

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL TRICARICHI,

Appellant,

v.

PRICEWATERHOUSECOOPERS,
LLP,

Respondent.

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Elizabeth A. Brown
Clerk of Supreme Court

Supreme Court No: 86317
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Appeal from the District Court of Clark County, Nevada
District Court Case No. A-16-735910-B

APPELLANT'S APPENDIX TO OPENING BRIEF
VOLUME 5 of 8

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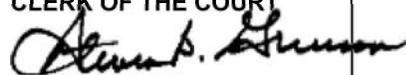
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19 **DISTRICT COURT**
20 **CLARK COUNTY, NEVADA**

21 MICHAEL A. TRICARICHI,
22
23 Plaintiff,

24 vs.

25 PRICEWATERHOUSECOOPERS LLP,
26 Defendant.

CASE NO.: A-16-735910-B
DEPT. NO.: XXXI

**NOTICE OF ENTRY OF FINDINGS OF
FACT, CONCLUSIONS OF LAW, AND
ORDER GRANTING PWC'S MOTION TO
STRIKE JURY DEMAND**

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PLEASE TAKE NOTICE that the attached *Findings of Fact, Conclusions of Law, and Order Granting PWC'S Motion to Strike Jury Demand* was entered in the above-entitled action on April 27th, 2022.

Dated: April 29, 2022.

SNELL & WILMER L.L.P.

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CERTIFICATE OF SERVICE

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I, the undersigned, declare under penalty of perjury, that I am over the age of eighteen (18) years, and I am not a party to, nor interested in, this action. On April 29, 2022, I caused to be served a true and correct copy of the foregoing **NOTICE OF ENTRY OF FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PWC'S MOTION TO STRIKE JURY DEMAND** upon the following by the method indicated:

- BY E-MAIL:** by transmitting via e-mail the document(s) listed above to the e-mail addresses set forth below and/or included on the Court's Service List for the above-referenced case.
- BY U.S. MAIL:** by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Las Vegas, Nevada addressed as set forth below.
- BY OVERNIGHT MAIL:** by causing document(s) to be picked up by an overnight delivery service company for delivery to the addressee(s) on the next business day.
- BY PERSONAL DELIVERY:** by causing personal delivery via messenger service of the document(s) listed above to the person(s) at the address(es) set forth below.
- BY ELECTRONIC SUBMISSION:** submitted to the above-entitled Court for electronic filing and service upon the Court's Service List for the above-referenced case.

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DISTRICT COURT
CLARK COUNTY, NEVADA

21 MICHAEL A. TRICARICHI,
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23 Plaintiff,
24 vs.
25 PRICEWATERHOUSECOOPERS LLP,
26 Defendant.

CASE NO.: A-16-735910-B
DEPT. NO.: XXXI
**FINDINGS OF FACT, CONCLUSIONS OF
LAW, AND ORDER GRANTING PWC'S
MOTION TO STRIKE JURY DEMAND**

27 The Court, having read and considered Defendant PricewaterhouseCoopers, LLP's
28 ("PwC") Motion for Summary Judgment and to Strike the Jury Demand, Plaintiff Michael

1 Tricarichi’s Opposition to PwC’s Motion for Summary Judgment, PwC’s Reply in Support of
2 Motion for Summary Judgment, the Court’s January 5, 2021 Order, The Supreme Court’s
3 September 21, 2021 Mandate, PwC’s Pre-Hearing Brief and Errata, Tricarichi’s Pre-Hearing Brief
4 and Amended Pre-Hearing Brief, PwC’s Motion to Strike Tricarichi’s New Argument that the
5 Contract is Unenforceable and Tricarichi’s Response to PwC’s Motion to Strike, and all other
6 papers filed in support of the foregoing; having heard and considered the testimony of witnesses
7 and the oral argument of counsel Pat Byrne, Esq. and Bradly Austin, Esq. of Snell & Wilmer
8 L.L.P, and Chris Landgraff, Esq. and Mark Levine, Esq. of Bartlit Beck, L.L.P. appearing on
9 behalf of PwC, and Scott Hessell of Sperling & Slater, P.C. and Ariel Johnson of Hutchinson &
10 Steffen, LLC, on behalf of Tricarichi, and with good cause appearing, enters the following
11 findings of fact, conclusions of law, and order.

12 **PROCEDURAL BACKGROUND**

13 1. On November 13, 2020, PwC filed a Motion for Summary Judgment and Motion to
14 Strike the Jury Demand.

15 2. On January 5, 2021, Judge Gonzalez denied PwC’s motion.

16 3. PwC petitioned the Nevada Supreme Court on January 25, 2021 asking it to issue a
17 writ of mandamus directing the district court to enforce the jury-trial waiver.

18 4. On September 30, 2021, the Nevada Supreme Court granted PwC’s petition for writ
19 of mandamus and directed the Court to vacate its January 5, 2021 Order, in which it denied PwC’s
20 motion to strike Tricarichi’s jury demand. Sept. 30, 2021 Mandamus Order at 3-4.

21 a. The Supreme Court held that: “As a matter of law, the contract here incorporated
22 terms in a separate document containing the jury-trial waiver because it expressly
23 referenced that document.” *Id.* at 2.

24 b. “Tricarichi signed the contract, so the incorporated terms bound him regardless of
25 whether he separately signed them.” *Id.* at 3.

26 5. The Supreme Court “[le]ft it] for the parties to litigate the enforceability of the jury-
27 trial waiver in further district court proceedings.” *Id.* And for this Court to “make findings under
28 the applicable [*Lowe*] factors.” *Id.* (*citing Lowe Enters. Residential Partners, L.P. v. Eighth Judicial*

1 *Dist. Court*, 118 Nev. 92, 101, 40 P.3d at 411 (providing four, non-exhaustive factors to analyze
2 whether a jury-trial waiver is entered into knowingly, voluntarily, and intentionally and is therefore
3 enforceable as a matter of public policy)).

4 6. On December 9, 2021, this Court held a hearing to address the outstanding issues
5 from the Supreme Court’s mandate and the process by which to present the issues to the Court.

6 7. On March 23, 2022, PwC and Tricarichi filed pre-hearing briefs to provide the Court
7 background and context for the evidentiary hearing.

8 a. On March 24, 2022, PwC filed an Errata correcting page numbering to its exhibits.

9 b. On March 24, 2022, Tricarichi filed an amended pre-hearing brief.

10 8. On March 28, 2022, PwC filed a motion to strike Tricarichi’s argument (“Motion to
11 Strike New Argument”) in his pre-hearing brief that the parties’ 2003 Engagement Agreement was
12 not legally binding. Tricarichi filed his response to PwC’s strike motion on March 29, 2022.

13 9. On March 30, 2022, this Court held an evidentiary hearing (“Hearing” or
14 “Evidentiary Hearing”) to determine whether the jury-trial waiver was enforceable under *Lowe*, as
15 instructed by the Supreme Court.

16 **LEGAL STANDARD**

17 10. Pursuant to the Supreme Court’s mandate, the Court finds that the parties had a full
18 and fair opportunity to present evidence for the Court to determine whether the jury-trial waiver in
19 the parties’ 2003 Engagement Agreement was enforceable.

20 11. The Supreme Court held that “Tricarichi signed the contract, so the incorporated
21 terms bound him regardless of whether he separately signed them.” Sept. 30, 2021 Mandamus
22 Order at 3.

23 12. The Supreme Court noted that “a jury-trial waiver is *presumptively valid* unless the
24 challenging party can demonstrate that the waiver was not entered into knowingly, voluntarily or
25 intentionally.” *Id.* at 2 (quoting *Lowe*, 118 Nev. at 97, 40 P.3d at 408 (2002) (emphasis added)).

26 13. The factors to consider in determining whether the jury-trial waiver is enforceable
27 are: “(1) the parties’ negotiations concerning the waiver provision, if any, (2) the conspicuousness
28

1 of the provision, (3) the relative bargaining power of the parties and (4) whether the waiving party’s
2 counsel had an opportunity to review the agreement.” *Lowe* 118 Nev. at 101, 40 P.3d at 411.

3 14. “[A] court may consider, but is not limited to, the above factors when determining
4 whether a jury trial waiver should be enforced.” *Id.*

5 **FINDINGS OF FACT**

6 **1. Negotiations Regarding the Jury-Waiver Provision**

7 15. The parties agree there were no specific negotiations over the jury-waiver provision
8 found in the Terms of Engagement to Provide Tax Services (“Terms of Engagement”).

9 16. However, Tricarichi proposed changes to certain provisions found in the 2003
10 Engagement Agreement though not in the attached Terms of Engagement and the parties negotiated
11 over those proposed changes.

12 **2. Conspicuousness of the Jury-Waiver Provision**

13 17. There is no dispute that the jury-waiver is in the same size font as the Terms of
14 Engagement’s other provisions, and it is not bolded or in all caps, and that certain other text in
15 Section 7 of the Terms of Engagement is in all caps.

16 18. However, the title of Section 9 that includes the jury-waiver, “**Resolution of**
17 **Differences**”, is in bold. *See* Ex. A admitted at the Hearing.

18 19. Moreover, the “Resolution of Differences” terms includes crystal clear,
19 unambiguous language: “[PwC] and the Client agree not to demand a trial by jury in any action,
20 proceeding or counterclaim arising out of or relating to this Agreement.”

21 20. Finally, the jury-trial waiver is mutual—it applies equally for all claims and
22 counterclaims, binding both Tricarichi and PwC.

23 **3. Relative Bargaining Power of the Parties**

24 21. While PwC is an institution and Tricarichi is an individual, Tricarichi is a
25 sophisticated individual with a very large business and was seeking a second opinion from PwC.

26 22. Tricarichi also testified that he had multiple resources and was consulting counsel
27 in a variety of different areas at the time that he engaged PwC in 2003.

28

1 **4. Whether Counsel Had an Opportunity to Review the Agreement**

2 23. There was opportunity for Tricarichi to consult with counsel or other people as he
3 negotiated the 2003 Engagement Agreement.

4 24. Tricarichi had ample time and opportunity from when he received the Agreement to
5 when he signed it to have his counsel review the document.

6 **5. Other Factors**

7 25. While *Lowe* provides the Court an opportunity to consider other factors, the parties
8 did not present in their summary judgment and motion to strike briefs, pre-hearing briefs or through
9 testimony any other factors for the Court to consider.

10 26. The Court thus determines there are no other factors the Court should consider in
11 accord with *Lowe*.

12 27. To the extent that the Court considers Tricarichi’s argument that Mr. Tricarichi did
13 not receive the Terms of Engagement as part of the 2003 Engagement Agreement as an additional
14 factor, that argument is rejected.

15 28. The Supreme Court has already ruled as a matter of law the contract here
16 incorporated the terms in a separate document containing the jury trial waiver because it expressly
17 referenced the document.

18 29. The Court finds Tricarichi made an overt concession in his Declaration (admitted as
19 Exhibit C at the Hearing) that he received the Terms which include the jury-waiver clause, because
20 his Declaration referenced the same version of the 2003 Engagement Agreement that PwC provided
21 to the Court, which included the jury-waiver clause at issue. August 1, 2018 Opp. to Mot. for Summ.
22 J. [Dkt 113], Ex. 24 [Dkt 112]¹ (“Tricarichi Declaration”), *citing* PwC’s Mot. for Summ. J, Ex. 2
23 [Dkt 77] (This is the same engagement agreement as admitted Exhibit A). While the Court
24 recognizes that it was not the drafter of the Declaration and does not know Tricarichi’s intention as
25 to the statements in the Declaration, nowhere in the Declaration does Tricarichi say that there is not
26 an enforceable agreement or that he was not bound to other parts of the 2003 Engagement Letter
27 or the attached Terms of Engagement.

28 _____
¹ Appendix of Exhibits to August 1, 2018 Opp. to Mot. for P. Sum. J.

CONCLUSIONS OF LAW

1
2 30. The Court denies PwC’s Motion to Strike New Argument as unnecessary given the
3 scope of the mandate from the Supreme Court.

4 31. Looking at the *Lowe* factors and taking into account the admitted exhibits, the full
5 briefs submitted on March 23 and 24, 2022, the testimony presented at the Evidentiary Hearing,
6 and the argument of counsel, the Court holds that Tricarichi has not met the required burden to
7 prove that the presumptively valid jury waiver was not entered into knowingly, voluntarily and
8 intentionally.

9 a. First, the fact that there were no specific negotiations related to the jury-trial waiver
10 weighs in favor of Tricarichi. But there were negotiations about other provisions in the
11 2003 Engagement Agreement apart from the Terms of Engagement. Thus, the Court
12 holds that the negotiation factor weighs in favor of PwC.

13 b. Second, the Court holds that the conspicuousness of the provision weighs in favor
14 of PwC because the provision was under a bold heading, was in clear and unambiguous
15 language, and was mutual.

16 c. Third, Tricarichi is a sophisticated businessman as he owned a large business, was
17 seeking a second opinion from PwC and had counsel at his disposal. Thus, the Court
18 holds that the relative bargaining power factor weighs in favor of PwC.

19 d. Fourth, Tricarichi had an opportunity to consult his counsel or other people with
20 regards to the 2003 Engagement Agreement prior to signing it. Thus, this factor also
21 weighs in favor of PwC.

22 32. Therefore, the jury-trial waiver is valid and enforceable.

23 33. Alternatively, the Court considered Tricarichi’s arguments that there was no valid
24 contract between the parties and that he did not receive the Terms of Engagement. The Court
25 concludes that Tricarichi’s arguments are not within the scope of the Supreme Court’s mandate,
26 but even if such arguments could be read into the scope of the mandate, Tricarichi’s Declaration
27 does not dispute there was a binding agreement and concedes that he received the Terms of
28 Engagement.

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34. The Court evaluated all the *Lowe* factors as instructed by the Supreme Court’s mandate, allowed briefing, took into account the non-compliant and compliant briefing, allowed references to early documentation, and held an Evidentiary Hearing, and now holds that Tricarichi has failed to meet his presumptive burden. Therefore, the Court strikes Tricarichi’s jury trial demand.

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

That PwC’s Motion to Strike Tricarichi’s New Argument is DENIED as unnecessary; and

That PwC’s Motion to Strike Tricarichi’s Jury Demand is GRANTED.

Therefore, the jury demand in Tricarichi’s April 1, 2019 Amended Complaint [Dkt 140] is STRICKEN.

Dated this 27th day of April, 2022



C98 843 1823 D335
Joanna S. Kishner
District Court Judge

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Submitted by:

By: /s/ Patrick Byrne
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Attorneys for Defendant
PricewaterhouseCoopers LLP

Approved as to form and content:

By: /s/ Scott Hessel
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Todd L. Moody
Todd W. Prall
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10080 West Alta Drive, Suite 200
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Scott F. Hessel (Admitted Pro Hac Vice)
Thomas D. Brooks (Admitted Pro Hac Vice)
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Attorneys for Plaintiff Michael A. Tricarichi

Luxford, Lyndsey

To: Scott F. Hessell
Subject: RE: Revised

From: Scott F. Hessell <shessell@sperling-law.com>

Sent: Tuesday, April 26, 2022 8:58 AM

To: Austin, Bradley <baustin@swlaw.com>; Mark Levine <mark.levine@bartlitbeck.com>; Ariel C. Johnson <ajohnson@hutchlegal.com>; Todd W. Prall <TPrall@hutchlegal.com>

Cc: Chris Landgraff <chris.landgraff@bartlitbeck.com>; Kate Roin <kate.roin@bartlitbeck.com>; Blake Sercye <bsercye@sperling-law.com>; Byrne, Pat <pbyrne@swlaw.com>

Subject: Re: Revised

[EXTERNAL] shessell@sperling-law.com

You may include my signature.

From: Austin, Bradley <baustin@swlaw.com>

Date: Monday, April 25, 2022 at 5:28 PM

To: Scott F. Hessell <shessell@sperling-law.com>, Mark Levine <mark.levine@bartlitbeck.com>, Ariel C. Johnson <ajohnson@hutchlegal.com>, Todd W. Prall <TPrall@hutchlegal.com>

Cc: Chris Landgraff <chris.landgraff@bartlitbeck.com>, Kate Roin <kate.roin@bartlitbeck.com>, Blake Sercye <bsercye@sperling-law.com>, Byrne, Pat <pbyrne@swlaw.com>

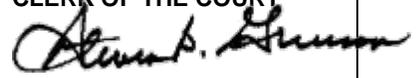
Subject: RE: Revised

Hi Scott,

Per your below, we revised the order to only reference the jury demand in the amended complaint. A redline is attached. Please let us know if we may affix your e-signature and submit.

Thank you,

Brad



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23 bsercye@sperling-law.com

24 *Attorneys for Plaintiff Michael A. Tricarichi*

25 DISTRICT COURT
26 CLARK COUNTY, NEVADA

27 MICHAEL A. TRICARICHI,) CASE NO. A-16-735910-B
28) DEPT NO. XXXI
29 Plaintiff,)
30)
31 v.) **NOTICE OF ENTRY OF ORDER**
32) **DENYING DEFENDANT**
33 PRICEWATERHOUSE COOPERS, LLP,) **PRICEWATERHOUSECOOPERS**
34 COÖPERATIEVE RABOBANK U.A.,) **LLP’S RENEWED MOTION FOR**
35 UTRECHT-AMERICA FINANCE CO.,) **PARTIAL SUMMARY**
36 SEYFARTH SHAW LLP and GRAHAM R.) **JUDGEMENT**
37 TAYLOR,)
38)
39 Defendants.)
40)
41)

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TO: ALL INTERESTED PARTIES

NOTICE IS HEREBY GIVEN that an Order Denying Defendant PricewaterhouseCoopers LLP's Renewed Motion for Partial Summary Judgement was entered in the above-entitled action on June 16th, 2022, a copy of which is attached hereto.

Dated: June 16, 2022.

HUTCHISON & STEFFEN, PLLC

/s/ Ariel C. Johnson

Mark A. Hutchison (4639)

Brenoch R. Wirthlin (10282)

Ariel C. Johnson (13357)

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Attorneys for Plaintiff Michael A. Tricarichi

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CERTIFICATE OF SERVICE

Pursuant to NRCp 5(b), I certify that I am an employee of Hutchison & Steffen, PLLC and that on this 16th day of June, 2022, I caused the above and foregoing document entitled **NOTICE OF ENTRY OF ORDER DENYING DEFENDANT PRICEWATERHOUSECOOPERS LLP’S RENEWED MOTION FOR PARTIAL SUMMARY JUDGEMENT** to be served through the Court's mandatory electronic service system, per EDCR 8.02, upon the following:

ALL PARTIES ON THE E-SERVICE LIST

/s/ Alexandria Jones
An employee of Hutchison & Steffen, PLLC

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ORDR
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Attorneys for Plaintiff Michael Tricarichi

**DISTRICT COURT
CLARK COUNTY, NEVADA**

MICHAEL A. TRICARICHI,

Plaintiff,

vs.

PRICEWATERHOUSECOOPERS, LLP,

Defendant.

CASE NO. A-16-735910-B
DEPT NO. 31

**ORDER DENYING DEFENDANT
PRICEWATERHOUSECOOPERS LLP'S
RENEWED MOTION FOR PARTIAL
SUMMARY JUDGMENT**

The Court, having read and considered Defendant PricewaterhouseCoopers, LLP ("PwC")'s Renewed Motion for Partial Summary Judgment ("Motion"), Plaintiff Michael Tricarichi ("Plaintiff")'s Opposition and PwC's Reply; having heard and considered the oral argument of counsel Mark Levine of Bartlit Beck, LLP, appearing on behalf of PwC, and Scott Hessell of Sperling & Slater, P.C., on behalf of Plaintiff, and with good cause appearing, the Court denies PwC's Motion for the following reasons:

1 ///

2 1. PwC’s Motion requests the Court grant partial summary judgment on Count III of
3 Plaintiff’s amended complaint, dated April 1, 2019, enforcing a contractual limitation of liability
4 clause contained in the “Terms of Engagement” to the parties’ engagement letter, and thereby
5 limit Plaintiff’s potential damages to \$48,552.

6 2. The relevant provision found in section 7 of the Terms of Engagement is entitled
7 “Limitation of Liability” and provides in relevant part as follows:

8 IN NO EVENT, UNLESS IT HAS BEEN FINALLY DETERMINED THAT
9 [PWC] WAS GROSSLY NEGLIGENT OR ACTED WILLFULLY OR
10 FRAUDLENTLY, SHALL [PWC] BE LIABLE TO THE CLIENT . . . FOR
11 ANY AMOUNT IN EXCESS OF THE TOTAL PROFESSIONAL FEE PAID
BY YOU TO US UNDER THIS AGREEMENT FOR THE PARTICULAR
SERVICE TO WHICH SUCH CLAIM RELATES.

12 3. Plaintiff contends (1) the provision is inapplicable to the pending claim (Count III)
13 arising out of IRS Notice 2008-111 rather than those previously alleged under the engagement
14 letter and found untimely by the Court’s Order, dated October 22, 2018, and (2) there are
15 questions of fact concerning whether PwC’s conduct is excepted by the Limitation of Liability
16 provision as gross negligence or otherwise.

17 4. PwC disputes both of Plaintiff’s contentions and further argues Plaintiff was
18 required to plead gross negligence but failed to do so.

19 **COURT’S RULING**

20 5. The Court finds there are disputed questions of fact to be resolved at trial
21 concerning whether PwC’s conduct rises to gross negligence, which preclude granting the
22 Motion.

23 6. As to PwC’s contention that Count III does not specifically allege a claim for
24 “Gross Negligence,” in Nevada, the concept of gross negligence is subsumed within a claim for
25 negligence—that is, there need not be a separate and distinct cause of action for gross negligence.
26 Often, courts receive motions to strike complaints alleging separate causes of action for gross
27 negligence and negligence because such allegations are duplicative. Regardless, there are
28 allegations in the amended complaint putting PwC on notice of Plaintiff’s intent to establish gross

1 negligence. *See, e.g.*, Am. Compl. ¶¶ 3, 115, 120. Given the standard for a motion for partial
2 summary judgement under Rule 56, which compels the Court to view the arguments in favor of
3 the non-moving party, the Court cannot conclude that the Amended Complaint does not, on its
4 face, allege gross negligence such that the Court would foreclose damages on a Rule 56 standard.

5 7. The Court cannot rule as matter of law that gross negligence is not part of this
6 case, which means Plaintiff ~~will be~~ ^{may if there is a basis} *Joanna S. Kushner* permitted to present evidence and make arguments about the
7 full asserted damages. On that basis, the Court cannot grant partial summary judgment that
8 Plaintiff's claim cannot exceed \$48,552.

9 8. As to the applicability of the Limitation of Liability provision to Count III, the
10 Court cannot conclude, as a matter of law, that the Limitation of Liability provision applies to
11 Plaintiff's operative claim. The Court finds the movant has not met its initial burden to say as a
12 matter of law that the provision applies and therefore must deny without prejudice PwC's request
13 to find the provision applicable.

14 Accordingly, **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that PwC's
15 Renewed Motion for Partial Summary Judgment is **DENIED** without prejudice. *Joanna S. Kushner*

17 Dated this 16th day of June, 2022

18 *Joanna S. Kushner*

20 **SUBMITTED BY:**

21 /s/ Ariel C. Johnson
22 Mark A. Hutchison (4639)
23 Brenoch R. Wirthlin (10282)
24 Ariel C. Johnson (13357)
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C49 8E1 F496 CFAB
Joanna S. Kushner
District Court Judge

1 *Attorneys for Plaintiff Michael Tricarichi*

2

APPROVED AS TO FORM AND CONTENT BY:

3

SNELL & WILMER L.L.P.

4

5 /s/ Bradley T. Austin

Patrick Byrne, Esq.

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Alexandria Jones

From: Austin, Bradley <baustin@swlaw.com>
Sent: Wednesday, June 15, 2022 1:00 PM
To: Ariel C. Johnson
Cc: Mark Levine; Chris Landgraff; Daniel Taylor; Kate Roin; Byrne, Pat; shessell@sperling-law.com; bsercye@sperling-law.com; Maddy Carnate-Peralta; Alexandria Jones
Subject: RE: Proposed SAO - Extend Briefing Schedule - PwC's MPSJ

Hi Ariel,

Thank you for preparing. We recommend removing the blank date above the judge's signature line so that it conforms to the format outlined in Admin. Order 22-07. With that minor change, you may affix my e-signature and submit.

Thanks,

Brad

From: Ariel C. Johnson <ajohnson@hutchlegal.com>
Sent: Tuesday, June 14, 2022 9:20 AM
To: Austin, Bradley <baustin@swlaw.com>
Cc: Mark Levine <mark.levine@bartlitbeck.com>; Chris Landgraff <chris.landgraff@bartlitbeck.com>; Daniel Taylor <dan.taylor@bartlitbeck.com>; Kate Roin <kate.roin@bartlitbeck.com>; Byrne, Pat <pbyrne@swlaw.com>; shessell@sperling-law.com; bsercye@sperling-law.com; Maddy Carnate-Peralta <mcarnate@hutchlegal.com>; Alexandria Jones <ajones@hutchlegal.com>
Subject: RE: Proposed SAO - Extend Briefing Schedule - PwC's MPSJ

[EXTERNAL] ajohnson@hutchlegal.com

Good morning,

Please find attached Plaintiff's Proposed Order Denying PwC's Motion for Partial Summary Judgment for your review and comment.

If you are agreeable to the proposed Order in its current form, please respond to this email confirm the same as well as your approval to affix your electronic signature to the Order.

Sincerely,

Ariel

From: Austin, Bradley <baustin@swlaw.com>
Sent: Thursday, May 12, 2022 10:22 AM
To: Ariel C. Johnson <ajohnson@hutchlegal.com>
Cc: Mark Levine <mark.levine@bartlitbeck.com>; Chris Landgraff <chris.landgraff@bartlitbeck.com>; Daniel Taylor <dan.taylor@bartlitbeck.com>; Kate Roin <kate.roin@bartlitbeck.com>; Byrne, Pat <pbyrne@swlaw.com>;

1 **CSERV**

2
3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 Michael Tricarichi, Plaintiff(s)

CASE NO: A-16-735910-B

7 vs.

DEPT. NO. Department 31

8 PricewaterhouseCoopers LLP,
9 Defendant(s)

10
11 **AUTOMATED CERTIFICATE OF SERVICE**

12 This automated certificate of service was generated by the Eighth Judicial District
13 Court. The foregoing Order was served via the court's electronic eFile system to all
recipients registered for e-Service on the above entitled case as listed below:

14 Service Date: 6/16/2022

15 Brad Austin .

baustin@swlaw.com

16 Docket .

DOCKET_LAS@swlaw.com

17 Gaylene Kim .

gkim@swlaw.com

18 Jeanne Forrest .

jforrest@swlaw.com

19 Lyndsey Luxford .

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20 Maddy Carnate-Peralta .

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21 Patrick Byrne .

pbyrne@swlaw.com

22 Scott F. Hessell .

shessell@sperling-law.com

23 Thomas D. Brooks .

tbrooks@sperling-law.com

24 Todd Prall .

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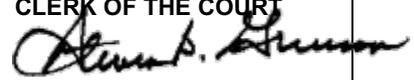
25 Tom Brooks

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AA 001021

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7	Daniel Taylor	daniel.taylor@bartlitbeck.com
8	Katharine Roin	kate.roin@bartlitbeck.com
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19 *Attorneys for Defendant*
20 *PricewaterhouseCoopers LLP*

21 **DISTRICT COURT**
22 **CLARK COUNTY, NEVADA**

23 MICHAEL A. TRICARICHI,
24
25 Plaintiff,

26 vs.

27 PRICEWATERHOUSECOOPERS LLP,
28 Defendant.

CASE NO.: A-16-735910-B
DEPT. NO.: XXXI

**NOTICE OF ENTRY OF FINDINGS OF
FACT AND CONCLUSIONS OF LAW AND
JUDGMENT**

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PLEASE TAKE NOTICE that the *Findings of Fact and Conclusions of Law and Judgment* was entered in the above-captioned matter on February 9, 2023, a copy of which is attached hereto as Exhibit 1.

Dated: February 22, 2023

SNELL & WILMER L.L.P.

By: /s/ Bradley Austin
Patrick Byrne, Esq. (NV Bar No. 7636)
Bradley T. Austin, Esq. (NV Bar No. 13064)
3883 Howard Hughes Parkway, Suite 1100
Las Vegas, NV 89169

Mark L. Levine, Esq. (*Pro Hac Vice*)
Christopher D. Landgraff, Esq. (*Pro Hac Vice*)
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Denver, CO 80202

*Attorneys for Defendant
PricewaterhouseCoopers, LLP*

CERTIFICATE OF SERVICE

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I, the undersigned, declare under penalty of perjury, that I am over the age of eighteen (18) years, and I am not a party to, nor interested in, this action. On February 22, 2023, I caused to be served a true and correct copy of the foregoing **NOTICE OF ENTRY OF FINDINGS OF FACT AND CONCLUSIONS OF LAW AND JUDGMENT** upon the following by the method indicated:

- BY E-MAIL:** by transmitting via e-mail the document(s) listed above to the e-mail addresses set forth below and/or included on the Court's Service List for the above-referenced case.
- BY U.S. MAIL:** by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Las Vegas, Nevada addressed as set forth below.
- BY OVERNIGHT MAIL:** by causing document(s) to be picked up by an overnight delivery service company for delivery to the addressee(s) on the next business day.
- BY PERSONAL DELIVERY:** by causing personal delivery via messenger service of the document(s) listed above to the person(s) at the address(es) set forth below.
- BY ELECTRONIC SUBMISSION:** submitted to the above-entitled Court for electronic filing and service upon the Court's Service List for the above-referenced case.

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bsercye@sperling-law.com

Attorneys for Plaintiff

/s/ Lyndsey Luxford
An Employee of Snell & Wilmer L.L.P.

