft and serve Plaintiffs' 3rd set of RFAs to Viking	0.5
8/25/17	Draft deposition notices and SDT for NRCP 30(b)(6) of Reliable and Tyco	2.0
8/25/17	Review Fraud Binder, scan and create table of contents	1.5
8/27/17	Review file for computation of damages	3.5
8/28/17	Martorano Deposition Prep	4.0
8/28/17	Reviewed Viking's Reponses to 2nd RFP and 2nd Rogs	0.5
8/29/17	Discussions with DSS re Martorano Depo and prep	0.75
8/29/17	Draft Harold Rodgers Depo Notice and SDT	0.5
8/29/17	Research FSS & Thorpe dockets and pull documents	5.0
8/30/17	Depo Prep for Martorano	5.0
8/30/17	Review file for UL documents produced by Viking and draft Notice of NRCP 30(b)(6) of UL	3.0
8/30/17	Review Vikings' Second Supplemental Responses to plaintiffs' Second Set of Rogs and RFPs; Review Viking's NRCP 45 objection to the SupplyNet SDT	1.0
8/31/17	Attend Martorano Deposition	8.0
9/1/17	Discussions with DSS re strategy and pull hot docs for experts	5.0
9/1/17	Phone Conference with Michael Bartlett re: Zurich Subpoena	0.75
9/1/17	Review Viking's Motion to Associate Counsel re: Kenton Robinson and Jay McConnell	0.50

INVOICE FOR ASHLEY M. FERREL
EDGEWORTH v. LANGE PLUMBING, ET AL.
(7-31-17 thru 9-19-17)

9/1/17	Finalize and Serve Deposition Notice, SDT, Application and Comm to Take Out of State Depo	0.5
9/5/17	Draft and Finalize Limited Opposition to Viking's Motion to Associate Counsel	0.5
9/5/17	Phone Conference with Michael Bartlett re: subpoena and notice for Zurich Insurance Company	0.5
9/5/17	Finalize and serve amended notice of Depo for Zurich American Insurance Company, SDT, send via email and also send out to process server	0.5
9/5/17	Review Viking's Opposition to Plaintiffs' Motion to Amend	1.0
9/5/17	Draft and serve Plaintiffs' 9th ECC Supplement	1.5
9/5/17	Prepare for Carnahan Depo	3.0
9/6/17	Review DCRR from the 8/23/17 Hearing; Listen to audio of 8/23/17 hearing; send revisions of DCRR to Pancoast	3.5
9/6/17	Prepare for Carnahan Depo	2.75
9/6/17	Review Non-Party Rimkus' Opposition to Plaintiffs' Motion to Compel	0.5
9/6/17	TC with Janet re: 2.34 of inspection of home and ECC production organization	0.5
9/7/17	Review Carnahan documents produced on morning of his deposition from Viking	1.5
9/7/17	Attended Carnahan Deposition telephonically	4.5
9/8/17	Revise Notices for Viking employees and Notice of Inspection of Viking	1.0
9/8/17	Draft 4th set of RFPs and Rogs to Viking	1.75
9/8/17	Review revised DCRR from 8/23/17 hearing and discussion with Janet re: additional changes	0.5
9/8/17	Revise UL Notice and SDT	0.5
9/8/17	Draft Motion to Strike Viking's Answer	3.5
9/9/17	Researched cases cited by Defendants and Drafted Reply to Motion to Amend Complaint	3.5
9/11/17	Revised and finalized Reply to Motion to Amend Complaint to Add Viking Group	3.0
9/11/17	Met with DSS and client regarding file	1.5
9/11/17	Review revised DCRR from 8/23/17 hearing and send email to Janet regarding additional revisions	1.5
9/11/17	Review ECC Supplements by all parties to identify Giberti job file	1.0
9/12/17	Drafted and served Plaintiffs' Opposition to Viking's Emergency Motion to Compel Home Inspection	5.0
9/12/17	Drafted Reply to Non-Party Rimkus' Motion for Protective Order	3.25

INVOICE FOR ASHLEY M. FERREL

EDGEWORTH v. LANGE PLUMBING, ET AL.

(7-31-17 thru 9-19-17)

9/13/17	Prepare and Attend Hearing on Defendants' Motion to Compel Home Inspection; Review Panocast letter re: UL and discuss with DSS	6.25
9/13/17	Finalized and served NRCP 30(b0(6) Notice of Reliable, Tyco, Viking Group, UL, Amended Notice of Harold Rodgers, Amended Notices and SDT of Viking employees in Michigan and amended notice of inspection	2.5
9/14/17	Discussions with DSS and experts	2.0
9/14/17	Finalize and serve Plaintiffs' Reply to Non-Party Rimkus' Opposition to Plaintiffs' motion to Compel	2.75
9/15/17	Review Viking's Responses to Plaintiffs' 2nd Set of RFAs, 3rd set of RFPs, and 3rd set of Rogs	1.0
9/15/17	Draft Rebuttal Expert Disclosure and get disclosure documents from experts	1.0
9/15/17	Serve Notice of Telephonic 2.34 Conference with Viking re written discovery deficiencies	0.25
9/15/17	Review 2nd half of Carnahan deposition (in rough)	2.0
9/15/17	Met with Tyler Ure to go over Giberti/American Grating file at Simon Las	0.5
9/15/17	Draft Notice of Deposition and SDT for Nate Wittasek	0.5
9/17/17	Reviewed and revised Motion to Compel Carnahan; responded to client and DSS emails	4.0
9/18/17	Reviewed and revised Motion to Compel Carnahan	3.25
9/18/17	Reviewed and revised MIL to Exclude Rosenthal	1.5
9/18/17	Revised and served Rebuttal Expert Disclosure	1.25
9/18/17	Reviewed DC Transcript from 8/23/17	0.5
9/19/17	Prepared and attended hearing for Motion to Amend Complaint to Add Viking Group, Inc.	1.5
9/19/17	Draft and serve notice to vacate deposition of James Cameron	0.25
9/19/17	TC with Fred Kenez re: protective order in FSS and Thorpe litigation; TC with Robinson re: 2.34 of insufficient discovery responses; TC with Michael Bartlett and Sinnott re: Motion to Compel Zurich; Discussion re: Motion to Compel with DSS	1.5
9/19/17	Finalized and sent Motion to Compel Carnahan over to for OST signature	1.5
9/19/17	Finalized and sent MIL to Exclude Rosenthal over to Judge Jones for OST signature	1.25
TOTAL HOURS x $275 per hour (reduced)		**221.75**
TOTAL FEES		**$60,981.25**

INVOICE FOR BENJAMIN J. MILLER

EDGEWORTH V. LANGE, ET AL.
(8-16-17 thru 9-15-17)

Date	Description	Time
8/16/17	Legal Research of Damages Recoverable under Breach of Contract and Products Liability, Including Economic Loss, Doctrine and Consequential Damages	1.5
8/16/17	Draft Jury Instructions on Product Liability Claims	1.5
8/16/17	Draft Jury Instructions on Breach of Contract Claims	2.0
8-16-17	Draft Jury Instructions on Property Damage Claims	.5
8-16-17	Draft Jury Instructions on Punitive Damage Claims	1.5
8-16-17	Draft General Jury Instructions	.5
9-14-17	MIL draft to Exclude Expert Rosenthal	3.0
	Total Hours x's $275 per hour (reduced)	**10.5**
	Total Fees	**$2,887.50**
	Total attorneys fees and costs thru 9-15-17	**$2,887.50**

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDGEWORTH FAMILY TRUST; AND AMERICAN GRATING, LLC,

Appellants/Cross Respondents.

vs.

DANIEL S. SIMON; THE LAW OFFICE OF DANIEL S. SIMON, A PROFESSIONAL CORPORATION; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive,

Respondents/Cross-Appellants.

EDGEWORTH FAMILY TRUST; AMERICAN GRATING, LLC,

Appellants,

vs.

DANIEL S. SIMON; THE LAW OFFICE OF DANIEL S. SIMON, A PROFESSIONAL CORPORATION; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive,

Respondents.

Supreme Court Case

No. 77678 consolidated with No. 78176

Appeal from a Final Judgment entered by the Eighth Judicial District Court, Clark County
The Honorable Tierra Jones, District Judge

APPELLANTS' APPENDIX

VOL. 1 PART 4 of 12

Appellants' Appendix – Consolidated Cases 77678 and 78176

Edgeworth, et al. v. Daniel Simon, et al.

Date Filed	Document Title	VOL. No.	Bates Number
1/9/18	Acceptance of Service of the Summons and Complaint	1	AA000024
3/15/18	Amended Complaint	2	AA000305
1/4/2018	Complaint	1	AA000013
11/19/2018	Decision and Order on Motion to Adjudicate Lien	2	AA000353
11/19/2018	Decision and Order on Motion to Dismiss NRCP 12(B)(5)	2	AA000376
1/24/2018	Motion to Adjudicate Lien of the Law Office of Daniel Simon On Order Shortening Time • Simon's Invoices • Itemization of Costs • Simon's 11/27/18 Letter to Edgeworth's	1 & 2	AA000025
12/7/2018	Motion for Attorneys Fees and Costs	2	AA000386
4/9/2018	Motion to Dismiss Plaintiffs' Amended Complaint Pursuant to 12(b)(5)	2	AA000317
1/2/2018	Notice of Amended Attorney's Lien	1	AA000006
12/17/2018	Notice of Appeal (Adjudicate Lien and Motion to Dismiss)	2	AA000425
2/15/19	Notice of Appeal (Attorney's Fees and Costs)	2	AA000485
12/17/2018	Notice of Cross Appeal	2	AA000440
2/08/2019	Notice of Entry of Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs • Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs	2	AA000479

12/27/2018	Notice of Entry of Orders (Adjudicate Lien and Dismiss NRCP 12(B)(5))	2	AA000442
12/13/2018	Plaintiff's Motion for an Order to Release Funds	2	AA000415
2/02/18	Plaintiff's Opposition to Defendant's Motions to Consolidate and to Adjudicate Attorney Lien • Affidavit of Brian Edgeworth (2/2/18) • Deposition of Brian Edgeworth (9/29/17)	2	AA000277
4/24/2018	Plaintiff's Opposition to Defendant's (Third) Motion to Dismiss	2	AA000335
12/17/2018	Plaintiffs' Opposition to Simon's Motion for Fees and Costs	2	AA000428
6/13/19	Recorder's Transcript of Evidentiary Hearing-Day 1 August 27, 2018 Recorder's Transcript of Evidentiary Hearing-Day 2 August 28, 2018 Recorder's Transcript of Evidentiary Hearing-Day 4 August 30, 2018	3	AA000488
11/30/2017	Simon's Notice of Attorney's Lien	2	AA000001

Appellants' Appendix – Consolidated Cases 77678 and 78176

Edgeworth, et al. v. Daniel Simon, et al.

Date Filed	Document Title	VOL. No.	Bates Number
11/30/2017	Simon's Notice of Attorney's Lien	1	AA000001
1/2/2018	Notice of Amended Attorney's Lien	1	AA000006
1/4/2018	Complaint	1	AA000013
1/9/2018	Acceptance of Service of the Summons and Complaint	1	AA000024
1/24/2018	Motion to Adjudicate Lien of the Law Office of Daniel Simon On Order Shortening Time • Simon's Invoices • Email to Simon labeled "Contingency • Itemization of Costs • Simon's 11/27/18 Letter to Edgeworth's	1 & 2	AA000025
2/02/18	Plaintiff's Opposition to Defendant's Motions to Consolidate and to Adjudicate Attorney Lien • Affidavit of Brian Edgeworth (2/2/18) • Deposition of Brian Edgeworth (9/29/17)	2	AA000277
3/15/18	Amended Complaint	2	AA000305
4/9/2018	Motion to Dismiss Plaintiffs' Amended Complaint Pursuant to 12(b)(5)	2	AA000317
4/24/2018	Plaintiff's Opposition to Defendant's (Third) Motion to Dismiss	2	AA000335
11/19/2018	Decision and order on Motion to Adjudicate Lien	2	AA000353
11/19/2018	Decision and Order on Motion to Dismiss NRCP 12(B)(5)	2	AA000376
12/7/2018	Motion for Attorneys Fees and Costs	2	AA000386
12/13/2018	Plaintiff's Motion for an Order to Release Funds	2	AA000415
12/17/2018	Notice of Appeal (Adjudicate Lien and Motion to Dismiss)	2	AA000425

12/17/2018	Plaintiffs' Opposition to Simon's Motion for Fees and Costs	2	AA000428
12/17/2018	Notice of Cross Appeal	2	AA000440
12/27/2018	Notice of Entry of Orders (Adjudicate Lien and Dismiss NRCP 12(B)(5))	2	AA000442
2/08/2019	Notice of Entry of Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs • Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs	2	AA000479
2/15/19	Notice of Appeal (Attorney's Fees and Costs)	2	AA000485
6/13/19	Recorder's Transcript of Evidentiary Hearing-Day 1 August 27, 2018 Recorder's Transcript of Evidentiary Hearing-Day 2 August 28, 2018 Recorder's Transcript of Evidentiary Hearing-Day 4 August 30, 2018	3	AA000488

FW: Contingency

Daniel Simon <dan@simonlawlv.com>

Fri 12/1/2017 10:22 AM

To:James R. Christensen <jim@jchristensenlaw.com>;

From: Brian Edgeworth [mailto:brian@pediped.com]
Sent: Tuesday, August 22, 2017 5:44 PM
To: Daniel Simon <dan@simonlawlv.com>
Subject: Contingency

We never really had a structured discussion about how this might be done.
I am more that happy to keep paying hourly but if we are going for punitive we should probably explore a hybrid of hourly on the claim and then some other structure that incents both of us to win an go after the appeal that these scumbags will file etc.
Obviously that could not have been done earlier snce who would have thought this case would meet the hurdle of punitives at the start.
I could also swing hourly for the whole case (unless I am off what this is going to cost). I would likely borrow another $450k from Margaret in 250 and 200 increments and then either I could use one of the house sales for cash or if things get really bad, I still have a couple million in bitcoin I could sell.
I doubt we will get Kinsale to settle for enough to really finance this since I would have to pay the first $750,000 or so back to colin and Margaret and why would Kinsale settle for $1MM when their exposure is only $1MM?

INVOICE FOR DANIEL S. SIMON

EDGEWORTH v. LANGE, ET AL.