4886-1991-5088

EXHIBIT 1

1 **FFCL**

2
3 **DISTRICT COURT**
4 **CLARK COUNTY, NEVADA**
5

6 MICHAEL A. TRICARICHI,
7
8 Plaintiff,

CASE NO.: A-16-735910-B

DEPT. NO.: XXXI

9 vs.

**FINDINGS OF FACT AND CONCLUSIONS
OF LAW AND JUDGMENT**

10 PRICEWATERHOUSECOOPERS LLP,
11
12 Defendant.
13

14
15 This matter came on for a Bench Trial before the Honorable Judge Joanna
16 S. Kishner, Department XXXI, commencing October 31, 2022, and the trial
17 concluded November 10, 2022. Appearing for Plaintiff Michael Tricarichi was
18 Ariel C. Johnson, Esq. of HUTCHISON & STEFFEN, PLLC., along with pro hac
19 vice counsel, Scott F. Hessell, Esq. and Blake Sercye, Esq. of SPERLING &
20 SLATER, P.C. Appearing for Defendant PricewaterhouseCoopers, LLP. ("PwC")
21 was Patrick G. Byrne, Esq. and Bradley T. Austin, Esq. of SNELL & WILMER,
22 LLP, along with pro hac vice counsel, Mark L. Levine, Esq., Christopher D.
23 Landgraff, Esq., Katharine A. Roin, Esq., of BARTLIT BECK, LLP. The Court,
24 having heard the testimony of the witnesses, having reviewed the trial exhibits
25 and evidence, and having heard arguments of counsel finds and orders as
26 follows:
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FINDINGS OF FACT

I. Introduction and Relevant Parties

1. This case arises from a 2003 transaction, in which Plaintiff Michael Tricarichi (“Tricarichi”) sold his shares of his wholly-owned business, Westside Cellular (“Westside”) to Fortrend International LLC (“Fortrend”) for approximately \$34.9 million (the “Westside Transaction”). Tricarichi retained Defendant PriceWaterHouseCoopers, LLP (“PwC”), among others, to provide tax services related to the sale.¹

2. The IRS later audited Westside’s 2003 tax return and sought to collect Westside’s unpaid taxes from Tricarichi. The Tax Court ultimately ordered Tricarichi to pay roughly \$21 million in additional taxes and penalties, plus interest. Ex.² 66, Tricarichi Tax Court Memo at 068.

3. In 2016, Tricarichi filed this lawsuit against PwC, alleging that PwC was negligent in providing tax advice in 2003. Dkt. 1, Compl. ¶¶ 81–96. The Court granted Summary Judgment for PwC on that claim - on statute of limitations grounds. Dkt. 119, Order Granting Summ. J. at 3. Tricarichi then amended his Complaint to allege that PwC was separately negligent *five years later* for, among other things, failing to advise him in 2008 about IRS Notice 2008-111, which was issued in December 2008. Dkt. 140, Am. Compl. ¶¶ 115–121. Tricarichi set forth that *inter alia* if PwC had told him about Notice 2008-111, he could have avoided years of litigation with the IRS. *Id.* ¶ 121.

¹ While the background facts of this case have been extensively cited not only in at least two appellate decisions and in the Order in the Motion for Summary Judgment, the Court reiterates the relevant background facts as set forth in the trial to the extent they do not conflict with the law of the case.

² “Ex.” refers to exhibits admitted into evidence at trial. “TT” (followed by the corresponding day of trial) refers to the trial transcripts, which are filed as docket numbers 396–405.

1 4. At trial, Tricarichi sought to recover the interest that has accrued
2 on his tax deficiency between early 2009 and 2018 as well as attorney's fees
3 and other costs he incurred litigating against the IRS (approximately \$3 million)
4 — a total of approximately \$18 million.
5

6 **II. The Westside Transaction**

7 5. In April and May of 2003, Westside received approximately \$65
8 million in settlement proceeds from antitrust claims brought in Ohio. Ex. 66 at
9 007. The Record reflects that Tricarichi knew he would face substantial tax
10 liability on the settlement - both at the corporate level, and as a shareholder of
11 Westside and began looking for ways to minimize his tax burden. *Id.* Tricarichi's
12 brother, James, made an introduction to a company called Fortrend in early
13 2003, who told Tricarichi that it would purchase his Westside stock and offset the
14 taxable gain with losses, thereby eliminating Westside's corporate income tax
15 liability. *Id.* at 008. Tricarichi set forth that the amount after payment of legal fees
16 and employee bonuses, Westside was left with approximately \$40 million. Nov. 2,
17 2022, Trial Tr. 89:11-16; Trial Ex. 66 at 011. Regardless of whether the net
18 amount was \$65 million or \$40 million for purposes of the claims at issue in the
19 present litigation the analysis is the same.
20
21

22 6. Tricarichi retained his long-time attorneys at Hahn Loeser & Parks,
23 LLP ("Hahn Loeser") to oversee all aspects of the transaction, including
24 structuring it, drafting the deal documents, and providing advice on how Tricarichi
25 could minimize his tax burden. TT8 (Vol. 2) 9, 12–13 (Hart Dep. 56:14–20,
26 93:24–94:5).
27
28

1 7. Hahn Loeser corporate and tax attorney Jeff Folkman, among
2 others, had authority to act on behalf of Tricarichi and acted as his agent in
3 various matters with respect to the Westside Transaction. See, e.g., Ex. 127,
4 Email from J. Folkman at 001; TT3 89:7–90:20 (Tricarichi).

5 8. Ultimately, Tricarichi sold his shares of Westside to Nob Hill
6 Holdings, Inc., a Fortrend affiliate, for approximately \$35 million. The transaction
7 closed on September 9, 2003. Ex. 66 at 016, 023.

8 **III. PwC’s Engagement**

9 9. Tricarichi separately hired PwC to evaluate the tax implications of
10 the proposed Westside Transaction. TT4 142:10–13 (Stovsky). Tricarichi used
11 his brother James as a “conduit” during his dealings with PwC. TT3 143:7–15,
12 175:25–176:3. Tricarichi’s brother, James, was an accountant.

13 10. Tricarichi signed a written Engagement Agreement with PwC
14 dated April 10, 2003. Ex. 100. The Engagement Agreement consisted of an
15 Engagement Letter which incorporated an attached document entitled “Terms of
16 Engagement to Provide Tax Services.” These documents, collectively,
17 comprised the agreement between the parties. See *PricewaterhouseCoopers*
18 *LLP v. Eighth Jud. Dist. Court*, No. 82371, 2021 WL 4492128, at *1 (Nev. Sept.
19 30, 2021).

20 11. As this Court has found previously, Tricarichi received both the
21 Engagement Letter and the Terms of Engagement, and the Engagement
22 Agreement was a valid and binding contract. See Dkt. 336, Order Granting
23 PwC’s Mot. to Strike Jury Demand ¶ 33.³

24 12. The Engagement Agreement specified that PwC would provide
25

26
27 ³ The instant Court was assigned the case in 2021 after certain decisions, which are law of the
28 case, had been made by the Honorable Elizabeth Gonzalez (ret.)

1 “tax research and evaluation services” for the Westside Transaction. Ex. 100 at
2 001. The Engagement Letter, thus, set forth specific parameters regarding the
3 scope of the engagement rather than an open ended engagement.

4 13. Section 7 of the Terms of Engagement contained a limitation-of-
5 liability clause, which states in relevant part:

6 IN NO EVENT, UNLESS IT HAS BEEN FINALLY DETERMINED
7 THAT [PwC] WAS GROSSLY NEGLIGENT OR ACTED
8 WILLFULLY OR FRAUDULENTLY, SHALL [PwC] BE LIABLE TO
9 THE CLIENT OR ANY OF ITS OFFICERS, DIRECTORS,
10 EMPLOYEES OR SHAREHOLDERS OR TO ANY OTHER THIRD
11 PARTY, WHETHER A CLAIM BE IN TORT, CONTRACT OR
12 OTHERWISE FOR ANY AMOUNT IN EXCESS OF THE TOTAL
13 PROFESSIONAL FEE PAID BY YOU TO US UNDER THIS
14 AGREEMENT FOR THE PARTICULAR SERVICE TO WHICH
15 SUCH CLAIM RELATES.

16 *Id.* at 007.

17 14. Section 3 of the Engagement Agreement advised that

18 Tax laws and regulations are subject to change at any
19 time, and such changes may be retroactive in effect
20 and may be applicable to advice given or other
21 services rendered before their effective dates. [PwC]
22 *do[es] not assume responsibility for such changes*
23 *occurring after the date we have completed our*
24 *services.*

25 *Id.* at 006.

26 15. Section 10 of the Engagement Agreement specified that it will be
27 governed by the laws of the State of New York. *Id.* at 007.

28 16. It was undisputed that several PwC tax professionals worked on
the Engagement, including Richard Stovsky, the Cleveland-based engagement
partner; Tim Lohnes, a partner in the corporate M&A group in the national office
in Washington DC; as well as partners Don Rocen and Ray Turk.

17. The PwC team performed a number of services pursuant to the
Engagement Agreement’s terms, including analyzing draft agreements,
researching potential tax issues, discussing applicability of Treasury Notices,
and suggesting deal terms to protect Tricarichi (including indemnity protections

1 and insurance).

2 18. PwC memorialized parts of its advice to Tricarichi in a memo
3 referred to at trial as the “Stovsky Memo,” which Stovsky updated periodically
4 after having conversations with other PwC partners, as well as with Tricarichi or
5 his advisors. Ex. 2. PwC also kept a file with notes and other communications
6 that it contended were relevant to its analysis. See, e.g., Ex. 1.

7 19. PwC primarily investigated two topics for Tricarichi: (1) whether the
8 Westside Transaction was reportable to the IRS as a so-called “Midco”
9 transaction under IRS Notice 2001-16; and (2) whether Tricarichi could be held
10 liable for Westside’s taxes, including under a transferee liability theory. *Id.* at
11 002–004.⁴

12 20. As to the first question, Stovsky advised Tricarichi that the
13 transaction “more likely than not” would not be reportable to the IRS as an
14 intermediary or Midco transaction under IRS Notice 2001-16. *Id.* at 001, 004;
15 TT4 158:1–7.

16 21. As to the second question, Stovsky similarly advised Tricarichi that
17 the transaction “more likely than not” would be “respected” by the IRS; and thus,
18 that Tricarichi would not be held liable for Westside’s taxes under transferee
19 liability. Ex. 2 at 001–003; TT4 154:3–6.

20 22. Based on the testimony of various witnesses for PwC, the “more
21 likely than not” qualifier to PwC’s advice is a standard tax industry term that
22 meant, consistent with its plain language, there was at least a 50.1% chance of
23 prevailing (up to 70% or 75%); or conversely, a 49.9% chance of losing. TT8
24 (Vol. 1) 250:5-9 (Harris); *id.* 60:10–19 (Greene); see also TT1 154:5–20
25

26
27 ⁴ Although the parties disputed the depth of Midco experience the tax professionals at PwC had
28 in 2003, that dispute need not be resolved given the Summary Judgment ruling.

1 (Lohnes); TT6 143:2–18 (Boyer). That specific interpretation of “more likely
2 than not” was not set forth in any written communication sent to Tricarichi or his
3 representatives.

4 23. Based on evidence provided, Stovsky, either directly or through
5 conversations with Tricarichi’s representatives, also suggested that Tricarichi
6 take out an insurance policy for any potential tax liability or transferee liability.
7 Tricarichi did not follow this advice. Ex. 110, Handwritten Notes. TT6 23:18–
8 25:10.

9 24. PwC billed Tricarichi \$48,552.00 for the Engagement, which
10 Tricarichi paid in full. See Ex. 3, PwC Invoices.

11 25. PwC issued its last invoice on October 29, 2003, for services
12 rendered through September 30, 2003. *Id.* at 006. After that, PwC did not enter
13 into any Engagement Letter to perform any paid services for Tricarichi or
14 Westside. While it was undisputed that there was no monetary compensation
15 provided after the \$48,552.00 was paid in full by the end of 2003, and there was
16 no written Engagement Letter signed by Tricarichi in 2003, it was disputed
17 between the parties as to whether there was an implied client relationship due to
18 there being either an ongoing obligation to notify Tricarichi of new IRS bulletins
19 or rulings, or the fact that there were communications between PwC and
20 Tricarichi or his agents after 2003 relating to the IRS issues that arose regarding
21 the Westside Transaction.

22 26. While there was evidence that PwC reviewed IRS bulletins and
23 information relating to Midco transactions after providing Tricarichi its advice,
24 Plaintiff did not meet his burden to show that conduct created an affirmative duty
25 on behalf of PwC towards Tricarichi for claims that were not already precluded
26 by the Summary Judgment Motion.

27 27. For example, in approximately, November 2003, at Mr. Stovsky’s
28

1 request, Mr. Lohnes reviewed an updated IRS list of prohibited transactions to
2 see if the Westside Midco Transaction, or a similar transaction, was listed. Trial
3 Ex. 32. Mr. Lohnes concluded that the November 2003 list “contain[ed] no
4 items that would impact [Westside’s] transaction, other than the items we
5 discussed previously, namely the midco listed transaction.” *Id.* at 001.

6 28. In addition, it was undisputed that PwC or its attorneys and
7 Tricarichi (or his attorneys) had contact after Tricarichi’s IRS dispute began. It
8 was disputed at trial, however, whether these communications were to provide
9 general assistance such as providing copies of documents or whether they
10 related to the retention of professional accounting services. *E.g.*, Ex. 7, Email
11 from S. Marcus to S. Dillon.

12 29. At trial, PwC witnesses consistently testified that by 2008, they did
13 not consider Tricarichi to be a current client, and that he did not have an
14 ongoing relationship with PwC after 2003. TT2 110:24–111:6 (Lohnes); TT3
15 31:21–32:3 (Lohnes); TT5 100:15–16 (Stovsky). Tricarichi, likewise, confirmed
16 that he never engaged PwC at any point after 2003, and did not have any
17 ongoing relationship after that time. Indeed, it was shown that while Tricarichi’s
18 brother, James, had some interactions with PwC, and so did Tricarichi’s lawyers,
19 there was no evidence that Tricarichi retained PwC’s services utilizing a similar
20 process involving a written Engagement Letter and payment of fees as he had
21 in 2003. Additionally, the 2003 Engagement Letter, on its face, did not set forth
22 there was an ongoing relationship; but, instead, was limited to the scope of
23 services provided and paid for. Further, no additional funds were paid by
24 Tricarichi, or anyone on his behalf, to PwC for any type of accounting services
25 on behalf of Tricarichi, or involving any interest held by Tricarichi. TT3 162:25–
26 163:5; 164:25–165:5 (Tricarichi).

27 30. In light of the foregoing specific facts and evidence presented at
28

1 trial, the Court finds that Tricarichi ceased being a PwC client as of October,
2 2003 when the services pursuant to the specific Engagement Agreement were
3 completed and the final bill sent. By 2008, Tricarichi was a former client of
4 PwC's and had no ongoing professional relationship with the firm.

5 31. The next issue for the Court to determine is whether, in light of
6 Tricarichi's status as a former client and/or given the interactions between PwC
7 and either Tricarichi, his agents, his counsel and/or the IRS, PwC created a
8 relationship with Tricarichi that subjects it to liability pursuant to the claims in the
9 Amended Complaint. The Court sets forth the various issues raised by
10 Tricarichi below.

11 **IV. PwC's Prior Experience with Midco Transactions Do Not**
12 **Provide a Basis for Liability Against PwC in the Instant Case**

13 32. Tricarichi alleged that PwC's advice and/or involvement with other
14 Midco transactions demonstrated that it knew or had reason to know that the
15 advice it provided to Tricarichi was inaccurate or inconsistent; and thus, he
16 should prevail on his Amended Complaint. In support of that contention,
17 Tricarichi provided argument and/or evidence that advice provided in what was
18 referred to as the "Enbridge Matter" and the "Marshall Matter" was contrary or
19 different that the advice he received. PwC disputed both the allegations as well
20 as the applicability of both matters.

21 **A. The Enbridge Matter**

22 33. It was undisputed that the Enbridge matter arose in 1999 (prior to
23 the issuance of Notice 2001-16) and involved the purchase of shares from the
24 Bishop Group, Ltd. by Midcoast Energy Resources (which later came to be
25 known as Enbridge). Ex. 156, Enbridge Op. at 001-004. PwC (through its
26 Houston office) gave tax advice to Midcoast in the transaction. *Id.* at 002.

27 34. While the Enbridge matter involved a purported Midco transaction,
28

1 the Court finds numerous differences between it and the instant case. First,
2 there were four parties (including an intermediary entity) to the Enbridge
3 transaction, while the Westside Transaction only involved three parties and
4 lacked an intermediary entity. *Id.* at 002–004.

5 35. Second, the Westside Transaction also did not include a target
6 corporation with built-in gain assets or a purchaser seeking to achieve a step-up
7 in the tax basis of such assets, as was the case in *Enbridge*. TT8 (Vol. 1) 196:8–
8 14 (Harris).

9 36. Third, the Enbridge transaction did not involve questions of
10 transferee liability. *Id.* 195:22–196:7 (Harris).

11 37. Thus, the evidence presented to this Court demonstrated that
12 there were differences between the two transactions as to not only their
13 structure, but also their timing *vis a vis* applicable IRS rules and regulations. In
14 addition, the Federal District Court's decision in *Enbridge* was published and
15 generally available to the public as of March 2008, including to Tricarichi and his
16 counsel. See, *Enbridge Energy Co. v. United States*, 553 F. Supp. 2d 716 (S.D.
17 Tex. 2008). Specifically to the case at bar, there was a memo from R. Corn to
18 Plaintiff Tricarichi which demonstrated that Tricarichi was advised on the
19 differences between Enbridge and the Westside Transaction so Tricarichi could
20 not have relied on any failure of PwC to provide him information about Enbridge
21 when his own counsel set forth that it was distinguishable from his case. Ex.
22 169, Memo from R. Corn to M. Tricarichi at 003–004.

23
24 **B. The Marshall Matter**

25 38. In addition to Enbridge, Tricarichi also contended that PwC failed
26 to disclose that it had any prior relationship with Fortrend and any of its prior
27 transactions. The evidence presented to the Court set forth that the Marshall

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1 matter involved the family shareholders of a C corporation who sold their shares
2 to a Fortrend affiliate to minimize their tax liability from an expected litigation
3 settlement. Ex. 56, Marshall Tax Court Op. at 001–003. PwC (through its
4 Portland office) advised John Marshall not to proceed with the transaction and
5 stated that it would not consult or provide advice on the transaction. *Id.* at 004–
6 005. The transaction closed in March 2003. *Id.* at 007.

7 39. As with the Enbridge matter, the Court finds numerous differences
8 between the Marshall matter and the instant case. The Marshalls undertook an
9 integrated transaction with significant non-cash built-in gain assets (as opposed
10 to none in the Westside Transaction), and the nature of this transaction
11 presented greater risks of transferee liability than the Westside Transaction. TT8
12 (Vol. 1) 199:3–12 (Harris). Given the differences in the matters, Tricarichi did
13 not meet his burden to show that PwC has liability to him for failing to disclose
14 or take into account the advice given in that transaction.

15 **V. Tricarichi’s Tax Dispute with the IRS and IRS Notice 2008-11**

16 40. In his Amended Complaint, Tricarichi alleges that his claims are
17 not time barred based on a tolling agreement and instead PwC is liable for his
18 damages and interest because of what PwC did and did not do regarding IRS
19 Notice 2008-11. The gravaman of Tricarichi’s claims are his contention that:
20 had PwC informed Mr. Tricarichi of the problems with its advice regarding the
21 Westside Midco Transaction and the resulting error on Mr. Tricarichi’s tax
22 return(s), Mr. Tricarichi would have been able to amend his return(s), avoid
23 interest on taxes and penalties, avoid litigation with the IRS, and thereby avoid
24 related legal fees and expenses. Nov. 2, 2022, Trial Tr. 124:12-126:6.

25 41. PwC contended in its defense *inter alia* that: 1. All of Tricarichi’s
26 claims are barred by statute of limitations; 2. Neither its 2003 advice, nor its
27 internal review of the 2008 Notice, which it did not advise Tricarichi it reviewed
28

1 in 2008, did not fall below the standard of care based on the information
2 available and the risk factor it placed on its advice even with a retrospective
3 view of the 2008 Notice provisions; 3. Tricarichi hired experienced tax lawyers
4 who he relied upon in making his decisions and those lawyers provided similar
5 advice and analysis as PwC did; 4. There was no client relationship after 2003
6 and thus no duty was owed in 2008 or later; and 5. Tricarichi's damages are due
7 to his own conduct including not settling with the IRS.

8 42. It was undisputed that on December 1, 2008, the IRS issued
9 Notice 2008-111, entitled "Guidance on Intermediary Transaction Tax Shelters."
10 The impact and obligations relating to that Notice were disputed at trial. Ex. 44.

11 43. The plain language of the Notice itself sets forth that the purpose
12 of Notice 2008-111 was to "clarif[y]" the agency's prior notice on Midco
13 transactions, IRS Notice 2001-16. *Id.* at 003.

14 44. Specifically, Notice 2008-111 advised taxpayers that a transaction
15 would be treated as an "Intermediary Transaction" if: (1) a person engages in
16 that transaction pursuant to a "Plan" (as defined in the Notice); (2) the
17 transaction contains each of four objective components described in the Notice;
18 and, (3) no safe harbor exception applies. *Id.*

19 45. In so doing, PwC and others interpreted the Notice to mean that
20 the IRS narrowed the scope of Notice 2001-16. TT6 137:17–138:4 (Boyer); TT8
21 (Vol. 1) 182:23–183:1 (Harris).

22 46. Notice 2008-111 addressed only *reportability* of transactions to the
23 IRS, not *liability* under the tax laws. Ex. 44 at 003. The Notice did "not affect the
24 legal determination of whether a person's treatment of the transaction [was]
25 proper or whether such person [was] liable, at law or in equity, as a transferee of
26 property in respect of the unpaid tax obligation" *Id.*

27 47. After the IRS issued Notice 2008-111, Lohnes responded in an
28

1 internal email to a question from Stovsky: “I read through the Notice and agree
2 with your assessment that it shouldn’t change any of our prior analysis.” Ex.
3 159, Lohnes Email to Stovsky. Stovsky testified that his receiving the IRS
4 subpoena to PwC relating to the Westside Transaction led him to communicate
5 with Lohnes about the Notice. TT6 67:9–13.

6 48. It was undisputed that the IRS began auditing Westside’s 2003 tax
7 return in August 2005, and it interviewed Tricarichi in connection with that audit
8 in 2007. Ex. 144, IRS Notice of Audit to Westside Cellular. PwC was not
9 involved with the preparation of Westside’s 2003 return.

10 49. On January 22, 2008—roughly ten months before issuing Notice
11 2008-111—the IRS sent Tricarichi an Information Document Request (“IDR”)
12 seeking documents related to the Westside Transaction. Ex. 150. The IDR
13 advised Tricarichi that he may be liable for all or part of Westside’s tax liability.
14 *Id.* at 001, See also, Order on Summary Judgment.

15 50. The IRS also issued a summons to PwC on January 29, 2008,
16 seeking documents related to the Westside Transaction. Ex. 152. On February
17 22, 2008, PwC responded to the summons, on its own behalf. In so doing, PwC
18 provided documents and set forth its contention that it had not provided any
19 services to Tricarichi since 2003. Ex. 155. Tricarichi was not billed for any of
20 these activities. See Ex. 3.

21 51. The IRS determined that as a result of the Westside transaction
22 the company owed an additional \$15.2 million in taxes and \$6 million in
23 penalties for 2003. Ex. 66 at 027. In a draft transferee report sent to Tricarichi
24 on February 3, 2009, the IRS sought payment of Westside’s outstanding tax
25 liability from Tricarichi. Ex. 161 at 003–025.

26 52. After receiving the draft transferee report, Tricarichi recruited
27 highly experienced tax counsel to advise him.

28

1 53. Among those who Tricarichi hired were Glenn Miller and Michael
2 Desmond of Bingham McCutcheon. Miller has practiced tax law for
3 approximately 30 years. TT7 185:6–8. Desmond is a tax lawyer with over 25
4 years of experience, including being employed at the DOJ's Tax Division. TT6
5 169:15–170:1. After his work for Tricarichi, Desmond later served as IRS Chief
6 Counsel. *Id.* 170:18–171:13.

7 54. Tricarichi also hired a team of lawyers at Sullivan & Cromwell, led
8 by Don Korb, a senior tax lawyer who, at the time of his deposition in 2020, had
9 been practicing tax law for over 45 years. TT8 (Vol. 2) 28 (Korb Dep. 15:25–
10 16:4). Korb's experience included serving as Chief Counsel of the IRS from
11 2004 to 2008. *Id.* at 28–29 (Korb Dep. 18:13–15, 19:23–20:1).

12 55. As his trial with the IRS in the Tax Court approached, Tricarichi
13 also hired several lawyers at McGuire Woods, led by one of its partners, Craig
14 Bell. TT6 182:24–183:10 (Desmond).

15 56. While representing their client before the IRS and consistent with
16 PwC's prior assessment, Tricarichi's lawyers repeatedly argued that under the
17 standards set forth by Notice 2008-111, the Westside Transaction was not an
18 intermediary transaction. *See, e.g.*, Ex. 102, 4/29/09 Response to Draft Protest
19 Letter at 006–010; Ex. 103A, 10/9/09 Formal Protest Letter at 012–016; Ex.
20 183, 10/27/10 Appeals Conference Presentation at 002–003, 010–012; Ex. 197,
21 3/18/11 Korb Letter to IRS at 003–004.

22 57. Each of the communications cited above contained lengthy
23 explanations of Notice 2008-111, by individuals separate from PwC including
24 tax lawyers, and they all set forth a similar opinion that Lohnes had provided
25 internally to Stovsky---i.e. that the 2008 Notice did not apply to the Westside
26 Transaction. *See id.* For example, the admitted exhibits included a March 2011
27 communication from one of Tricarichi's lawyers in the tax proceedings, Korb,
28

1 wherein he contended that “pursuant to the clear and unambiguous language
2 of Notice 2008-111, the sale of West Side Cellular stock is neither an
3 intermediary transaction *nor* substantially similar to an intermediary transaction.
4 *We see no basis on which this conclusion can be challenged.*” Ex. 197 at 004
5 (emphasis added); see *also* Ex. 183 at 002–003, 010–012.

6 58. The evidence established that Tricarichi’s lawyers and the IRS
7 also undertook efforts to settle the case. For example, in October 2010, the IRS
8 indicated it would be willing to settle the claim for roughly \$14.5 million. Ex. 186,
9 Email from D. Korb to M. Tricarichi; Ex. 187, Tricarichi’s Baseline Case
10 Calculation at 005; TT6 177:3–9 (Desmond). Tricarichi did not accept this offer.

11 59. On December 6, 2010, Tricarichi’s lawyers at Sullivan & Crowell
12 sent a “decision tree” analysis to the IRS, which purported to calculate the IRS’s
13 chances of success at trial as a means of estimating the settlement value of the
14 case. Ex. 190, Email from A. Mason to P. Szpalik at 002. Tricarichi’s lawyers
15 took the position that the IRS had only a 17 percent (17%) chance of
16 establishing liability for Tricarichi and an 83 percent (83%) chance of failing to
17 make such a showing. *Id.*

18 60. At trial, Tricarichi confirmed that as of December 2010, he
19 understood that he had an 83 percent (83%) chance of winning his case against
20 the IRS based on the decision tree presented by his lawyers and which PwC
21 had no part in creating or editing. TT4 75:19–25.

22 61. On December 8, 2010, the IRS sent a new settlement offer of
23 approximately \$16.1 million. Ex. 192, Email from R. Corn to D. Korb; Ex. 193,
24 IRS Settlement Computation at 001. Tricarichi did not accept this offer.

25 62. The IRS made another settlement offer in August 2011 of
26 approximately \$12.4 million. Ex. 201, Facsimile from P. Szpalik to D. Korb at
27 002. Tricarichi did not accept this offer.

28

1 63. Tricarichi did not settle his IRS case. Tricarichi testified that he did
2 not have the ability to settle for the amount that was being sought. TT4 30:23–
3 31:1; *id.* 74:12–14; *id.* 86:11–13. Tricarichi’s lawyers also testified that he was
4 not interested in considering settlement offers in the double-digit millions. TT6
5 198:2–17 (Desmond).

6 64. On June 25, 2012, the IRS issued a formal “Notice of Liability,”
7 asserting that Tricarichi owed \$15,186,570 in income tax and underpayment
8 penalties of \$6,012,777 (for a total of approximately \$21.2 million) for the
9 Westside Transaction. Ex. 210. Tricarichi petitioned the Tax Court for review
10 shortly thereafter. Ex. 66.

11 65. On May 30, 2014, Tricarichi rejected his lawyers’ suggestion that
12 he might consider making a settlement offer to the IRS saying, “I don’t want to
13 give the irs (sic) the impression that we think our case is weak, which I don’t
14 believe it is.” Ex. 228, Email from M. Tricarichi to M. Desmond.

15 66. In their arguments to the Tax Court, Tricarichi’s lawyers continued
16 to argue that the Westside Transaction was not an intermediary transaction and
17 did not satisfy Notice 2008-111. *See, e.g.*, Ex. 225, Tricarichi’s Tax Court Cross-
18 Motion in Limine at 005.

19 67. The Tax Court held a four-day trial on Tricarichi’s petition in June
20 2014. After the trial, but before the Tax Court issued its decision in August 2014,
21 the IRS proposed settling the case for roughly \$13.7 million. Ex. 231, Email from
22 M. Desmond to M. Tricarichi; Ex. 232, Draft Settlement Discussion Framework;
23 TT6 201:18–202:3 (Desmond).

24 68. There was no settlement. Ex. 234, Email from M. Tricarichi to
25 M. Desmond.