Date	Description	Time
5/27/16	Email Chain with Client Re: Representation	.25
5/28/16	Email Chain with Client Re: Client Meeting	.40
5/31/16	Receive, Review and Analyze Email From Client	.40
6/1/16	Receive, Review and Analyze Email From Client	.40
6/2/16	Receive, Review and Analyze Email From Client	.40
6/2/16	Email Chain with Client	.40
6/3/16	Email Chain with Client with Attachment	.50
6/3/16	Email Chain From Client with Website Attachment	.40
6/3/16	Receive, Review and Analyze Email from Viking and to Client	.40
6/5/16	Email Chain with Client	.40
6/10/16	Email Chain with Client	.75
6/13/16	Draft and Send Email to Client	.25
6/14/16	Receive, Review and Analyze Email from Client	.25
6/22/16	Email Chain with Client	.40
7/11/16	Email Chain with AD, SC, SR; Re: Representation of Lange	.25
7/12/16 - 7/13/16	Email Chain with Client	1.25
7/14/16	Receive, Review and Analyze Email from Client	.25
7/14/16	Receive, Review and Analyze Email from Viking, Forward to Client with Attachments; Receive, Review and Analyze Response from Client; Review File; Email Chain with Client	1.75
7/18/16	Receive, Review and Analyze Email from Client with Attachment	.75
7/19/16	Email Chain with Client	.50
7/19/16	Draft and Send Email to AD; Re: SAO Amend Complaint	.25

7/20/16	Email Chain with SH, AD with Attachments; Re: Stipulation to Amend and Extension	.50
8/4/16	Receive, Review and Analyze Email from Client	.40
8/4/16	Receive, Review and Analyze Email from Client	.25
8/4/16 - 8/5/16	Receive, Review and Analyze Emails from M. Giberti	.50
8/5/16 - 8/8/16	Email Chain with Client	.75
8/9/16	Call with Client	.25
8/11/16	Receive, Review and Analyze Email from Dalacas with Report; Forward to Client	.40
8/11/16	Receive, Review and Analyze Emails from Giberti with Attachment	.75
8/11/16	Email Chain with A. Dalacas, Scott Holcomb; Re: Rimkus Report with Attachment	.75
8/11/16	Email Chain with SH, AD, GB; Re: Stipulations	.25
8/11/16	Email Chain with AD, SH; Re: Home Inspection	1.25
8/15/16	Email Chain with Client	.25
8/15/16 (9:21am)	Receive, Review and Analyze Email from Client with Attachment	.40
8/16/16	Email Chain with SH, AD, GB; Re: Chain of Custody	.25
8/16/16	Draft and Send Email to AD; Re: Lange Coverage	.40
8/16/16	Email Chain with Client	.40
8/19/16	Email Chain with AD; Re: Inspection	.25
8/19/16	Email Chain with Client	.40
8/22/16 - 8/24/16	Email Chain with Client	.40
8/22/16	Call with Client	.15
8/25/16	Call with Client	.15
9/1/16	Email Chain with AD, SH; Re: Transfer of Sprinkler Heads and Chain of Custody	.75

9/7/16	Email Chain with Client with Attachment	.75
9/8/16	Email Chain with Client	.75
9/12/16	Call with Client	.15
9/12/16	Email Chain from Ivey with Attachments; Email Chain with Client	.50
9/12/16	Email Chain with RP, KH, GR with Attachments; Re: Retention	1.25
9/14/16	Email Chain with RP, KH; Re: Retention and Telephone Call with Bill Ivey Re: Retention	1.35
9/15/16	Email Chain with RP; Re: List of Cases	.50
9/16/16	Email Chain with RP; Re: Signed Retainer Agreement and Check	.50
9/19/16	Email Chain with RP, KH; Re: Shipping of Sprinklers from Rimkus. Telephone Call with Hastings.	.75
9/22/16	Receive, Review and Analyze Email From AD with Attachment from Kreason	.40
9/28/16	Email Chain with Client	.50
9/28/16	Email Chain with Client Re: Installation Guide Info., with Attachments	.75
9/28/16	Call with Client	.40
9/29/16	Draft Email to JW	.10
9/29/16	Receive, Review and Analyze Email from Dalacas	.25
9/30/16	Receive, Review and Analyze Emails with Website Info.; Receive, Review and Analyze Email from B. Lange and Client; Draft Email to JW	.85
10/3/16	Email Chain with Client	.50
10/4/16	Call with Client	.25
10/4/16	Call with Client	.15
10/4/16	Email Chain with Client	.50
10/6/16	Receive, Review and Analyze Email from Client with Attachment	.50

10/6/16	Receive, Review and Analyze Email from Dalacas; Forward Email to Client; Receive, Review and Analyze Email from Client; Receive, Review and Analyze Email from B. Lange; S. Simmons Emails included	.75
10/6/16	Call with Client	.40
10/7/16	Call with Client	.15
10/7/16	Receive, Review and Analyze Email from Client	.50
10/7/16	Receive, Review and Analyze Email from Giberti	.25
10/7/16	Draft Email to Dalacas; Forward Email to Client	.75
10/11/16	Receive, Review and Analyze Email from Client	.25
10/11/16	Draft Email to Dalacas with Attachments	.25
10/12/16	Email Chain with KB, KH, and File Manager; Re: Travel for Inspection	.50
10/12/16	Call with Client	.15
10/12/16	Call with Client	.10
10/12/16	Call with Client	.25
10/13/16	Call with Client	.40
10/13/16	Receive, Review and Analyze Email from Client	.25
10/13/16	Email Chain with S. Holcomb and Dalacas and Client	1.25
10/13/16	Receive, Review and Analyze Emails from Client with Email Chain from Viking/Lange	.50
10/13/16	Receive, Review and Analyze Email from Client	.25
10/14/16	Email Chain with Client	.50
10/14/16	Receive, Review and Analyze Email from M. Giberti with Attachments; Forward Emails	1.25
10/14/16	Email Chain with Client	.75
10/15/16	Call with Client	.25
10/15/16	Draft Email to Client with Attachments	.25

10/15/16	Draft and Send Email to KH; Re: Sprinkler Heads to Take Back to San Diego	.15
10/15/16	Prepare, Revise and Finalize Affidavit for DSS, Re: Chain of Custody	.50
10/16/16	Receive, Review and Analyze Email from Client	.40
10/17/16	Receive, Review and Analyze Email from M. Giberti	.40
10/17/16	Receive, Review and Analyze Email from Client	.40
10/17/16	Receive, Review and Analyze Email from Dalascas; Email Chain with Client; Email from S. Holcomb; Email to Client	.90
10/17/16	Receive, Review and Analyze Email from M. Giberti	.15
10/17/16	Email Chain with Client Re: Website	.40
10/17/16	Receive, Review, and Analyze Letter from Dalacas	.25
10/18/16	Email Chain with Client Re: Dalacas Ladder	.50
10/18/16	Call with Client	.15
10/ 19/16	Call with Client	.10
10/19/16	Call with Client	.10
10/20/16	Email Chain with KH; Re: Receipt of Sprinkler Heads	.25
10/21/16	Call with Client	.25
10/21/16	Email Chain with Client and Dalacas with Attachments	1.25
10/22/16 - 10/24/16	Email Chain with Dalacas and Client	1.25
10/24/16	Call with Client	.15
10/24/16	Email Chain with Dalacas/Holcomb, A. Bullock and Client with Attachments	.75
10/25/16	Receive, Review and Analyze Email from Client	.50
10/26/16	Send Email Chain with Client; Receive, Review and Analyze Email from Dalacas with Attachments	.75
11/4/16	Email Chain with Client; Email Chain with Dalacas	.80

11/9/16	Email Chain with Client with Attachment	.50
11/9/16	Draft and Send Email to KH with ECC Disclosures	.35
11/10/16	Email Chain with KH; Re: Visual Inspection of Sprinklers	.25
11/10/16	Receive, Review and Analyze Email from M. Giberti	.25
11/17/16	Email Chain with Client and Dalacas	.75
11/18/16	Email Chain with Dalacas	.40
11/18/16	Email Chain with Client with Attachment	1.0
11/21/16	Receive, Review and Analyze Email from Client	.25
11/21/16	Call with Client	.25
11/22/16	Draft and Send Email to Dalacas and Client	.40
11/29/16	Email Chain with M. Giberti and Client	.75
11/29/16	Draft and Send Email to Dalacas	.50
11/29/16	Email Chain with Client	.40
11/30/16	Receive, Review and Analyze Email from Dalacas; Draft and Email Chain with Client	.50
11/30/16	Receive, Review and Analyze Email from M. Giberti and Client	.50
12/2/16	Email Chain with Client with Attachments	.75
12/2/16	Receive, Review and Analyze Email from Ivey and Forward to Client	.25
12/2/16	Call with Client	.50
12/3/16	Call with Client	.25
12/5/16	Receive, Review and Analyze Email from M. Giberti	.35
12/5/16	Receive, Review and Analyze Email from Client	.25
12/5/16	Draft and Send Email to Duggan with Attachments	.50
12/5/16	T/C with Duggan	.40
12/5/16	Draft and Send Email to Dalacas	.75
12/5/16	Receive, Review and Analyze Email from Dalacas	.40

12/5/16	Receive, Review and Analyze Email from Client with Attachment Re: Updated Damages Estimate	.40
12/6/16	Email Chain with Client with Attachments	.50
12/6/16	Receive, Review and Analyze Email from Dalacas; Forward to Client; Receive, Review and Analyze Email from M. Giberti	.40
12/7/16	Receive, Review and Analyze Email from M. Giberti	.25
12/13/16	Email Chain with JY, KH; Re: Retainer with Attachment	.75
12/22/16	Email Chain with AD; Re: Mediation	.25
1/3/17	Email Chain with KH; Re: Visual Inspection in San Diego	.25
1/3/17	Email Chain with Blumberg	.35
1/4/17	Email Chain with JP and AD	.75
1/4/17	Receive, Review and Analyze Email From JP; Re: Mediation	.15
1/4/17	Receive, Review and Analyze Email from JW to Pancoast; Receive, Review and Analyze Email from JP; Receive, Review and Analyze Email from Dalacas	.50
1/4/17	Draft email to JP and Receive and Review Email from JP	.40
1/4/17	Draft and Send Email to Client	.50
1/4/17	Email Chain with Client	.75
1/6/17	Received, reviewed and responded to email from AF Lange K inserts added to MSJ	.15
1/10/17	Draft and Send Email to Client with Attachment	.25
1/10/17	Email Chain with KH; Re: Metallurgist	.50
1/11/17	Call with Client	.15
1/11/17	Call with Client	.25
1/11/17	Draft and send email to AF re making small changes to MSJ	.15
1/11/17	Email Chain with Client with attachment	.25
1/17/17	Draft and Send Email to JP and Response	.25
1/17/17	Draft and Send Email to GZ	.15

1/17/17	Draft and send email to AF re preparing written discovery and depo notices	.15
1/19/17	Draft and Send Email to KH with Attachment MSJ; Re: Request for Call	.20
1/19/17	Email chain with AF re Viking's Opposition to MSJ	.50
1/20/17	Email chain with AF re Stackiewcz case and Discussion with AF	.50
1/23/17	Received, reviewed and responded to email from AF re business court judge	.15
1/23/17	Received, reviewed and responded to email from AF re draft notices and SDT for review	.15
1/24/17	Call with Client	.15
1/24/17	Email chain with AF re business court jurisdiction and discussion with AF	.35
1/24/17	Email chain with AF re breach of contract COAs and discussion with AF	.50
1/24/17	Receive, Review and Analyze Email from M. Giberti	.25
1/24/17	Review COR Depositions and Forward to Client via Email	.50
1/24/17	Receive, Review and Analyze Email from G. Zamiski; Email Chain with Client	.50
1/24/17	Receive, Review and Analyze Email From GZ; Re: Scope of Work	.15
1/25/17	Draft and Send Email to GZ; Re: Starting Work and Retainer	.25
1/25/17	Draft and Send Email to AF and JW; Objection to Subpoena; Review of COR's, Analyze Objections	.50
1/25/17	Email Chain with AD, AF; Re: Depositions	.25
1/26/17	Draft and send email to AF re Lange 30(b)(6) depo and discussion with AF	.35
1/27/17	Email Chain with Client with Attachments	.50
1/27/17	Draft and Send Email to Client with Attachment	.25
1/27/17	Call with Client	.25

1/27/17	Draft and send email to AF re preparing Viking 30(b)(6) depo notice	.15
1/28/17	Draft and Send Email to KH; Re: Ziminsky, Depositions, Request to Discuss Case	.25
1/28/17	Draft and Send Email to KH with Viking 16.1 Disclosures	.25
1/30/17	Call with AMF	.15
1/30/17	Receive, Review and Analyze Email from M. Giberti	.25
1/31/17	Email Chain with Client	.25
2/1/17	Receive, Review and Analyze Email from Client	.25
2/3/17	Receive, Review and Analyze Email from Client with Attachment	.25
2/3/17	Receive, Review and Analyze Email From KH; Re: Viking Expert Opinions and Request for a TC	.15
2/3/17	Receive, Review and Analyze Email from Client to S. Dugan	.25
2/6/17	Receive, Review and Analyze Email from S. Dugan and Response	.25
2/6/17	Receive, Review and Analyze Email from Client Re: Trailer Temps and Website Attachment	.50
2/6/17	Draft and send email to AF re email client sent re trailer temperatures and link	.50
2/6/17	Call with Client	.40
2/6/17	Email chain with AF re Motion to Amend Complain	.15
2/6/17	Draft and Send Email to JP	.25
2/7/17	Receive, Review and Analyze Email From JP and Response	.25
2/7/17	Draft and send email to AF re Viking 30(b)(6) notice	.15
2/9/17	Receive, Review and Analyze Letter from Dalacas re Lange 30(b)(6) depositions	.25
2/9/17	Call with Client	.15
2/10/17	Receive, Review and Analyze Letter from Dalacas re Lange 30(b)(6) depositions and Brandon Lange Deposition	.15
2/10/17	Email chain with AF re response to Pancoast re Dustin Hamer	.15

2/10/17	Draft and send email to AF re correspondence from Sia about moving depos	.15
2/10/17	Receive, Review and Analyze Email From JP and Response	.25
2/10/17	Email Chain with JP and AD	.95
2/12/17	Email chain with AF re re-noticing depos of Hamer and Diorio	.25
2/13/17	Email chain with AF re court's availability for MSJ hearing	.15
2/13/17	Call with Client	.15
2/13/17	Email Chain with AD, JP and JR	.35
2/15/17	Call with AMF	.40
2/15/17	Draft and Send Email to AD and JP	.25
2/15/17	Email Chain with AD, JP and AF; Re: Depositions	.25
2/15/17	Draft and send email to AF re document needing to be supplemented (attachment)	.25
2/15/17	Draft and send email to AF re noticing depos of Lange employees	.15
2/15/17	Receive, Review and Analyze Email from M. Giberti with Attached Letter	.50
2/17/17	Receive, Review and Analyze Email From JP; Re: Depositions	.25
2/21/17	Draft and send email to AF to print Exhibits 1-8	.15
2/21/17	Email chain with AF re exhibits for Dustin Hamer depo	.15
2/22/17	Email Chain with Client; T/C with Dalacas	.50
2/25/17	Email Chain with Client	.25
2/26/17	Received, reviewed and responded to email from AF re draft reply to motion to amend	.15
2/27/17	Email chain with AF re COR Depos for Giberti and American Grating	.15
2/27/17	Draft and Send Email to AD; Re: Kreason	.15
2/28/17	Receive, Review and Analyze Email From AD; Re: Kreason	.15
2/28/17	Receive, Review and Analyze Email From AD; Re: Kreason	.15

2/28/17	Receive, Review and Analyze Email from Client with Attachment	.75
2/28/17	Call with Client	.25
2/28/17	Call with Client	.10
2/28/17	Call with AMF	.15
2/28/17	Call with AMF	.10
2/28/17	Call with AMF	.15
2/28/17	Draft and Send Email to JP	.25
3/1/17	Received, reviewed and responded to email from AF re Pancoast coming to office to review documents	.15
3/1/17	Call with AMF	.15
3/1/17	Call with Client	.15
3/1/17	Call with Client	.10
3/1/17	Received, reviewed and responded to email from AF re Edgeworth trial order	.15
3/2/17	Draft and Send Email to Client with Attachment	.25
3/7/17	Email Chain with AF, AD and JP; Re: Orders	.15
3/7/17	Email Chain with AD; Re: Brandon Lange Deposition	.35
3/7/17	Email Chain with AF, AD, JW; Re: Calculation of Damages	.35
3/8/17	Email Chain with AD, JW, AF, JP; Re: Depositions	.30
3/8/17	Email Chain with JP, AF, AD; Re: Motions To Amend	.15
3/9/17 -3/14/17	Email Chain with AD, JW, AF, JP; Re: Deposition	.95
3/9/17	Call with Client	.15
3/10/17	Call with Client	.15
3/10/17	Email chain with AF re letter from Sia on withdrawing MSJ and her signature on proposed orders	.25
3/13/17	Receive, Review and Analyze Email from Dalacas; Forward Email to Client with Attachment	.65

3/13/17	Text Message with AMF	.10
3/13/17	Call with AMF	.10
3/13/17	Call with AMF	.15
3/13/17	Call with Client	.15
3/14/17	Call with Client	.65
3/14/17	Email Chain with Client with Attachments	.50
3/15/17	Call with AMF	.10
3/15/17	Call with AMF	.15
3/15/17	Call with AMF	.25
3/16/17	Email Chain with Client	.40
3/16/17	Email Chain with AD, AF, JP; Re: Bate Stamps	.15
3/17/17	Receive, Review and Analyze Email From AD; Re: OOJ	.25
3/17/17	Email Chain with AD, AF; Re: OJ	.15
3/17/17	Email chain with AF re extension for Lange's response to OOJ	.25
3/20/17	Email Chain with AD, AF; Re: Bate Stamp	.25
3/20/17	Draft and Send Email to Client with Attachment	.25
3/21/17	Email chain with AF re documents attached to supplement and review of the Kinsale file	.15
3/21/17	Email Chain with AF. AD, JP; Re: Bate Stamps	.25
3/24/17	Email Chain with AF, AD, JW; Re: Service	.50
3/24/17	Receive, Review and Analyze Email from JP; Forward Email to Client	.65
3/27/17	Email Chain with JF, AD, LV, LF; Re: Lawyer Contact	.25
3/28/17	Review Lange 5th Supp and Email Chain with Client	.50
3/29/17	Email Chain with Client	.25
3/29/17	Call with AMF	.15
3/29/17	Call with AMF	.15

3/29/17	Call with AMF	.10
3/29/17	Email Chain with Client	.25
3/31/17	Call with AMF	.15
3/31/17	Email Chain with JP, AF, JR, TG, AD; Re: Deposition of Viking	.15
4/3/17	Email Chain with AD, JP, JW, JR; Re: Depositions	.50
4/3/17	Receive, Review and Analyze Email from Client with Attachment	.25
4/4/17	Receive, Review and Analyze Email from Client	.15
4/5/17	Email chain with AF re exhibits he needs for Kreason and Brandon Lange depo	.15
4/6/17	Received, reviewed and responded to email from AF re: 3 day notice of intent to default Lange and discussion with AF	.50
4/6/17	Receive, Review and Analyze Questions Email from Client	.50
4/6/17	Email Chain with Client	.25
4/6/17	Draft and Send Email to KH with Attachments; Re: Visual Inspection	.25
4/6/17	Receive, Review and Analyze Email from Client with Attachment	.25
4/6/17	Email Chain with Client	.25
4/6/17 - 4/20/17	Email Chain with AD, JP; Re: Inspection of Sprinklers	.65
4/6/17	Email Chain with AD, AF; Re: Testing of Heads	.15
4/7/17	Receive, Review and Analyze Email from Client with Attachment	.50
4/7/17	Receive, Review and Analyze Email from Client with Attachment; Receive, Review and Analyze Email from JW	.50
4/7/17	Receive, Review and Analyze Email from Client	.25
4/10/17	Email Chain JP, AD, JR; Re: PMK of Viking	.50
4/13/17	Draft and send email to AF re re-notice depo of Viking 30(b)(6)	.20
4/18/17	Draft and send email to AF re dropping off cc to Judge of Motion to compel Kreason	.15
4/18/17	Draft and Send Email to Client with Attachment	.75

4/18/17	T/C with Attorney Hulet and Draft and Send Email to Client	.50
4/18/17	Receive, Review and Analyze Email from Client	.25
4/18/17	Receive, Review and Analyze Email from Client	.40
4/18/17	Receive, Review and Analyze Email from Client	.40
4/18/17	Receive, Review and Analyze Email from Client	.25
4/18/17	Email Chain with AD, AF, Re: Kreason Deposition	.25
4/19/17	Call with Client	.50
4/19/17	Receive, Review and Analyze Email from Client	.65
4/19/17	Receive, Review and Analyze Email from Client with Attachments	.50
4/20/17	Email Chain with Client	.50
4/20/17	Receive, Review and Analyze Email from Client with Attachments	.50
4/20/17	Receive, Review and Analyze Email from M. Giberti	.15
4/20/17	Email Chain with AD, AF; Re: Testing of Heads	.25
4/21/17	Email Chain with AD, JP, AF; Re: Written Protocol	.50
4/23/17	Draft and send email to AF re research on the contract prior to the MSJ hearing	.15
4/24/17	Draft and send email to AF re printing 3rd party complaint Lange filed against Viking	.15
4/24/17	Draft and Send Email to Client with Attachment	.25
4/24/17	Receive, Review and Analyze Email from Client	.15
4/24/17	Receive, Review and Analyze Email from Client	.15
4/24/17	Receive, Review and Analyze Email from Client with Attachments	.25
4/24/17	Draft and Send Email to Client	.15
4/25/17	Draft and Send Email to Bullock with Attachment and Draft and Send Email to Client	.50
4/25/17	Call with Client	.40

4/25/17	Draft and send email to AF re emailing 3rd party complaint Lange filed against Viking	.15
4/25/17	Email Chain with Client and Office	.50
4/26/17	Email Chain with Client	.75
4/26/17	Email Chain with Client	.40
4/26/17	Receive, Review and Analyze Email from Client	.25
4/26/17	Receive, Review and Analyze Email from Client and Draft and Send Email to AF	.35
4/27/17	Draft and send email to AF re draft notice of depo and SDT for Dan Cadden	.15
4/27/17	Draft and send email to AF re what motions we need to file in Edgeworth and begin drafting	.20
4/27/17	Email chain with AF and JW re written discovery for Viking	.15
4/27/17	Draft and send email to AF re pulling invoices from Viking to Lange showing heads purchased	.15
4/27/17	Draft and send email to AF re forward from client	.40
4/28/17	Draft and Send Email to GZ; Re: Protocol with Attachments	.15
4/28/17	Email chain with AF re American Grating ECC and EFT Supp	.15
4/28/17	Review and analyze Viking's responses to written discovery	1.25
5/1/17	Draft and Send Email to Client with Attachment	.50
5/1/17	Email Chain with Client	.25
5/1/17	Draft and send email to AF re Viking's 2nd Supp	.50
5/2/17	Email chain with AF requesting Viking 30(b)(6) notice, 3rd party complaint and amended complaint emailed and printed	.20
5/2/17	Receive, Review and Analyze Email from Client	.15
5/2/17	Receive, Review and Analyze Email from Client	.15
5/2/17	Receive, Review and Analyze Email from Client	.25
5/2/17	Email Chain with KH with Attachment - Care & Handling	.25

5/2/17	Email Chain with KH with Attachments; Re: Testing Protocol	.50
5/2/17	Receive, Review and Analyze Email from Client	.50
5/2/17	Email Chain with AD, JP; Re: PMK Deposition	.25
5/2/17	T/C with Expert Hastings	.25
5/2/17	Call with Client	1.15
5/2/17	Call with Client	.15
5/3/17	Call with Client	.10
5/3/17	Call with Client	.15
5/3/17	Email chain with attachments to AF forwarded from Hastings and Viking supply invoices	.25
5/3/17	Draft and Send Email to Client	.15
5/3/17	Receive, Review and Analyze Email from Client with Attachment	.50
5/4/17	Call with Client	.75
5/4/17	Receive, Review and Analyze Email from M. Giberti with Attachments	.50
5/4/17	Receive, Review and Analyze Email from Client	.25
5/4/17	Receive, Review and Analyze Email from Client with Attachment	.25
5/4/17	Draft and Send Email to Kinsale	.40
5/4/17	Receive, Review and Analyze Email from Kinsale and Forward to Client	.15
5/4/17	Receive, Review and Analyze Email from Client with Attachment	.25
5/4/17	Receive, Review and Analyze Email from Client	.40
5/4/17	Email Chain with AD, AC, LF; Re: Giberti's 3rd Party Complaint	.25
5/5/17	Email Chain with AD, AF; Re: Names of Employees	.25
5/5/17	Email chain with AF and Janelle re June 7th hearing	.15
5/5/17	Receive, Review and Analyze Email from Client	.25
5/5/17	Receive, Review and Analyze Email from Client with Attachments	.40

5/5/17	Receive, Review and Analyze Email from Client with Attachments; Email to AF	.50
5/5/17	Receive, Review and Analyze Email from Kinsale	.40
5/5/17	Draft and Send Email to M. Giberti with Attachment	.40
5/5/17	Email Chain with JP, AD, AF	.25
5/5/17	Draft and send email to AF re Bullock re 3rd party complaint	.20
5/5/17	Draft and send email to AF with attachments that were forwarded from client re gate entries	.25
5/8/17	Receive, Review and Analyze Email from Client	.25
5/8/17	Email Chain with Client	.50
5/8/17	Draft and Send Email to JO with Attachment; Re: Lost Basis Summary and Attachments	.25
5/8/17	Email Chain with AD, AF, JP; Re: Order Denying MSJ	.35
5/8/17	Email Chain with AD, JP, JW; Re: SAO to Continue Hearing on Plaintiff's Motion for Order to Show Cause	.15
5/8/17	Email Chain with Client	.75
5/9/17	Draft and send email to AF re reference to Edgeworth house	.15
5/10/17	Email Chain with JP, AF, AD, JR; Re: Site Inspection	.50
5/11/17	Email chain with AF re Mason depo scheduling	.15
5/11/17	Email chain with AF re weather expert	.15
5/11/17	T/C with Expert Hastings	.25
5/11/17	Receive, Review and Analyze Email from Client	.50
5/11/17	Receive, Review and Analyze Email from Client with Attachments; Receive, Review and Analyze Email from M. Giberti	1.25
5/11/17	Draft and Send Email to Client Re: Attorney Referral	.25
5/11/17	Draft and Send Email to Client	.50
5/11/17	Draft and Send Email to Client with Attachment	.20

5/11/17	Email Chain with GZ; Re: Testing Dates and Travel to Las Vegas	.50
5/12/17	Email Chain with JP, AD, AF; Re: Protective Order	.15
5/12/17	Receive, Review and Analyze Email from Client	.25
5/12/17	Draft and Send Email to Client	.15
5/12/17	Draft and Send Email to Client with Attachment	.25
5/12/17	Email Chain with Client	.20
5/12/17	Receive, Review and Analyze Email from M. Giberti with Attachment	.40
5/12/17	Receive, Review and Analyze Email from M. Giberti with Attachment	.40
5/12/17	Draft and Send Email to M. Giberti	.25
5/15/17	Email Chain JP; Re: PMK Conflict	.15
5/15/17	Email chain with AF re Opp to Lange's motion to compel sprinkler heads	.15
5/16/17	Receive, Review and Analyze Email from Client	.25
5/16/17	Draft and Send Email to Client	.15
5/16/17	Receive, Review and Analyze Email from M. Giberti	.50
5/17/17	Email Chain with JP, AD, AF, JR, TJ; Re: Expert Availability and Extensions for Briefing	.25
5/18/17	Email Chain with AD, JP, AF; Re: Site Inspection	.25
5/18/17	Draft and Send Email to Client with Attachments	.25
5/18/17	Email Chain with KH; Re: Testing in Las Vegas	.35
5/18/17	Email Chain with Client	.40
5/18/17	Email Chain with M. Giberti	.65
5/18/17	Draft and Send Email to Client with Attachments	.15
5/18/17	Draft and Send Email to Client with Attachments	.15
5/18/17	Receive, Review and Analyze Email from Client	.15