26 69. The Tax Court issued its opinion on October 14, 2015, upholding
27 the IRS’s Notice of Liability and ruling for the government on all issues. Ex. 66 at
28

1 005. Tricarichi's subsequent appeals were unsuccessful. *Tricarichi v. Comm'r of*
2 *Internal Revenue*, 752 F. App'x 455, 456 (9th Cir. 2018), cert. denied, 140 S. Ct.
3 38 (2019).

4 70. The evidence showed that PwC provided the information required
5 by the IRS or requested by Tricarichi and his agents or lawyers, regarding the
6 tax dispute and/or tax trials. There was no evidence that Tricarichi hired PwC to
7 perform any professional services for him relating to the tax dispute and/or tax
8 trials.

9 71. The Record further shows that while PwC did not contact Tricarichi
10 before or after Lohnes reviewed the 2008 Notice at Stovsky's request, Tricarichi
11 was familiar with Notice 2008-111 and was repeatedly advised as to its content
12 and applicability by the attorneys he hired.

13 72. For example, Tricarichi reviewed drafts of the April 29, 2009, and
14 October 9, 2009, letters to the IRS, both of which contained detailed discussions
15 of Notice 2008-111. TT7 189:1-18, 190:6-22 (discussing Ex. 102); Ex. 103A at
16 030. In fact, Tricarichi signed the October 9, 2009, letter himself, attesting under
17 penalty of perjury that he had "examined this protest, including any
18 accompanying documents," and that the "facts presented in this protest are true,
19 correct, and complete." *Id.*

20 73. Tricarichi's attorneys also testified that they advised him on Notice
21 2008-11 specifically, and Midco transactions generally, both orally and in writing.
22 TT7 189:19-190:2, 193:5-15 (Miller).

23 74. For example, in October 2009, Korb sent a memo to Tricarichi and
24 his personal attorney Randy Hart, advising them that the Westside transaction
25 was "quite different" from the type of transaction described in Notice 2008-111.
26 Ex. 165 at 003. Tricarichi also reviewed settlement presentations to the IRS that
27 discussed Notice 2008-111 and the reasons it did not apply to the Westside
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1 Transaction. Ex. 174; Ex. 182.

2 75. The Court, therefore, finds that Tricarichi was aware of Notice
3 2008-111 and his counsel's interpretation of its applicability to the Westside
4 Transaction at least as of April 29, 2009. There was also evidence that during
5 the months and years that followed, his lawyers continued to advise him
6 repeatedly that in their opinion, and/or they had a strong argument to present to
7 a court, that the requirements of Notice 2008-111 were not met. This is the
8 same conclusion that PwC reached when it reviewed Notice 2008-111 shortly
9 after its issuance. See Ex. 159.

10 76. The preponderance of the evidence also shows that Tricarichi was
11 aware, or should have been aware, of the existence and contents of the Stovsky
12 memo no later than 2009. At trial, Tricarichi testified at one point that he first
13 saw a copy of the memo when PwC invited him and his lawyer, Randy Hart, to
14 review a box of documents it was planning to send to the IRS in response to a
15 summons it received regarding the Westside Transaction. TT4 7:21–23; see
16 *also* TT5 89:23–90:2, 90:21-91:1 (Stovsky); TT6 62:19–63:12 (Stovsky). This
17 meeting occurred in February 2008. See Ex. 155; TT6 62:11–25 (Stovsky). At
18 another point during his testimony, he stated that he was unsure whether he
19 saw the Stovsky memo in 2008. TT3. 122:14–19

20 77. Even if Tricarichi did not read the memo at the time he and Mr.
21 Hart were to review the documents to be sent to the IRS, that same memo was
22 cited by the IRS. Specifically, in February and August 2009, the IRS cited the
23 Stovsky memo and described its contents to Tricarichi in the draft and final
24 transferee reports that it issued. Ex. 161 at 009; Ex. 163 at 010. Further, in
25 September 2009, PwC sent Tricarichi a copy of the files it had provided to the
26 IRS, which included the Stovsky Memo. Ex. 51 at 001. Additionally, in October
27 2009, Sullivan & Cromwell billed Tricarichi, in part, for reviewing the Stovsky
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1 Memo. Ex. 168 at 002. Thus, even though Tricarichi stated at one point that he
2 never heard the phrase “more likely than not” before trial, (TT3 107:17–21) and
3 provided different recollections of when and/or whether he read or was made
4 aware of the contents of the Stovsky memo, the evidence demonstrates that
5 given the number of other witnesses and documents, Tricarichi reasonably
6 should be viewed as being on notice of the contents of the Stovsky memo.

7 **VI. Procedural History of Tricarichi’s Dispute with PwC**

8 78. On January 14, 2011, Joel Levin, an attorney for Tricarichi, sent
9 Stovsky a letter in which he stated that “it is [Tricarichi’s] position that this multi-
10 million dollar potential tax liability [for the Westside Transaction] lies at the feet
11 of PwC for failing to provide him competent services, advice and counsel with
12 respect to the subject stock sale to Fortrend, particularly concerning the
13 potential tax consequences.” Ex. 205 at 002.

14 79. In April 2016, Tricarichi filed a Complaint against PwC in the
15 Eighth Judicial District alleging that PwC’s 2003 advice on the Westside
16 Transaction was negligent. Dkt. 1 ¶¶ 37–40, 81–96.

17 80. On October 22, 2018, the Court granted Summary Judgment in
18 PwC’s favor, holding that the statute of limitations barred any claims based on
19 PwC’s 2003 advice. Dkt. 119 at 2. The Court entered Judgment in favor of PwC
20 “regarding any and all claims arising from the services PwC provided Tricarichi
21 in 2003.” *Id.* at 3.

22 81. Tricarichi filed an Amended Complaint in which he added a claim
23 for negligence based on PwC’s alleged failure to tell him about Notice 2008-111.
24 Dkt. 140 ¶¶ 116–17. Tricarichi alleged that if PwC had told him about Notice
25 2008-111, he would have immediately stopped litigating against the IRS and
26 paid the tax deficiency. *Id.* ¶ 119.

27 82. In the meantime, Tricarichi pursued a professional negligence
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1 claim against his attorneys at Hahn Loeser, alleging that they committed
2 malpractice by advising him to enter into the Westside Transaction. After a
3 mediation in September 2012, Tricarichi and Hahn Loeser settled their dispute
4 for \$4 million before any litigation was filed. Ex. 217, Letter from J. Levin to N.
5 Schwartz; Ex. 218, Confidential Settlement Agreement at 003 (¶ 5).

6 **VII. Standards of Professional Care**

7 83. The primary source of professional responsibility standards for
8 CPA tax practitioners during the time at issue in this case were standards
9 promulgated by the American Institute of Certified Public Accountants (“AICPA”).

10 84. In fact, the Engagement Agreement between PwC and Tricarichi
11 specified that all services were to be performed “in accordance with the AICPA’s
12 Statements on Standards for Tax Services.” Ex. 100 at 007 (Section 7).

13 85. Both Nevada (where Tricarichi was located) and Ohio (where PwC
14 dispensed its advice) adopted the AICPA professional standards, at least in part,
15 to govern accountants licensed to practice. Nev. Admin. Code §§ 628.0060-5(a)
16 & (d), 628.500; Ohio Admin. Code § 4701-9-09.

17 86. AICPA Rule 201 provides that a CPA tax practitioner must exercise
18 professional competence and due care, which depends on the scope of the
19 practitioner’s engagement under the particular facts and circumstances. Ex. 4,
20 AICPA Professional Standards.

21 87. The AICPA has defined the standard of care, and competence in
22 the context of tax planning advice and tax return preparation, in a series of
23 documents known as the Statements on Standards for Tax Services, or SSTs.
24 Ex. 106, Statements on Standards for Tax Services 1–8 (Aug. 2000).

25 88. SSTs No. 6 is entitled “Knowledge of Error: Return Preparation.”
26 This standard addresses situations in which an accountant (or “member”)
27 discovers either an error in a previously filed return or the taxpayer’s failure to
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1 file a return in the past. *Id.* at 027.

2 89. SSTS No. 6 states that “[a] member should inform the taxpayer
3 promptly upon becoming aware of an error in a previously filed return or upon
4 becoming aware of a taxpayer’s failure to file a required return.” *Id.* (¶ 3).

5 90. An “error” under SSTS No. 6 is any position that has less than a
6 one-in-three chance of success. Ex. 106 at 027 (¶ 1); *id.* at 008 (¶ 2(a)), *id.* at
7 011 (Interpretation 1-1); Ex. 149 at 046, IRS Circular 230 (Section 10.34),
8 Definition D1; TT8 (Vol. 1) 191:17–25 (Harris).

9 91. The “Explanation” section of SSTS No. 6 clarifies that its
10 obligations exist only when the accountant is continuing to represent the client.
11 Both Paragraphs 5 and 9 of SSTS No. 6 refer to telling the “taxpayer” (client)
12 about the error if the member became aware of it “[w]hile performing services
13 for a taxpayer.” Ex. 106 at 028–029 (¶¶ 5, 9); TT7 32:16–33:12 (Dellinger).

14 92. Paragraph 6 of the same section discusses “whether to continue a
15 professional or employment relationship with the taxpayer” if the taxpayer does
16 not correct the error. Ex. 106 at 028 (¶ 6). This, again, presupposes an existing
17 client relationship, a point upon which both PwC’s and Tricarichi’s experts
18 agreed. TT7 30:22–31:11 (Dellinger); TT8 (Vol. 1) 36:21–37:7 (Greene).

19 93. Nothing in the text of SSTS No. 6 imposes any obligations on an
20 accountant with respect to a former client. Trial testimony established that such
21 an open-ended obligation on accountants to their former clients would pose
22 enormous practical difficulties. TT7 33:13–22 (Dellinger); *see also* TT8 (Vol. 1)
23 38:19–22 (Greene).

24 94. SSTS No. 8 is entitled “Form and Content of Advice to Taxpayers.”
25 It addresses the “circumstances in which a member has a responsibility to
26 communicate with a taxpayer when subsequent developments affect advice
27 previously provided.” Ex. 106 at 033 (¶ 1).

28

1 95. The standard states: “[a] member has no obligation to
2 communicate with a taxpayer when subsequent developments affect advice
3 previously provided with respect to significant matters, except while assisting a
4 taxpayer in implementing procedures or plans associated with the advice
5 provided or when a member undertakes this obligation by specific agreement.”

6 *Id.* (¶ 4).

7 96. The “Explanation” section of the standard further specifies that “a
8 member cannot be expected to communicate subsequent developments that
9 affect such advice unless the member undertakes this obligation by specific
10 agreement with the taxpayer.” *Id.* at 034 (¶ 9).

11 97. Finally, the standard notes that taxpayers should be informed that
12 any advice rendered reflects professional judgment based on an existing
13 situation, and that later developments could affect earlier advice. It further
14 instructs that “Members may use precautionary language to the effect that their
15 advice is based on facts as stated and authorities are subject to change.” *Id.* at
16 035 (¶ 10). PwC included such language in its Engagement Agreement. See
17 FOF ¶ 14, *supra*.

18
19 **VIII. Tricarichi’s Claimed Damages and PwC’s Mitigation Defense**

20 98. Tricarichi seeks, as damages, the legal fees incurred in his IRS
21 litigation, and the interest on his unpaid taxes and penalties that accrued from
22 January 1, 2009, through November 13, 2018. Specifically, in this case Tricarichi
23 contends that PwC is liable to him for \$3,180,143.03 in legal fees and costs, and
24 \$14,937,400.18 in interest owed to the IRS.

25 99. As one of its defenses, PwC contended through its expert that the
26 damages asserted are too high and do not reflect appropriate mitigation. PwC
27 contended that had Tricarichi set aside the money he potentially owed the IRS

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1 and invested it in stock funds, bond funds, real estate funds, or some
2 combination of these, he could have enjoyed rates of return on the funds he
3 kept from the IRS significantly higher than the three-to-six percent interest rates
4 charged by the IRS during the same period. TT7 132:5–140:8 (Leaunae).

6 CONCLUSIONS OF LAW

8 **I. Elements of Tricarichi’s Cause of Action (Count III)**

9 100. Tricarichi tried a single claim of professional negligence (Count III
10 of his Amended Complaint) to the Court. Dkt. 140 ¶¶ 115–121. Count III
11 focuses only on whether the issuance of Notice 2008-111 in December 2008
12 gave rise to any duty to Tricarichi that PwC breached. *Id.*⁵

13 101. Despite the narrow focus of Count III, some of the evidence at trial
14 focused on what was contended to be negligent acts and omissions that
15 occurred in 2003, when PwC originally rendered its advice, or earlier despite the
16 Court’s prior Summary Judgment ruling, which barred as untimely “any and all
17 claims arising from the services PwC provided Plaintiff in 2003.” Dkt. 191 at 3.
18 Given the time and effort spent on the providing the detailed history of the case,
19 and given the extensive procedural history including appeals and multiple
20 proceedings in other courts, the Court has included historical facts and
21 testimony for clarity of the record. By incorporating a fuller factual background,
22 the Court is not sua sponte altering or amending any prior judgment or ruling as
23 they remain law of the case. See, e.g. *Recontrust Co. v. Zhang*, 130 Nev. 1, 7–
24 8 (2014) (“[A] court involved in later phases of a lawsuit should not re-open

25
26 ⁵ The Amended Complaint also contains Counts I and II against PwC, both of which were
27 included only for preservation purposes after the Court dismissed them on Summary Judgment in
28 the Amended Complaint apart from Count III. TT9 167:25–168:23.

1 questions decided (*i.e.*, established as law of the case) by that court or a higher
2 one in earlier phases”) (quotation omitted); see *a/so* Dkt. 234 at 4.

3 102. The elements of a cause of action in tort for professional
4 negligence are:

5 (1) the duty of the professional to use such skill,
6 prudence, and diligence as other members of his
7 profession commonly possess and exercise; (2) the
8 breach of that duty; (3) a proximate causal connection
between the negligent conduct and the resulting
injury, and (4) actual loss or damage resulting from
the professional’s negligence.

9 *Sorenson v. Pavlokowski*, 94 Nev. 440, 443, 581 P.2d 851, 853 (Nev. 1978).

10 103. As set forth in more detail below, at trial, Tricarichi failed to meet
11 his burden of proof on all four elements.

12
13 **II. First Element: PwC Did Not Owe Tricarichi a Duty of Care in
2008**

14 104. The Court concludes that PwC did not owe any duty to Tricarichi,
15 who ceased being a client in 2003, such that PwC should have updated its
16 previously-provided advice in 2008, after Notice 2008-111 issued. See
17 *Rodriguez v. Primadonna Co., LLC*, 125 Nev. 578, 584, 216 P.3d 793, 798 (Nev.
18 2009) (existence of duty is a matter of law for the Court to decide).

19 105. Under the AICPA’s SSTS No. 8, a member does not have any
20 obligation to communicate with a taxpayer about subsequent developments,
21 except “while assisting the taxpayer in implementing procedures or plans
22 associated with the advice provided or when the member undertakes this
23 obligation by specific agreement.” Ex. 106 at 033.

24 106. At trial, Tricarichi argued that the first exception (“while
25 implementing plans or procedures”) was satisfied because PwC provided
26 comments on the stock purchase agreement between Westside and Nob Hill in
27 2003, which he claimed created a continuing obligation for PwC to update him
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1 on subsequent developments in 2008. TT9 112:13–24.

2 107. The Court disagrees. By its plain language, the exception only
3 applies “while” the member is assisting the taxpayer in implementing
4 procedures. TT9 81:17–84:1 (Harris); TT7 67:2–68:5 (Dellinger). Even if
5 providing comments on the agreement counted as “implementing” Tricarichi’s
6 plan in 2003 (a question that the Court need not reach here), it is undisputed
7 that those efforts ceased in 2003. By 2008, PwC was not performing any work
8 for Tricarichi.

9 108. As to the second exception, in the present case there was a
10 specific Engagement Letter signed by Tricarichi. PwC’s Engagement Letter,
11 consistent with SSTS No. 8, specifically disclaimed any ongoing obligation for
12 changes to the tax laws after services were rendered. Ex. 100 at 006 (Section
13 3); Ex. 106 at 006. Further, there was no contention that Tricarichi was not
14 aware of the terms of the Engagement Letter as he even made comments on
15 the Engagement Letter which he signed.

16 109. Tricarichi also pointed to Paragraphs 6 and 7 of SSTS No. 8,
17 which discusses when a member may consider providing advice in written, as
18 opposed to oral, form. TT8 (Vol. 1) 10:13–14:11 (Greene); Ex. 106 at 034. In
19 the present case, there was disputed testimony about whether there was a
20 specific discussion about obtaining the information orally or in writing or if
21 Tricarichi knew that he could have requested the opinions to be set forth in
22 writing. Regardless of whether there was a difference between the parties
23 whether any discussion took place or not, and even if the Court were to credit
24 Tricarichi’s view, the language of Paragraphs 6 and 7 of SSTS No. 8 is what the
25 Court focuses on to determine if the first prong of the cause of action is met. As
26 the plain language of the provision sets forth that the decision regarding the
27 form of advice is left to the “professional judgement” of the member, the Court
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1 cannot find that it imposes any affirmative duty on members to provide written
2 advice. Instead, the Court reads the language as setting forth situations when
3 written advice may be preferable. TT8 (Vol. 1) 208:10–25 (Harris).

4 110. Thus, the Court concludes that Tricarichi did not meet his burden
5 to demonstrate in the present case that the standards set forth in SSTS No. 8
6 gave rise to any duty of care on the part of PwC to Tricarichi.

7 111. SSTS No. 6, likewise, does not create any duty to Tricarichi. The
8 Court has already found that SSTS No. 6 is limited to circumstances involving
9 awareness of an error on a tax return when an accountant is performing
10 services for a *current* client. Here, PwC was no longer performing services for
11 Tricarichi in 2008. At trial, even Tricarichi's expert would not commit to imposing
12 a duty on PwC under these circumstances. TT8 (Vol. 1) 38:19–22 (“[Q.] Let’s
13 say there were no services being provided to Mr. Tricarichi by PwC in 2008, in
14 that circumstance would PwC have a duty to disclose an error to a former client,
15 under SSTS 6? A. Perhaps not.”).

16 112. PwC’s later, occasional, contact with Tricarichi and his lawyers,
17 while responding to IRS subpoenas for documents in 2008 and later for
18 testimony in 2013 and 2014, does not constitute performing services for
19 Tricarichi. PwC was required by law to respond to IRS subpoenas on its own
20 behalf. Tricarichi concede that he did not seek to engage PwC, and PwC did
21 not invoice Tricarichi for time spent responding to the IRS subpoenas or
22 testifying at his Tax Court trial.

23 113. Relying on internal PwC policies and a single practice guide
24 published by the AICPA, Tricarichi also asserted at trial that PwC had a duty to
25 maintain a written file documenting how it reached its conclusions about Notice
26 2008-111. TT7 106:1–14, 109:7–19 (Greene); Ex. 22; Ex. 88.

27 114. While the Court took into account both the policies and the
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1 practice guide, it cannot find that either of these created a duty that meets the
2 criteria necessary for a professional negligence tort. Furthermore, the practice
3 guide is not authoritative literature and describes only “best practices”; it does
4 not impose requirements on all accountants. TT8 (Vol. 1) 88:1–23 (Greene).
5 Indeed, it would be Tricarichi’s burden to establish that a failure to follow internal
6 policies or the terms of a practice guide creates a duty under Nevada law but he
7 did not provide any case law to the Court to support that contention. Instead,
8 the only case cited by either party was outside the jurisdiction and it provided
9 that a company’s internal standards are distinct from, and can be more rigorous
10 than, external duties imposed under the law. See, *In re Conticommodity Servs.,*
11 *Inc. Sec. Litig.*, No. MDL 644, 1988 WL 56172, at *1–2 (N.D. Ill. May 25, 1988).⁶

12 115. Based on the above reasons, the Court concludes, as a matter of
13 law, that PwC did not owe any duty of care to Tricarichi, its former client.
14 Accordingly, Tricarichi has failed to establish the first element of his claim.
15 While the failure to meet all elements of a cause of action would allow Judgment
16 in favor of PwC, the Court addresses each of the other elements as well.

17
18 **III. Second Element: Even if PwC Owed a Duty to Tricarichi, PwC
19 Did Not Breach That Duty**

20 116. Even if PwC owed a duty to update its former client, the Court
21 concludes that based on the evidence, Tricarichi has failed to prove that PwC
22 breached its duty.
23
24

25 ⁶ Plaintiff Tricarichi did cite a one case from a federal District Court in Nevada, *Garner v. Bank of*
26 *Am. Corp.*, 2014 WL 1945142 at *7–8 (D. Nev. May 13, 2014). That case, however, is inapposite
27 as it discusses generally that a duty can arise from a special relationship but does not address
28 the specific issues raised in this case.

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A. Failure to Disclose Notice 2008-111 to Tricarichi Was Not a Breach Because Tricarichi Did Not Meet His Burden to Show that the Notice Rendered PwC's Prior Advice Erroneous

117. Assuming *arguendo* that SSTS No. 6 did create a duty to Tricarichi, that duty could only be breached if Notice 2008-111 made PwC aware of an "error" in a previously filed return. Ex. 106 at 027 (¶ 3). It did not.

118. First, it is undisputed that PwC was not aware of any error on a previously filed tax return as a result of Notice 2008-111. Tricarichi contends, instead, that PwC should have been aware of an error because it should have interpreted the 2008 Notice as invalidating or being contrary in some respect to the advice given by PwC in 2003. The evidence presented by Tricarichi was that the IRS's position that Tricarichi owed taxes as a result of the Westside transaction was upheld by the tax court, and then the appellate court; and by implication, PwC should have known that Tricarichi would not prevail in either of those courts. The challenge with that argument is that it is flawed and not supported by the facts. First, there was no evidence that the IRS relied on Notice 2008-111, which came out in December 2008, to commence its audit of the Westside transaction, which began in 2005 about three years before the Notice came out. Further, on January 22, 2008 - roughly ten months before issuing Notice 2008-11 was sent to Tricarichi - he had already received an Information Document Request ("IDR") from the IRS seeking documents related to the Westside Transaction. The IDR advised Tricarichi that he may be liable for all or part of Westside's tax liability. Ex. 150. Thus, even if Notice 2008-111 did more than narrow the circumstances in which a transaction would be reportable, as was contended by PwC and others, Tricarichi did not meet his burden to show that PwC breached its duty within the statute of limitations time

1 frame by failing to update him as there was no evidence that PwC knew that
2 such a Notice would come out in until it actually came out and by that time the
3 IRS had already begun its audit and he had already received the IDR.

4 119. To the extent that Tricarichi also claims that he would have
5 modified his tax returns and taken other actions after December 1, 2008, if PwC
6 had informed him that Notice 2008-111 impacted the merits of the IRS's position
7 on the audit they had already commenced in 2005, that contention was also not
8 established by the evidence. Instead the evidence showed that even after he
9 had various opportunities to resolve his tax dispute and had the benefit of
10 several legal tax professionals advising him, he chose not to settle the tax
11 dispute.

12 120. PwC further contended that pursuant to Notice 2008–111, a
13 transaction is treated as a Midco transaction if: (1) a person engages in that
14 transaction pursuant to a “Plan” (as defined in the notice); and (2) the
15 transaction contains each of four objective components described in the Notice.
16 Ex. 44 at 003.

17 121. There was no dispute that the term “Plan” is defined in Section 2
18 of the Notice, and it must include the disposition of Built-in Gain Assets. *Id.* at
19 003-004. “Built-in Gain Assets” is, in turn, defined as an asset “the sale of which
20 would result on taxable gain.” *Id.*

21 122. The undisputed evidence at trial—from fact and expert witnesses
22 called by *both* parties (including Tricarichi himself)—was that Westside did not
23 have any Built-in Gain Assets at the time of the transaction, and that the
24 Westside Transaction did not involve the sale of any Built-in Gain Assets. TT2
25 95:16–18 (Lohnes); TT4 63:5–10 (Tricarichi) (referring to Ex. 182 at 003); TT8
26 (Vol. 1) 76:20–22 (Greene); *Id.* 191:11–16 (Harris); TT7 200:3–23 (Miller). The
27 theory espoused in questioning by Tricarichi’s counsel, that the release of the
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1 claims in the lawsuit constituted Built-In Gain Assets, was not supported by a
2 single witness or any evidence in the case.

3 123. At the time of the transaction, Westside had only cash in its bank
4 accounts from the lawsuit settlement with the cell phone carriers, which was
5 considered ordinary income, not taxable gain from the sale of a Built-in Gain
6 Asset, and reported that way on Westside's tax return. TT2 47:12–22 (Lohnes);
7 TT8 (Vol. 1) 76:17–19 (Greene); *Id.* 259:11–21 (Harris); *see also Nahey v.*
8 *Comm'r*, 111 T.C. 256, 261–65 (1998) (holding that settlement of lawsuits “does
9 not constitute a sale or exchange” and thus would be treated as ordinary
10 income, not capital gain).

11 124. Thus, given the language of the Notice and how was interpreted
12 by others on behalf of Tricarichi, PwC did not fall below the standard of care by
13 reviewing Notice 2008-111 and making the determination that it did not change
14 the firm's prior analysis that, “more likely than not”, the transaction was not
15 reportable. Ex. 45, Lohnes Email to Stovsky.

16 125. Tricarichi argued at trial that Lohnes or Stovsky should have
17 consulted one of the designated “Subject Matter Experts,” or SMEs, at PwC
18 before reaching this conclusion. This argument, however, had no evidentiary
19 support. Tricarichi claimed at trial that it was the failure of PwC to inform him
20 that Notice 2008-111 impacted his personal liability to the IRS as a transferee.
21 Whether PwC had a SME involved or not is irrelevant. It was uncontested that
22 PwC (via Stovsky) did not believe there was any information to provide Tricarichi
23 based on Notice 2008-111. Stovsky was Tricarichi's relationship tax
24 professional at PwC who, in the past, had communicated what he thought
25 should be communicated to Tricarichi. Whether Stovsky communicated
26 internally with only Lohnes, or also with others such as a SME, prior to making
27 that determination, it was PwC's decision, via a tax partner, not to provide
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1 Tricarichi with any analysis of Notice 2008-111, and whether that decision does
2 or does not meet the standard of professional negligence, is the issue before
3 the Court. The issue is not a speculation of whether if Stovsky or Lohnes
4 reached out to a SME would that SME give the same or a different opinion and
5 if so what would have happened. Tricarichi's claim and PwC's defenses are
6 based on what actually occurred - not speculation of what could have occurred
7 with a different set of facts.

8 126. In addition, in the present case, Tricarichi did not establish that the
9 individuals at PwC who provided the advice in 2003 were not qualified to
10 provide the advice. PwC did provide evidence that Lohnes had prior expertise
11 in Midco transactions, even though he could not recall names of specific matters
12 he worked on. TT3 4:21–5:20 (Lohnes). Second, the directory of SMEs was not
13 an exhaustive list of people at PwC with knowledge about particular
14 transactions, but rather that it served merely as a contact list for people outside
15 of Lohnes' group (Washington National Tax Service). TT2 115:2–116:10
16 (Lohnes). Finally, a designated SME on Midco transactions, Mark Boyer,
17 testified that Lohnes had a level of expertise in Midco transactions similar to his
18 own. TT6 140:15–141:12.

19 127. Another reason that PwC's advice in 2003 was not in "error" was
20 because it rendered its advice with a "more likely than not" confidence level.
21 That allows for up to a 49.9 percent (49.9%) likelihood of the result going the
22 other way. Thus, even if IRS 2008-111 did expand, rather than narrow, the
23 reportability standard (and it did not), that would not render earlier advice given
24 with a "more likely than not" standard erroneous.

25 128. As noted above, an "error" under SSTS No. 6 means that the
26 member advised the taxpayer to take a position with less than a 1-in-3 chance
27 of success. No one testified that as a result of Notice 2008-111, PwC's original
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1 advice on reportability had such a low confidence level.

2 129. In evaluating the breach element, the Court also has to look at
3 what the other professionals Tricarichi hired advised him with in relation to
4 Notice 2008-111 and its applicability to his risk of liability to the IRS. Both the
5 internal communications, provided as exhibits, as well as the arguments
6 presented to the various courts by Tricarichi's legal tax attorneys as noted
7 herein, were consistent with the advice provided by PwC. See, also Ex. 165. In
8 addition, there was testimony that practitioners before the IRS and the Tax Court
9 must have a "good faith basis" in their positions—the same type of "good faith
10 basis" that is required under SSTS No. 1 when determining whether a position is
11 erroneous. TT8 (Vol. 1) 235:3–25, 237:21–238:16 (Harris); TT6 184:9–12
12 (Desmond).

13 130. Therefore, even if PwC had a duty to update Tricarichi about an
14 "error" in its prior advice on whether the transaction was now "reportable"
15 pursuant to Notice 2008-111, based on evidence presented as to the language
16 of the provision as well as the other advise Tricarichi received consistent with
17 PwC's own internal analysis, Tricarichi has failed to show that there was a
18 breach of any asserted duty.

19
20 **B. PwC Did Not Breach Any Duty to Provide Advice in**
21 **Writing or to Maintain Written Documentation**

22 131. As discussed above, PwC did not have any affirmative duty to put
23 its advice in writing, either in 2003 or at any point after. But, even if such a duty
24 existed, it would not have been breached in 2008 when Lohnes and Stovsky
25 reviewed Notice 2008-111 for its applicability to the Westside Transaction.

26 132. Any duty to provide advice in writing presupposes, as a matter of
27 logic, that some sort of advice is being provided to a client. That was not the
28 case in 2008. Tricarichi neither sought a tax engagement from PwC to receive

1 any advice from PwC in 2008, nor was he provided any tax advice from PwC in
2 2008. TT3 162:21–163:5; TT8 (Vol. 1) 113:5–7 (Greene). Thus, it would have
3 been impossible for PwC to breach any hypothetical duty to provide advice in
4 writing to Tricarichi at that time. TT8 (Vol. 1) 114:18–25 (Greene).