5/19/17	Email Chain with M. Giberti	.25
5/19/17	Email Chain with AD, JP; Re: Testing	.25
5/22/17	Email Chain with AD, AF, JP; Re: DCRR	.25
5/22/17	Draft and send email to AF re returning Amanda Kern call from City of Henderson	.15
5/22/17	Email chain with AF re changes to DCRR	.15
5/23/17	Email Chain with AF, AD, JP; Re: DCRR	.25
5/24/17	Draft and send email to AF re professors for weather expert	.15
5/24/17	Email Chain with AF, KH with Link; Re: Rimkus Documents	.15
5/23/17 - 5/24/17	Email Chain with Client	.25
5/25/17	Email Chain with Client	.40
5/25/17	Email Chain with AD, AF; Re: 2.34	.25
5/26/17	Email chain with AF re Sia's email to withdraw MSJ	.15
5/26/17	Draft and Send Email to Client with Attachments	.15
5/28/17	Email Chain with JP, AF, AD; Re: Extension for Discovery Responses	.25
5/30/17	Email Chain with AF, AD, JP; Re: Testing	.15
5/30/17	Email Chain with JP, AF, AD; Re: Stipulated Protective Order	.15
5/30/17	Email Chain with AF, JP, AD; Re: Inspection	.25
5/30/17	Draft and Send Email to Client with Link	.40
5/30/17	Email chain with AF re start time of 6/22/17 testing	.25
5/30/17	Email chain with AF re weather expert Mike Schwob	.15
5/30/17	Draft and send email to AF re preparation of expert designation	.15
5/30/17	Email chain with AF re Stipulated Protective Order	.25
5/31/17	Email chain with AF re draft of Reply to limited Opp to Motion to Compel Kreason	.15

5/31/17	Receive, Review and Analyze Email from M. Giberti	.25
5/31/17	Email Chain with JP, AF; Re: Deposition of Supply Net	.25
5/31/17	Receive, Review and Analyze Email from Client	.25
5/31/17	Email Chain with JP, AF, AD; Re: State Inflamation Deposition	.25
6/1/17	Email Chain with AD, AF, JP; Re: Plaintiff's Motion to Compel	.15
6/1/17	Email Chain with AD, AF, JP; Re: Inspection	.25
6/1/17	Email Chain with JP, AD, AF; Re: Stipulated Protective Order	.15
6/1/17	Email Chain with AF, JP; Re: Inspection of Wharehouse	.15
6/1/17	Email Chain with AD, AF; Re: Attendance for Inspection	.15
6/1/17	Draft and send email to AF re book (Real Estate Damages) to be ordered	.15
6/1/17	Draft and Send Email to Client; Receive, Review and Analyze Email from AF; Receive, Review and Analyze Email from Client (7:15 am); Receive, Review and Analyze Email from Client (8:19 am); Receive, Review and Analyze Email from AF	.35
6/6/17	Receive, Review and Analyze Email from Client with Link	.50
6/2/17	Email Chain with JP, AD, M. Nunez; Re: Giberti Appearance	.15
6/2/17	Email Chain with JP, AD, AF, MN; Re: Prior Pleadings	.15
6/2/17	Call with AMF	.15
6/2/17	Email chain with AF re producing prior pleadings to Nunez	.15
6/5/17	Email Chain with AF, JP; Re: Supply Tech Wharehouse Inspection	.15
6/5/17	Email Chain with AD, AF, JP; Re: Protective Order	.50
6/5/17	Email Chain with JP, AF, AD; Re: Wharehouse Inspection	.15
6/5/17	Email Chain with JP, AF, AD, MN; Re: Protective Order	.25
6/5/17	Email Chain with JP, AD, AF, MN; Re: Johnson Deposition	.25
6/5/17	Email chain with AF re Reply to Compel Lange 30(b)(6)	.15
6/5/17	Email chain with AF and Pancoast re inspection email sent to Pancoast and follow up	.25

6/6/17	Draft and send email with link to AF re UPS petition and notice of 30(b)(6)	.40
6/6/17	Call with Client	.40
6/6/17	Call with Client	.10
6/6/17	Call with Client	.25
6/6/17	Email Chain with AD, AF, JP;; Re: Cadden Deposition, Johnson Deposition and COR Deposition	.50
6/6/17	Email Chain with JP, AD, MN; Re; Protective Order	.25
6/6/17	Draft and Send Email to Client	.25
6/6/17	Receive, Review and Analyze Email from Client	.15
6/6/17	Draft and Send Email to AF	.25
6/6/17	Receive, Review and Analyze Email from AF	.15
6/6/17	Receive, Review and Analyze Email from Client (7:25 pm); Receive, Review and Analyze Email from AF(9:25 pm)	.35
6/7/17	Draft and send email to AF re Johnson depo exhibits and response	.15
6/7/17	Email Chain with KH; Re: Expert Reports	.15
6/7/17	Email Chain with AD, AF; Re: Lange Employees	.15
6/7/17	Receive, Review and Analyze Email from Client with Attachment; Draft and Send Email to Client	.25
6/7/17	Draft and Send Email to Client	.25
6/7/17	Draft and Send Email to Client	.15
6/7/17	Receive, Review and Analyze Email from Client with Attachment	.25
6/8/17	Email Chain with Client	.25
6/8/17	Call with Client	.15
6/8/17	Call with Client	.15
6/8/17	Receive, Review and Analyze Email from Client with Attachment	.25
6/8/17	Receive, Review and Analyze Email from Client	.15

6/8/17	Receive, Review and Analyze Email from Client	.15
6/8/17	Email Chain with AF	.15
6/8/17	Receive, Review and Analyze Email from Client	.15
6/8/17	Receive, Review and Analyze Email from Client	.15
6/8/17	Email Chain with AD, JP, AF; Re: Testing Protocol	.45
6/8/17	Email chain with AF re COR Depo of City of Henderson	.15
6/9/17	Receive, Review and Analyze Email from Client with Attachment	.35
6/9/17	Receive, Review and Analyze Email from Client with Attachment	.25
6/9/17	Email Chain with KH with Attachments; Re: Testing Protocol	.25
6/9/17	Email Chain with GZ: Re: Testing Protocol and Sprinkler Heads	.25
6/9/17	Email chain with AF re name of Viking SupplyNet worker	.15
6/10/17	Email Chain with GZ, AF; Re: Testing Protocol	.25
6/10/17	Email Chain with GV, KH and File Manager; re: Picking Up Heads in Long Beach	.50
6/10/17	Draft and Send Email to KH; Re: Picking Up Heads and Inspection	.15
6/12/17	Email Chain with AD, JW, AF, JP; Re: Deposition of Diorio	.75
6/12/17	Email Chain with JP, MN, AD, AF; Re: Protective Order	.15
6/12/17	Email Chain with Client	.50
6/12/17	Receive, Review and Analyze Email from Client; Receive, Review and Analyze Email from AF to Client	.15
6/12/17	Receive, Review and Analyze Email from Client	.15
6/12/17	Receive, Review and Analyze Email from Client	.15
6/12/17	Draft and Send Email to Client with Attachments	.15
6/12/17	Email Chain with JO; Re: Real Estate Damages	.50
6/12/17	Call with Client	.25
6/13/17	Call with Client	.40

6/13/17	Call with Client	.40
6/13/17	Draft and Send Email to JO with Attachments; Re: Nonphysical Defects	.15
6/13/17	Email chain with AF and Hastings re documents	.15
6/13/17	Draft and Send Email to Client with Attachments	.15
6/13/17	Receive, Review and Analyze Email from Client with Attachment	.25
6/13/17	Email Chain with AF, KH with Link; Re: Depositions and Exhibits	.15
6/14/17	Email Chain JP, AF, AD; Re: Protocol	.50
6/14/17	Email Chain with KH; Re: Temperature Readers	.25
6/15/17	Email Chain with KH, AF with Attachments; Re: Testing Protocol	.25
6/15/17	Email Chain with AD, JP, AF; Re: Sixth Supp	.25
6/15/17	Email Chain with AD, JP; Re: DCRR 6/7/17	.15
6/15/17	Email Chain with JP, AD, MN, AF; Re: Protective Order	.15
6/15/17	Call with Client	.25
6/16/17	Call with Client	.15
6/16/17	Call with Client	.15
6/16/17	Email chain with AF re Zamiski's signature page for written protocol for testing	.15
6/16/17	Email Chain with NG, JP, AD, AF; Re: Giberti Extension	.50
6/16/17	Email Chain with JP, MN, AD; Re: Design Documents	.50
6/16/17	Draft and send email to AF re locating document for client	.15
6/16/17	Email Chain with GZ with Design Document	.15
6/16/17	Email chain with AF re Giberti's Stip and Order to Extend Discovery	.15
6/16/17	Email Chain with Client; Review UL Docs	1.50
6/16/17	Draft and Send Email to Client with Attachments	.15
6/16/17	Receive, Review and Analyze Email from Client with Attachment	.25

6/16/17	Email Chain with Client	.15
6/16/17	Receive, Review and Analyze Email from Client with Attachment	.25
6/17/17	Receive, Review and Analyze Email from Client with Attachment	.25
6/19/17	Email Chain with Client	.15
6/19/17	Receive, Review and Analyze Email from JP; Forward to Client with Attachments	.50
6/19/17	Draft and Send Email to KH with Attachments; Re: Design Documents	.15
6/19/17	Receive, Review and Analyze Email from Client with Attachment	.35
6/19/17	Email Chain with JP, MN, AD, AF; Re: Design Documents	.50
6/19/17	Email chain with AF re demand for prior pleadings by Giberti	.15
6/19/17	Call with Client	.40
6/19/17	Call with Client	.25
6/19/17	Call with Client	.15
6/20/17	Call with Client	.15
6/20/17	Call with AMF	.15
6/20/17	Call with Client	.50
6/20/17	Email Chain with JP, AF, AD, MN; re: Kreason Deposition, Hearing, UPS Deposition and Diorio Deposition	.75
6/20/17	Email to Dalacas; Re: Supps	.15
6/20/17	Email chain with AF re phone call with Don Koch	.15
6/20/17	Receive, Review and Analyze Email from AF to Client with Attachment	.15
6/20/17	Receive, Review and Analyze Email from Client with Attachments	.35
6/22/17	Email Chain with AF, AP, TM; re: Supply Net Deposition	.75
6/20/17	Email chain with AF and Janelle re hearing date for Kreason motion to compel	.15
6/20/17	Email chain with AF re list of exhibits from depos with attachment	.15

6/21/17	Call with Client	.10
6/21/17	Call with Client	.25
6/22/17	Call with Client	.10
6/22/17	Call with AMF	.10
6/22/17	Call with Client	.15
6/22/17	Call with Client	.15
6/22/17	Call with AMF	.15
6/23/17	Email chain with AF re downloading and sending screenshots of nest energy history	.15
6/23/17	Receive, Review and Analyze Email from Client with Attachment; Forward to AF; Discussion with AF	.65
6/23/17	Call with AMF	.10
6/23/17	Call with AMF	.15
6/23/17	Receive, Review and Analyze Email from AF	.25
6/26/17	Email chain with AF re documents for Kreason depo (specifically Rimkus documents)	.20
6/27/17	Email Chain with GZ; Re: Viking Deposition and Confidentiality	.15
6/27/17	Receive, Review and Analyze Letter from Nunez re prior pleadings	.15
6/28/17	Email chain with AF re vacating Kreason Motion to compel	.20
6/28/17	Call with AMF	.15
6/28/17	Email chain with AF re Kyle Mao depo (AF thoughts, exhibits pulled)	1.0
6/30/17	Call with Client	.40
6/30/17	Text Message with AMF	.10
6/30/17	Text Message with AMF	.10
6/30/17	Email Chain with JP, AF; Re: VKG 0036-0039	.75
7/3/17	Email Chain with KH; Re: Expert Reports	.25

7/3/17	Receive, Review and Analyze Email from Client with Attachments	.25
7/4/17	Email Chain with JP, AD, AF, MN; Re: Carnahan Deposition	.15
7/5/17	Email Chain with GZ; Re: Expert Reports	.25
7/6/17	Email Chain with JP, AF, AD, MN; Re: Sixth Supp	.15
7/6/17	Email Chain with AD, AF; Re: Expert Testing Results	.15
7/6/17	Email chain with AF re Lange expert raw data from testing	.25
7/6/17	Email chain with AF re sending documents to Hastings	.15
7/6/17	Email chain with AF re moving Carnahan depo	.15
7/7/17	Call with AMF	.10
7/7/17	Call with AMF	.25
7/10/17	Email chain with AF re documents Zamiski requested	.15
7/10/17	Email chain with AF re documents Viking produced and what experts need what	.20
7/10/17	Received, reviewed and responded to email from AF with important Viking emails from recent production	.25
7/10/17	Email chain with AF re Johnson depo exhibits	.20
7/10/17	Email chain with AF with attachments re ACORE report and invoice	.25
7/10/17	Email chain with AF re Opposition	.15
7/10/17	Email chain with AF re Opp to Motion to extend discovery deadlines	.25
7/10/17	Email Chain with GZ; Re: Exhibits for Martorano Deposition	.15
7/10/17	Email Chain with GZ; Re: Report and Return of Sprinklers	.40
7/10/17	Email Chain with AF, GZ; Re: Shipment of Sprinklers and Chain of Custody	.25
7/10/17	Receive, Review and Analyze Email from Client and AF	.25
7/10/17	Review Appraisal and Forward to Client	.75
7/10/17	Receive, Review and Analyze Email From JO with Appraisal and Invoice	.25

7/10/17	Draft and Send Email to JO Requesting CV and Testimony History	.15
7/10/17	Email Chain with JP, AF, AD, MN, TU; Re: JCCR	.15
7/11/17	Email Chain with AF, AD, TU, JP; Re: 7/12/17 Hearing	.40
7/11/17	Email Chain with AD, JP, MN, TU; Re: Discovery Motions	.25
7/11/17	Email Chain with AD, AF; Re: Lange Motions	.50
7/11/17	Draft and send email with attachments to AF re Olivas CV	.15
7/11/17	Email Chain with JO; Re: CV and Testimony History	.25
7/11/17	TC with Hastings. Email Chain with AF, KH; Re: Nest History	.50
7/11/17	Email Chain with Client Re: Appraisal	.25
7/11/17	Receive, Review and Analyze Email from Hastings with Attachments; Forward to client; Email Chain with Client	.50
7/12/17	Email Chain with JP, TU, AD, AF; Re: Discovery Deadlines	.25
7/12/17	Email chain with AF re revised supplemental JCCR	.25
7/12/17	Email Chain with NG, JP, AD, AF; Re: SAO to Extend Discovery	.35
7/12/17	Email chain with AF and Zamiski re sprinklers being sent to Vollmer Grey	.50
7/13/17	Email Chain with JP, MN, TU, AD, AF; Re: Supp, JCCR	.25
7/13/17	Email Chain with MN, JP; Re: Mediation	.25
7/13/17	Email chain with AF re Rimkus subpoena for documents	.15
7/13/17	Receive, Review and Analyze Email from E. Johnson	.25
7/13/17	Draft and send email to AF re objection to confidentiality of Viking documents and response	.15
7/14/17	Draft and send email to AF re Zamiski preparing chain of custody documents and response	.15
7/14/17	Email chain with AF re 2nd Supplement to Lange Motion for sanctions	.25
7/14/17	Draft and send email to AF re letter to Sia to be drafted re sanctions	.50

7/17/17	Email chain with AF re Giberti motion to extend discovery	.15
7/17/17	Draft and Send Email to Client	.15
7/17/17	Draft and send Letter to Dalacas re costs for second deposition of Lange 30(b)(6)	.50
7/18/17	Email chain with AF re notice of 2.34 with Viking re deficient discovery responses	.15
7/18/17	Receive, Review and Analyze Email from Client and Responses	.20
7/18/17	Draft and Send Email to Client with Attachments	.15
7/18/17	Receive, Review and Analyze Email from Client	.15
7/18/17	Receive, Review and Analyze Email from Client	.20
7/18/17	Draft and Send Email to Client with Attachments	.25
7/18/17	Draft and Send Email to Client	.15
7/18/17	Draft and Send Email to Client	.15
7/18/17	Draft and Send Email to AF	.15
7/18/17	Email Chain with Client	.15
7/18/17	Receive, Review and Analyze Email from Client	.15
7/18/17	Draft and Send Email to Client	.15
7/18/17	Receive, Review and Analyze Email from AF Re: Objections	.50
7/18/17	Draft and Send Email to Client	.25
7/18/17	Email Chain with G. Zamiski; Forward to client	.15
7/18/17	Receive, Review and Analyze Email from KH; Re: Report	.15
7/18/17	Email Chain with GZ; Re: Report	.25
7/18/17	Email chain with AF re objection to confidentiality and response	.25
7/18/17	Draft and send email to AF re printing all discovery responses	.15
7/18/17	Draft and send email and attachment to AF re Caranahan depo and SDT and response	.25

7/18/17	Receive, Review and Analyze Letter from Pancoast re Robert Carnahan deposition and SDT	.75
7/19/17	Email chain with AF re Lange's 8th supplement and raw data from destructive testing	.20
7/19/17	Email chain with AF re Sia's changes to the DCRR re Lange's sanctions	.50
7/19/17	Draft and send email to AF re checking production to make sure we have produced proper documentation for all damages	.15
7/19/17	Email Chain with GZ with Report; Re: Review and Analyze Report	.50
7/19/17	Draft and Send Email to GZ with Raw Data	.15
7/19/17	Email Chain with AD, AF; Re: Testing	.15
7/19/17	Draft and Send Email to KH with Attachments; Re: Raw Data	.15
7/19/17	Draft and Send Email to KH; Re: Test Results	.25
7/19/17	Draft and Send Email to Client with Letter from JP	.15
7/19/17	Email Chain with Client	.25
7/19/17	Receive, Review and Analyze Email from Client	.25
7/19/17	Email Chain with Client	.25
7/19/17	Receive, Review and Analyze Email from Client and AF with Attachments	.20
7/19/17	Receive, Review and Analyze Email from AF to Client with Attachments	.25
7/19/17	Receive, Review and Analyze Email from Dalascas with Attachments; Forward to Client	.50
7/19/17	Email Chain from AF to Client with Attachments	.25
7/19/17	Receive, Review and Analyze Email from Client	.20
7/19/17	Receive, Review and Analyze Email from Client	.20
7/19/17	Email Chain with AD, AF, JP, MN; Re: Raw Data	.35
7/19/17	Call with Client	.90

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDGEWORTH FAMILY TRUST; AND AMERICAN GRATING, LLC,

Appellants/Cross Respondents.

vs.

DANIEL S. SIMON; THE LAW OFFICE OF DANIEL S. SIMON, A PROFESSIONAL CORPORATION; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive,

Respondents/Cross-Appellants.

EDGEWORTH FAMILY TRUST; AMERICAN GRATING, LLC,

Appellants,

vs.

DANIEL S. SIMON; THE LAW OFFICE OF DANIEL S. SIMON, A PROFESSIONAL CORPORATION; DOES I through X, inclusive, and ROE CORPORATIONS I through X, inclusive,

Respondents.

Supreme Court Case

No. 77678 consolidated with No. 78176

Appeal from a Final Judgment entered by the Eighth Judicial District Court, Clark County
The Honorable Tierra Jones, District Judge

APPELLANTS' APPENDIX

VOL. 1 PART 5 of 12

Appellants' Appendix – Consolidated Cases 77678 and 78176

Edgeworth, et al. v. Daniel Simon, et al.

Date Filed	Document Title	VOL. No.	Bates Number
1/9/18	Acceptance of Service of the Summons and Complaint	1	AA000024
3/15/18	Amended Complaint	2	AA000305
1/4/2018	Complaint	1	AA000013
11/19/2018	Decision and Order on Motion to Adjudicate Lien	2	AA000353
11/19/2018	Decision and Order on Motion to Dismiss NRCP 12(B)(5)	2	AA000376
1/24/2018	Motion to Adjudicate Lien of the Law Office of Daniel Simon On Order Shortening Time • Simon's Invoices • Itemization of Costs • Simon's 11/27/18 Letter to Edgeworth's	1 & 2	AA000025
12/7/2018	Motion for Attorneys Fees and Costs	2	AA000386
4/9/2018	Motion to Dismiss Plaintiffs' Amended Complaint Pursuant to 12(b)(5)	2	AA000317
1/2/2018	Notice of Amended Attorney's Lien	1	AA000006
12/17/2018	Notice of Appeal (Adjudicate Lien and Motion to Dismiss)	2	AA000425
2/15/19	Notice of Appeal (Attorney's Fees and Costs)	2	AA000485
12/17/2018	Notice of Cross Appeal	2	AA000440
2/08/2019	Notice of Entry of Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs • Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs	2	AA000479

12/27/2018	Notice of Entry of Orders (Adjudicate Lien and Dismiss NRCP 12(B)(5))	2	AA000442
12/13/2018	Plaintiff's Motion for an Order to Release Funds	2	AA000415
2/02/18	Plaintiff's Opposition to Defendant's Motions to Consolidate and to Adjudicate Attorney Lien • Affidavit of Brian Edgeworth (2/2/18) • Deposition of Brian Edgeworth (9/29/17)	2	AA000277
4/24/2018	Plaintiff's Opposition to Defendant's (Third) Motion to Dismiss	2	AA000335
12/17/2018	Plaintiffs' Opposition to Simon's Motion for Fees and Costs	2	AA000428
6/13/19	Recorder's Transcript of Evidentiary Hearing-Day 1 August 27, 2018 Recorder's Transcript of Evidentiary Hearing-Day 2 August 28, 2018 Recorder's Transcript of Evidentiary Hearing-Day 4 August 30, 2018	3	AA000488
11/30/2017	Simon's Notice of Attorney's Lien	2	AA000001

Appellants' Appendix – Consolidated Cases 77678 and 78176

Edgeworth, et al. v. Daniel Simon, et al.

Date Filed	Document Title	VOL. No.	Bates Number
11/30/2017	Simon's Notice of Attorney's Lien	1	AA000001
1/2/2018	Notice of Amended Attorney's Lien	1	AA000006
1/4/2018	Complaint	1	AA000013
1/9/2018	Acceptance of Service of the Summons and Complaint	1	AA000024
1/24/2018	Motion to Adjudicate Lien of the Law Office of Daniel Simon On Order Shortening Time • Simon's Invoices • Email to Simon labeled "Contingency • Itemization of Costs • Simon's 11/27/18 Letter to Edgeworth's	1 & 2	AA000025
2/02/18	Plaintiff's Opposition to Defendant's Motions to Consolidate and to Adjudicate Attorney Lien • Affidavit of Brian Edgeworth (2/2/18) • Deposition of Brian Edgeworth (9/29/17)	2	AA000277
3/15/18	Amended Complaint	2	AA000305
4/9/2018	Motion to Dismiss Plaintiffs' Amended Complaint Pursuant to 12(b)(5)	2	AA000317
4/24/2018	Plaintiff's Opposition to Defendant's (Third) Motion to Dismiss	2	AA000335
11/19/2018	Decision and order on Motion to Adjudicate Lien	2	AA000353
11/19/2018	Decision and Order on Motion to Dismiss NRCP 12(B)(5)	2	AA000376
12/7/2018	Motion for Attorneys Fees and Costs	2	AA000386
12/13/2018	Plaintiff's Motion for an Order to Release Funds	2	AA000415
12/17/2018	Notice of Appeal (Adjudicate Lien and Motion to Dismiss)	2	AA000425

12/17/2018	Plaintiffs' Opposition to Simon's Motion for Fees and Costs	2	AA000428
12/17/2018	Notice of Cross Appeal	2	AA000440
12/27/2018	Notice of Entry of Orders (Adjudicate Lien and Dismiss NRCP 12(B)(5))	2	AA000442
2/08/2019	Notice of Entry of Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs • Decision and Order Granting in Part and Denying in Part, Simon's Motion for Attorney's Fees and Costs	2	AA000479
2/15/19	Notice of Appeal (Attorney's Fees and Costs)	2	AA000485
6/13/19	Recorder's Transcript of Evidentiary Hearing-Day 1 August 27, 2018 Recorder's Transcript of Evidentiary Hearing-Day 2 August 28, 2018 Recorder's Transcript of Evidentiary Hearing-Day 4 August 30, 2018	3	AA000488

7/20/17	Call with Client	.15
7/20/17	Email Chain with JP, AF; Re: DCRR 2.34	.75
7/20/17	Draft and Send Email to KH with Attachments; Re: Answers to Interrogatories	.15
7/20/17	Draft and Send Email to GZ with Answers to Interrogatories	.15
7/21/17	Draft and send email to AF with attachments re documents being sent to expert	.25
7/21/17	Receive, Review and Analyze Email from Client	.25
7/21/17	Email Chain with AD, JP, MN, AF; Re: DCRR 7/12/17	.25
7/22/17	Email Chain with JP, AF; Re: Carnahan Deposition and Viking Sales Rep	.40
7/23/17	Receive, Review and Analyze Email from Client	.25
7/23/17	Receive, Review and Analyze Email from Client	.50
7/23/17	Receive, Review and Analyze Email from Client	.50
7/23/17	Receive, Review and Analyze Email from Client with Attachments	.50
7/24/17	Draft and send email to AF re Kreason depo	.15
7/24/17	Draft and send email to AF re re-noticing Carnahan depo and response	.15
7/24/17	Email chain with AF re contacting Harold Rodgers	.15
7/24/17	Draft and send email to AF re drafting Rimkus subpoena for other sprinklers and response	.15
7/25/17	Email chain with AF re vacating status check on Lange sanctions	.25
7/25/17	Receive, Review and Analyze Email from Client with Link	.50
7/25/17	Receive, Review and Analyze Email from Client	.25
7/25/17	Receive, Review and Analyze Email from Client	.25
7/25/17	Receive, Review and Analyze Email from Client	.15
7/25/17	Receive, Review and Analyze Email from Client	.25

7/25/17	Receive, Review and Analyze Email from Client with Attachments	.25
7/25/17	Draft and Send Email to KH; Re: Request to Speak	.15
7/25/17	Draft and Send Email to KH with Attachments; Re: Letter and Second Supp Answers	.25
7/25/17	Email Chain with GZ; Re: Status of Report and Request for Phone Call	.15
7/25/17	Review and analyze Viking's supplemental responses to written discovery	1.25
7/25/17	Email Chain with AF, JP; Re: 6th Supp	.25
7/26/17	Email Chain with JP, AF; Re: Request 30(b)(6)	.25
7/26/17	Receive, Review and Analyze Email from KH; Re: Scheduling and Email Chain with KH, WI and File Manager; Re: Meeting	.25
7/26/17	Email Chain with D. Holloman; Re: FH Dates	.50
7/26/17	Phon conference with expert Zamiski	.25
7/27/17	Receive, Review and Analyze Email from D. Koch	.25
7/28/17	Call with Client	.40
7/28/17	Draft and Send Email to Client with Attachments	.25
7/28/17	Receive, Review and Analyze Email from Ivey Engineering; Forward to Client; T/C with Expert	.75
7/28/17	Receive, Review and Analyze Email from Client	.15
7/28/17	Receive, Review and Analyze Email from Client	.15
7/28/17	Receive, Review and Analyze Email from Client	.15
7/28/17	Draft and Send Email to Client	.15
7/28/17	Receive, Review and Analyze Email from Hastings	.25
7/28/17	Draft and Send Email to Client	.15
7/28/17	Receive, Review and Analyze Email from Client	.15
7/28/17	Receive, Review and Analyze Email from Client	.20

7/28/17	Receive, Review and Analyze Email from with Attachment	.40
7/28/17	Email Chain with KH; Re: Temp Devices	.50
7/31/17	Receive, Review and Analyze Email from Client	.15
7/31/17	Receive, Review and Analyze Email from Client with Attachment	.15
7/31/17	Call with Client	.15
7/31/17	Call with Client	.15
7/31/17	Call with Client	.10
7/31/17	Call with Client	.15
7/31/17	Receive, Review and Analyze Email from Client with Attachment; Draft Outline	.75
8/1/17	Draft and Send Email to Client with Attachment	.25
8/1/17	Receive, Review and Analyze Email from Client with Attachment	.25
8/2/17	Email Chain with JP, AF; Re: Missing Documents Mixed Up	.15
8/2/17	Email Chain with TU, JP, AD, AF, MN; Re: Order to Extend Discovery	.35
8/2/17	Email Chain with JP, AF; Re: Service of Documents	.25
8/3/17	Call with Client	.20
8/3/17	Call with Client	.15
8/3/17	Email Chain with Client with Attachment	.50
8/3/17	Receive, Review and Analyze Email From GZ; Re: Report and Meeting	.15
8/3/17	Receive, Review and Analyze Email from Client with Attachment	.50
8/3/17	Receive, Review and Analyze Email from Client with Attachment	.50
8/4/17	Receive, Review and Analyze Email from Client with Attachment	.25
8/4/17	Call with Client	.10
8/4/17	Call with Client	.15
8/4/17	Call with Client	.25