5
6 **C. Failure to Disclose PwC’s Prior Involvement in the
7 Enbridge and Marshall Transactions Was Not a Breach
8 of Any Duty**

9 133. Tricarichi also contends that Notice 2008-111 should have
10 prompted PwC to disclose its prior advice and the outcomes in the Enbridge and
11 Marshall transactions, and that its failure to do so was a negligent omission.

12 134. The Court disagrees. PwC’s involvement with Marshall and
13 Enbridge occurred long before the December 2008 issuance of Notice
14 2008-111, and the “independent duty” that Tricarichi claims came about at that
15 time as a result of the issuance of that Notice. PwC rendered its advice in the
16 Marshall case in 2003, and its involvement with Enbridge was in 1999.⁷

17 135. Moreover, as the Court has found above, both the Enbridge and
18 Marshall transactions were substantially distinct from the Westside Transaction,
19 and there is no reason to believe that PwC’s work in those two matters rendered
20 their advice to Tricarichi any more or less correct.

21 136. Furthermore, the evidence at trial showed that PwC would not
22 have been able to disclose the specific details of these engagements with
23 Tricarichi because of its confidentiality obligations. TT3 35:23–36:7 (Lohnes);
24 TT8 (Vol. 1) 199:17–23 (Harris); *id.* 102:14–103:4 (Greene).

25 137. Thus, the Court concludes as a matter of law that the failure to
26 disclose details of the Enbridge or Marshall transactions does not constitute a

27 ⁷ As noted above, the Court’s 2018 Summary Judgment ruling on statute of limitations bars
28 Tricarichi’s allegations regarding Marshall and Enbridge.

1 breach of any duty of care that PwC owed to Tricarichi.
2

3 **IV. Third Element: Tricarichi Has Not Proven Causation**

4 138. To prevail on his claim, Tricarichi must prove a “proximate causal
5 connection between the negligent conduct and resulting injury.” *Boesiger v.*
6 *Desert Appraisals, LLC*, 135 Nev. 192, 194–95, 444 P.3d 436, 439 (Nev. 2019).

7 139. Tricarichi asserts that PwC’s alleged negligence (*i.e.*, failing to
8 advise him about Notice 2008-111) caused his alleged injury (the \$14,937,400 in
9 interest that accrued after Notice 2008-111 was issued and the \$3,180,143 in
10 attorney’s fees he spent litigating against the IRS).

11 140. The Court disagrees and concludes that Tricarichi has failed to
12 establish causation for four independent reasons.

13 141. First, the record is clear that Tricarichi and his team of tax lawyers
14 were aware of Notice 2008-111 and its implications shortly after the Notice
15 issued as set forth above. The Court has already found that Tricarichi was
16 aware of Notice 2008-111 and its applicability to the Westside Transaction no
17 later than 2009; and further, that Tricarichi’s attorneys repeatedly advised him
18 thereafter throughout the course of his litigation with the IRS regarding whether
19 the requirements of Notice 2008-111 were met or not.

20 142. Thus, Tricarichi’s causation arguments rest on the supposition that
21 he would have abandoned his IRS litigation and immediately settled with the
22 government if only PwC had added a contrary voice to the chorus of
23 distinguished tax advisors—which included both former and future IRS Chief
24 Counsels—who were advising Tricarichi that the requirements of Notice
25 2008-111 were not satisfied. While Tricarichi argued that it would have made a
26 difference in his decisions, he failed to meet his evidentiary burden.

27 143. To the contrary, Tricarichi’s lawyers at Sullivan & Cromwell advised
28

1 him that the IRS did not need to rely on Notice 2008-111 to win, and that their
2 argument was “a bit of a red herring.” Ex. 165 at 003. And when asked at trial if
3 he knew in 2009 that Notice 2008-111 was a red herring, Tricarichi replied: “The
4 arguments that they’re using in 2008-111 -- again, I’m not a tax expert and I
5 keep saying that over and over again. But I can read. Okay? This is not why we
6 lost the [Tax Court] case. It has nothing to do with why we lost the case.” TT3
7 224:19–23 (Tricarichi) (emphasis added). The Court has to take Tricarichi’s own
8 testimony into account in evaluating every element of his claim. Giving
9 Tricarichi the benefit of the doubt that his words could be viewed out of context,
10 the weight of the rest of the evidence shows that there were too many
11 intervening causes which prevent holding PwC liable for Tricarichi’s asserted
12 damages.

13 144. Second, the chronology of the case demonstrates that Notice
14 2008-11 could not have prevented the audit which later resulted in the liability
15 determination. Specifically, Tricarichi did not show that disclosure of Notice
16 2008-111 would have made any difference to the rulings of the Courts as to his
17 liability because the Notice, on its face, relates only to reportability of
18 transactions and not a taxpayer’s underlying liability: The language of the
19 Notice sets forth it: “does not affect the legal determination of whether a
20 person’s treatment of the transaction is proper or whether such person is liable,
21 at law or in equity, as a transferee of property in respect of the unpaid tax
22 obligation” Ex. 44 at 003.

23 145. Importantly, in the present case, the chronology of facts shows
24 that the IRS had been examining/auditing the Westside Transaction for about
25 three years before Notice 2008-111 issued. The IRS began its audit of the 2003
26 Westside tax return in 2005, interviewed Tricarichi regarding that audit in 2007,
27 and issued an Information Document Request to Tricarichi in 2008, all before
28

1 the issuance of Notice 2008-111. Thus, even if PwC had informed Tricarichi that
2 2008-111 would require Tricarichi to report the Westside transaction, there was
3 no evidence presented how that would have changed the IRS determination
4 based on the audit that he was liable as a transferee in the instant case since
5 the audit had already progressed for three years prior to the Notice being
6 promulgated and the IRS had already informed him that it was seeking the
7 underpayment from his as a transferee.

8 146. The third reason, Tricarichi cannot meet the causation prong of his
9 professional negligence claim is that there is no credible evidence to support his
10 contention that if PwC had notified him regarding Notice 2008-111, he would
11 have amended his taxes and settled the case with the IRS in December 2008;
12 and thus, he would not have incurred any of the attorney fees or interest
13 damages he is seeking in the present case. Specifically, his transferee liability
14 stems from the taxes filed by various entities as a result of the Westside
15 transaction, and he did not present any evidence how he could amend the
16 relevant filings in 2008 or 2009 at no cost, and that as a result, the IRS would
17 not pursue him for transferee liability. There was no evidence from any IRS
18 witness or anyone else that the outcome described was possible.

19 147. Additionally, the evidence presented demonstrated that he had
20 several opportunities to settle the case with the IRS and minimize fees and
21 interest but he chose not to do so. As set forth in the Findings above, these
22 opportunities to settle the case came about after he was advised by
23 experienced tax counsel as to liability and the impact of 2008-111. While the
24 reason Tricarichi chose not to resolve the matter with the IRS was disputed,
25 PwC asserted that the communications between Tricarichi and his tax counsel
26 show he did not have the funds or felt the offers to settle were too high, and the
27 Record was devoid of any exhibit where Tricarichi contended that he did not
28

1 settle due to the advice provided by PwC in 2003. Instead, the only testimony in
2 support of that contention is Tricarichi's own testimony which the Court has to
3 weigh in contrast with the other testimony by his tax lawyers and the various
4 exhibits that were introduced which are not in accord with his testimony. In so
5 doing, the Court finds that Tricarichi did not meet his burden to show that PwC's
6 action or inaction relating to Notice 2008-111 meets the causation element of is
7 claim.

8 148. Thus, Tricarichi has failed to provide the level of evidence
9 necessary to support the notion that even had PwC advised Tricarichi about
10 Notice 2008-111 when it issued, Tricarichi could have or would have settled with
11 the IRS thereby avoiding the interest and legal fees he now seeks as damages.

12 149. Fourth, to the extent that Tricarichi's claim is that PwC was
13 negligent in 2008 because it did not advise him at that time of the contents of
14 the Stovsky Memo (as opposed to Notice 2008-111 itself), causation is still
15 defeated because the record is clear that Tricarichi was made aware of either
16 the existence or contents (or both) of the Stovsky memo on at least five
17 separate occasions in 2008 and 2009, either by PwC itself, the IRS, or his
18 attorneys. TT4 at 7:21-25; Ex. 161 at 009; Ex. 163 at 010; Ex. 164 at 001; Ex.
19 168 at 002.

20 21 **V. Fourth Element: Damages**

22 150. As the Court has found that Tricarichi, independently, has not met
23 his burden on any of the first three elements of a cause of action for
24 Professional Negligence, the Court need not, and determines it would not be
25 appropriate, to address the damages element.

26 **VI. Basis of PwC's Affirmative Defenses**

27 151. PwC tried four of its affirmative defenses to the Court: statute of
28

1 limitations (second affirmative defense), failure to mitigate damages (fourteenth
2 affirmative defense), offset/contribution (fifteenth affirmative defense), and
3 limitation of liability (sixteenth affirmative defense).

4 152. Consistent with the Court's determination that Tricarichi failed to
5 meet his burden on the elements of his cause of action for Professional
6 Negligence, the Court will only address the Second Affirmative Defense relating
7 to statute of limitations.⁸

8 153. Under Nevada law, an action for professional malpractice must be
9 brought two years from discovery or four years from the alleged malpractice,
10 whichever occurs earlier. NRS § 11.2075(1).

11 154. Under New York law—the governing law identified in the
12 Engagement Agreement—the statute of limitations is three years from the
13 alleged malpractice. See *Ackerman v. Price Waterhouse*, 644 N.E.2d 1009,
14 1011 (N.Y. 1994) (citing New York CPLR § 214).

15 155. Under either, the limitation period of Tricarichi's claim is untimely.

16 156. PwC's alleged acts of negligence related to Notice 2008-111
17 occurred in December 2008 or January 2009, shortly after it issued. Thus,
18 under New York law, the statute of limitations would have expired at the latest in
19 January 2013. Tricarichi did not file suit in this case until April 29, 2016, making
20 his claim untimely.

21 157. The outcome is no different if the Court applies Nevada law. The
22 Court found above that Tricarichi was subjectively aware of Notice 2008-111 at
23 least as of April 29, 2009. Thus, the Court concludes, for limitations purposes,
24

25 _____
26 ⁸ As set forth above, the Court found that the first three elements of his cause of action were not
27 met for independent reasons. Thus, the Court found that there was not a basis to address the
28 damages element of his cause of action. Consistent therewith, the Court finds no basis to
address the other three affirmative defenses which are based on if there was a finding that
damages were appropriate - there was not.

1 that the latest date that Tricarichi knew or should have known about his claim
2 was April 29, 2009.

3 158. Under N.R.S. 11.2075(1)(a), Tricarichi's action would have needed
4 to be commenced no later than April 29, 2011 (two years from discovery). And
5 under N.R.S. 11.2075(1)(b), the action needed to be commenced by January,
6 2013 (four years from the alleged malpractice). However, the statute specifies
7 that the earlier of the two dates controls; thus, for limitations purposes, the latest
8 date that Tricarichi could have filed his claim is April 29, 2011. He filed his claim
9 five years too late, on April 29, 2016.⁹

10 159. At trial, Tricarichi failed to introduce any evidence of a tolling
11 agreement, and expressly declined to do so when the Court inquired about such
12 an agreement immediately prior to closings. TT9 100:7-20 ("MR. HESSELL:
13 Yeah. No, we don't need to -- We don't need that") (referring to proposed Exhibit
14 83). Furthermore, Tricarichi failed to include any proposed pre-trial findings or
15 conclusions of law on statute of limitations. As such, Tricarichi has waived any
16 argument that the limitations period was tolled by agreement or otherwise.¹⁰
17 *Nev. Yellow Cab Corp. v. Eighth Jud. Dist. Ct. ex rel. Cnty. of Clark*, 123 Nev. 44,
18 49, 152 P.3d 737, 740 (Nev. 2007).

19 160. Instead, Tricarichi's counsel claimed in his closing argument
20 rebuttal, that the inclusion of a tolling agreement - as an exhibit to a brief in
21 opposition to an earlier Summary Judgment Motion - relieved him of any
22 obligation to introduce it as evidence at trial. The Court disagrees. See *Garcia*
23 *v. Shapiro*, 515 P.3d 345, (Nev. App. 2022) ("Regardless, motions, statements
24

25 _____
26 ⁹ In utilizing the January date, the this Court is providing Tricarichi the longer time frame as it is
taking into account the Levin letter (Ex. 205).

27 ¹⁰ Tricarichi's failure to disclose any proposed findings of fact or conclusions of law regarding
statute of limitations, likewise waives any argument that he is entitled to statutory tolling under
N.R.S. 11.2075(2).
28

1 and allegations within them, and exhibits attached to them do not necessarily
2 constitute evidence.”) (citing EDCR 5.205(g) (“Exhibits [to motions] may be
3 deemed offers of proof but shall not be considered substantive evidence until
4 admitted.”)); cf. NRAP 28(e) (party raising evidentiary issue on appeal must
5 identify where in the record “evidence was identified, offered, and received or
6 rejected”); see also *Town of Gorham v. Duchaine*, 224 A.3d 241, 244 (Me. 2020)
7 (“[S]imply attaching documents to a motion is not the equivalent of properly
8 introducing or admitting them as evidence. Documents attached to motions are
9 not part of the record and therefore cannot be considered evidence in the record
10 on appeal.”) (Collecting state cases).

11 161. Thus, under either the three-year statute of limitations in New
12 York, or the two-year statute of limitations in Nevada, Tricarichi’s claim is time-
13 barred¹¹.

14 ///

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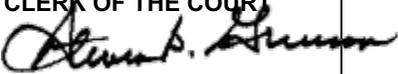
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23 ///

24 ///

25

26 ¹¹ As set forth herein, the Court finds that PwC’s Statute of Limitations defense was met. The fact
27 that Tricarichi’s claim is barred by the Statute of Limitations is an independent basis upon which
28 Judgment for PwC is to be entered in addition to basis that Tricarichi did not meet his burden to
establish all four elements of his professional negligence claim.



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21 **DISTRICT COURT**
22 **CLARK COUNTY, NEVADA**

23 MICHAEL A. TRICARICHI,
24
25 Plaintiff,
26 vs.
27 PRICEWATERHOUSECOOPERS LLP,
28 Defendant.

CASE NO.: A-16-735910-B
DEPT. NO.: XXXI

**APPENDIX OF EXHIBITS TO
PRICEWATERHOUSECOOPERS LLP'S
MOTION FOR ATTORNEYS' FEES AND
COSTS**

1 Defendant PricewaterhouseCoopers LLP files this Appendix of Exhibits to its Motion for
2 Attorneys' Fees and Costs, filed concurrently herewith.

3 **EXHIBITS**

4

EXHIBIT	DESCRIPTION	PAGE RANGE
5 1	Offer of Judgment to Plaintiff Michael A. Tricarichi (September 25, 2019)	001 – 006
6 2	Offer of Judgment to Plaintiff Michael A. Tricarichi (October 6, 2021)	007 – 011
7 3	Declaration of Bradley T. Austin, Esq. in Support of Motion for Attorneys' Fees and Costs	012 – 018
8 4	Snell & Wilmer LLP Fees (September 25, 2019 – January 31, 2023)	019 – 131
9 5	Declaration of Mark L. Levine, Esq. in Support of Motion for Attorneys' Fees and Costs **Filed Under Seal**	132 – 139
10 6	Bartlit Beck LLP Fees (September 25, 2019 – December 31, 2023) **Filed Under Seal**	140 – 193

11

12 Dated: March 15, 2023

SNELL & WILMER L.L.P.

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14 By: /s/ Bradley Austin

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27
28 AA 001069

CERTIFICATE OF SERVICE

I, the undersigned, declare under penalty of perjury, that I am over the age of eighteen (18) years, and I am not a party to, nor interested in, this action. On March 15, 2023, I caused to be served a true and correct copy of the foregoing **APPENDIX OF EXHIBITS TO PRICEWATERHOUSECOOPERS LLP'S MOTION FOR ATTORNEYS' FEES AND COSTS** upon the following by the method indicated:

- BY E-MAIL:** by transmitting via e-mail the document(s) listed above to the e-mail addresses set forth below and/or included on the Court's Service List for the above-referenced case.
- BY U.S. MAIL:** by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Las Vegas, Nevada addressed as set forth below.
- BY OVERNIGHT MAIL:** by causing document(s) to be picked up by an overnight delivery service company for delivery to the addressee(s) on the next business day.
- BY PERSONAL DELIVERY:** by causing personal delivery via messenger service of the document(s) listed above to the person(s) at the address(es) set forth below.
- BY ELECTRONIC SUBMISSION:** submitted to the above-entitled Court for electronic filing and service upon the Court's Service List for the above-referenced case.

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EXHIBIT 1

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19 **DISTRICT COURT**
20 **CLARK COUNTY, NEVADA**

21 MICHAEL A. TRICARICHI,
22
23 Plaintiff,

24 vs.

25 PRICEWATERHOUSECOOPERS LLP,
26 COÖPERATIEVE RABOBANK U.A.,
27 UTRECHT-AMERICA FINANCE CO.,
SEYFARTH SHAW LLP, and GRAHAM
28 R. TAYLOR,
Defendants.

CASE NO.: A-16-735910-B
DEPT. NO.: XI

DEFENDANT
PRICEWATERHOUSECOOPERS LLP'S
OFFER OF JUDGMENT TO PLAINTIFF
MICHAEL A. TRICARICHI

1 Pursuant to Rule 68 of the Nevada Rules of Civil Procedure, Defendant
2 PricewaterhouseCoopers LLP (“PwC”) hereby offers to accept and allow judgment to be entered
3 in favor of Plaintiff Michael A. Tricarichi (“Tricarichi”) and against Defendant PwC for the total
4 sum of fifty thousand dollars (\$50,000.00), subject to the terms and conditions set forth below.

5 The engagement agreement dated April 10, 2003 between Tricarichi and PwC provides in
6 paragraph 7 that “[i]n no event, unless it has been finally determined that PricewaterhouseCoopers
7 was grossly negligent or acted willfully or fraudulently, shall PricewaterhouseCoopers be liable to
8 the Client or any of its officers, directors, employees or shareholders or to any other third party,
9 whether a claim be in tort, contract or otherwise for any amount in excess of the total professional
10 fee paid by you to us under this agreement for the particular service to which such claim relates.”
11 Paragraph 7 of the engagement agreement further provides that “[i]n no event shall
12 PricewaterhouseCoopers be liable for any special, consequential, indirect, exemplary, punitive, lost
13 profits or similar damages, even if we have been apprised of the possibility thereof.”

14 Tricarichi paid PwC less than \$50,000.00 in professional fees for the services PwC provided
15 to Tricarichi pursuant to the engagement agreement. Accordingly, by the plain terms of the
16 engagement agreement, PwC’s liability cannot exceed that amount.

17 PwC’s offer does not include (1) pre-judgment interest (as distinct from the interest
18 Tricarichi claims as damages due to his failure to timely pay the IRS) or (2) costs, expenses, or
19 attorney fees that Tricarichi may have incurred in this litigation against PwC (as distinct from the
20 costs, expenses, or attorney fees that Tricarichi claims as damages due to his failure to timely pay
21 the IRS). Pre-judgment interest, costs, expenses, and attorney fees may be added by the Court to
22 the extent they are permitted by law or contract. Out of an abundance of caution, this offer does not
23 permit the Court to add the interest, costs, expenses, and/or attorney fees that Tricarichi claims as
24 damages due to his failure to timely pay the IRS. PwC denies that Tricarichi would be entitled to
25 any award of attorney fees by acceptance of this offer of judgment.

26 This offer of judgment is made solely for the purposes specified in Nevada Rule of Civil
27 Procedure 68 and is not to be construed as an admission that PwC is liable in this action or that
28 Tricarichi has suffered any damage or that Tricarichi is the prevailing party. Evidence of this offer

1 is not admissible, except in a proceeding to determine costs, expenses, and fees. *See* NRCP 68(e).
2 If any portion of this offer is determined to be unenforceable, the remainder of the offer and any
3 potential consequence thereof remains enforceable.

4 Acceptance of this offer shall be made by service of written notice of Tricarichi's
5 acceptance, directed to PwC's counsel at the address listed below, within 14 days after service of
6 this offer. If Tricarichi does not accept the offer within 14 days, the offer is deemed rejected by
7 Tricarichi and withdrawn by PwC. *See* NRCP 68(e).

8 If Tricarichi accepts this offer, PwC will pay the amount of the offer within 21 days and all
9 claims of Tricarichi's claims against PwC will be dismissed with prejudice. *See* NRCP 68(d)(2).

10 If accepted, this offer represents the entire amount recoverable by Tricarichi; thus, except
11 as otherwise provided in this Offer of Judgment, acceptance of this offer shall preclude any further
12 claim by Tricarichi with respect to the above-captioned case or any other matter that could have
13 been asserted in this action.

14 Dated: September 25, 2019.

SNELL & WILMER L.L.P.

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CERTIFICATE OF SERVICE

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I, the undersigned, declare under penalty of perjury, that I am over the age of eighteen (18) years, and I am not a party to, nor interested in, this action. On September 25, 2019, I caused to be served a true and correct copy of the foregoing **DEFENDANT PRICEWATERHOUSECOOPERS LLP'S OFFER OF JUDGMENT TO PLAINTIFF MICHAEL A. TRICARICHI** upon the following by the method indicated:

- BY FAX:** by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m. pursuant to EDCR Rule 7.26(a). A printed transmission record is attached to the file copy of this document(s).
- BY E-MAIL:** by transmitting via e-mail the document(s) listed above to the e-mail addresses set forth below and/or included on the Court's Service List for the above-referenced case.
- BY U.S. MAIL:** by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Las Vegas, Nevada addressed as set forth below.
- BY OVERNIGHT MAIL:** by causing document(s) to be picked up by an overnight delivery service company for delivery to the addressee(s) on the next business day.
- BY PERSONAL DELIVERY:** by causing personal delivery via messenger service of the document(s) listed above to the person(s) at the address(es) set forth below.
- BY ELECTRONIC SUBMISSION:** submitted to the above-entitled Court for electronic service upon the Court's Service List for the above-referenced case.

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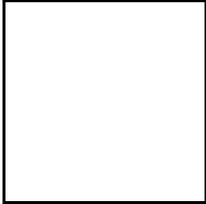
Attorneys for Plaintiff

/s/ Lyndsey Luxford
An Employee of Snell & Wilmer L.L.P.

4823-5701-0087

Subject: FW: Notification of Service for Case: A-16-735910-B, Michael Tricarichi, Plaintiff(s)
vs.PricewaterhouseCoopers LLP, Defendant(s) for filing Service Only, Envelope Number: 4964458

[EXTERNAL]



Notification of Service

Case Number: A-16-735910-B
Case Style: Michael Tricarichi,
Plaintiff(s)vs.PricewaterhouseCoopers LLP,
Defendant(s)
Envelope Number: 4964458

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	A-16-735910-B
Case Style	Michael Tricarichi, Plaintiff(s)vs.PricewaterhouseCoopers LLP, Defendant(s)
Date/Time Submitted	9/25/2019 4:23 PM PST
Filing Type	Service Only
Filing Description	Defendant PricewaterhouseCoopers LLP's Offer of Judgment to Plaintiff Michael A. Tricarichi
Filed By	Lyndsey Luxford
Service Contacts	Michael A. Tricarichi: Michael Wall (mwall@hutchlegal.com) Maddy Carnate-Peralta (mcarnate@hutchlegal.com) Todd Prall (tprall@hutchlegal.com) Other Service Contacts not associated with a party on the case: Brad Austin . (baustin@swlaw.com) Docket . (DOCKET_LAS@swlaw.com) Gaylene Kim . (gkim@swlaw.com)

	<p>Jeanne Forrest . (jforrest@swlaw.com)</p> <p>Lyndsey Luxford . (lluxford@swlaw.com)</p> <p>Maddy Carnate-Peralta . (maddy@hutchlegal.com)</p> <p>Patrick Byrne . (pbyrne@swlaw.com)</p> <p>Scott F. Hessell . (shessell@sperling-law.com)</p> <p>Thomas D. Brooks . (tbrooks@sperling-law.com)</p> <p>Todd Moody . (TMoody@hutchlegal.com)</p> <p>Todd Prall . (tprall@hutchlegal.com)</p> <p>Stefani DiAntonio (sdiantonio@swlaw.com)</p> <p>Tom Brooks (tdbrooks@sperling-law.com)</p>
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EXHIBIT 2

Snell & Wilmer
LLP

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daniel.taylor@bartlitbeck.com
17 *Attorneys for Defendant*
PricewaterhouseCoopers LLP

DISTRICT COURT
CLARK COUNTY, NEVADA

21 MICHAEL A. TRICARICHI,
22
23 Plaintiff,

24 vs.

25 PRICEWATERHOUSECOOPERS LLP,
26 COÖPERATIEVE RABOBANK U.A.,
27 UTRECHT-AMERICA FINANCE CO.,
SEYFARTH SHAW LLP, and GRAHAM
R. TAYLOR,
28 Defendants.

CASE NO.: A-16-735910-B
DEPT. NO.: XXXI

DEFENDANT
PRICEWATERHOUSECOOPERS LLP'S
SECOND OFFER OF JUDGMENT TO
PLAINTIFF MICHAEL A. TRICARICHI

1 Pursuant to Rule 68 of the Nevada Rules of Civil Procedure, Defendant
2 PricewaterhouseCoopers LLP (“PwC”) hereby offers to accept and allow judgment to be entered
3 in favor of Plaintiff Michael A. Tricarichi (“Tricarichi”) and against Defendant PwC for the total
4 sum of fifty thousand dollars (\$50,000.00), subject to the terms and conditions set forth below.

5 The engagement agreement dated April 10, 2003 between Tricarichi and PwC provides in
6 section 7 of the Terms of Engagement to Provide Tax Services (“Terms”) that “[i]n no event, unless
7 it has been finally determined that PricewaterhouseCoopers was grossly negligent or acted willfully
8 or fraudulently, shall PricewaterhouseCoopers be liable to the Client or any of its officers, directors,
9 employees or shareholders or to any other third party, whether a claim be in tort, contract or
10 otherwise for any amount in excess of the total professional fee paid by you to us under this
11 agreement for the particular service to which such claim relates.” Section 7 of the Terms further
12 provides that “[i]n no event shall PricewaterhouseCoopers be liable for any special, consequential,
13 indirect, exemplary, punitive, lost profits or similar damages, even if we have been apprised of the
14 possibility thereof.” On September 30, 2021, the Supreme Court of Nevada granted PwC’s petition
15 for a writ of mandamus and held that the Terms containing the limitation of liability are part of the
16 contract between Tricarichi and PwC and are binding on Tricarichi. *See* Supreme Court Case No.
17 82371, Order Granting Petition for Writ of Mandamus at 3 (“Tricarichi signed the contract, so the
18 incorporated terms bound him regardless of whether he separately signed them.”).

19 Tricarichi paid PwC less than \$50,000.00 in professional fees for the services PwC provided
20 to Tricarichi pursuant to the engagement agreement. Accordingly, by the plain terms of the
21 engagement agreement, PwC’s liability cannot exceed that amount.

22 PwC’s offer does not include (1) pre-judgment interest (as distinct from the interest
23 Tricarichi claims as damages due to his failure to timely pay the IRS) or (2) costs, expenses, or
24 attorney fees that Tricarichi may have incurred in this litigation against PwC (as distinct from the
25 costs, expenses, or attorney fees that Tricarichi claims as damages due to his failure to timely pay
26 the IRS). Pre-judgment interest, costs, expenses, and attorney fees may be added by the Court to
27 the extent they are permitted by law or contract. *See* NRCP 68(g). Out of an abundance of caution,
28 this offer does not permit the Court to add the interest, costs, expenses, and/or attorney fees that

1 Tricarichi claims as damages due to his failure to timely pay the IRS. PwC denies that Tricarichi
2 would be entitled to any award of attorney fees by acceptance of this offer of judgment.

3 This offer of judgment is made solely for the purposes specified in Nevada Rule of Civil
4 Procedure 68 and is not to be construed as an admission that PwC is liable in this action or that
5 Tricarichi has suffered any damage or that Tricarichi is the prevailing party. Evidence of this offer
6 is not admissible, except in a proceeding to determine costs, expenses, and fees. *See* NRCP 68(e).
7 If any portion of this offer is determined to be unenforceable, the remainder of the offer and any
8 potential consequence thereof remains enforceable.

9 Acceptance of this offer shall be made by service of written notice of Tricarichi's
10 acceptance, directed to PwC's counsel at the address listed below, within 14 days after service of
11 this offer. If Tricarichi does not accept the offer within 14 days, the offer is deemed rejected by
12 Tricarichi and withdrawn by PwC. *See* NRCP 68(e).

13 If Tricarichi accepts this offer, PwC will pay the amount of the offer within 21 days and all
14 claims of Tricarichi's claims against PwC will be dismissed with prejudice. *See* NRCP 68(d)(2).
15 Plaintiff may additionally seek a separate award of costs, expenses, interest and attorney fees as
16 permitted by law or contract, with PwC reserving all rights to object to any such award. *See* NRCP
17 68(g).

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If accepted, this offer represents the entire amount recoverable by Tricarichi; thus, except as otherwise provided in this Offer of Judgment, acceptance of this offer shall preclude any further claim by Tricarichi with respect to the above-captioned case or any other matter that could have been asserted in this action.

Dated: October 6, 2021.

SNELL & WILMER L.L.P.

By: /s/ Bradley Austin
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Denver, CO 80202

*Attorneys for Defendant
PricewaterhouseCoopers, LLP*

CERTIFICATE OF SERVICE

I, the undersigned, declare under penalty of perjury, that I am over the age of eighteen (18) years, and I am not a party to, nor interested in, this action. On October 6, 2021, I caused to be served a true and correct copy of the foregoing **DEFENDANT PRICEWATERHOUSECOOPERS LLP'S SECOND OFFER OF JUDGMENT TO PLAINTIFF MICHAEL A. TRICARICHI** upon the following by the method indicated:

- BY FAX:** by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m. pursuant to EDCR Rule 7.26(a). A printed transmission record is attached to the file copy of this document(s).
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/s/ Lyndsey Luxford
An Employee of Snell & Wilmer L.L.P.