8/4/17	Call with Client	.25
8/4/17	Receive, Review and Analyze Email from Client with Attachment	.40
8/4/17	Email Chain with AD; Re: Costs with Attachments	.35
8/4/17	T/C with expert Zamiski	.25
8/6/17	Call with Client	1.0
8/7/17	Call with Client	.10
8/7/17	Email chain with AF re Colin Kendrick and Margaret Ho	.15
8/7/17	Receive, Review and Analyze Email from Client	.25
8/7/17	Receive, Review and Analyze Email from Client with Attachment	.50
8/7/17	Receive, Review and Analyze Email from Client with Attachment	.50
8/7/17	Email Chain with GZ; Re: Report and Review of Reports	.50
8/7/17	Receive, Review and Analyze Email From JP; Re: Email Documents	.15
8/7/17	Email Chain with JP, AD, AF; Re: Martorano Deposition	.25
8/7/17	Draft and send email to AF re call from Fred Knez	.15
8/7/17	Draft and send email to AF re drafting motion to amend to add Viking Corp and response	.15
8/8/17	Email chain with AF re Viking's position of Martorano depo confidential	.15
8/8/17	Email chain with AF re documents still needed from Zamiski for expert disclosure	.15
8/8/17	Draft and send email to AF re requesting hearing transcripts from Court and response	.15
8/8/17	Draft and send email to AF re Viking's missing UL documents from their ECC production	.50
8/8/17	Email Chain with AF, TU, JP, AD, MN; Re: Order to Extend Discovery	.15
8/8/17	Email Chain with JP, AF; Re: Missing Documents	.25
8/8/17	Email Chain with AF, GZ with Attachments	.15

8/8/17	Receive, Review and Analyze Email From GZ with Report and Review of Report	.40
8/8/17	Receive, Review and Analyze Email from Client with Attachment	.25
8/8/17	Draft and Send Email to Client with Attachment; Review Report	.75
8/8/17	Email Chain with Client with Attachment	.25
8/8/17	Receive, Review and Analyze Email from Client with Attachment	.25
8/8/17	Receive, Review and Analyze Email from Client	.25
8/8/17	Receive, Review and Analyze Email from Client with Attachment	.25
8/8/17	Receive, Review and Analyze Email from Client with Attachment	.25
8/8/17	Email Chain with KH; Re: Meetings	.15
8/8/17	Call with AMF	.25
8/8/17	Call with AMF	.15
8/9/17	Draft and send email with attachment to AF re supplement fireplace pic	.15
8/10/17	Email Chain with AF	.25
8/10/17	Receive, Review and Analyze Email from Client	.25
8/10/17	Receive, Review and Analyze Email from Client	.25
8/10/17	Draft and Send Email to Client	.15
8/10/17	Receive, Review and Analyze Email from Client; Discussion with AF	.50
8/10/17	Receive, Review and Analyze Email from AF	.15
8/10/17	Receive, Review and Analyze Email from Client to AF; Receive, Review and Analyze Email from AF; Draft and Send Email to AF with Attachments; Discussion with AF	.40
8/10/17	Receive, Review and Analyze Email from Client	.25
8/10/17	Email Chain with Af with Attachments; Discussion with AF	.25
8/10/17	Receive, Review and Analyze Email from Client	.25

8/10/17	Receive, Review and Analyze Email from Client	.25
8/10/17	Draft and Send Email to Client	.15
8/10/17	Receive, Review and Analyze Email from Client	.15
8/10/17	Receive, Review and Analyze Email from Client	.15
8/10/17	Email Chain with KH, AF; Re: Oversized Plans, UL 1626	.15
8/10/17	Email Chain with D. Holloman; Re: Mediation Dates	.25
8/10/17	Email chain with AF re Plaintiff's ECC Supp	.15
8/10/17	Email chain with AF re sending documents to Hastings	.15
8/10/17	Email chain with AF re UL documents being sent to experts	.15
8/10/17	Draft and send email to AF re printing specific document	.15
8/10/17	Email chain with AF re Rimkus objection and drafting motion to compel	.25
8/11/17	Email chain with AF re prepare motion to amend to add Viking group and discussion with AF	.50
8/12/17	Receive, Review and Analyze Email from Client	.25
8/12/17	Call with Client	.25
8/12/17	Call with AMF	.15
8/12/17	Call with Client	.15
8/12/17	Receive, Review and Analyze Email from Client with Attachment	.25
8/13/17	Receive, Review and Analyze Email from Client	.75
8/14/17	Call with Client	.15
8/14/17	Call with Client	.50
8/15/17	Email Chain with AD; Re: Expert Reports	.50
8/15/17	Receive, Review and Analyze Email from Client with Attachments	.50
8/15/17	Receive, Review and Analyze Email from AF	.15
8/15/17	Receive, Review and Analyze Email from Client	.20
8/15/17	Receive, Review and Analyze Email from A. Dalascas; Forward to Client	.15

8/15/17	Receive, Review and Analyze Email from Client	.15
8/15/17	Receive, Review and Analyze Email from Client;	.25
8/16/17	Receive, Review and Analyze Email from Client	.25
8/16/17	Email Chain with Af	.15
8/16/17	Receive, Review and Analyze Email from Client	.25
8/16/17	Draft and Send Email to Client with Attachments	.15
8/16/17	Receive, Review and Analyze Email from AF with Attachment to Client	.25
8/16/17	Receive, Review and Analyze Email from AF	.15
8/16/17	Email Chain with Client	.25
8/16/17	Draft and Send Email to Client	.15
8/16/17	Draft and Send Email to Client	.15
8/16/17	Receive, Review and Analyze Email from Client	.15
8/16/17	Draft and Send Email to Client	.15
8/16/17	Draft and Send Email to F. Knez	.25
8/16/17	Draft and Send Email to Client	.15
8/16/17	Receive, Review and Analyze Email from Client	.65
8/16/17	Receive, Review and Analyze Email from AF to Client	.15
8/16/17	Receive, Review and Analyze Email from Client with Link	.40
8/16/17	Email Chain with KH, AF with Hourly Weather Data; Re: Henderson Temps	.25
8/16/17	Email Chain with JP, JW, AF; Re: Depositions	.25
8/16/17	Email Chain with JP, JW, AF, AD, AU; Re: Inspections, Depositions	.25
8/16/17	Draft and send email to AF re Don Koch availability and review AF response	.15
8/16/17	Email chain with AF re expert reports	.25
8/16/17	Draft and send email and attachments to AF re Lange expert reports	.25

8/16/17	Email chain with AF re Viking's 12th ECC Supplement and uploading docs to Dropbox	.15
8/16/17	Email chain with AF re deposition scheduling of Michigan Viking employees	.25
8/16/17	Received, reviewed and responded to email from AF re summary of Viking document dumps	1.75
8/17/17	Call with Client	.35
8/17/17	Email chain with AF re motion to compel	.15
8/17/17	Email chain with AF re reports being sent to Zamiski	.15
8/17/17	Email chain with AF re sending Mark Giberti City of Henderson documents	.15
8/17/17	Email Chain JP, AF, TH; Re: Motion to Compel	.25
8/17/17	Email Chain with JP, AF; Re: Data Dump	1.25
8/17/17	Email Chain with JP, AF, TH; Re: Motion to Compel	.15
8/17/17	Email Chain with JP, AF, AD, TU; Re: EDCR 2.34	.25
8/17/17	Email Chain with KH, AF; Re: Expert Reports	.15
8/17/17	Email Chain with JO with a Link; Re: Expert Report	.15
8/17/17	Draft and Send Email to GZ; Re: Meeting and Expert Reports	.50
8/17/17	Receive, Review and Analyze Email from Client	.50
8/17/17	Receive, Review and Analyze Email from Client	.15
8/17/17	Draft and Send Email to Client	.15
8/17/17	Draft and Send Email to Pancoast; Forward to Client	.15
8/17/17	Email Chain with Client	.25
8/17/17	Receive, Review and Analyze Email from Client	.25
8/17/17	Receive, Review and Analyze Email from Client; Discussion with AF	.25
8/17/17	Receive, Review and Analyze Email from AF	.25
8/18/17	Call with Client	.50

8/18/17	Draft and Send Email to Client	.15
8/18/17	Receive, Review and Analyze Email from Client	.75
8/18/17	Receive, Review and Analyze Email from Client	.25
8/18/17	Receive, Review and Analyze Email from Client	.25
8/18/17	Receive, Review and Analyze Email from Client	.25
8/18/17	Email Chain with JP, AF; Re: Motion to Compel	.40
8/18/17	Email Chain with JP, AF; Re: Verifications	.50
8/19/17	Receive, Review and Analyze Email from Client with Attachment	.75
8/19/17	Receive, Review and Analyze Email from Client	.25
8/19/17	Receive, Review and Analyze Email from Client	.25
8/19/17	Receive, Review and Analyze Email from Client	.25
8/20/17	Receive, Review and Analyze Email from Client	.25
8/20/17	Receive, Review and Analyze Email from AF/Client	.25
8/20/17	Receive, Review and Analyze Email from Client	.75
8/20/17	Receive, Review and Analyze Email from Client	.50
8/20/17	Draft and Send Email to Client	.15
8/20/17	Receive, Review and Analyze Email from Client	.25
8/20/17	Receive, Review and Analyze Email from Client with Attachment	.25
8/20/17	Receive, Review and Analyze Email from Client	.25
8/20/17	Receive, Review and Analyze Email from Client	.15
8/20/17	Draft and Send Email to Client	.15
8/20/17	Receive, Review and Analyze Email from Client	.75
8/20/17	Draft and send email to AF re printing email of missing Viking documents and response	.25
8/20/17	Call with Client	.35
8/20/17	Call with AMF	.10

8/20/17	Call with Client	.50
8/20/17	Call with Client	.75
8/21/17	Email chain with AF re Motion to Compel Rimkus	.15
8/21/17	Draft and send email to AF re preparing commission to take out of state depo of Harold Rodgers and review AF response	.25
8/21/17	Text Message with Client	.10
8/21/17	Email chain with AF re new requests for production	.15
8/21/17	Email chain with AF re notice and SDT to 30(b)(6) or Reliable and 30(b)(6) of Tyco	.25
8/22/17	Call with Client	.10
8/22/17	Call with Client	.40
8/22/17	Draft and send email to AF re Viking emails	.15
8/22/17	Receive, Review and Analyze Email from Client	.25
8/22/17	Receive, Review and Analyze Email from Client	.25
8/22/17	Draft and Send Email to Client	.15
8/22/17	Receive, Review and Analyze Email from Pancoast; Forward to Client	.15
8/22/17	Receive, Review and Analyze Email from Client	.25
8/22/17	Email Chain with GZ; Re: Exemplar Heads	.15
8/23/17	Email Chain with GZ; Re: Rebuttal Reports	.15
8/23/17	Email chain with AF re interior temps of Edgeworth house and what experts to send to	.15
8/23/17	Receive, Review and Analyze Email from Client with Attachments	.25
8/23/17	Email Chain with KH; Re: Binder - Lever Not Square	.15
8/23/17	Email Chain with CP	.25
8/23/17	Receive, Review and Analyze Email from Client	.25

8/24/17	Call with Client	.15
8/24/17	Call with Client	.15
8/24/17	Call with Client	.10
8/24/17	Draft and Send Email to GZ; Re: Req Exemplar Heads	.15
8/25/17	Draft and Send Email to Client with Attachment	.15
8/25/17	Receive, Review and Analyze Email from Client	.25
8/27/17	Email Chain with Client	.25
8/27/17	Receive, Review and Analyze Email from Client with Attachments	.25
8/27/17	Draft and Send Email to Client	.15
8/27/17	Draft and Send Email to GZ; Re: Lever Not Square	.15
8/27/17	Draft and send email to AF re printing several copies of bent lever bars	.15
8/28/17	Email Chain with Client	.25
8/29/17	Receive, Review and Analyze Email from Client	.25
8/29/17	Receive, Review and Analyze Email from Client	.15
8/29/17	Receive, Review and Analyze Email from Client	.15
8/29/17	Receive, Review and Analyze Email from Client/AF	.25
8/29/17	Draft and Send Email to Client	.15
8/29/17	Draft and Send Email to Client	.15
8/29/17	Draft and Send Email to Client with Attachments	.15
8/29/17	Draft and Send Email to Client	.15
8/29/17	Receive, Review and Analyze Email from Client	.15
8/29/17	Receive, Review and Analyze Email from Client	.25
8/29/17	Receive, Review and Analyze Email from Client with Link	.50
8/29/17	Email Chain with JP, AF, AD, MN; Re: Heat Invitation	.50
8/29/17	Email Chain with JP, AF; Re: Answers to Second Set of Interrogatories	.50

8/29/17	T/C with expert Hastings	.25
8/29/17	Draft and send email to AF re delivery of Koch binder and review AF response	.15
8/29/17	Draft and send email to AF re Jay McConnell phone call	.15
8/30/17	Receive, Review and Analyze Email from Client	1.25
8/30/17	Email chain with AF re Viking's responses to Lange	.50
8/30/17	Receive, Review and Analyze Email from Client	.40
8/30/17 - 9/1/17	Email Chain with KH, AF with Attachments on Non-Conforming Holds and Drop Box Link	.30
8/31/17	Email Chain with JP, AF, AD, JR, KR, SK; Re: DCRR 8/23/17	.35
9/1/17	Email to CP with Attachments Re: Heat Sources	.35
9/1/17	Review and analyze Viking's responses to written discovery	1.25
9/1/17	Email Chain with GZ; Re: Phone Call and Report	.15
9/1/17	Email Chain with AF, GZ with Attachments and Links; Re: UL Document	.25
9/1/17	Email Chain with JP, MN, AD, TU, AM, KR, SK; Re: Mediation	.25
9/1/17	Email Chain with JP AF, AD, SK, TU; Re: Depositions of Colin Kendrick	.25
9/1/17	Receive, Review and Analyze Email From D. Holloman	.50
9/1/17	Email Chain with JP, AF, AD, TU, KR, SK; Re: New Inspection	.40
9/1/17	Email Chain with AF, JP; Re: Carnahan Deposition	.15
9/1/17	Receive, Review and Analyze Email from Client	.50
9/1/17	Receive, Review and Analyze Email from Client	.35
9/1/17	Draft and Send Email to Client	.15
9/1/17	Draft and Send Email to Client	.15
9/1/17	Call with AMF	.10
9/1/17	Call with AMF	.15

9/1/17	Call with AMF	.25
9/1/17	Call with Client	.75
9/1/17	Call with Client	.25
9/1/17	Receive, Review and Analyze Email from Client	.15
9/2/17	Draft and send email and attachments to AF re UL's public definition of 1626 and review AF response	.50
9/2/17	Receive, Review and Analyze Email from Client with Attachment	.65
9/2/17	Draft and Send Email to AF/Client	.50
9/2/17	Receive, Review and Analyze Email from Client	.25
9/2/17	Receive, Review and Analyze Email from Client	.15
9/2/17	Receive, Review and Analyze Email from Client with Attachment	.75
9/2/17	Call with Client	.50
9/2/17	Call with Client	.15
9/2/17	Call with Client	.65
9/3/17	Call with Client	.40
9/3/17	Call with Client	.10
9/3/17	Call with Client	.25
9/3/17	Call with Client	.15
9/3/17	Call with Client	.25
9/3/17	Draft and Send Email to Client with Attachment	.25
9/3/17	Receive, Review and Analyze Email from Client; Revise Notice	.50
9/3/17	Receive, Review and Analyze Email from Client	.50
9/3/17	Draft and Send Email to Client	.25
9/3/17	Receive, Review and Analyze Email from Client	.15
9/4/17	Receive, Review and Analyze Email from Client	.15
9/4/17	Receive, Review and Analyze Email from Client with Attachment	.50

9/4/17	Receive, Review and Analyze Email from Client with Attachment	.75
9/4/17	Receive, Review and Analyze Email from Client	.50
9/5/17	Receive, Review and Analyze Email from Client	.50
9/5/17	Draft and Send Email to AF/Client	.50
9/5/17	Receive, Review and Analyze Email from Client	.25
9/5/17	Receive, Review and Analyze Email from Client	.25
9/5/17	Email Chain with Client	.15
9/5/17	Draft and Send Email to Client with Attachment	.25
9/5/17	Receive, Review and Analyze Email from Client with Attachments	.75
9/5/17	Email Chain with KH; Re: Deposition Dates	.15
9/5/17	Email Chain with D. Holloman; Re: Mediation Payment and Meeting with Floyd	.50
9/5/17	Email Chain with JO; Re: Deposition Dates	.15
9/5/17	Draft and Send Email to GZ; Re: Deposition Dates and Carnahan and Viking Depositions	.50
9/5/17	Draft and send email to AF re re-serving depo notice for ZAIC and review AF response	.25
9/5/17	Email chain with AF re re-scheduling depo of Harold Rodgers and PMK of EFT and AG	.20
9/5/17	Email chain with AF re discussing various issues re Edgeworth	.50
9/5/17	Email Chain with MN, JP, AD; Re: Mediation	.40
9/5/17	Email Chain with JP, AM, Re: Edgeworth Depositions	.25
9/5/17	Email Chain with JP, AF, TU, AD, KR, SK; Re: DCRR 8/23/17	.25
9/5/17	Email Chain with MN, JP, AD; Re: Carnahan Deposition	.15
9/5/17	Call with AMF	.15
9/8/17	Email Chain with AD, JP, MN, AF; Re: Inspection	.25
9/8/17	Email chain with AF re 8/23/17 DCRR and Viking's proposed changes	.25

9/8/17	Receive, Review and Analyze Email from Client	.15
9/8/17	Receive, Review and Analyze Email from Client	.50
9/8/17	Receive, Review and Analyze Email from Client	.25
9/8/17	Draft and Send Email to Client	.25
9/8/17	Draft and Send Email to Client	.15
9/8/17	Receive, Review and Analyze Email from Client	.50
9/8/17	Receive, Review and Analyze Email from Client	.25
9/8/17	Receive, Review and Analyze Email from Client	.50
9/8/17	Draft and send email to AF re motions that need to be drafted	.75
9/8/17	Email chain with AF re inspection of Mark Giberti job file by his lawyer	.15
9/8/17	Email chain with AF re subpoena and responses to ZAIC attorney	.75
9/9/17	Receive, Review and Analyze Email from Client	.25
9/9/17	Receive, Review and Analyze Email from Client	.25
9/9/17	Draft and Send Email to Client	.25
9/9/17	Receive, Review and Analyze Email from Client	.25
9/10/17	Receive, Review and Analyze Email from Client	.25
9/10/17	Receive, Review and Analyze Email from Client	.25
9/10/17	Receive, Review and Analyze Email from Client with Attachment	1.25
9/10/17	Call with Client	.10
9/10/17	Call with Client	.25
9/10/17	Draft and Send Email to Client	.15
9/10/17	Email Chain with GZ; Re: Conversion Chart	.25
9/11/17	Email Chain with AF, GZ; Re: Load On Link Attachments and Martorano Deposition	.15
9/11/17	Receive, Review and Analyze Email From AD; Re: Mr. Fehr	.15

9/11/17	Email chain with AF re 8/23/17 DCRR	.25
9/11/17	Email chain with AF re Edgeworth case schedule	1.0
9/11/17	Receive, Review and Analyze Email from Client	.50
9/11/17	Receive, Review and Analyze Email from Client	.15
9/11/17	Receive, Review and Analyze Email from Client	.25
9/11/17	Draft and Send Email to Client	.15
9/11/17	Receive, Review and Analyze Email from Client	.15
9/11/17	Draft and Send Email to Client	.15
9/11/17	Draft and Send Email to Client	.15
9/11/17	Receive, Review and Analyze Email from Client	.15
9/11/17	Draft and Send Email to Client	.15
9/11/17	Receive, Review and Analyze Email from Client	.25
9/11/17	Email Chain with KH, AF with Attachments; Re: Martorano Deposition	.15
9/11/17	Draft and Send Email to KH; Re: Deposition Data	.35
9/11/17	Email Chain with CP	.25
9/11/17	Email Chain with JP, AF, TU, AD, KR, SK; Re: DCRR 8/23/17 Changes	.40
9/11/17	Email Chain with JP, AF; Re: Martorano Information	.40
9/11/17	Receive, Review and Analyze Letter from Ward Law re Rimkus Subpoena and deposition	.25
9/12/17	Email Chain with JP, AD, MN, AF, JW; Re: Edgeworth Deposition	.75
9/12/17	Email chain with AF re motion to compel re heat powerpoint documents	.15
9/12/17	Receive, Review and Analyze Email from Client	.15
9/12/17	Receive, Review and Analyze Email from Client	.15
9/12/17	Receive, Review and Analyze Email from Client	.15

9/12/17	Draft and Send Email to Client	.25
9/12/17	Receive, Review and Analyze Email from Client	.15
9/12/17	Draft and Send Email to Client	.15
9/12/17	Receive, Review and Analyze Email from Client	.15
9/12/17	Draft and Send Email to Client	.25
9/12/17	Call with Client	.15
9/12/17	Call with Client	.15
9/12/17	Call with AMF	.15
9/12/17	Call with Client	.15
9/13/17	Email to CP with Exhibits	.25
9/13/17	Email Chain with CP Re: Scheduling PC	.25
9/13/17	Email Chain with D. Holloman; Re: FH Meeting	.15
9/13/17	Receive, Review and Analyze Email From GZ; Re: UL Drawings	.15
9/13/17	Receive, Review and Analyze Email From D. Holloman; Re: Mediation	.15
9/13/17	Email Chain with JP, AF, KR, SK; Re: UL Documents	.25
9/13/17	Email Chain with KR, SK, JP, AF; Re: Expert Depositions	.25
9/13/17	Receive, Review and Analyze Email From AD; Re: Fees Costs	.15
9/13/17	Email chain with AF re documents being sent to Zamiski	.15
9/13/17	Draft and send email and attachments to AF re documents to include in next ECC Supp and review AF response	.15
9/13/17	Draft and send email to AF re documents he needs for hearing and review AF response	.15
9/13/17	Draft and send email to AF re Michigan Viking employees amended depositions	.15
9/14/17	Email chain with AF re Ure coming to inspect Giberti file	.15
9/14/17	Email Chain with KR, AF, JP; Re: Deposition for Simmons	.50

9/14/17	Draft and send email and attachments to AF re PMK depo pages from client for motion to strike	.25
9/14/17	Email Chain with GZ; re: Completion of Rebuttal Report and Request for Information	.35
9/14/17	Draft and send email to AF re new dates to send to Robinson re expert depos	.15
9/14/17	Email Chain with AF/CP with Attachments Re: Martorano Depo	.15
9/14/17	Draft and Send Email to Client	.25
9/14/17	Receive, Review and Analyze Email from Client	.25
9/14/17	Receive, Review and Analyze Email from Client with Attachments	.50
9/14/17	Receive, Review and Analyze Email from Client	.15
9/14/17	Receive, Review and Analyze Email from Client	.50
9/14/17	Receive, Review and Analyze Email from Client	.50
9/14/17	Receive, Review and Analyze Email from Client	.25
9/14/17	Receive, Review and Analyze Email from Client	.50
9/14/17	Receive, Review and Analyze Email from Client	.75
9/14/17	Draft and Send Email to Client	.25
9/14/17	Draft and Send Email to KH; Re: Request for Report	.15
9/14/17	Call with Client	.40
9/14/17	Call with Client	.50
9/18/17	Email chain with AF re documents being sent to Hastings	.15
9/18/17	Draft and send email to AF re stuff to add to Carnahan motion to compel	.20
9/18/17	Draft and Send Email to Client with Attachment	.15
9/18/17	Receive, Review and Analyze Email from Client	.35
9/18/17	Email from CP Re: opinion letter	.50
9/18/17	Receive, Review and Analyze Email From C. Kendrick	.15

9/18/17	Email Chain with JP, AF, AD, TU; Re: C. Kendrick	.25
9/18/17	Email Chain with JP, AF, KR, SK; Re: Meet and Confer for Written Discovery	.15
9/18/17	Draft and Send Email to KH with Attachments; Re: Torn Link	.15
9/18/17	Email Chain with KH, GV; Re: Carnahan Test Data	.15
9/18/17	Receive, Review and Analyze Email From KH with Rebuttal Report Attached	.25
9/18/17	Call with Client	.15
9/18/17	Call with Client	.15
9/19/17	Call with Client	.15
9/19/17	Call with Client	.15
9/19/17	Call with Client	.50
9/19/17	Call with Client	.50
9/19/17	Receive, Review and Analyze Email from Client	.25
9/19/17	Email Chain with KH; Re: Amic Attempts and Old Threads	.25
9/19/17	Email Chain with KR, AF, JP, EC; Re: 2.34	.15
9/19/17	Email Chain with AF, JP; Re: Deposition Rosa	.25
9/20/17	Draft and send email to AF re Pomerantz report be sent to Hasting	.15
9/20/17	Draft and send email to AF re lawyers in Riverside to represent us for Harold Rodgers depo and review AF response/ Discussion with AF	.15
9/20/17	Email Chain with KH, AF; Re: CP Report	.15
9/20/17	Email Chain with KH, AF with Attachments - Carnahan Data Graph	.25
9/20/17	Email Chain with KR, AF, JP; Re: Viking Employee Depositions	.50
9/20/17	Attend Hearing: Rimkus Motion to Compel; Telephone Conference with Max; Revise MSJ	5.25
9/20/17	Draft and Send Email to Client with Attachment	.15
9/20/17	Receive, Review and Analyze Email from Client	.15

9/20/17	Receive, Review and Analyze Email from Client	.15
9/20/17	Receive, Review and Analyze Email from Client with Attachment	1.25
9/20/17	Receive, Review and Analyze Email from Client	1.0
9/20/17	Call with Client	.50
9/21/17	Call with Client	.40
9/21/17	Call with AMF	.25
9/21/17	Receive, Review and Analyze Email from Client	.25
9/21/17	Receive, Review and Analyze Email from Client	.25
9/21/17	Receive, Review and Analyze Email from Client	.15
9/21/17	Receive, Review and Analyze Email from K. Rader	.15
9/21/17	Receive, Review and Analyze Email from Client	.15
9/21/17	Email chain with AF re drafting MSJ against Lange only	.15
9/21/17	Draft and Send Email to KH with Attachments; Re: Motley	.15
9/21/17	Email chain with AF re email from Kreason about cabinets and fireplace	.25
9/21/17	Email chain with AF re call with Hastings re Pomerantz report	.15
9/21/17	Meet with Client; Attend M. Giberti Deposition	7.0
9/21/17	Email Chain with JO; Re: Rigdon Report	.15
9/22/17	Email to CP with Attachments	.50
9/22/17	Receive, Review and Analyze Email From D. Holloman; Re: Mediation	.15
9/22/17	Call with Client	.25
9/22/17	Call with Client	.25
9/22/17	Email Chain with AF, JP, W. Laborde; Re: Rosa Emails	.15
9/22/17	Email chain with AF re additional points for motion to strike	.50
9/22/17	Review Lange's 10th ECC Supplement	.25
9/22/17	Review Plaintiffs' 10th ECC Supplement	.50

9/22/17	Discussion with AF; Email to Pomerantz	1.25
9/22/17	Review Viking's 13th ECC Supplement	.50
9/22/17	Receive, Review and Analyze Email from Client	.50
9/22/17	Draft and Send Email to Client	.25
9/22/17	Draft and Send Email to Client	.25
9/22/17	Receive, Review and Analyze Email from Client	.15
9/22/17	Draft and Send Email to AF	.15
9/22/17	Draft and Send Email to AF	.15
9/22/17	Receive, Review and Analyze Email from Client with Attachment	.25
9/22/17	Email chain with AF and client re actual fireplace repair costs	.15
9/23/17	Receive, Review and Analyze Email from Client	.75
9/23/17	Receive, Review and Analyze Email from Client	.75
9/22/17	Review and analyze Viking's responses to written discovery	.75
9/24/17	Receive, Review and Analyze Email from Client	.50
9/25/17	Receive, Review and Analyze Email from Client	.15
9/25/17	Receive, Review and Analyze Email from Client	.15
9/25/17	Receive, Review and Analyze Email from Client	.25
9/25/17	Receive, Review and Analyze Email from Client	.15
9/25/17	Receive, Review and Analyze Email from K. Rader	.15
9/25/17	Receive, Review and Analyze Email from Client	.15
9/25/17	Receive, Review and Analyze Email from Client	.15
9/25/17	Receive, Review and Analyze Email from Client	.35
9/25/17	Receive, Review and Analyze Email from Client	.15
9/25/17	Draft and Send Email to Client	.25
9/25/17	Receive, Review and Analyze Email from Client	.15
9/25/17	Receive, Review and Analyze Email from Client	.15