4834-6307-6606

EXHIBIT 3

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19 *Attorneys for Defendant*
20 *PricewaterhouseCoopers LLP*

21 **DISTRICT COURT**
22 **CLARK COUNTY, NEVADA**

23 MICHAEL A. TRICARICHI,
24
25 Plaintiff

26 vs.

27 PRICEWATERHOUSECOOPERS LLP,
28 Defendant

CASE NO.: A-16-735910-B
DEPT. NO.: XXXI

**Declaration of Bradley T. Austin, Esq. in
Support of Motion for Attorneys' Fees and
Costs**

1 I, Bradley T. Austin, declare:

2 1. I am a partner at the law firm Snell & Wilmer L.L.P., counsel for Defendant
3 PricewaterhouseCoopers LLP (“PwC”) in this lawsuit. I have personal knowledge of all the matters
4 stated below and would competently be able to testify to them if required to do so.

5 2. I make this declaration pursuant to NRCP 54(d) and NRCP 68 and in support of
6 PwC’s motion for attorneys’ fees and costs (“Motion”).

7 3. On September 25, 2019, PwC served Plaintiff Michael Tricarichi with an offer of
8 judgment for \$50,000 (“2019 Offer of Judgment”). A true and correct copy of the 2019 Offer of
9 Judgment is attached to the Motion as **Exhibit 1**. As set forth in the 2019 Offer of Judgment, this
10 amount exceeded the value of Tricarichi’s claims and was reasonable as to timing and amount.
11 Tricarichi rejected this offer by letting the same expire.

12 4. On October 6, 2021, PwC served Tricarichi with a second offer of judgment for
13 \$50,000 (“2021 Offer of Judgment”). A true and correct copy of the 2021 Offer of Judgment is
14 attached to the Motion as **Exhibit 2**. As set forth in the 2021 Offer of Judgment, this amount
15 exceeded the value of Tricarichi’s claims and was reasonable as to timing and amount. Tricarichi
16 rejected this offer by letting the same expire.

17 5. As set forth in the Motion, significant litigation expenses followed Tricarichi’s
18 rejection of the 2019 Offer of Judgment, including costly written discovery, sixteen depositions
19 (including expert depositions), multiple expert reports, discovery and evidentiary motion practice,
20 dispositive motion practice, extensive trial and witness preparation, a writ of mandamus to the
21 Nevada Supreme Court regarding the enforceability of the jury-trial waiver within the Engagement
22 Agreement, an evidentiary hearing regarding the jury-trial waiver (and accompanying pre-hearing
23 briefing), additional dispositive motion practice, significant pre-trial and witness preparation, and
24 a two-week bench trial beginning October 31, 2022, and ending on November 10, 2022—resulting
25 in complete judgment in PwC’s favor.

26 6. PwC has incurred \$662,681.90 in attorneys’ fees in connection with Snell &
27 Wilmer’s services and efforts to defend against Tricarichi’s negligence claim against PwC. This
28 amount reflects the fees incurred from the time of the offer (September 25, 2019) through January

1 31, 2023. The itemized fees for PwC’s successful defense of this action are attached as **Exhibit 4**
2 to the Motion. The itemization includes the amount of time billed by each attorney and paralegal
3 on the matter, the hourly rate for each attorney and paralegal, and a description of the service
4 provided, with appropriate redaction for privilege.

5 7. Snell & Wilmer billed PwC on an hourly basis.

6 8. Snell & Wilmer is an Am-Law 200 firm that has been recognized as a “go-to” law
7 firm for Fortune 500 companies. Snell & Wilmer’s attorneys are regularly recognized as top
8 attorneys in their practice area.

9 9. The primary legal team from Snell & Wilmer that represented PwC in this matter
10 includes:

11 a. **Patrick G. Byrne.** Pat Byrne is a partner in Snell & Wilmer’s commercial
12 litigation group. Mr. Byrne has a B.A. in History and Business Administration, which he received
13 from Alma College. He received his J.D. from the University of Kentucky, with distinction in 1988.
14 Mr. Byrne is recognized as a leading business litigation and trial attorney in Nevada with extensive
15 and wide-ranging experience, which he has used to successfully defend clients in several trials and
16 arbitrations. He has received awards from The Best Lawyers in America for Commercial Litigation
17 and Legal Malpractice Law; Chambers USA: America’s Leading Lawyers for Business; and
18 Lawdragon’s 500 Leading Lawyers in America, among others. Mr. Byrne’s discounted rate for this
19 matter at the time work was completed was \$515.00, \$617.50, \$637.00, \$662.00, and \$695 between
20 2019 and present. In comparison, his standard rate during that period was \$605.00, \$650.00,
21 \$685.00, \$725.00, and \$750.00.

22 b. **Bradley T. Austin.** I am a partner in Snell & Wilmer’s commercial litigation
23 group. I hold a B.A. in Political Science from Brigham Young University. I received my J.D. from
24 the University of Texas School of Law, with honors, in 2013. I have significant experience litigating
25 complex business, civil, and commercial disputes. I have been recognized by the Best Lawyers in
26 America, Ones to Watch for commercial litigation; Nevada Business Magazine’s Legal Elite, Top
27 Southern Nevada Attorneys, Best Up and Coming Attorneys; and Mountain States Super Lawyers,
28 Rising Star Edition for Business litigation, among others. My discounted billing rate on this matter

1 at the time work was completed was \$280.00, \$380.00, \$410.00, \$426.00, and \$447.00 between
2 2019 and present. In comparison, my standard rate during this time was \$335.00, \$400.00, \$425.00,
3 \$460.00, and \$520.00.

4 c. **Kelly H. Dove.** Kelly Dove is a partner in Snell & Wilmer’s commercial
5 litigation group. She holds a B.A. in Philosophy and one in English Literature from Randolph-
6 Mancon Woman’s College. Ms. Dove also holds a M.A. in Philosophy from Rice University. She
7 received her J.D. from the William S. Boyd School of Law, University of Nevada Las Vegas,
8 *summa cum laude*, in 2007. Ms. Dove has extensive litigation and appellate experience, and has
9 argued several cases before the Nevada Supreme Court and United States Court of Appeals for the
10 Fifth and Ninth Circuits. Before joining Snell & Wilmer, Ms. Dove clerked for a district judge for
11 the United States District Court, District of Nevada, as well as a circuit judge for the Ninth Circuit
12 Court of Appeals. She has received awards from The Best Lawyers in America for Commercial
13 Litigation; MYVEGAS Magazine, Top 100 Lawyers of the Year; and Mountain States Super
14 Lawyers, among others. Ms. Dove’s billing rate for this matter was \$635.00 and \$660.00 at the
15 time work on this case was completed.

16 10. PwC’s legal team from Snell & Wilmer also included the assistance of:

17 a. **Erin Gettel.** Erin Gettel is an associate in Snell & Wilmer’s commercial
18 litigation group. She holds a B.A. in Political Theory and Constitutional Democracy from Michigan
19 State University. Ms. Gettel graduated from the William S. Boyd School of Law, *cum laude*, in
20 2015. Before joining Snell & Wilmer, Ms. Gettel clerked for a district court judge for the United
21 States District Court, District of Nevada. Her billing rate was \$385.00 at the time the work was
22 completed in this case.

23 b. **Gil Kahn.** Gil Kahn is an associate in Snell & Wilmer’s commercial
24 litigation group. He holds a B.S.B.A. in Economics from the University of Nevada, Las Vegas. Mr.
25 Kahn received his J.D. from the William S. Boyd School of Law, *summa cum laude*, in 2016.
26 Before working at Snell & Wilmer, Mr. Kahn clerked for two district court judges for the United
27 States District Court, District of Nevada, and a circuit court judge for the Ninth Circuit Court of
28 Appeals. He was recognized as a Best Up and Coming Attorney, Legal Elite, by Nevada Business

1 Magazine, and Ones to Watch for Commercial Litigation by the Best Lawyers in America. Mr.
2 Kahn's billing rate was \$320.00 at the time he completed work in this case.

3 **c. Christian P. Ogata.** Christian Ogata is an associate in Snell & Wilmer's
4 commercial litigation group. Mr. Ogata has a B.A. in Political Science from the University of
5 Nevada, Las Vegas. He received his J.D. from the William S. Boyd School of Law, University of
6 Nevada Las Vegas, *magna cum laude*, in 2020. Before working at Snell & Wilmer, Mr. Ogata
7 clerked for a district court judge for the United States District Court, District of Nevada. He was
8 awarded Community Choice Up-and-Coming, Top Lawyers, by Vegas Inc., and Best Up and
9 Coming Attorneys, Top Southern Nevada Attorneys, by Nevada Business Magazine. Mr. Ogata's
10 billing rate was \$345.00 at the time he completed work in this case.

11 **d. Skylar N. Arakawa-Pamphilon.** Skylar Arakawa-Pamphilon is an
12 associate in Snell & Wilmer's commercial litigation group. Ms. Arakawa-Pamphilon has a B.S. in
13 Hospitality Management from the University of Nevada, Las Vegas. She received her J.D. from
14 the William S. Boyd School of Law, *magna cum laude*, in 2021. Before working at Snell & Wilmer,
15 Ms. Arakawa-Pamphilon clerked for the Nevada Court of Appeals. Ms. Arakawa-Pamphilon's
16 discounted rate was \$323.00 at the time she completed work in this case. Her standard rate during
17 the time she worked on the case was \$355.00

18 11. PwC also relied on the help of two additional partners (Dawn Davis and V.R.
19 Bohman) and a former associate (Michael Paretti). PwC does not seek the fees of those attorneys
20 in its motion (combined fees totaling \$652.50) and therefore I do not include information about
21 their qualifications here. Because PwC is not seeking their fees, their respective billing entries are
22 fully redacted on accompanying invoices.

23 12. PwC's legal team from Snell & Wilmer also included paralegals and research
24 assistants, whose rates ranged from \$130.00 to \$268.00 during the period after the offer to present.
25 Snell & Wilmer's paralegals on this matter all maintain a bachelor's degree and a paralegal
26 certification.

27 13. Based on the knowledge and experience of counsel, the hourly rates charged by
28 Snell & Wilmer attorneys and paraprofessionals were customary with the prevailing rates of other

1 lawyers in Nevada with similar experience and qualifications. Further, the billing rates of the two
2 primary working attorneys from Snell & Wilmer (Mr. Byrne and myself) were discounted below
3 the customary rates of other lawyers in Nevada with similar experience and qualifications.

4 14. PwC seeks reimbursement of \$662,029.40 in Snell & Wilmer’s attorneys’ fees based
5 on the actual time spent at the hourly rates noted above. This sum is reasonable for several reasons:

- 6 a. It is based on documented work for which rates were applied within, and
7 even below, industry standards.
- 8 b. As set forth in detail in the Motion, the litigation required a substantial
9 amount of work relating to professional standards of care, complex tax
10 issues and related advice, complex damages calculations, as well as various
11 appellate issues. The substantial amount of work required and necessarily
12 incurred between September 25, 2019—present was a direct result of
13 Tricarichi’s decision to amend to assert a time-barred, and substantively
14 unsupported, claim. In short, Snell worked tirelessly—as required by the
15 complexity of Tricarichi’s claim and the scope of damages that Tricarichi
16 sought—to achieve the successful result that PwC obtained.
- 17 c. The two primary working attorneys (Mr. Byrne and I) discounted our rates
18 below those customary of other lawyers in Nevada with similar experience
19 and qualifications. Further, the time spent by three additional attorneys
20 working on discreet issues in this matter has been deducted from the fees
21 requested in the motion.

22 15. A true and accurate copy of Snell & Wilmer’s itemized fees are attached to the
23 Motion as Exhibit 4. A true and accurate copy of Snell & Wilmer’s itemized costs, with all
24 justifying documentation, was previously filed with this Court. *See* Dkt. Nos. 422, 423.

25 16. Both Mr. Byrne and I are familiar with the invoices that Snell sent to PwC
26 throughout the pendency of this lawsuit because we both assisted in their preparation. I have
27 reviewed Snell & Wilmer’s itemized statements of fees and costs and know the contents thereof.
28 The information contained therein is true and correct to the best of my knowledge and said fees and

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costs have been necessarily and reasonably incurred and paid in this action. As set forth above, the total amount of requested fees is reasonable.

17. PwC continues to incur attorneys' fees beyond January 31, 2023, and expects to incur additional attorneys' fees in connection with this Motion as well as in connection with the litigation of Plaintiff's Motion to Retax Costs that Tricarichi filed last week. Prior to the hearing on this Motion, PwC will provide an updated and final calculation of fees incurred as of that date.

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

Dated: March 15, 2023

/s/ Bradley Austin
BRADLEY T. AUSTIN

EXHIBIT 4

PricewaterhouseCoopers LLP
 ELECTRONIC BILL - DO NOT MAIL
 Submit via BillingPoint/ONIT

Report Date: 3/7/2023

Matter: 71338.00001 Michael A. Tricarichi

Services Rendered between 9/25/2019 and 1/31/2023:

Timekeeper		Date	Hours	Rate	Amount
1	Attorney Services				
1187	Byrne, Patrick G.	Review amended Rule 16.1(a) Initial Disclosures	9/25/2019	0.20	515.00 103.00
5128	Austin, Bradley T.	Strategize and correspond re general objections to discovery requests.	9/25/2019	0.40	280.00 112.00
5128	Austin, Bradley T.	Review and revise offer of judgment, correspond and strategize re revisions to same.	9/25/2019	0.60	280.00 168.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	9/25/2019	0.40	280.00 112.00
5128	Austin, Bradley T.	Telephone call to and from JAMS re mediator availability and re mediator expertise, [REDACTED].	9/25/2019	0.80	280.00 224.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED] and review revised draft of same	9/25/2019	0.30	515.00 154.50
1187	Byrne, Patrick G.	Review plaintiff's amended Rule 16.1(A) disclosures	9/26/2019	0.20	515.00 103.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED], conduct research re same.	9/27/2019	0.40	280.00 112.00
1187	Byrne, Patrick G.	Emails with litigation team re evaluating [REDACTED]	9/27/2019	0.50	515.00 257.50
5128	Austin, Bradley T.	Correspond and strategize re offer of judgment and service of same.	9/27/2019	0.30	280.00 84.00
5128	Austin, Bradley T.	Strategize re availability of alternative mediators.	9/30/2019	0.40	280.00 112.00
5128	Austin, Bradley T.	Review and analyze court docket and scheduling order and strategize re [REDACTED].	9/30/2019	0.20	280.00 56.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/1/2019	0.40	280.00 112.00
5128	Austin, Bradley T.	Draft and revise litigation summary.	10/1/2019	0.40	280.00 112.00
5128	Austin, Bradley T.	Strategize re offer of judgment.	10/1/2019	0.20	280.00 56.00
1187	Byrne, Patrick G.	Review proposed draft interrogatory responses and evaluate need for verification [REDACTED]	10/2/2019	0.20	515.00 103.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	10/2/2019	0.40	280.00 112.00
5128	Austin, Bradley T.	Strategize re interrogatory responses and re verification of same.	10/2/2019	0.40	280.00 112.00
5128	Austin, Bradley T.	Review and revise interrogatories and prepare same for service, correspond re same.	10/3/2019	0.40	280.00 112.00
1187	Byrne, Patrick G.	Review PwC's second set of interrogatories to Tricarichi	10/4/2019	0.10	515.00 51.50
5128	Austin, Bradley T.	Continue revising litigation summary.	10/4/2019	0.20	280.00 019 56.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize re upcoming deadlines and re case status.	10/4/2019	0.30	280.00	84.00
1187	Byrne, Patrick G.	Emails with litigation team re assess potential [REDACTED]	10/7/2019	0.20	515.00	103.00
5128	Austin, Bradley T.	Telephone calls and emails to and from JAMs re scheduling mediation and next steps.	10/7/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	10/7/2019	0.60	280.00	168.00
1187	Byrne, Patrick G.	Emails with litigation team re status of [REDACTED] and issues with [REDACTED]	10/8/2019	0.30	515.00	154.50
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED] procedure, [REDACTED].	10/8/2019	1.00	280.00	280.00
5128	Austin, Bradley T.	Review and revise discovery responses in preparation for service thereof, [REDACTED].	10/9/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Strategize re preparing for upcoming mediation.	10/9/2019	0.20	280.00	56.00
5128	Austin, Bradley T.	Strategize with P. Byrne re [REDACTED].	10/10/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Review and analyze discovery responses.	10/10/2019	0.40	280.00	112.00
1187	Byrne, Patrick G.	Review Plaintiff's responses to PwC's interrogatories and requests for production re evaluate potential response and follow-up to same	10/11/2019	0.30	515.00	154.50
1187	Byrne, Patrick G.	Emails with litigation team re issues with [REDACTED]	10/11/2019	0.30	515.00	154.50
5128	Austin, Bradley T.	Correspond re discovery responses and e-service list.	10/11/2019	0.20	280.00	56.00
5128	Austin, Bradley T.	Strategize re obtaining additional discovery from plaintiff and re scheduling a meet and confer.	10/11/2019	0.50	280.00	140.00
1187	Byrne, Patrick G.	Emails with C. Landgraff re follow-up on [REDACTED]	10/14/2019	0.30	515.00	154.50
5128	Austin, Bradley T.	Strategize re [REDACTED] and re related arguments.	10/14/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Review and analyze mediation packet and strategize re same.	10/15/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	10/15/2019	1.00	280.00	280.00
5128	Austin, Bradley T.	Strategize and correspond re upcoming mediation.	10/16/2019	0.20	280.00	56.00
5012	Shuta, Deborah Ga	Call with litigation team re filing [REDACTED], begin preparation of application for commission for out of state subpoena packet for Jim Tricarichi.	10/16/2019	0.20	230.00	46.00
5128	Austin, Bradley T.	Begin revising subpoena commission documents.	10/16/2019	0.80	280.00	224.00
5128	Austin, Bradley T.	Telephone calls and emails to and from K. Perry re [REDACTED].	10/16/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Conduct additional research re [REDACTED].	10/16/2019	0.80	280.00	224.00

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Timekeeper		Date	Hours	Rate	Amount	
5012	Shuta, Deborah Ga	Prepare application for commission and subpoena duces tecum for J. Tricarichi.	10/17/2019	0.70	230.00	161.00
5012	Shuta, Deborah Ga	Prepare application for commission and subpoena duces tecum for A. Tricarichi.	10/17/2019	0.70	230.00	161.00
1187	Byrne, Patrick G.	Review material from [REDACTED] and follow-up with client re same	10/17/2019	0.20	515.00	103.00
5012	Shuta, Deborah Ga	Prepare application for commission, commission and subpoena duces tecum for Carla Tricarichi.	10/18/2019	0.70	230.00	161.00
5012	Shuta, Deborah Ga	Prepare commissions for James and Anthony Tricarichi.	10/18/2019	1.10	230.00	253.00
5012	Shuta, Deborah Ga	Make revisions to notice of issuance of subpoena to J. Tricarichi, A. Tricarichi and C. Tricarichi.	10/18/2019	0.40	230.00	92.00
5012	Shuta, Deborah Ga	[REDACTED] and make revisions to applications for commission and subpoena documents for J. Tricarichi, A. Tricarichi and C. Tricarichi re same.	10/18/2019	1.30	230.00	299.00
5128	Austin, Bradley T.	Continue conducting research re [REDACTED].	10/18/2019	0.60	280.00	168.00
5128	Austin, Bradley T.	Review and revise subpoenas, notices of same, applications for subpoena commission, and commissions for various Tricarichi individuals, strategize re revisions to same.	10/18/2019	1.50	280.00	420.00
5128	Austin, Bradley T.	Continue revising subpoena documents.	10/21/2019	1.00	280.00	280.00
5012	Shuta, Deborah Ga	Research [REDACTED].	10/21/2019	0.60	230.00	138.00
5128	Austin, Bradley T.	Strategize re procedure for obtaining out-of-state subpoena and re serving same in Ohio, [REDACTED].	10/21/2019	0.80	280.00	224.00
5128	Austin, Bradley T.	Strategize re upcoming mediation.	10/21/2019	0.30	280.00	84.00
5012	Shuta, Deborah Ga	Review and revise notice of issuance of subpoenas and subpoenas in preparation to serve through Odyssey.	10/21/2019	1.50	230.00	345.00
5128	Austin, Bradley T.	Continue revising subpoenas and corresponding re same.	10/22/2019	0.60	280.00	168.00
5012	Shuta, Deborah Ga	Research rules and procedures for [REDACTED].	10/22/2019	0.60	230.00	138.00
5128	Austin, Bradley T.	Strategize re mediation preparation and re binders.	10/22/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	10/22/2019	0.30	280.00	84.00
5012	Shuta, Deborah Ga	Revise and finalize Applications for issuance of an out of state commission and commissions in preparation for filing with the court.	10/22/2019	0.80	230.00	184.00
5012	Shuta, Deborah Ga	Continue finalizing Notice of Issuance and SDTs in preparation for service on opposing counsel.	10/22/2019	0.50	230.00	115.00
5128	Austin, Bradley T.	Strategize re procedure for issuing subpoenas in Ohio.	10/23/2019	0.70	280.00	196.00
5128	Austin, Bradley T.	Continue revising and strategizing re commission and related application.	10/23/2019	0.60	280.00	168.00
5128	Austin, Bradley T.	Continue drafting and revising litigation summary.	10/23/2019	0.40	280.00	112.00

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Timekeeper		Date	Hours	Rate	Amount	
5012	Shuta, Deborah Ga	Continue finalizing commissions in preparation for issuance and service on opposing counsel, coordinate filing of applications for commission.	10/23/2019	1.30	230.00	299.00
5012	Shuta, Deborah Ga	Review issued commissions from the court, finalize subpoenas [REDACTED].	10/24/2019	0.70	230.00	161.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED] and procedure for [REDACTED].	10/24/2019	0.70	280.00	196.00
5128	Austin, Bradley T.	Strategize and conduct research re [REDACTED].	10/25/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Strategize re service of subpoena in Ohio.	10/28/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Strategize re JAMS procedure.	10/28/2019	0.40	280.00	112.00
5012	Shuta, Deborah Ga	Contact potential vendor to possibly help with Ohio service on J. Tricarichi, C. Tricarichi and A. Tricarichi.	10/29/2019	0.40	230.00	92.00
5128	Austin, Bradley T.	Begin revising additional set of subpoena commission documents.	10/29/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	10/29/2019	0.50	280.00	140.00
1187	Byrne, Patrick G.	Review proposed third-party subpoenas and emails re same	10/30/2019	0.20	515.00	103.00
5012	Shuta, Deborah Ga	Follow up with MC Group's corporate office re possibly helping with domesticating and serving the Tricarichi Ohio subpoenas.	10/30/2019	0.20	230.00	46.00
5012	Shuta, Deborah Ga	Review notice of subpoena and subpoena duces tecum to Levin & Associates in preparation for service on the parties.	10/31/2019	0.20	230.00	46.00
5012	Shuta, Deborah Ga	Additional follow up with the vendor and coordination of service in Ohio for subpoenas to the Tricarichi's.	10/31/2019	0.40	230.00	92.00
5128	Austin, Bradley T.	Continue revising various subpoena and commission documents in preparation for service thereof.	10/31/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Strategize re filing commission.	11/1/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Review and analyze discovery responses and correspond re same.	11/4/2019	0.30	280.00	84.00
5128	Austin, Bradley T.	Review and revise commission and application for same.	11/4/2019	0.20	280.00	56.00
5012	Shuta, Deborah Ga	Calls and emails with vendor re domesticating and serving Tricarichi subpoenas.	11/4/2019	0.50	230.00	115.00
5012	Shuta, Deborah Ga	Review and revise application for commission and commission for Levin & Associates.	11/4/2019	0.80	230.00	184.00
5128	Austin, Bradley T.	Strategize re commission and service of same in Ohio.	11/4/2019	0.50	280.00	140.00
1187	Byrne, Patrick G.	Review Plaintiff's response to PwC's second set of interrogatories	11/4/2019	0.10	515.00	51.50
5128	Austin, Bradley T.	Strategize re upcoming mediation and preparation for same.	11/5/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Strategize re service of subpoena in Ohio.	11/5/2019	0.40	280.00	112.00
5012	Shuta, Deborah Ga	Call with vendor re status of domestication and service on J. Tricarichi, A. Tricarichi and C. Tricarichi.	11/5/2019	0.20	230.00	46.00

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Timekeeper		Date	Hours	Rate	Amount	
1187	Byrne, Patrick G.	Review mediation brief filed by plaintiff, mediation brief filed by PwC and support appendix exhibits re preparation for mediation	11/5/2019	1.50	515.00	772.50
5128	Austin, Bradley T.	Strategize re [REDACTED]	11/6/2019	0.50	280.00	140.00
5128	Austin, Bradley T.	Prepare for upcoming mediation.	11/7/2019	0.50	280.00	140.00
5128	Austin, Bradley T.	Strategize re service of foreign subpoena and pending commission.	11/7/2019	0.50	280.00	140.00
5012	Shuta, Deborah Ga	Call with MCS Group re Tricarichi Ohio subpoenas.	11/7/2019	0.30	230.00	69.00
5128	Austin, Bradley T.	Strategize re mediation and next steps.	11/8/2019	0.50	280.00	140.00
1187	Byrne, Patrick G.	Prepare for and attend mediation	11/8/2019	5.10	515.00	2,626.50
5128	Austin, Bradley T.	Strategize and telephone calls re [REDACTED]	11/11/2019	0.40	280.00	112.00
1187	Byrne, Patrick G.	Work on annual budget projections and email to J. Marroquin re same	11/11/2019	0.20	515.00	103.00
1187	Byrne, Patrick G.	Review documents from Sullivan and Cromwell, including [REDACTED]	11/11/2019	0.20	515.00	103.00
5012	Shuta, Deborah Ga	Research [REDACTED]	11/12/2019	0.40	230.00	92.00
5012	Shuta, Deborah Ga	Follow up emails and calls with MCS group re status of domesticating Tricarichi subpoenas in Ohio and service.	11/12/2019	0.20	230.00	46.00
5128	Austin, Bradley T.	Review and revise draft discovery requests, [REDACTED]	11/13/2019	0.50	280.00	140.00
5128	Austin, Bradley T.	Strategize and correspond re service of subpoena.	11/13/2019	0.30	280.00	84.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	11/13/2019	0.40	280.00	112.00
5012	Shuta, Deborah Ga	Emails and calls with MCS Group re domesticating and serving the subpoena to Levin & Associates in Cuyahoga county, Ohio.	11/13/2019	0.30	230.00	69.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	11/14/2019	0.40	280.00	112.00
1187	Byrne, Patrick G.	Review supplemental written discovery requests to plaintiff	11/15/2019	0.20	515.00	103.00
5012	Shuta, Deborah Ga	Calls and emails with MCS group re status of domestication and service of Ohio subpoenas.	11/15/2019	0.30	230.00	69.00
5128	Austin, Bradley T.	Strategize re service of Ohio subpoenas.	11/18/2019	0.30	280.00	84.00
5128	Austin, Bradley T.	Draft and revise litigation summary.	11/19/2019	0.50	280.00	140.00
5128	Austin, Bradley T.	Strategize re service of subpoenas.	11/19/2019	0.20	280.00	56.00
1187	Byrne, Patrick G.	Assemble information on potential experts [REDACTED]	11/20/2019	0.30	515.00	154.50
5128	Austin, Bradley T.	Strategize re [REDACTED]	11/20/2019	0.20	280.00	56.00
5012	Shuta, Deborah Ga	Follow up with MCS group re status of Ohio serves, [REDACTED]	11/20/2019	0.30	230.00	69.00
5128	Austin, Bradley T.	Strategize re [REDACTED], review and analyze docket for same.	11/21/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Strategize re status of service of subpoenas.	11/25/2019	0.40	280.00	112.00

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Timekeeper		Date	Hours	Rate	Amount
5012	Shuta, Deborah Ga	11/26/2019	0.20	230.00	46.00
	Emails and call to MCS Group re status of domestication and service of subpoenas on Tricarichi's and Levin & Associates				
5128	Austin, Bradley T.	11/29/2019	0.40	280.00	112.00
	Strategize re status of discovery and re service of subpoenas.				
5128	Austin, Bradley T.	12/2/2019	0.80	280.00	224.00
	Strategize re service of Ohio subpoenas and re issuance of same from court.				
5012	Shuta, Deborah Ga	12/2/2019	0.50	230.00	115.00
	Follow up emails and calls with MCS Group re status of service of Ohio subpoenas.				
5128	Austin, Bradley T.	12/3/2019	0.20	280.00	56.00
	Strategize re discovery response date.				
5012	Shuta, Deborah Ga	12/3/2019	0.20	230.00	46.00
	Additional emails with MCS Group re status of Ohio serves.				
5128	Austin, Bradley T.	12/4/2019	0.40	280.00	112.00
	Continue strategizing re subpoenas.				
5012	Shuta, Deborah Ga	12/4/2019	0.40	230.00	92.00
	Followup emails to MCS group re status of service, [REDACTED]				
5128	Austin, Bradley T.	12/9/2019	1.20	280.00	336.00
	Strategize and correspond re subpoena service issues and re obtaining additional address information for service, [REDACTED].				
5128	Austin, Bradley T.	12/9/2019	0.20	280.00	56.00
	Strategize re expert witness.				
5012	Shuta, Deborah Ga	12/9/2019	0.40	230.00	92.00
	Emails and calls with MCS Group re status of services of the three Ohio subpoenas.				
5012	Shuta, Deborah Ga	12/9/2019	0.40	230.00	92.00
	Research [REDACTED]				
1187	Byrne, Patrick G.	12/9/2019	0.20	515.00	103.00
	Emails with C. Landgraff re [REDACTED]				
5128	Austin, Bradley T.	12/10/2019	0.40	280.00	112.00
	Strategize and conduct research re [REDACTED]				
5012	Shuta, Deborah Ga	12/11/2019	0.20	230.00	46.00
	Contact MCS Group with update address information for J. Tricarichi.				
1187	Byrne, Patrick G.	12/11/2019	0.30	515.00	154.50
	Emails with C. Landgraff re follow-up on [REDACTED]				
5128	Austin, Bradley T.	12/11/2019	0.40	280.00	112.00
	Continue conducting research re [REDACTED]				
5128	Austin, Bradley T.	12/11/2019	0.60	280.00	168.00
	Conduct research re [REDACTED]				
5012	Shuta, Deborah Ga	12/11/2019	0.50	230.00	115.00
	Research [REDACTED]				
5012	Shuta, Deborah Ga	12/12/2019	0.60	230.00	138.00
	Call with litigation team re research re [REDACTED]				
5128	Austin, Bradley T.	12/12/2019	0.60	280.00	168.00
	Conduct research and correspond re [REDACTED]				
5128	Austin, Bradley T.	12/12/2019	0.40	280.00	112.00
	Strategize and correspond re [REDACTED]				
1187	Byrne, Patrick G.	12/12/2019	0.20	515.00	103.00
	Assemble information [REDACTED]				
5012	Shuta, Deborah Ga	12/13/2019	0.50	230.00	115.00
	Continue with research to find [REDACTED]				