9/25/17	Draft and Send Email to Client	.15
9/25/17	Receive, Review and Analyze Email from Client	.15
9/25/17	Review Giberti's 4th ECC Supplement	.75
9/25/17	Revise Motion to Strike Viking Answer	3.5
9/25/17	Review Viking's 14th ECC Supplement	1.25
9/25/17	Call with Client	.15
9/25/17	Call with Client	.15
9/25/17	Call with Client	.15
9/26/17	Call with Client	.15
9/26/17	Call with AMF	.10
9/26/17	Call with Client	.15
9/26/17	Call with AMF	.10
9/26/17	Call with Client	.25
9/26/17	Call with AMF	.10
9/26/17	Call with Client	.35
9/26/17	Call with Client	.15
9/26/17	Call with Client	.15
9/26/17	Prepare and Take Raul De La Rosa Deposition	3.25
9/26/17	Receive, Review and Analyze Email From JO with Attachments; Re: Deposition Documents	.50
9/26/17	Email Chain with AF, KR, JP; Re: Reactivations	.15
9/26/17	Receive, Review and Analyze Email from K. Rader	.25
9/26/17	Receive, Review and Analyze Email from K. Rader	.15
9/26/17	Draft and Send Email to Client	.15
9/26/17	Draft and Send Email to Client	.15
9/26/17	Draft and Send Email to Client	.15
9/26/17	Receive, Review and Analyze Email from Client	.15

9/27/17	Receive, Review and Analyze Email from Client	.65
9/27/17	Draft and Send Email to Client	.15
9/27/17	Draft and Send Email to Client	.15
9/27/17	Receive, Review and Analyze Email from Client	.25
9/27/17	Receive, Review and Analyze Email from Client with Attachment	.35
9/27/17	Receive, Review and Analyze Email from Client	.25
9/27/17	Draft and send email to AF re printing email from Robinson for motion and review AF response	.15
9/27/17	Email Chain with JP, AF, W. Laborde; Re: Rosa Emails	.25
9/27/17	Revise Motion to Strike; Review Emails; Meet with Client: Pre-Depo	3.5
9/27/17	Call with Client	.15
9/27/17	Call with Client	.35
9/27/17	Call with Client	.15
9/28/17	Call with Client	.15
9/28/17	Call with Client	.25
9/28/17	Call with Client	.10
9/28/17	Call with Client	.25
9/28/17	Revise Motion to Strike Viking Answer	3.75
9/28/17	Revise Motion to De-Designate Confidentiality	1.5
9/28/17	Attend Collin Kendrick Deposition	1.5
9/28/17	Review Plaintiffs' 11th ECC Supplement	.50
9/28/17	Receive, Review and Analyze Email from Client	.15
9/28/17	Receive, Review and Analyze Email from Client	.20
9/28/17	Draft and Send Email to Client	.50
9/28/17	Receive, Review and Analyze Email from Client	.25
9/28/17	Receive, Review and Analyze Email from Client	.25

9/28/17	Draft and send email to AF re points for our reply to the motion to strike and review AF response	.20
9/28/17	Email chain with AF re filing motion to strike and affidavit	.25
9/28/17	Draft and send email and attachment to AF re technical data sheet	.15
9/29/17	Attend Brian Edgeworth Deposition	7.5
9/29/17	Email Chain with NG, AD, JP, AF, MN; Re: Lawrence Deposition	.15
9/29/17	Receive, Review and Analyze Email From D. Holloman; Re: Mediation	.15
9/29/17	Email Chain with AF, AD, JP, MN, TU; Re: DCRR 9/13/17	.15
9/29/17	Email Chain with AF, MN, JP; Re: DCRR 9/20/17	.15
9/29/17	Email Chain with AF, AD, JP, MN, TU; Re: Order to Amend Viking	.15
9/29/17	Email chain with AF re scheduling Carnahan depo	.25
9/29/17	Draft and send email to AF re date mediation briefs due	.15
9/29/17	Email chain with AF re draft DCRRs (9.13.17 and 9.20.17)	.50
9/29/17	Draft and send email to AF re digital photos of damage and review AF response	.15
9/29/17	Email chain with AF re drafting Lange written discovery for punitive damages and draft requests	.20
9/29/17	Call with AMF	.15
9/29/17	Review and Revise written discoveyr to Lange	.25
9/30/17	Call with Client	.25
9/30/17	Receive, Review and Analyze Email from Client with Link	.50
9/30/17	Receive, Review and Analyze Email from Client with Link	.50
9/30/17	Draft and Send Email to Client	.15
9/30/17	Receive, Review and Analyze Email from Client	.15
9/30/17	Draft and Send Email to Client	.15
10/1/17	Receive, Review and Analyze Email from Client with Attachment	.40

10/1/17	Receive, Review and Analyze Email from Client with Attachment	.50
10/2/17	Draft and send email and attachment to AF re Glen Rigdon and a motion to exclude him as an expert	.25
10/2/17	Review and Revise Motion to Reconsider Pro Hac of LA Counsel	1.50
10/2/17	Email Chain with MC, AF, JP; Re: Rimkus DCRR	.25
10/2/17	Receive, Review and Analyze Email from Client	.50
10/2/17	Receive, Review and Analyze Email from Client	.25
10/2/17	Receive, Review and Analyze Email from Client	.50
10/2/17	Draft and Send Email to Client	.15
10/2/17	Receive, Review and Analyze Email from Client	.25
10/2/17	Call with Client	.25
10/2/17	Call with Client	.10
10/2/17	Call with Client	.25
10/3/17	Call with Client	.15
10/3/17	Call with Client	.15
10/3/17	Call with Client	.15
10/3/17	Call with Client	.15
10/3/17	Call with Client	.25
10/3/17	Receive, Review and Analyze Email from Client with Attachment	.50
10/3/17	Receive, Review and Analyze Email from Client	.15
10/3/17	Receive, Review and Analyze Email from Client with Attachment	1.25
10/3/17	Receive, Review and Analyze Email from Client with Attachment	.35
10/3/17	Draft and send email to AF re written discovery to Lange that we need to draft and serve	.25
10/3/17	Email Chain with AF, MC, JP; Re: Rimkus DCRR	.50
10/3/17	Email Chain with DC, JP, MN, KR, SK; Re: OPP to MOT to Compel Carnahan	.15

10/3/17	Email chain with AF re Schedule A of EFT and supplementing in ECC	.15
10/3/17	Prepare and Attend Motion to Exclude Rosenthal	3.25
10/3/17	Draft Interrogatories and Request for Production to Lange Plumbing	.75
10/3/17	Review Plaintiffs' 12th ECC Supplement	.50
10/3/17	Discussion with Nunez	.25
10/3/17	Email chain with AF re Max Couvillier changes to DCRR	.25
10/3/17	Draft and send email to AF re forwarding Viking's Opp to Motion to Compel Carnahan	.25
10/4/17	Prepare and Attend Motion to Compel Carnahan and Motion to De-Designate; Review Oppositions	3.5
10/4/17	Text Message with AMF	.10
10/4/17	Email Chain with D. Holloman; Re: Brief	.15
10/4/17	Review and Revise Mediation Brief	2.25
10/4/17	Review and Revise Motion to Reconsider	1.75
10/4/17	Email Chain with JP, AF; Re: DCRR for Inspections	.15
10/4/17	Receive, Review and Analyze Email from Client with Link	.65
10/4/17	Receive, Review and Analyze Email from Client	.50
10/4/17	Call with Client	.50
10/5/17	Call with AMF	.10
10/5/17	Receive, Review and Analyze Email from Client	.25
10/5/17	Receive, Review and Analyze Email from Client	.40
10/5/17	Receive, Review and Analyze Email From Whitfield	.15
10/6/17	Receive, Review and Analyze Email from Rimkus with Attachment; Forward to Client	.50
10/6/17	Receive, Review and Analyze Email from Client	.15

10/6/17	Email chain with AF re Amended ZAIC Notice and SDT	.15
10/7/17	Call with AMF	.25
10/9/17	Meet with Mediator - Discuss Case	1.5
10/9/17	Email Chain with AD, AF; Re: Extension	.25
10/9/17	Draft and Send Email to Client with Attachment	.15
10/9/17	Draft and Send Email to Client with Attachment	.15
10/9/17	Draft and Send Email to Client with Attachment; Prepare Demand Sheets	.75
10/9/17	Receive, Review and Analyze Email from Client with Links	.50
10/10/17	Receive, Review and Analyze Email from Client	.35
10/10/17	Call with AMF	.10
10/10/17	Call with AMF	.15
10/10/17	Call with Client	.10
10/10/17	Call with Mike Nunez	.10
10/10/17	Call with Client	.10
10/10/17	Draft and Send Email to Client with Attachment	.25
10/10/17	Draft and Send Email to Client and Response	.15
10/10/17	Receive, Review and Analyze Email from Client	.15
10/10/17	Draft and Send Email to Client with Attachment	.15
10/10/17	Receive, Review and Analyze Email from Client with Attachment	.40
10/10/17	Email Chain with AD, AF; Re: Payment of Past Invoices	.50
10/10/17	Email Chain with KR, AF; Re: Michigan Depositions	.25
10/10/17	Attend Mediation at JAMS with Floyd Hale	4.0
10/11/17	Receive, Review and Analyze Email from Client	.25
10/11/17	Receive, Review and Analyze Email from Client	.25
10/11/17	Receive, Review and Analyze Email from Client	.25

10/11/17	Receive, Review and Analyze Email from Client	.50
10/11/17	Receive, Review and Analyze Email from Client	.15
10/11/17	Receive, Review and Analyze Email from Client	.15
10/11/17	Receive, Review and Analyze Email from Client	.35
10/11/17	Email chain with AF re response to Robinson re deposition scheduling	.30
10/11/17	Email chain with AF re UL Depo re-scheduling	.15
10/11/17	Email chain with AF re phone message from Pancoast	.15
10/12/17	Call with Client	.15
10/12/17	Forwarded emails from Wiznet from to AF re filed transcripts	.15
10/12/17	Receive, Review and Analyze Email from Client with Attachment	.25
10/12/17	Draft and Send Email to Client	.15
10/12/17	Receive, Review and Analyze Email from Client	.50
10/12/17	Receive, Review and Analyze Email from Client	.40
10/12/17	Receive, Review and Analyze Email from L. Pomerantz	.25
10/12/17	Receive, Review and Analyze Email from Client	.25
10/12/17	Receive, Review and Analyze Email from Client with Attachment	.35
10/13/17	Email Chain with JP, AF; Re: Interpreter	.25
10/13/17	Email Chain with AF, AD, JP, TU, KR, SK; Re; Privilege Log	.25
10/13/17	Email Chain with AF, SK, AD, MN, JP, TU; Re: Revised Order MOT to Amend	.40
10/14/17	Receive, Review and Analyze Email from Client	.25
10/14/17	Receive, Review and Analyze Email from Client with Attachment	.50
10/15/17	Review Viking Opposition to Plaintiff Motion to Strike & Revise Reply	4.50
10/15/17	Draft and Send Email to Client with Attachment	.15

10/15/17	Receive, Review and Analyze Email from Client	.25
10/15/17	Receive, Review and Analyze Email from Client	.15
10/15/17	Verified with Court Reporter	.25
10/16/17	Receive, Review and Analyze Email from Client with Attachment	.50
10/16/17	Receive, Review and Analyze Email from Client	.25
10/16/17	Receive, Review and Analyze Email from Client	.50
10/16/17	Receive, Review and Analyze Email from Client with Attachment	.25
10/16/17	Receive, Review and Analyze Email from Client with Attachment	.25
10/16/17	Receive, Review and Analyze Email from Client with Attachment	.25
10/16/17	Receive, Review and Analyze Email from Client	.15
10/16/17	Draft and Send Email to Client	.25
10/16/17	Receive, Review and Analyze Email from Client	.15
10/16/17	Draft and Send Email to Client	.15
10/16/17	Draft and Send Email to Client	.15
10/16/17	Receive, Review and Analyze Email from Client	.25
10/16/17	Receive, Review and Analyze Email from Client	.15
10/16/17	Email Chain with Client	.25
10/16/17	Receive, Review and Analyze Email from Client	.25
10/16/17	Email chain with AF re Franson's last known address	.15
10/16/17	Finalize Reply to opposition to Motion to Strike & Attend Margaret Ho Deposition	4.75
10/16/17	Draft and Send Email to GZ; Re: Requesting TC and Deposition Dates	.25
10/16/17	Email Chain with JP, AD, TU, JR; Re: Privilege Log	.15
10/16/17	Draft and send email to AF re Viking's production of Carnahan's depo and review AF response	.15

10/16/17	Draft and send email to AF re production of Rapid Cash ad and review AF response	.15
10/16/17	Email chain with AF re Viking's 15th ECC Supp	.15
10/16/17	Email chain with AF and client re supplementing motion to strike	.15
10/16/17	Call with Client	.25
10/16/17	Call with Client	.50
10/16/17	Call with Client	.15
10/16/17	Call with AMF	.10
10/16/17	Call with AMF	.15
10/16/17	Call with Client	.10
10/17/17	Call with AMF	.15
10/17/17	Call with AMF	.15
10/17/17	Call with Client	.50
10/17/17	Call with Client	.15
10/17/17	Email chain with AF re 2.34 re Pomerantz as expert	.15
10/17/17	Email chain with AF re research for Reply to Lange MSJ	.50
10/17/17	Email chain with AF re depo cites for Reply to Lange MSJ	.75
10/17/17	Review Lange's 11th ECC Supplement	1.25
10/17/17	Draft Motion to Strike Expert Carnahan; Revise Supplement to Motion to Strike Defendants Answer	6.75
10/17/17	Receive, Review and Analyze Email from Client	.40
10/17/17	Receive, Review and Analyze Email from Client with Attachment	.50
10/17/17	Receive, Review and Analyze Email from Client with Attachment and Response	.50
10/17/17	Draft and Send Email to Client	.15
10/17/17	Draft and Send Email to Client with Attachment	.15
10/18/17	Receive, Review and Analyze Email from Client	.40