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Timekeeper			Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Strategize re potential expert witness.	12/13/2019	0.30	280.00	84.00
5128	Austin, Bradley T.	Continue conducting research re [REDACTED] and strategize [REDACTED].	12/13/2019	0.70	280.00	196.00
5128	Austin, Bradley T.	Conduct additional research re [REDACTED].	12/16/2019	1.20	280.00	336.00
5012	Shuta, Deborah Ga	Emails with MCS Group and litigation team re service attempt for J. Tricarichi.	12/16/2019	0.40	230.00	92.00
5012	Shuta, Deborah Ga	Conduct additional research for [REDACTED].	12/16/2019	0.30	230.00	69.00
1187	Byrne, Patrick G.	Telephone conference with C. Landgraff re [REDACTED].	12/16/2019	0.20	515.00	103.00
5128	Austin, Bradley T.	Review and analyze additional research [REDACTED].	12/17/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	12/18/2019	0.20	280.00	56.00
5128	Austin, Bradley T.	Draft and revise litigation status summary.	12/20/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Review and analyze case file to locate as-served privilege log, [REDACTED].	12/20/2019	0.40	280.00	112.00
5012	Shuta, Deborah Ga	Further internet research into [REDACTED].	12/23/2019	0.40	230.00	92.00
5128	Austin, Bradley T.	Correspond and strategize re service of foreign subpoenas.	12/30/2019	0.30	280.00	84.00
5012	Shuta, Deborah Ga	Call into MCS Group to follow up re status of service of Ohio subpoenas, emails with litigation team and Bartlit Beck re same.	12/31/2019	0.50	230.00	115.00
5128	Austin, Bradley T.	Correspond and strategize re foreign subpoenas and next steps.	12/31/2019	0.40	280.00	112.00
5128	Austin, Bradley T.	Strategize re service of foreign subpoenas and issues relating to same.	1/2/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re status of pending discovery responses.	1/3/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Review returns of service for Carla, James and Anthony Tricarichi, [REDACTED].	1/6/2020	0.40	240.00	96.00
5012	Shuta, Deborah Ga	Call with MCS Group re status of service of the pending Ohio subpoenas, [REDACTED].	1/6/2020	0.20	240.00	48.00
5012	Shuta, Deborah Ga	Research [REDACTED].	1/6/2020	0.20	240.00	48.00
5128	Austin, Bradley T.	Strategize re service by notice.	1/6/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re service of foreign subpoenas.	1/6/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	1/7/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	1/7/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct additional research re [REDACTED].	1/7/2020	0.50	380.00	190.00

Timekeeper		Date	Hours	Rate	Amount	
5012	Shuta, Deborah Ga	Continue with research of [REDACTED]	1/7/2020	1.20	240.00	288.00
5012	Shuta, Deborah Ga	Review certificate of completion from A. Tricarichi, emails with litigation team re completion of service of subpoena to A. Tricarichi.	1/8/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Strategize re service on A. Tricarichi and Levin and Associates.	1/8/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	1/8/2020	0.80	380.00	304.00
5012	Shuta, Deborah Ga	Research [REDACTED]	1/8/2020	0.60	240.00	144.00
5128	Austin, Bradley T.	Strategize and correspond re certificate of custodian of records.	1/9/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct additional research re [REDACTED]	1/9/2020	0.30	380.00	114.00
1187	Byrne, Patrick G.	Review subpoena and related documents for M. Desmond and emails re same	1/10/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Review and analyze foreign subpoena documents and strategize and correspond re same.	1/10/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze discovery responses.	1/10/2020	0.20	380.00	76.00
5012	Shuta, Deborah Ga	Review [REDACTED], draft application for commission to serve a subpoena packet to M. Desmond, [REDACTED]	1/10/2020	0.90	240.00	216.00
5012	Shuta, Deborah Ga	Conduct internet research re [REDACTED]	1/10/2020	0.50	240.00	120.00
5012	Shuta, Deborah Ga	Review and finalize documents related to an out of state subpoena on M. Desmond in preparation for service on opposing counsel.	1/13/2020	0.70	240.00	168.00
5128	Austin, Bradley T.	Strategize and correspond re issuing additional foreign subpoena, re time frame for document responses, and re coordination of same.	1/13/2020	1.10	380.00	418.00
5128	Austin, Bradley T.	Continue reviewing and revising subpoena and accompanying notices and commissions.	1/13/2020	0.70	380.00	266.00
5012	Shuta, Deborah Ga	Emails Civil Action Group and litigation group to begin coordinating issuance and service of the subpoena to M. Desmond in Washington DC.	1/13/2020	0.50	240.00	120.00
5128	Austin, Bradley T.	Review and analyze joint case conference report and protective order to determine [REDACTED]	1/14/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research and correspond re [REDACTED]	1/14/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Strategize re obtaining commission from court and status of same.	1/14/2020	0.40	380.00	152.00

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Timekeeper		Date	Hours	Rate	Amount	
5012	Shuta, Deborah Ga	Additional calls and emails with Civil Action Group procedure for having the subpoena to M. Desmond issued and served in Washington DC.	1/15/2020	0.90	240.00	216.00
5128	Austin, Bradley T.	Strategize and correspond re obtaining commission from DC court and process for same, [REDACTED].	1/15/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re service of DC subpoena and commission from DC court of same.	1/16/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	1/16/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Review and revise District of Columbia form of subpoena, emails with Civil Action Group re issuance of same.	1/17/2020	0.30	240.00	72.00
5012	Shuta, Deborah Ga	Emails with Civil Action Group's Washington DC office re follow up to service request.	1/17/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Strategize and correspond re initial expert disclosures.	1/17/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with M. Levine re evaluate expert disclosure requirements and [REDACTED].	1/17/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Strategize re service of D.C. subpoena.	1/22/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Conduct research and strategize re [REDACTED].	1/22/2020	1.00	380.00	380.00
5012	Shuta, Deborah Ga	Emails and calls with Civil Action Group re status of issuance of subpoena in the District of Columbia, [REDACTED].	1/22/2020	0.50	240.00	120.00
5128	Austin, Bradley T.	Strategize and correspond re subpoena service on IRS office.	1/23/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	1/23/2020	0.80	380.00	304.00
5012	Shuta, Deborah Ga	Research [REDACTED].	1/23/2020	0.40	240.00	96.00
5012	Shuta, Deborah Ga	Review the District of Columbia's Superior Court Rules of Civil Procedure re subpoenas and service, [REDACTED].	1/23/2020	0.40	240.00	96.00
5012	Shuta, Deborah Ga	Emails with MCS Group re status of subpoena on Levin & Associates, emails with litigation team re unsuccessful service and next steps.	1/24/2020	0.30	240.00	72.00
5012	Shuta, Deborah Ga	Continue with research into [REDACTED].	1/24/2020	0.70	240.00	168.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and next steps.	1/24/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re service on M. Desmond.	1/24/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Continue with analysis of Accurint report for M. Desmond, email to litigation team re updated address.	1/26/2020	0.40	240.00	96.00
5128	Austin, Bradley T.	Correspond and conduct research re [REDACTED].	1/26/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Correspond and strategize re service of DC subpoena.	1/27/2020	0.40	380.00	152.00

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Timekeeper		Date	Hours	Rate	Amount	
5012	Shuta, Deborah Ga	Additional review of Accurint report for M. Desmond, emails with the Washington DC process server re valid service for subpoenas and possible home address for M. Desmond.	1/27/2020	0.50	240.00	120.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	1/28/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Emails with M. Levine re [REDACTED]	1/28/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize and correspond re DC subpoena.	1/28/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Call with Washington DC process server re request stand down on service at residence for M. Desmond and possible next steps re completing service.	1/29/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Conduct additional research re [REDACTED]	1/29/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re subpoena for Levin and Associates.	1/29/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re trial schedule and related deadlines.	1/30/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Emails with litigation team re status of arranging service of subpoena to M. Desmond.	1/31/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Strategize re status of all foreign subpoenas and next steps with each.	2/4/2020	0.50	380.00	190.00
5012	Shuta, Deborah Ga	Research [REDACTED]	2/5/2020	0.20	240.00	48.00
5128	Austin, Bradley T.	Review and analyze stipulation and strategize re [REDACTED] le.	2/5/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research and correspond re [REDACTED]	2/5/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Review and comment on proposed draft stipulation and order re [REDACTED]	2/6/2020	0.40	617.50	247.00
5012	Shuta, Deborah Ga	Emails and call with Washington DC process server to obtain a complete subpoena packet for M. Desmond.	2/6/2020	0.30	240.00	72.00
5012	Shuta, Deborah Ga	[REDACTED] Review letter from [REDACTED] to [REDACTED] re waiver of formal service of the subpoena, [REDACTED]	2/6/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Strategize re service of foreign subpoena.	2/6/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	2/6/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	2/6/2020	0.60	380.00	228.00
5012	Shuta, Deborah Ga	Review complete subpoena packet to be served on M. Desmond, [REDACTED]	2/6/2020	0.20	240.00	48.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	2/6/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Emails with litigation team evaluating [REDACTED]	2/10/2020	0.30	617.50	185.25

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Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Review prior court order on [REDACTED] and evaluate [REDACTED]	2/10/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Review and revise discovery requests, correspond and strategize re same.	2/10/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED]	2/10/2020	1.40	380.00	532.00
1187	Byrne, Patrick G.	Review 3rd set of requests for production	2/10/2020	0.10	617.50	61.75
1187	Byrne, Patrick G.	Review and comment on revised draft [REDACTED]	2/10/2020	0.20	617.50	123.50
5012	Shuta, Deborah Ga	Research rules re [REDACTED]	2/11/2020	0.30	240.00	72.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	2/11/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	2/11/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	2/11/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	2/12/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	2/12/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re service of Levin and Associates and additional addresses for same.	2/12/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize, correspond, and conduct research re [REDACTED]	2/12/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Begin reviewing and analyzing documents for additional out-of-state subpoenas.	2/12/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Conduct research re [REDACTED], draft and revise correspondence re same.	2/12/2020	1.70	380.00	646.00
5012	Shuta, Deborah Ga	Review email from Barlitt Beck re [REDACTED]	2/12/2020	0.60	240.00	144.00
1187	Byrne, Patrick G.	Review [REDACTED] and emails with litigation team addressing [REDACTED]	2/13/2020	0.30	617.50	185.25
1187	Byrne, Patrick G.	Emails with litigation team assessing [REDACTED]	2/13/2020	0.30	617.50	185.25
1187	Byrne, Patrick G.	Review emails and exchanges on discovery to assess [REDACTED]	2/13/2020	0.30	617.50	185.25
1187	Byrne, Patrick G.	Emails with litigation team addressing strategy to [REDACTED]	2/13/2020	0.20	617.50	123.50
5012	Shuta, Deborah Ga	Review out of state commission packet for deposition of C. Tricarichi and make revisions re same.	2/13/2020	0.60	240.00	144.00

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Timekeeper			Date	Hours	Rate	Amount
5012	Shuta, Deborah Ga	Review email from Bartlett Beck [REDACTED]	2/13/2020	0.50	240.00	120.00
5128	Austin, Bradley T.	Correspond, strategize, and conduct additional research re [REDACTED].	2/13/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re discovery remaining to be completed.	2/13/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Begin preparing and revising subpoena packet for various out-of-state subpoenas.	2/13/2020	0.80	380.00	304.00
5012	Shuta, Deborah Ga	Review out of state commission packet for deposition of J. Tricarichi and make revisions re same.	2/13/2020	0.60	240.00	144.00
5012	Shuta, Deborah Ga	Review out of state commission packet for deposition of R. Corn and make revisions re same.	2/14/2020	0.20	240.00	48.00
5012	Shuta, Deborah Ga	Begin to review out of state subpoena packet for G. Miller and make revisions re same.	2/14/2020	0.20	240.00	48.00
5012	Shuta, Deborah Ga	Review out of state commission packet for deposition of G. Miller and make revisions re same.	2/14/2020	0.60	240.00	144.00
5012	Shuta, Deborah Ga	Review out of state commission packet for deposition of C. Bell and make revisions re same.	2/14/2020	0.40	240.00	96.00
5012	Shuta, Deborah Ga	Finalize out of state depo subpoena packet for G. Miller in preparation for service of same on opposing counsel.	2/17/2020	0.40	240.00	96.00
5012	Shuta, Deborah Ga	Finalize out of state depo subpoena packet for C. Bell, emails with litigation team re service of same and next steps.	2/17/2020	0.10	240.00	24.00
5012	Shuta, Deborah Ga	Continue to review out of state subpoena packet for G. Miller and make revisions re same, [REDACTED]	2/17/2020	0.30	240.00	72.00
5012	Shuta, Deborah Ga	Continue to review out of state subpoena packet for R. Corn and make revisions re same, [REDACTED].	2/17/2020	0.40	240.00	96.00
5012	Shuta, Deborah Ga	Finalize out of state depo subpoena packet for C. Tricarichi, emails with litigation team re service of same and next steps.	2/17/2020	0.40	240.00	96.00
5128	Austin, Bradley T.	Locate, review, and analyze sample motions to compel in preparation for drafting motion to compel.	2/17/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Correspond and strategize with team re [REDACTED].	2/17/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Review and revise various subpoena files for issuance of subpoena and commission.	2/17/2020	1.00	380.00	380.00
5012	Shuta, Deborah Ga	Emails with Civil Action Group re possibly working on issuance of nine out of state issuance and service of subpoenas in 4 states.	2/17/2020	0.30	240.00	72.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	2/17/2020	0.20	617.50	123.50
5012	Shuta, Deborah Ga	Review out of state subpoena packet for A. Mason and make revisions re same, [REDACTED].	2/17/2020	0.50	240.00	120.00
5012	Shuta, Deborah Ga	Review out of state subpoena packet for R. Hart and make revisions re same, [REDACTED].	2/18/2020	0.50	240.00	120.00

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Timekeeper			Date	Hours	Rate	Amount
5012	Shuta, Deborah Ga	Review out of state subpoena packet for D. Korb and make revisions re same, [REDACTED].	2/18/2020	0.50	240.00	120.00
5128	Austin, Bradley T.	Strategize with P. Byrne and D. Shuta re [REDACTED].	2/18/2020	0.70	380.00	266.00
5012	Shuta, Deborah Ga	Review out of state subpoena packets for A. Tricarichi and B. Ridlehoover and organize for litigation team review and to [REDACTED].	2/18/2020	0.20	240.00	48.00
5128	Austin, Bradley T.	Review and revise additional subpoena packets for issuance of subpoena and commission.	2/18/2020	0.50	380.00	190.00
5012	Shuta, Deborah Ga	Finalize subpoena packet for C. Bell in preparation for service on opposing counsel.	2/18/2020	0.20	240.00	48.00
5012	Shuta, Deborah Ga	Additional emails with Civil Action Group re issuance and service of out of state subpoenas.	2/18/2020	0.50	240.00	120.00
5128	Austin, Bradley T.	Strategize re additional out-of-state subpoenas.	2/19/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Revise and finalize out of state deposition subpoena packages for D. Korb, J. Tricarichi and R. Hart, [REDACTED].	2/20/2020	0.60	240.00	144.00
5128	Austin, Bradley T.	Begin reviewing and analyzing motion to compel.	2/20/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Revise and finalize out of state deposition subpoena packages for R. Corn and A. Mason, [REDACTED].	2/20/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Review and revise additional subpoenas for out-of-state depositions, [REDACTED].	2/20/2020	1.20	380.00	456.00
5012	Shuta, Deborah Ga	Review issued commission for C. Tricarichi, prepare Ohio subpoena.	2/20/2020	0.50	240.00	120.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and re [REDACTED].	2/21/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Review and revise motion to compel discovery, correspond re same.	2/21/2020	0.70	380.00	266.00
1187	Byrne, Patrick G.	Review and comment on proposed draft motion to compel regarding alleged claims to privilege	2/21/2020	1.10	617.50	679.25
5012	Shuta, Deborah Ga	Prepare OH deposition subpoena for R. Hart.	2/21/2020	0.40	240.00	96.00
5012	Shuta, Deborah Ga	Review and finalize applications for commissions for R. Corn, A. Mason, D. Korb, J. Tricarichi and R. Hart.	2/21/2020	0.60	240.00	144.00
5128	Austin, Bradley T.	Review and analyze various out of state subpoenas.	2/21/2020	0.50	380.00	190.00
5012	Shuta, Deborah Ga	Prepare OH deposition subpoena for J. Tricarichi.	2/21/2020	0.40	240.00	96.00
5128	Austin, Bradley T.	Strategize and correspond with team re [REDACTED].	2/24/2020	0.50	380.00	190.00
5012	Shuta, Deborah Ga	Prepare cover letter and out of state deposition subpoena packet for C. Tricarichi to the Cuyahoga Court of Common Pleas for issuance of the subpoena in Ohio.	2/24/2020	0.80	240.00	192.00

Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Review and revise motion to compel and accompanying exhibits in preparation for filing thereof.	2/24/2020	1.20	380.00	456.00
5012	Shuta, Deborah Ga	Calls with Cuyahoga County Court re issuance of subpoena for C. Tricarichi, prepare and send additional requested materials.	2/25/2020	0.30	240.00	72.00
5012	Shuta, Deborah Ga	Call with Cuyahoga county court re status of issuance of subpoena for C. Tricarichi, emails with Civil Action Group re same.	2/25/2020	0.60	240.00	144.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	2/25/2020	0.70	380.00	266.00
1187	Byrne, Patrick G.	Emails with D. Taylor re handling hearing on motion to compel	2/25/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize re pending out-of-state subpoenas and serving same.	2/25/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re [REDACTED], [REDACTED].	2/25/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Emails with M. Levine re [REDACTED].	2/26/2020	0.20	617.50	123.50
5012	Shuta, Deborah Ga	Review emails from Barlit Beck re service on D. Korb and A. Mason, research [REDACTED].	2/26/2020	0.20	240.00	48.00
5128	Austin, Bradley T.	Strategize re out-of-state subpoenas and re accepting service of same.	2/26/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and correspond re preparing for upcoming hearing.	2/26/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Prepare subpoena materials for A. Mason and D. Korb to assist litigation team with possibly finalizing service informally through Jake Croke from SullCrom.	2/26/2020	0.50	240.00	120.00
5012	Shuta, Deborah Ga	Calls and emails with Cuhahoga County Court re additional materials needed for subpoenas, prepare packet of subpoena materials for R. Hart re same.	2/27/2020	0.80	240.00	192.00
5012	Shuta, Deborah Ga	Calls and emails with Cuhahoga County Court re additional materials needed for subpoenas, prepare packet of subpoena materials for j. Tricarichi re same.	2/27/2020	0.80	240.00	192.00
5012	Shuta, Deborah Ga	Calls and emails with Cuhahoga County Court re additional materials needed for subpoenas, prepare packet of subpoena materials for C. Tricarichi re same.	2/27/2020	0.80	240.00	192.00
5012	Shuta, Deborah Ga	Review commission to serve an out of state subpoena on R. Hart, prepare Ohio subpoena for R. Hart.	2/27/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Strategize re upcoming discovery motion.	2/27/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	2/27/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Correspond re issuing subpoenas in New York and DC and re service of same.	2/27/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Review emails from Barlit Beck re [REDACTED].	2/27/2020	0.20	240.00	48.00
5012	Shuta, Deborah Ga	Continue to prepare Ohio subpoena for J. Tricarichi.	2/27/2020	0.20	240.00	48.00

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Timekeeper			Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Continue drafting and revising litigation summary report.	2/28/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re issuance of subpoena for C. Tricarichi and timing issues for same.	2/28/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Call with Cuyahoga County re issued subpoenas for C. Tricarichi, J. Tricarichi and R. Hart, emails and calls with Civil Action Group re same.	2/28/2020	1.20	240.00	288.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED], [REDACTED].	3/2/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re various out-of-state subpoenas and service and calendaring of same.	3/2/2020	0.60	380.00	228.00
5012	Shuta, Deborah Ga	Review and begin preparation of out of state subpoena packets for all east coast witnesses to send to Capital Process Service.	3/2/2020	0.40	240.00	96.00
5012	Shuta, Deborah Ga	Continue to prepare of out of state subpoena packets for all east coast witnesses to send to Capital Process for issuance and service, emails and calls with Capitol re same.	3/2/2020	0.50	240.00	120.00
5128	Austin, Bradley T.	Strategize re service status of various out-of-state subpoenas.	3/3/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Research [REDACTED]	3/4/2020	1.00	240.00	240.00
5012	Shuta, Deborah Ga	Prepare Washington DC subpoenas for G. Miller and D. Korb, emails with Capitol Processing re next steps.	3/4/2020	0.70	240.00	168.00
5012	Shuta, Deborah Ga	Emails with New York office of Capitol Process, prepare New York subpoenas for R. Corn and A. Mason.	3/4/2020	0.80	240.00	192.00
5012	Shuta, Deborah Ga	Prepare VA subpoena and letter re praecipe, email B. Austin for review and signature.	3/4/2020	0.70	240.00	168.00
5012	Shuta, Deborah Ga	Review Affidavits of Service for the Ohio deposition subpoenas: C. Tricarichi, J. Tricarichi and R. Hart, [REDACTED].	3/4/2020	0.30	240.00	72.00
5012	Shuta, Deborah Ga	Revise New York Subpoenas to R. Corn and A. Mason re requests from court clerks, [REDACTED].	3/4/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	3/5/2020	0.70	380.00	266.00
5012	Shuta, Deborah Ga	Continue to prepare the VA subpoena and cover letter/praecipe for C. Bell, [REDACTED].	3/5/2020	1.70	240.00	408.00
5012	Shuta, Deborah Ga	Call with Lewis from Capitol Process Service re issue with first attempt to serve G. Miller in Washington DC, [REDACTED].	3/5/2020	0.80	240.00	192.00
5012	Shuta, Deborah Ga	Emails and calls with Capitol Process Service re Washington DC subpoenas.	3/5/2020	0.30	240.00	72.00
5012	Shuta, Deborah Ga	Research [REDACTED].	3/5/2020	0.40	240.00	96.00
5012	Shuta, Deborah Ga	Review and finalize cover letter/praecipe and VA form of subpoena, emails with Capitol Process Service re same.	3/5/2020	0.50	240.00	120.00

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Timekeeper		Date	Hours	Rate	Amount	
5012	Shuta, Deborah Ga	Review emails re address to hold the depositions of R. Corn and A. Mason, make revisions to New York subpoena re same and email to process server for issuance.	3/6/2020	1.30	240.00	312.00
5012	Shuta, Deborah Ga	Review issued subpoena for D. Korb, prepare and email complete subpoena packet to litigation team and co-counsel.	3/6/2020	0.60	240.00	144.00
5012	Shuta, Deborah Ga	Review Westlaw People report for G. Miller, emails with Capitol Process Service re same.	3/6/2020	0.30	240.00	72.00
5012	Shuta, Deborah Ga	Research deposition offices in Richmond, VA to hold deposition of C. Bell, revise VA subpoena re same.	3/6/2020	0.90	240.00	216.00
5128	Austin, Bradley T.	Strategize re adding out of state counsel to distribution list.	3/6/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	3/6/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and correspond re out of state deposition locations and revising subpoenas for same.	3/6/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Review and analyze file and prior correspondence to verify whether [REDACTED].	3/8/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze file and prior correspondence to confirm that full set of interrogatories properly served.	3/8/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re outstanding out of state subpoenas and re schedule for same.	3/8/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Review affidavits of service for the Ohio depositions, and related invoices from Civil Action Group, and [REDACTED].	3/9/2020	0.50	240.00	120.00
5012	Shuta, Deborah Ga	Emails with Capitol Process Service re additional requirements to issue Virginia and New York subpoenas, [REDACTED].	3/9/2020	0.90	240.00	216.00
5128	Austin, Bradley T.	Continue strategizing re out of state subpoena issues.	3/9/2020	0.60	380.00	228.00
5012	Shuta, Deborah Ga	Revise Nevada subpoena for R. Corn, [REDACTED].	3/9/2020	0.40	240.00	96.00
5012	Shuta, Deborah Ga	Prepare amended Nevada subpoenas for A. Mason.	3/10/2020	0.40	240.00	96.00
5012	Shuta, Deborah Ga	Continue to revise VA subpoena and prepare amended Nevada subpoena for C. Bell.	3/10/2020	0.20	240.00	48.00
5128	Austin, Bradley T.	Review and correspond re [REDACTED].	3/10/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Review proposed stipulation on NRCP 41(e)	3/10/2020	0.10	617.50	61.75
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	3/10/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Review and analyze opposition to motion to compel and strategize re same.	3/10/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	3/10/2020	0.20	617.50	123.50

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Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Review plaintiff's opposition to motion to compel and supporting exhibits re [REDACTED]	3/10/2020	0.60	617.50	370.50
5128	Austin, Bradley T.	Strategize re additional out of state subpoena issues.	3/10/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED]	3/10/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Finalize amended Nevada subpoenas for NY and VA depositions, emails with Capitol Process Service re same.	3/10/2020	0.70	240.00	168.00
5012	Shuta, Deborah Ga	Emails with Capitol Process Service re next steps in issuing and serving the Viriginial and New York subpoenas.	3/11/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Strategize re reply in support of motion to compel.	3/11/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Emails and calls with Capitol Process Service re additional requirements for issuing New York subpoenas, [REDACTED]	3/13/2020	1.40	240.00	336.00
5128	Austin, Bradley T.	Strategize re revisions to New York subpoenas.	3/15/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re service of New York subpoenas.	3/16/2020	0.50	380.00	190.00
5012	Shuta, Deborah Ga	Additional emails with Capitol Process Service re issuance of New York subpoenas.	3/16/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Strategize and correspond re procedure for [REDACTED]	3/16/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Emails with B. Austin re [REDACTED]	3/16/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Telephone calls to and from court re upcoming hearing re motion to compel, re whether hearing will go forward, and arranging telephonic appearance for same.	3/16/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Research status of services still available re New York court, emails with Capitol Process Service re status of issuance of New York subpoenas.	3/17/2020	0.50	240.00	120.00
5012	Shuta, Deborah Ga	Review case file re dismissed defendants and their previous counsel, and revise New York subpoena for A. Mason, emails with Capitol Process Service re same.	3/17/2020	1.20	240.00	288.00
5012	Shuta, Deborah Ga	Review case file re dismissed defendants and their previous counsel, and revise New York subpoena for R. Corn, emails with Capitol Process Service re same.	3/17/2020	1.20	240.00	288.00
5128	Austin, Bradley T.	Telephone calls to and from counsel for deponent re deposition date and time, correspond and strategize re same.	3/17/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re additional steps for service of out of state subpoena.	3/17/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond and conduct research re [REDACTED]	3/18/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Strategize re setting motion to compel for oral argument.	3/18/2020	0.40	380.00	152.00

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Timekeeper		Date	Hours	Rate	Amount	
5012	Shuta, Deborah Ga	Research Nevada rules re [REDACTED] [REDACTED] emails with litigation team re same.	3/18/2020	0.50	240.00	120.00
5012	Shuta, Deborah Ga	Review second rejection letter from New York court clerks, [REDACTED].	3/18/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Review and analyze files and emails to determine whether Plaintiff served responses to third set of RFPs, correspond re same.	3/19/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Research [REDACTED].	3/19/2020	0.70	240.00	168.00
5012	Shuta, Deborah Ga	Research [REDACTED].	3/19/2020	0.80	240.00	192.00
5012	Shuta, Deborah Ga	Continue with research into [REDACTED].	3/19/2020	0.40	240.00	96.00
5128	Austin, Bradley T.	Strategize re whether [REDACTED].	3/19/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Research [REDACTED].	3/19/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Review and analyze motion to compel and opposition to same in preparation for revising reply in support of motion to compel.	3/19/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re vacating upcoming out-of-state depositions and reserving right to re-notice same.	3/19/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re new courtroom procedures and how they affect upcoming reply filing and pending motion to compel, [REDACTED].	3/19/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	3/20/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Strategize re exhibits to reply in support of motion to compel, and locate and review same.	3/20/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Emails with Planet depos re cancellation of March 26 deposition of C. Bell, [REDACTED].	3/20/2020	1.50	240.00	360.00
5012	Shuta, Deborah Ga	Research [REDACTED].	3/20/2020	0.70	240.00	168.00
1187	Byrne, Patrick G.	Email to D. Taylor re proposed [REDACTED].	3/20/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Review and revise reply in support of motion to compel.	3/20/2020	1.20	380.00	456.00
1187	Byrne, Patrick G.	Review and revise proposed draft reply in support of motion to compel	3/20/2020	0.90	617.50	555.75
5128	Austin, Bradley T.	Conduct research re [REDACTED].	3/20/2020	1.80	380.00	684.00
5012	Shuta, Deborah Ga	Additional research of [REDACTED].	3/20/2020	0.40	240.00	96.00

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Timekeeper		Date	Hours	Rate	Amount	
5012	Shuta, Deborah Ga	Research [REDACTED]	3/20/2020	1.20	240.00	288.00
5012	Shuta, Deborah Ga	Emails with Capitol Process Service re status of service of D. Korb.	3/20/2020	0.20	240.00	48.00
5128	Austin, Bradley T.	Correspond with court re submitted stipulation and order, review same.	3/21/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Correspond with and telephone call to court re courtesy copies and upcoming hearing.	3/23/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re submission of courtesy copy briefing.	3/23/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Review and revise reply in support of motion to compel and accompanying exhibits in preparation for filing of same.	3/23/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED]	3/23/2020	0.20	380.00	76.00
1187	Byrne, Patrick G.	Review of final draft reply in support of motion to compel	3/23/2020	0.50	617.50	308.75
1187	Byrne, Patrick G.	Review plaintiff's response to PwC's third request for production of documents	3/23/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Strategize re vacating upcoming depositions.	3/23/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Assist with finalizing the reply in support of motion to compel in preparation for service on opposing counsel and courtesy copy to the judge.	3/23/2020	0.50	240.00	120.00
5128	Austin, Bradley T.	Strategize re upcoming hearing and whether [REDACTED]	3/24/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	3/24/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Continue reviewing and revising litigation summary report.	3/25/2020	0.30	380.00	114.00
1187	Byrne, Patrick G.	Review court order on oral argument re motion to compel [REDACTED]	3/25/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize re telephonic hearing and re preparing for and noticing same.	3/25/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Draft and revise notice of telephonic hearing.	3/25/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze stipulation and order to extend five year rule.	3/26/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Review and revise amended notice of hearing, strategiz re same.	3/26/2020	0.20	380.00	76.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	3/26/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Telephone calls and emails to court re upcoming hearing and modifications to same.	3/26/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and correspond with team re [REDACTED]	3/26/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re vacating upcoming depositions and reserving right to re-notice same.	3/26/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re upcoming hearing and preparation for same.	3/27/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re extending deposition timeline and re preparation for upcoming expert disclosure deadline.	3/27/2020	0.40	380.00	152.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Begin reviewing briefing in preparation for upcoming motion to compel hearing.	3/27/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze motion to compel briefing in preparation for upcoming hearing.	3/29/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Review and analyze draft hearing outline for motion to compel.	3/29/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Continue reviewing briefing in preparation for upcoming hearing.	3/30/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze discovery correspondence and strategize re same.	3/30/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Begin draft of outline of arguments for hearing on motion to compel	3/30/2020	1.30	617.50	802.75
1187	Byrne, Patrick G.	Review key cases cited in motion to compel re preparation for hearing on same	3/30/2020	1.40	617.50	864.50
5128	Austin, Bradley T.	Continue strategizing and corresponding re upcoming hearing.	3/30/2020	0.80	380.00	304.00
1187	Byrne, Patrick G.	Review motion to compel, opposition, reply, and supporting exhibits re begin preparation for hearing on same	3/30/2020	1.80	617.50	1,111.50
5128	Austin, Bradley T.	Review and analyze briefing in preparation for motion to compel hearing.	3/31/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Appear for motion to compel hearing.	3/31/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED]	3/31/2020	0.80	380.00	304.00
1187	Byrne, Patrick G.	Continue work on outline of arguments and prepare for hearing on motion to compel	3/31/2020	2.60	617.50	1,605.50
1187	Byrne, Patrick G.	Telephone conference with D. Taylor and C. Landgraff re [REDACTED]	3/31/2020	0.30	617.50	185.25
1187	Byrne, Patrick G.	Participate in telephonic hearing on motion to compel	3/31/2020	0.60	617.50	370.50
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	4/1/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Correspond and strategize re upcoming status check and re submitting proposed order.	4/1/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Telephone calls re [REDACTED].	4/3/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Review and analyze hearing transcript and correspond re same.	4/3/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Revise and format proposed order.	4/6/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Review and comment on proposed stipulation to extend expert deadlines and [REDACTED]	4/6/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Review transcript from hearing on motion to compel re [REDACTED]	4/6/2020	0.30	617.50	185.25

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Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Emails with S. Hessel re status of order on motion to compel and outlining status of position on various discovery issues and potential additional motion to compel	4/6/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize re vacating upcoming depositions and releasing office space and court reporter for same.	4/6/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Review supplemental privilege log re evaluate [REDACTED]	4/7/2020	0.60	617.50	370.50
1187	Byrne, Patrick G.	Review attorney-client documents produced by plaintiff in share file re evaluate [REDACTED]	4/7/2020	0.80	617.50	494.00
5128	Austin, Bradley T.	Review and analyze revised stipulation and order.	4/7/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Correspond and strategize re stipulation and order to extend.	4/7/2020	0.20	380.00	76.00
1187	Byrne, Patrick G.	Emails with counsel on [REDACTED]	4/8/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Review and analyze hearing transcript.	4/8/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED]	4/8/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED]	4/9/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re whether to vacate remaining depositions.	4/9/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	4/9/2020	0.40	617.50	247.00
5128	Austin, Bradley T.	Review and analyze prior hearing transcript from court.	4/9/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	4/13/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	4/13/2020	0.80	380.00	304.00
1187	Byrne, Patrick G.	Review and comment on proposed draft status report to the court on privilege log	4/14/2020	0.40	617.50	247.00
5128	Austin, Bradley T.	Review and analyze correspondence to opposing counsel.	4/14/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Review and analyze revised privilege and clawback logs.	4/14/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation evaluate [REDACTED]	4/14/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Emails with litigation team re draft [REDACTED]	4/14/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Review and revise joint status report and correspond re revisions to same.	4/14/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Review and revise draft status report and accompanying exhibits.	4/15/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	4/15/2020	0.40	380.00	152.00

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Timekeeper		Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Strategize re filing status report and deadline for same.	4/15/2020	0.30	380.00 114.00
1187	Byrne, Patrick G.	Review and comment on revised draft status report to the court on updated privilege logs and motion to compel	4/16/2020	0.20	617.50 123.50
5128	Austin, Bradley T.	Strategize re in-chambers status check.	4/16/2020	0.30	380.00 114.00
1187	Byrne, Patrick G.	Review and comment on final revisions to court status report	4/16/2020	0.20	617.50 123.50
5128	Austin, Bradley T.	Review and revise status report and accompanying exhibits and arrange for filing of same.	4/16/2020	0.60	380.00 228.00
5128	Austin, Bradley T.	Strategize re discovery deadlines in light of recent court administrative order.	4/17/2020	0.40	380.00 152.00
5128	Austin, Bradley T.	Review and analyze [REDACTED]	4/17/2020	0.30	380.00 114.00
5128	Austin, Bradley T.	Begin reviewing and revising second motion to compel.	4/20/2020	1.00	380.00 380.00
1187	Byrne, Patrick G.	Review and revise proposed draft motion to compel regarding plaintiff's financial information and investment returns	4/20/2020	1.40	617.50 864.50
1187	Byrne, Patrick G.	Review court order on in camera inspection [REDACTED]	4/20/2020	0.20	617.50 123.50
5128	Austin, Bradley T.	Review and analyze minute order [REDACTED] e.	4/20/2020	0.40	380.00 152.00
5128	Austin, Bradley T.	Strategize re filing motion to compel and re submission of documents for in-camera review.	4/21/2020	0.50	380.00 190.00
5128	Austin, Bradley T.	Begin drafting litigation status report.	4/21/2020	0.80	380.00 304.00
5128	Austin, Bradley T.	Strategize and correspond re filing motion to compel and accompanying exhibits.	4/22/2020	0.50	380.00 190.00
1187	Byrne, Patrick G.	Review letter from plaintiff's counsel responding to court's request for in camera inspection and privilege log and player list	4/22/2020	0.10	617.50 61.75
5128	Austin, Bradley T.	Continue revising litigation status summary.	4/22/2020	0.30	380.00 114.00
5128	Austin, Bradley T.	Strategize re filing motion to compel.	4/23/2020	0.50	380.00 190.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	4/23/2020	0.80	380.00 304.00
1187	Byrne, Patrick G.	Review revised draft motion to compel plaintiff's financial information	4/23/2020	0.40	617.50 247.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	4/23/2020	0.20	617.50 123.50
1187	Byrne, Patrick G.	Review and comment on draft motion to file under seal [REDACTED]	4/23/2020	0.20	617.50 123.50
5128	Austin, Bradley T.	Strategize re vendor fees for prior out-of-state subpoenas and re vacating office reservations for same.	4/23/2020	0.40	380.00 152.00
5128	Austin, Bradley T.	Telephone call to chambers re submission of sealed documents.	4/23/2020	0.40	380.00 152.00
5128	Austin, Bradley T.	Draft and revise motion to seal.	4/23/2020	1.50	380.00 570.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Correspond with opposing counsel re motion to compel documents and exhibits.	4/23/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Correspond and strategize with team re process to seal exhibits.	4/23/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Revise motion to compel and accompanying exhibits in preparation for filing thereof.	4/23/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re upcoming motion to compel hearing.	4/23/2020	0.20	380.00	76.00
5438	Paretti, Michael	[REDACTED]	4/23/2020	0.30	285.00	85.50
5128	Austin, Bradley T.	Strategize and correspond re hearing request and instruction from court for same.	4/24/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Telephone call to and from chambers re documents filed under seal.	4/24/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze hearing notice and strategize re setting hearing for motion to compel.	4/24/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze local rules and strategize re hearing request and errata.	4/27/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond and telephone calls with chambers re scheduling motion to compel hearing and filing errata.	4/27/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Review and revise notice of hearing and errata to motion to compel.	4/27/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Correspond and strategize with team re hearing request and filing notice of same and errata to motion to compel.	4/27/2020	1.20	380.00	456.00
5128	Austin, Bradley T.	Locate and review [REDACTED]	4/28/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	4/28/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Review request from plaintiff to remove confidentiality protections for response to motion to compel [REDACTED]	4/28/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize re acceptance of re-filed motion to compel [REDACTED].	4/28/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re hearing date and briefing schedule.	4/28/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond re briefing schedule and hearing date.	4/28/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re upcoming motion to compel hearing.	4/29/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze plaintiff's motion to compel and accompanying exhibits.	4/29/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Review and analyze plaintiff's motion for de-designation and accompanying exhibits.	4/29/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Review and analyze protective order and strategize re [REDACTED].	4/29/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and correspond re briefing schedule and upcoming hearing.	4/30/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Continue reviewing and analyzing pending motion to compel briefing.	4/30/2020	0.40	380.00	152.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Correspond re notice of hearing for plaintiff's motion to compel.	4/30/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze [REDACTED]	5/1/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	5/1/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	5/1/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Review plaintiff's motion to compel and supporting exhibits re evaluate [REDACTED]	5/1/2020	1.10	617.50	679.25
5128	Austin, Bradley T.	Strategize and correspond re upcoming briefing schedule and hearing dates, review documents for same.	5/1/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Review plaintiff's motion to de-designate documents and attached exhibits	5/1/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Review and analyze motion to compel briefing.	5/1/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	5/4/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Draft and revise litigation summary report.	5/5/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Strategize re pending motion to compel and response deadline.	5/5/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Review court minute order on in camera inspection of documents [REDACTED]	5/6/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize re [REDACTED]	5/6/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re upcoming hearing and preparation for same.	5/6/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Continue drafting litigation report summaries.	5/6/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze minute order re in camera review.	5/6/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re motion to compel briefing deadlines.	5/7/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze opposition to motion to compel and related briefing.	5/7/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Review and analyze protective order.	5/7/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Continue reviewing and analyzing motion to compel briefing.	5/8/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with C. Landgraff re [REDACTED]	5/8/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize re upcoming expert disclosure deadlines.	5/8/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re documents submitted for in camera review.	5/8/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Strategize re upcoming opposition deadline and preparation for same.	5/8/2020	0.20	380.00	76.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED]	5/9/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Review proposed letter to Judge Gonzalez addressing privilege log issue and email with litigation team re same	5/11/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Strategize re revisions to opposition to motion to compel.	5/11/2020	0.30	380.00	114.00
1187	Byrne, Patrick G.	Review Plaintiff's opposition to PwC's motion to compel financial information and supporting exhibits re evaluate arguments for reply	5/11/2020	0.40	617.50	247.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	5/11/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	5/11/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	5/11/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Review opposition to motion to compel.	5/11/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Review and analyze briefing rules.	5/11/2020	0.30	380.00	114.00
1187	Byrne, Patrick G.	Review and revise draft opposition to plaintiff's motion to compel	5/11/2020	1.10	617.50	679.25
1187	Byrne, Patrick G.	Review and comment on draft opposition to motion to de-designate	5/11/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Review opposition to de-designation motion.	5/11/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re filing oppositions to motion to compel and motion to de-designate and exhibits for same.	5/12/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Begin reviewing and revising opposition to motion to compel and exhibits in preparation for filing same.	5/13/2020	1.10	380.00	418.00
5128	Austin, Bradley T.	Begin reviewing and revising opposition to motion to de-designate and exhibits in preparation for filing same.	5/13/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Correspond and telephone calls re filing opposition to motion to compel and motion to de-designate.	5/13/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	5/13/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re courtesy copy of motion to court and opposing counsel.	5/14/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	5/15/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED]	5/15/2020	1.60	380.00	608.00
5128	Austin, Bradley T.	Obtain and review court minute order.	5/15/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Strategize re upcoming motion to compel hearing and preparation for same.	5/15/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team [REDACTED]	5/15/2020	0.20	617.50	123.50

AA 001117

Timekeeper			Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Strategize re form of stipulation and order to extend deadline.	5/15/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and conduct research re [REDACTED]	5/18/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Strategize re expert disclosures.	5/18/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	5/18/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize re PHV issue and review rules for same.	5/18/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Draft and revise errata to motion to compel and review briefing for same.	5/19/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize and correspond re errata to motion to compel.	5/19/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	5/21/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize and correspond re certificate of service and PHV application.	5/21/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Review and comment on proposed draft reply in support of motion to compel plaintiff's financial information	5/21/2020	0.60	617.50	370.50
5128	Austin, Bradley T.	Review and analyze reply in support of motion to compel.	5/21/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Strategize re upcoming hearing and whether appearances would be in person, in light of new administrative order.	5/21/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Review and analyze business court scheduling order.	5/22/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Review and analyze docket to determine priority of trial stack.	5/22/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re filing reply in support of motion to compel.	5/22/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re upcoming consolidated hearing, re discovery extension, and re bench trial setting.	5/22/2020	1.00	380.00	380.00
1187	Byrne, Patrick G.	Emails with litigation team on [REDACTED]	5/22/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Review and revise reply in support of motion to compel in preparation for filing of same.	5/25/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Correspond and strategize re filing reply in support of motion to compel.	5/25/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re exhibit submission and appendix for same.	5/25/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED] in motion [REDACTED]	5/25/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review expert reports and exhibits in preparation for service of same.	5/26/2020	1.00	380.00	380.00
5012	Shuta, Deborah Ga	Review all recently received expert reports and prepare expert disclosure re same.	5/26/2020	1.60	240.00	384.00
5128	Austin, Bradley T.	Correspond with court re pending briefing and courtesy copies of same.	5/26/2020	0.30	380.00	114.00

AA 001118

Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Review plaintiff's reply in support of motion to de-designate documents	5/26/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Draft and revise expert disclosure.	5/26/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	5/26/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Review and analyze plaintiff's expert report.	5/26/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Review and analyze briefing in preparation for upcoming motion to compel hearings.	5/26/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize and conduct research re [REDACTED].	5/27/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Review expert [REDACTED] and conduct limited search on [REDACTED]	5/27/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	5/27/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	5/27/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Review and revise stipulation and order to extend discovery.	5/27/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Review and analyze local rules re discovery extensions.	5/27/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED].	5/27/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Continue reviewing and analyzing briefing in preparation for upcoming hearing.	5/27/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Strategize re preparation for upcoming hearing.	5/28/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Correspond re upcoming telephonic hearing and dial in information for same.	5/28/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team addressing issues with [REDACTED].	5/28/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Correspond and strategize re motion [REDACTED].	5/28/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] ne.	5/28/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Review PwC expert disclosures and expert reports of A. Dellinger, K. Harris, and J. Leauaneae	5/28/2020	1.60	617.50	988.00
5128	Austin, Bradley T.	Review and analyze briefing in preparation for upcoming hearing.	5/28/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Continue reviewing and analyzing competing expert reports.	5/29/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze order granting motion to seal, [REDACTED].	5/29/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Review and analyze revise stipulation and order to extend.	5/29/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Conduct research and correspond re competing expert witness.	5/29/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize and correspond re upcoming hearing preparation.	5/29/2020	0.40	380.00	152.00

AA 001119

Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Telephone calls and correspondence to and from court re whether upcoming hearing was telephonic or to be decided on the pleadings.	5/29/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Review and analyze rules re [REDACTED] correspond re same.	5/29/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Review and analyze hearing briefing.	5/29/2020	0.60	380.00	228.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	5/29/2020	0.30	617.50	185.25
1187	Byrne, Patrick G.	Review plaintiff's reply in support of motion to compel and evaluate [REDACTED]	5/29/2020	0.40	617.50	247.00
5128	Austin, Bradley T.	Strategize and correspond re submitting [REDACTED]	5/30/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Review and analyze [REDACTED] to determine [REDACTED].	5/30/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Review and analyze docket to verify whether court issued minute order decision.	6/1/2020	0.20	380.00	76.00
5012	Shuta, Deborah Ga	Review order continuing discovery and other related deadlines and coordinate preparation of revised deadlines to assist with litigation team case management.	6/1/2020	0.40	240.00	96.00
5128	Austin, Bradley T.	Review and analyze various minute orders re competing motions to compel and strategize re [REDACTED].	6/1/2020	0.60	380.00	228.00
1187	Byrne, Patrick G.	Review court minute order ruling on motions to compel and motion to de-designate re evaluate [REDACTED].	6/1/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Review plaintiff's expert witness report for liability and damages and supporting exhibits re evaluate [REDACTED].	6/1/2020	0.50	617.50	308.75
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	6/1/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	6/1/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Review and analyze stipulation and order to extend.	6/1/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Strategize re draft [REDACTED].	6/1/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze administrative order and strategize re [REDACTED].	6/1/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Begin drafting proposed order re motion to seal.	6/2/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re preparing [REDACTED]	6/2/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Continue strategizing re [REDACTED] and applicability of same.	6/2/2020	0.30	380.00	114.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	6/2/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Emails with litigation team re preparation of [REDACTED]	6/2/2020	0.20	617.50	123.50
5012	Shuta, Deborah Ga	Analyze order partially granting plaintiff's motion to compel to determine [REDACTED]	6/2/2020	0.30	240.00	72.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED] [REDACTED] review and analyze [REDACTED] for same.	6/2/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Locate and review template orders and briefing in preparation for drafting proposed orders on pending motions.	6/2/2020	0.70	380.00	266.00
5012	Shuta, Deborah Ga	Continue review of order continuing discovery deadline, emails and calls with litigation team re same.	6/3/2020	0.20	240.00	48.00
5128	Austin, Bradley T.	Strategize re extension of discovery.	6/3/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re proposed orders and format of same.	6/3/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and review docket re upcoming status hearing.	6/3/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re resetting depositions and time frame for same.	6/3/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] [REDACTED].	6/4/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Begin reviewing and analyzing draft orders re motion to seal and competing motions to compel.	6/5/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] [REDACTED] correspond re same.	6/5/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Strategize re proposed orders and submitting same to court.	6/5/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Continue reviewing and analyzing competing orders, [REDACTED].	6/7/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED] issues and [REDACTED].	6/7/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Telephone calls to and from court re proposed order.	6/8/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Review court website re status of trial setting, emails with judicial department 11 re same.	6/8/2020	0.40	240.00	96.00
1187	Byrne, Patrick G.	Review and comment on proposed draft order on motions to compel and de-designate	6/8/2020	0.40	617.50	247.00
5128	Austin, Bradley T.	Revise motion to seal order in preparation for submitting to court.	6/8/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Draft and revise litigation status summary.	6/8/2020	0.60	380.00	228.00
5012	Shuta, Deborah Ga	Analyze and revise [REDACTED] based on [REDACTED] [REDACTED] to assist litigation team with [REDACTED].	6/8/2020	0.60	240.00	144.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	6/8/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	6/8/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and revise motion to compel order in preparation for submitting to court.	6/8/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Review and analyze notice of entry of order.	6/9/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Review and analyze motion to associate.	6/9/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Review and analyze administrative orders re revised sealing procedure.	6/9/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	6/9/2020	0.40	380.00	152.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Revise motion to seal, [REDACTED].	6/9/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re hearing re motion to seal documents.	6/10/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Review and revise motion to seal documents in preparation for filing thereof.	6/10/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re filing motion to seal documents, review exhibit for same.	6/10/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re upcoming hearing.	6/11/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Draft and revise correspondence to court re proposed order.	6/11/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED] f [REDACTED], and re [REDACTED].	6/11/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Review and revise proposed order and redline.	6/11/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	6/12/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	6/12/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Review and analyze revised scheduling order and strategize re upcoming deadlines.	6/12/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and conduct research re [REDACTED].	6/15/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond re [REDACTED].	6/15/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Review court scheduling order and trial setting	6/15/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Strategize re upcoming trial dates and re related deadlines.	6/15/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re remaining discovery schedule and re depositions.	6/15/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze executed order and strategize re revisions from court.	6/16/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re dissociation of counsel.	6/16/2020	0.20	380.00	76.00
1187	Byrne, Patrick G.	Review final order signed by Court on motions to compel to assess [REDACTED] and emails re [REDACTED].	6/16/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED].	6/17/2020	0.10	617.50	61.75
1187	Byrne, Patrick G.	Emails with litigation team re evaluate [REDACTED] and [REDACTED].	6/17/2020	0.20	617.50	123.50
5012	Shuta, Deborah Ga	Review newly issued order continuing trial to January 2021, [REDACTED].	6/17/2020	0.40	240.00	96.00
5128	Austin, Bradley T.	Telephone calls and emails re [REDACTED].	6/17/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	6/17/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Strategize re discovery schedule and remaining depositions.	6/17/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and correspond re notice of entry of order.	6/17/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Revise certification in preparation for filing.	6/17/2020	0.30	380.00	114.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Review and analyze court's calendar and individual case dockets to determine case priority for trial stack.	6/18/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED] re [REDACTED].	6/18/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team re addressing [REDACTED]	6/18/2020	0.20	617.50	123.50
5012	Shuta, Deborah Ga	Continue to review new trial order and new case deadlines to assist with research re [REDACTED].	6/18/2020	0.30	240.00	72.00
1187	Byrne, Patrick G.	Review and comment on proposed draft stipulation for protocols to conduct video conference depositions	6/18/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Review and analyze stipulation and order re remote depositions.	6/18/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Conduct research to determine [REDACTED].	6/18/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Revise notice of entry of order.	6/18/2020	0.10	380.00	38.00
5128	Austin, Bradley T.	Telephone calls and emails to court re pending motion to seal and re minute order re same.	6/18/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze rules re [REDACTED].	6/18/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Telephone calls and correspondence to and from chambers re minute order and pending motion to seal.	6/19/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	6/19/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	6/19/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	6/22/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re status of minute order re motion to seal and resolution of same.	6/22/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	6/22/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED] and re [REDACTED] ge.	6/23/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	6/23/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze proposed revisions to stipulation re deposition protocol.	6/23/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED] and [REDACTED]	6/23/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Conduct research re [REDACTED], re [REDACTED], and re [REDACTED].	6/23/2020	1.30	380.00	494.00
5128	Austin, Bradley T.	Strategize and conduct research re [REDACTED] correspond re [REDACTED].	6/24/2020	1.40	380.00	532.00
5128	Austin, Bradley T.	Strategize re status of motion to seal and accompanying minute order, call to court re same.	6/24/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Review research [REDACTED] re [REDACTED]	6/24/2020	0.40	240.00	96.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize and correspond re upcoming status hearing.	6/25/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze court docket and prior orders re upcoming status hearing.	6/25/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	6/25/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Correspond and strategize with team re [REDACTED] and [REDACTED].	6/25/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Review and analyze prior subpoenas, notices, and commissions to determine current status and re-noticing same.	6/25/2020	1.00	380.00	380.00
5012	Shuta, Deborah Ga	Continue with review of [REDACTED].	6/25/2020	0.50	240.00	120.00
5128	Austin, Bradley T.	Review and analyze local rules re notice of withdrawal and correspond re same.	6/25/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Review and analyze notice of withdrawal.	6/25/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and re [REDACTED].	6/25/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Telephone calls to court re upcoming status check and whether hearing will proceed.	6/26/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	6/26/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and status of same [REDACTED].	6/26/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Revise notice of withdrawal and correspond re filing same.	6/26/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	6/26/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Review and analyze hearing transcript, court docket, and hearing minutes re motion to compel order.	6/26/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond with team re whether [REDACTED].	6/26/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Begin reviewing case documents in preparation for upcoming status conference hearing.	6/27/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	6/27/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze scheduling orders, prior stipulations, docket, and motion to seal briefing in preparation for upcoming status hearing.	6/28/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Strategize and review file for status of [REDACTED].	6/29/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and process for same.	6/29/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Analyze case file re status of issuance and service of the out of state deposition notices, [REDACTED].	6/29/2020	0.80	240.00	192.00
5128	Austin, Bradley T.	Review and analyze motion to seal briefing and related exhibits and orders in order to determine whether [REDACTED].	6/29/2020	0.90	380.00	342.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Begin drafting motion to seal.	6/29/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Prepare for, appear, and argue at status hearing.	6/29/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Strategize re trial schedule and related deadlines.	6/29/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Format and revise exhibits to motion to seal.	6/30/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	6/30/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED] and re whether [REDACTED].	6/30/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Conduct research re whether [REDACTED].	6/30/2020	0.60	380.00	228.00
5012	Shuta, Deborah Ga	Review prior history for [REDACTED] re [REDACTED] and conduct additional research into [REDACTED].	6/30/2020	0.50	240.00	120.00
5438	Paretti, Michael	Review [REDACTED].	6/30/2020	0.40	285.00	114.00
5012	Shuta, Deborah Ga	Research [REDACTED] re [REDACTED].	6/30/2020	1.50	240.00	360.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED] and [REDACTED], re [REDACTED] ng [REDACTED], and re [REDACTED].	6/30/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	6/30/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Conduct research re [REDACTED], re [REDACTED], and re [REDACTED].	6/30/2020	1.30	380.00	494.00
5128	Austin, Bradley T.	Continue drafting motion to seal.	6/30/2020	0.80	380.00	304.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	6/30/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Review and analyze administrative order and strategize re [REDACTED] and re [REDACTED].	6/30/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	6/30/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and procedure for same.	6/30/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED], and [REDACTED].	7/1/2020	1.00	380.00	380.00
5012	Shuta, Deborah Ga	Detailed review of [REDACTED] to assist litigation team with [REDACTED] re [REDACTED].	7/1/2020	0.50	240.00	120.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	7/1/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	7/1/2020	1.40	380.00	532.00
5128	Austin, Bradley T.	Strategize re coordinating depositions with other side.	7/1/2020	0.40	380.00	152.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Correspond with team re [REDACTED] and procedure for same.	7/1/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re motion to seal and related hearing.	7/1/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	7/2/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	7/2/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re upcoming hearing re motion to seal.	7/6/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Review proposed draft stipulation on deposition protocols [REDACTED].	7/6/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Draft and revise notice of stipulation [REDACTED].	7/6/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	7/6/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re serving rebuttal expert report.	7/6/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/6/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Begin drafting rebuttal expert disclosure.	7/7/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re depositions schedule and re next steps.	7/7/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Telephone calls from court re stipulation re deposition protocol.	7/7/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Review upcoming case deadlines, emails with litigation team re [REDACTED].	7/7/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED] and [REDACTED].	7/7/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze rules re [REDACTED].	7/7/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Continue strategizing re [REDACTED] and [REDACTED].	7/8/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	7/8/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	7/8/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Additional review of [REDACTED] and [REDACTED].	7/9/2020	0.80	240.00	192.00
5012	Shuta, Deborah Ga	Review requirements for [REDACTED] to assist with [REDACTED].	7/9/2020	0.20	240.00	48.00
5012	Shuta, Deborah Ga	Review history and details of [REDACTED].	7/9/2020	0.40	240.00	96.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED], re [REDACTED], and re [REDACTED], conduct research re [REDACTED].	7/9/2020	2.00	380.00	760.00

Timekeeper	Date	Hours	Rate	Amount
5128 Austin, Bradley T.	7/9/2020	1.00	380.00	380.00
5128 Austin, Bradley T.	7/9/2020	0.40	380.00	152.00
5012 Shuta, Deborah Ga	7/9/2020	0.80	240.00	192.00
1187 Byrne, Patrick G.	7/9/2020	0.10	617.50	61.75
1187 Byrne, Patrick G.	7/9/2020	0.20	617.50	123.50
5128 Austin, Bradley T.	7/10/2020	0.40	380.00	152.00
5128 Austin, Bradley T.	7/10/2020	0.70	380.00	266.00
5128 Austin, Bradley T.	7/13/2020	0.20	380.00	76.00
5128 Austin, Bradley T.	7/13/2020	0.40	380.00	152.00
5128 Austin, Bradley T.	7/13/2020	0.40	380.00	152.00
5128 Austin, Bradley T.	7/13/2020	0.40	380.00	152.00
5128 Austin, Bradley T.	7/14/2020	0.40	380.00	152.00
5012 Shuta, Deborah Ga	7/14/2020	0.30	240.00	72.00
5128 Austin, Bradley T.	7/14/2020	0.30	380.00	114.00
5128 Austin, Bradley T.	7/14/2020	0.30	380.00	114.00
5128 Austin, Bradley T.	7/14/2020	0.70	380.00	266.00
5128 Austin, Bradley T.	7/15/2020	0.50	380.00	190.00
5128 Austin, Bradley T.	7/15/2020	0.40	380.00	152.00
5128 Austin, Bradley T.	7/16/2020	0.30	380.00	114.00
5128 Austin, Bradley T.	7/16/2020	0.30	380.00	114.00
1187 Byrne, Patrick G.	7/16/2020	0.20	617.50	123.50
5012 Shuta, Deborah Ga	7/16/2020	1.00	240.00	240.00
5128 Austin, Bradley T.	7/16/2020	0.40	380.00	152.00
5128 Austin, Bradley T.	7/16/2020	0.70	380.00	266.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED] [REDACTED] review documents for same.	7/16/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Review and analyze deposition protocol stipulation.	7/16/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	7/17/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Review and analyze court minute order and strategize re [REDACTED].	7/17/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Make revisions to draft rebuttal expert disclosure.	7/17/2020	0.30	240.00	72.00
1187	Byrne, Patrick G.	Review plaintiff's supplemental response to financial discovery	7/20/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Strategize re expert disclosure report.	7/20/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Telephone calls to chambers re trial schedule.	7/20/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re deposition schedule.	7/20/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	7/20/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/21/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Review and analyze order granting PHV.	7/21/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/21/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze [REDACTED] to ensure [REDACTED] correspond re same.	7/22/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/22/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Review PMK notice to PwC and emails with litigation team re [REDACTED].	7/22/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	7/22/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Strategize re rebuttal expert disclosure.	7/22/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re remote deposition protocol.	7/22/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/22/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re out-of-state subpoena status.	7/23/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Review and analyze expert reports.	7/23/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Draft and revise rebuttal disclosure.	7/23/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED].	7/23/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED], conduct research re [REDACTED].	7/23/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Review and analyze supplemental interrogatory responses and referenced documents.	7/24/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Draft and revise proposed order re motion to seal, review underlying briefing for same.	7/24/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	7/24/2020	0.50	380.00	190.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED]	7/24/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	7/24/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze plaintiff's rebuttal expert report and strategize re same.	7/24/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Review rebuttal expert reports from all three client experts and prepare same for production with rebuttal expert disclosures.	7/24/2020	0.60	240.00	144.00
5012	Shuta, Deborah Ga	Review rebuttal expert reports from all three client experts, make revisions to and finalize rebuttal expert disclosure re same.	7/24/2020	0.40	240.00	96.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and whether [REDACTED]	7/24/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Continue revising rebuttal report and preparing same and accompanying exhibits for service.	7/24/2020	0.70	380.00	266.00
1187	Byrne, Patrick G.	Review proposed draft order on motion to seal	7/24/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Continue reviewing expert reports and related disclosures.	7/27/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED]	7/27/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Strategize re trial schedule.	7/27/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED] review and analyze [REDACTED]	7/27/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	7/27/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize re [REDACTED]	7/28/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond re [REDACTED]	7/28/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Correspond with chambers and opposing counsel re proposed order re motion to seal.	7/28/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and [REDACTED]	7/28/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Review and analyze proposed discovery objection letter.	7/28/2020	0.30	380.00	114.00
1187	Byrne, Patrick G.	Review D. Taylor letter with PwC objections to 30(b)(6) deposition notice	7/28/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Review and analyze deposition protocol.	7/28/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Review correspondence from opposing counsel re deposition objections.	7/28/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	7/28/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Attend [REDACTED] strategy call with team.	7/29/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED], re [REDACTED], re [REDACTED], and re [REDACTED]	7/29/2020	1.20	380.00	456.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED], re [REDACTED], and re [REDACTED]	7/29/2020	0.70	380.00	266.00

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Timekeeper			Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Continue revising litigation summary report.	7/29/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Research [REDACTED] [REDACTED] to prepare for [REDACTED].	7/29/2020	0.50	240.00	120.00
1187	Byrne, Patrick G.	Emails with litigation team re addressing [REDACTED] [REDACTED] and [REDACTED].	7/29/2020	0.30	617.50	185.25
1187	Byrne, Patrick G.	Video conference with litigation team re evaluate [REDACTED].	7/29/2020	0.40	617.50	247.00
5012	Shuta, Deborah Ga	Prepare draft notice of issuance of subpoena to Telecom Acquisition Corp.	7/29/2020	0.40	240.00	96.00
5128	Austin, Bradley T.	Strategize re minute order on motion to seal.	7/29/2020	0.20	380.00	76.00
1187	Byrne, Patrick G.	Review plaintiff's second supplemental response to Interrogatories 13 and 14	7/29/2020	0.10	617.50	61.75
1187	Byrne, Patrick G.	Review plaintiff's expert rebuttal report of C. Greene	7/29/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Prepare for [REDACTED] strategy call with team.	7/29/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Review case file and prepare draft subpoena duces tecum, including exhibit A re document production terms, instructions and categories, to Telecom Acquisition Corporation, [REDACTED].	7/29/2020	1.70	240.00	408.00
5012	Shuta, Deborah Ga	Review details of upcoming hearing re Motion to Seal and redact Records, [REDACTED].	7/29/2020	0.40	240.00	96.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/29/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Begin drafting subpoena to Telecom Corp and conduct research re [REDACTED].	7/29/2020	0.60	380.00	228.00
1187	Byrne, Patrick G.	Review PwC's rebuttal expert reports by K. Harris, J. Leauanae, and J. Dillinger	7/29/2020	0.70	617.50	432.25
5128	Austin, Bradley T.	Telephone call to court re subpoena issue.	7/30/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Continue drafting subpoena to Telecom Acquisitions.	7/30/2020	0.70	380.00	266.00
5012	Shuta, Deborah Ga	Make revisions to draft subpoena for documents to Telecom Acquisition, emails with litigation Team re [REDACTED].	7/30/2020	0.20	240.00	48.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	7/30/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	7/30/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Draft stipulation for subpoena approval.	7/30/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Review recent court administrative order 20-17 and discovery commissioner procedures re COVID restrictions re issuing subpoenas, [REDACTED].	7/30/2020	0.50	240.00	120.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	7/30/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Call with the clerk of the court's office re procedures in getting a subpoena approved by the discovery commissioner.	7/30/2020	0.20	240.00	48.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	7/30/2020	0.30	380.00	114.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Telephone call to court re upcoming motion to seal hearing.	7/30/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	7/31/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	7/31/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Conduct research re [REDACTED], re [REDACTED], and re [REDACTED].	8/2/2020	0.90	380.00	342.00
5128	Austin, Bradley T.	Strategize re pending proposed motion to seal order and entry of same.	8/2/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond re [REDACTED], re [REDACTED], and re [REDACTED].	8/2/2020	1.20	380.00	456.00
1187	Byrne, Patrick G.	Emails with litigation team evaluating [REDACTED].	8/3/2020	0.60	617.50	370.50
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	8/3/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Begin drafting proposed order re motion to seal.	8/3/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	8/3/2020	0.80	380.00	304.00
5012	Shuta, Deborah Ga	Review notice of deposition of Tim Lohns for Tuesday, August 4, emails with litigation team re [REDACTED].	8/3/2020	0.20	240.00	48.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	8/3/2020	0.90	380.00	342.00
5128	Austin, Bradley T.	Review and analyze minute order re motion to seal and strategize re [REDACTED].	8/3/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	8/3/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Continue drafting litigation status report.	8/3/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	8/4/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	8/4/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	8/5/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	8/5/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Draft and revise order granting motion to seal, review documents for same.	8/5/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Correspond re [REDACTED].	8/6/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	8/6/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Continue drafting and revising proposed order re motion to seal.	8/6/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	8/7/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	8/7/2020	0.40	380.00	152.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	8/7/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	8/10/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re motion to seal order.	8/10/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED] and re [REDACTED].	8/10/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re draft order re motion to seal.	8/11/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	8/12/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	8/12/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	8/13/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Telephone calls to court re pre-trial conference and whether same would be rescheduled after court's trial.	8/13/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	8/13/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and whether [REDACTED].	8/13/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED] and addressing [REDACTED].	8/14/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize re [REDACTED].	8/14/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond re [REDACTED] and strategy for same.	8/14/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze stipulation for deposition subpoenas.	8/14/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Review and analyze final order re motion to seal and strategize re [REDACTED].	8/14/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Begin drafting notice of deposition.	8/17/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	8/17/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze draft stipulation and order [REDACTED].	8/17/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Begin drafting litigation status report.	8/17/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re upcoming deposition schedule.	8/17/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	8/18/2020	0.60	380.00	228.00
5012	Shuta, Deborah Ga	Review plaintiff's expert disclosures, prepare notice of deposition for plaintiffs' expert, Craig Greene and emails with B. Austin re [REDACTED].	8/18/2020	1.00	240.00	240.00
1187	Byrne, Patrick G.	Review and comment on proposed draft expert notice and emails with litigation team re [REDACTED].	8/18/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	8/18/2020	0.80	380.00	304.00

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Timekeeper	Date	Hours	Rate	Amount
5128 Austin, Bradley T.	8/18/2020	0.70	380.00	266.00
5128 Austin, Bradley T.	8/19/2020	0.40	380.00	152.00
5012 Shuta, Deborah Ga	8/20/2020	0.20	240.00	48.00
5128 Austin, Bradley T.	8/20/2020	0.50	380.00	190.00
5128 Austin, Bradley T.	8/20/2020	0.40	380.00	152.00
5012 Shuta, Deborah Ga	8/20/2020	0.30	240.00	72.00
5128 Austin, Bradley T.	8/20/2020	0.40	380.00	152.00
5128 Austin, Bradley T.	8/20/2020	1.50	380.00	570.00
1187 Byrne, Patrick G.	8/20/2020	0.20	617.50	123.50
5128 Austin, Bradley T.	8/21/2020	0.40	380.00	152.00
5128 Austin, Bradley T.	8/21/2020	0.30	380.00	114.00
5128 Austin, Bradley T.	8/23/2020	0.30	380.00	114.00
5128 Austin, Bradley T.	8/23/2020	1.00	380.00	380.00
5012 Shuta, Deborah Ga	8/24/2020	0.90	240.00	216.00
5128 Austin, Bradley T.	8/24/2020	0.60	380.00	228.00
5012 Shuta, Deborah Ga	8/24/2020	1.00	240.00	240.00
5128 Austin, Bradley T.	8/24/2020	1.20	380.00	456.00
5128 Austin, Bradley T.	8/25/2020	0.40	380.00	152.00
5128 Austin, Bradley T.	8/25/2020	0.40	380.00	152.00
5128 Austin, Bradley T.	8/25/2020	0.40	380.00	152.00
5128 Austin, Bradley T.	8/25/2020	0.40	380.00	152.00
5128 Austin, Bradley T.	8/25/2020	0.20	380.00	76.00

AA 001133

Timekeeper		Date	Hours	Rate	Amount	
5012	Shuta, Deborah Ga	Finalize subpoena to Telecom Acquisition Corp. 1, notice of issuance of same and emails with litigation team re [REDACTED].	8/25/2020	0.80	240.00	192.00
5128	Austin, Bradley T.	Review and analyze rules re service of subpoena in France.	8/26/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re discovery cutoff and trial stack.	8/26/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED], [REDACTED], and [REDACTED].	8/26/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Review served notice of issuance re subpoena to Telecom Acquisition, emails with litigation team re [REDACTED].	8/26/2020	0.20	240.00	48.00
5128	Austin, Bradley T.	Review and analyze various subpoenas and notices of deposition.	8/26/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re upcoming case deadlines and review docket for same.	8/27/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	8/28/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Continue drafting litigation status report.	8/28/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and whether [REDACTED].	8/31/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	8/31/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	9/1/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	9/1/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Review emails from plaintiffs counsel re possible date of deposition, begin preparation of notice of deposition re same.	9/2/2020	0.30	240.00	72.00
5012	Shuta, Deborah Ga	Make revisions to notice of deposition to plaintiff M. Tricarichi.	9/2/2020	0.30	240.00	72.00
5128	Austin, Bradley T.	Correspond and strategize re notice of deposition.	9/2/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Revise notice of deposition.	9/2/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	9/2/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	9/3/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	9/3/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	9/3/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Finalize subpoena re document production and deposition to Telecom Acquisition Corp. 1, Inc., begin to make preparations for service of same.	9/4/2020	0.40	240.00	96.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	9/4/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED], [REDACTED] me, and [REDACTED] me.	9/8/2020	0.60	380.00	228.00
5012	Shuta, Deborah Ga	Review affidavit of service for Telecom Acquisition, prepare same for litigation team review.	9/8/2020	0.20	240.00	48.00
5012	Shuta, Deborah Ga	Review status of service of Acquisition Telecom and begin research into [REDACTED].	9/8/2020	0.80	240.00	192.00
5128	Austin, Bradley T.	Conduct research re [REDACTED], correspond re same.	9/8/2020	1.20	380.00	456.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	9/8/2020	0.20	380.00	76.00

AA 001134

Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	9/8/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Coordinate submission of PHV application and execution of same.	9/9/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	9/9/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re service of subpoena.	9/10/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED] and [REDACTED].	9/10/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Telephone calls to state bar re pending PHV application.	9/11/2020	0.30	380.00	114.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED].	9/11/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED] and [REDACTED].	9/11/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED] and re [REDACTED].	9/14/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	9/14/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	9/14/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	9/15/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED], and [REDACTED].	9/15/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Telephone calls and correspondence to state bar and team re revised PHV application, original certificates of good standing, and revised procedure for same.	9/15/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	9/16/2020	0.80	380.00	304.00
1187	Byrne, Patrick G.	Emails with M. Levine re [REDACTED] and [REDACTED].	9/16/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Emails with counsel on [REDACTED].	9/16/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	9/17/2020	0.60	380.00	228.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED].	9/17/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Continue strategizing re [REDACTED].	9/17/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Continue drafting and revising litigation report.	9/18/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	9/18/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	9/18/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	9/21/2020	0.40	380.00	152.00

AA 001135

Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize re upcoming trial readiness hearing.	9/21/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	9/22/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Analyze revised notice of deposition.	9/22/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	9/22/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re whether [REDACTED].	9/23/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Revise amended notice of deposition and correspond re service of same.	9/23/2020	0.30	380.00	114.00
5012	Shuta, Deborah Ga	Analyze amended notice of deposition for plaintiff M. Tricarichi to assist litigation team re [REDACTED].	9/23/2020	0.20	240.00	48.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	9/23/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	9/24/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	9/24/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	9/25/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	9/25/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze objections to deposition notice and strategize re same.	9/25/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Telephone call to state bar re PHV application.	9/28/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED], [REDACTED], and [REDACTED].	9/28/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED] and [REDACTED].	9/28/2020	0.30	380.00	114.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	9/28/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	9/29/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	9/30/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	9/30/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	9/30/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	9/30/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/1/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/1/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategy conference with team re [REDACTED].	10/2/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Conduct research re whether [REDACTED], [REDACTED], and whether [REDACTED].	10/2/2020	1.00	380.00	380.00

AA 001136

Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Conference with litigation team re [REDACTED], [REDACTED], and [REDACTED].	10/2/2020	0.50	617.50	308.75
5128	Austin, Bradley T.	Strategize re motion to associate counsel.	10/2/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Telephone calls to state bar re PHV application.	10/2/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team re address [REDACTED], [REDACTED], and [REDACTED].	10/5/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/5/2020	0.20	380.00	76.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED], [REDACTED], and [REDACTED].	10/5/2020	0.50	617.50	308.75
1187	Byrne, Patrick G.	Attend court mandated pre-trial conference	10/5/2020	0.40	617.50	247.00
5128	Austin, Bradley T.	Attend telephonic hearing re pre-trial conference.	10/5/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	10/5/2020	0.30	617.50	185.25
1187	Byrne, Patrick G.	Prepare for joint pre-trial conference, including review of docket	10/5/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Conduct research re [REDACTED], [REDACTED], and [REDACTED].	10/5/2020	0.70	380.00	266.00
1187	Byrne, Patrick G.	Review prior motions and affidavits filed by plaintiff re evaluate [REDACTED].	10/5/2020	1.20	617.50	741.00
1187	Byrne, Patrick G.	Review assembled samples of motions to strike jury demand, motions in limine, including experts, and motion for summary judgment	10/5/2020	0.40	617.50	247.00
5128	Austin, Bradley T.	Conduct research and correspond re [REDACTED], re [REDACTED], re [REDACTED], and re [REDACTED].	10/5/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Strategize re subsequent PHV filings.	10/5/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and related form and rules.	10/5/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and [REDACTED].	10/5/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and [REDACTED].	10/5/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/6/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/6/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/6/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	10/7/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/7/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED], [REDACTED], and [REDACTED] re same.	10/8/2020	0.80	380.00	304.00

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Timekeeper		Date	Hours	Rate	Amount	
5012	Shuta, Deborah Ga	Review current trial timeline and the court's department guidelines re trial and exhibit procedures, [REDACTED];	10/8/2020	1.10	240.00	264.00
5128	Austin, Bradley T.	Continue conducting research re [REDACTED], re [REDACTED], re [REDACTED], and re [REDACTED], correspond re same.	10/9/2020	1.40	380.00	532.00
1187	Byrne, Patrick G.	Review [REDACTED] and joint pre-trial order re evaluate [REDACTED]	10/9/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Email with litigation team re [REDACTED], [REDACTED], and [REDACTED]	10/9/2020	0.20	617.50	123.50
5012	Shuta, Deborah Ga	Additional review of [REDACTED] and order setting trial, conference call with litigation team re [REDACTED].	10/9/2020	0.20	240.00	48.00
5012	Shuta, Deborah Ga	Continue to make revisions to current trial timeline to re [REDACTED].	10/9/2020	0.70	240.00	168.00
5012	Shuta, Deborah Ga	Research [REDACTED] and [REDACTED] re [REDACTED] for trial.	10/12/2020	1.50	240.00	360.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and [REDACTED].	10/12/2020	1.20	380.00	456.00
5128	Austin, Bradley T.	Draft and revise litigation status report.	10/12/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Continue detailed review of [REDACTED] and [REDACTED] to assist litigation team with [REDACTED].	10/12/2020	0.70	240.00	168.00
5128	Austin, Bradley T.	Strategize re [REDACTED], [REDACTED], and other [REDACTED].	10/12/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond re [REDACTED].	10/13/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and whether [REDACTED].	10/13/2020	2.00	380.00	760.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED].	10/13/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Conduct research re [REDACTED].	10/13/2020	0.80	380.00	304.00
5012	Shuta, Deborah Ga	Continue to analyze [REDACTED], emails with litigation team re [REDACTED].	10/13/2020	0.70	240.00	168.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	10/13/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] res, re [REDACTED], re [REDACTED], and re [REDACTED].	10/14/2020	1.60	380.00	608.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED].	10/14/2020	0.20	617.50	123.50

AA 001138

Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Continue conducting research re [REDACTED] [REDACTED].	10/14/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Correspond and strategize with team re [REDACTED] [REDACTED] re [REDACTED], re [REDACTED] and re [REDACTED].	10/14/2020	1.40	380.00	532.00
5614	Bohman, V.R.	[REDACTED]	10/14/2020	0.30	400.00	120.00
5128	Austin, Bradley T.	Strategy conference with P. Byrne re [REDACTED] [REDACTED]	10/14/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Review amended rules on designation of exhibits re evaluate [REDACTED]	10/14/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Telephone conference with B. Austin re evaluate [REDACTED]	10/14/2020	0.30	617.50	185.25
5012	Shuta, Deborah Ga	Additional research into [REDACTED] re [REDACTED], emails with A. Roe re [REDACTED]	10/14/2020	1.00	240.00	240.00
5128	Austin, Bradley T.	Correspond re [REDACTED].	10/14/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/15/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	10/15/2020	0.40	380.00	152.00
5012	Shuta, Deborah Ga	Analyze administrative order re COVID restrictions as it pertains to stay of cases, make additional changes to trial timeline re same.	10/15/2020	0.70	240.00	168.00
1187	Byrne, Patrick G.	Review orders on COVID and stay of deadlines re evaluate [REDACTED]	10/15/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Draft case timeline, and conduct research re [REDACTED] and [REDACTED], [REDACTED] and [REDACTED].	10/15/2020	2.00	380.00	760.00
5128	Austin, Bradley T.	Strategize re [REDACTED] in light of COVID admin orders.	10/15/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED]	10/15/2020	0.30	380.00	114.00
1187	Byrne, Patrick G.	Review [REDACTED] of [REDACTED] and [REDACTED] and emails with B. Austin re same	10/15/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Review [REDACTED] on [REDACTED]	10/15/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Review Rule 16.1 disclosure requirements [REDACTED] [REDACTED]	10/15/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED] [REDACTED] and review [REDACTED] re same.	10/16/2020	1.00	380.00	380.00
5012	Shuta, Deborah Ga	Analyze [REDACTED] [REDACTED] to determine [REDACTED] based on [REDACTED] and [REDACTED].	10/16/2020	0.50	240.00	120.00
5128	Austin, Bradley T.	Review and analyze court's docket to determine whether [REDACTED].	10/19/2020	0.40	380.00	152.00

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Timekeeper		Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED] for same.	10/19/2020	0.50	380.00 190.00
5128	Austin, Bradley T.	Strategize re revisions to [REDACTED].	10/20/2020	0.40	380.00 152.00
5128	Austin, Bradley T.	Draft and revise case status report.	10/21/2020	0.40	380.00 152.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	10/22/2020	0.50	380.00 190.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/23/2020	0.40	380.00 152.00
5128	Austin, Bradley T.	Review and analyze court docket to determine whether [REDACTED].	10/26/2020	0.50	380.00 190.00
5128	Austin, Bradley T.	Review and analyze trial timeline.	10/27/2020	0.30	380.00 114.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and preparation for same.	10/28/2020	0.40	380.00 152.00
5128	Austin, Bradley T.	Review and analyze local rules re [REDACTED] and [REDACTED].	10/29/2020	0.40	380.00 152.00
5128	Austin, Bradley T.	Review and analyze [REDACTED] re [REDACTED] and [REDACTED].	10/30/2020	0.50	380.00 190.00
5128	Austin, Bradley T.	Review and analyze local rules re motions in limine.	11/2/2020	0.40	380.00 152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] f [REDACTED] and [REDACTED].	11/4/2020	1.00	380.00 380.00
5128	Austin, Bradley T.	Conduct research re whether [REDACTED].	11/4/2020	0.50	380.00 190.00
5128	Austin, Bradley T.	Draft and revise objection outline.	11/4/2020	0.50	380.00 190.00
5128	Austin, Bradley T.	Correspond re [REDACTED].	11/4/2020	0.40	380.00 152.00
1187	Byrne, Patrick G.	Review proposed exhibit and deposition designation forms and objections [REDACTED].	11/4/2020	0.20	617.50 123.50
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED], and re [REDACTED], review [REDACTED] for same.	11/5/2020	1.30	380.00 494.00
5614	Bohman, V.R.	[REDACTED]	11/5/2020	0.30	400.00 120.00
5128	Austin, Bradley T.	Strategize, correspond, and conduct research re [REDACTED] and [REDACTED].	11/5/2020	1.20	380.00 456.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED] and [REDACTED], review and analyze same.	11/5/2020	0.70	380.00 266.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and whether [REDACTED].	11/5/2020	0.30	380.00 114.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	11/5/2020	0.30	380.00 114.00
5128	Austin, Bradley T.	Revise motion to associate order.	11/5/2020	0.30	380.00 114.00
5128	Austin, Bradley T.	Revise proposed PHV application and coordinate submission of same.	11/6/2020	0.20	380.00 76.00
5128	Austin, Bradley T.	Review competing exhibit list.	11/6/2020	0.40	380.00 152.00
1187	Byrne, Patrick G.	Revise proposed draft motion for summary judgment and [REDACTED].	11/6/2020	2.40	617.50 1,482.00
5128	Austin, Bradley T.	Continue reviewing and analyzing draft motion for summary judgment, [REDACTED].	11/6/2020	0.60	380.00 228.00

AA 001140

Timekeeper		Date	Hours	Rate	Amount	
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED] for [REDACTED]	11/6/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Continue corresponding and strategizing re [REDACTED] and [REDACTED].	11/6/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Begin reviewing and revising draft motions in limine, strategize and correspond with team re [REDACTED].	11/9/2020	0.90	380.00	342.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	11/9/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Email with K. Roin [REDACTED] and [REDACTED]	11/10/2020	0.10	617.50	61.75
1187	Byrne, Patrick G.	Review Plaintiff's list of exhibits for trial	11/10/2020	0.10	617.50	61.75
1187	Byrne, Patrick G.	Review list of proposed trial exhibits	11/10/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Email to J. Morroquin re [REDACTED]	11/10/2020	0.10	617.50	61.75
1187	Byrne, Patrick G.	Review [REDACTED] format from J. Morroquin, review prior [REDACTED], and draft [REDACTED].	11/10/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Strategize re [REDACTED].	11/10/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED], review and analyze [REDACTED] for same.	11/10/2020	1.60	380.00	608.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	11/10/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Continue reviewing and analyzing draft motion for summary judgment and motions in limine.	11/10/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	11/10/2020	0.30	380.00	114.00
1187	Byrne, Patrick G.	Emails with K. Roin re [REDACTED]	11/10/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED] and [REDACTED]	11/11/2020	0.30	617.50	185.25
1187	Byrne, Patrick G.	Email to S. Morris re [REDACTED]	11/11/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Telephone conference with K. Roin re various [REDACTED], correspond with team re [REDACTED].	11/11/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	11/11/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Strategize with team re various [REDACTED].	11/11/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Conduct research and correspond with team re [REDACTED] and whether [REDACTED], and related [REDACTED], telephone calls re same.	11/11/2020	1.70	380.00	646.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	11/12/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	11/12/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Correspond re [REDACTED], [REDACTED], and requirements for same.	11/12/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Correspond with, and telephone calls to court re trial setting.	11/12/2020	0.30	380.00	114.00

AA 001141

Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Review and analyze motion for summary judgment, motions in limine, and exhibit list and correspond re [REDACTED]	11/12/2020	2.00	380.00	760.00
5128	Austin, Bradley T.	Strategize re [REDACTED] conduct research re [REDACTED].	11/13/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Begin revising and formatting motions in limine and accompanying exhibits in preparation for filing.	11/13/2020	1.50	380.00	570.00
5128	Austin, Bradley T.	Begin revising motion for summary judgment and accompanying exhibits in preparation for filing.	11/13/2020	1.70	380.00	646.00
1187	Byrne, Patrick G.	Emails with litigation team and follow-up on [REDACTED]	11/13/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Coordinate with team re various MIL and MSJ filings and exhibit and [REDACTED].	11/13/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	11/13/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Continue reviewing and analyzing plaintiff's motions in limine.	11/15/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED] and evaluate [REDACTED]	11/16/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Telephone calls to and from chambers re hearing date and re firm trial setting.	11/16/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	11/16/2020	0.10	617.50	61.75
1187	Byrne, Patrick G.	Review PwC's motion in limine to exclude testimony on 2003 advice	11/16/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Review PwC's motion in limine to exclude certain opinions of C. Greene	11/16/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED] review documents for same.	11/16/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	11/16/2020	0.70	380.00	266.00
1187	Byrne, Patrick G.	Review PwC's motion in limine on advice provided to other clients	11/16/2020	0.10	617.50	61.75
1187	Byrne, Patrick G.	Review PwC's motion in limine on alleged conflict of interest	11/16/2020	0.10	617.50	61.75
6355	Kahn, Gil	Review motion in limine re impeachment of J. Tricarichi in order to draft opposition.	11/16/2020	0.20	320.00	64.00
1187	Byrne, Patrick G.	Email to litigation team re [REDACTED]	11/16/2020	0.30	617.50	185.25
1187	Byrne, Patrick G.	Review final motion for summary judgment filed by PwC	11/16/2020	0.30	617.50	185.25
1187	Byrne, Patrick G.	Briefly review transcript of deposition of J. Tricarichi re evaluate [REDACTED]	11/16/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Strategize re various [REDACTED].	11/16/2020	0.40	380.00	152.00

AA 001142

Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Review plaintiff's motions in limine on (1) prior criminal convictions, (2) opinions of expert K Harris and (3) expert opinion on mitigation of damages re evaluate [REDACTED]	11/16/2020	0.50	617.50	308.75
5128	Austin, Bradley T.	Review and analyze exhibit objections and strategize re same.	11/16/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Review PwC's Objections to Plaintiff's Trial Exhibit List and Plaintiff's Objections to PwC's Trial Exhibit List	11/17/2020	0.20	617.50	123.50
6355	Kahn, Gil	Begin to analyze records re J. Tricarichi's prior convictions and his deposition testimony to assess [REDACTED]	11/17/2020	0.50	320.00	160.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	11/18/2020	0.70	380.00	266.00
6355	Kahn, Gil	Continue to analyze records re J. Tricarichi's prior convictions and his deposition testimony to assess [REDACTED]	11/18/2020	1.00	320.00	320.00
6355	Kahn, Gil	Research and analyze [REDACTED] in support of opposition to motion in limine re impeachment of J. Tricarichi.	11/18/2020	1.10	320.00	352.00
6355	Kahn, Gil	Research and analyze [REDACTED] in support of opposition to motion in limine re impeachment of J. Tricarichi.	11/18/2020	1.70	320.00	544.00
6355	Kahn, Gil	Draft introduction and standard of review to opposition to motion in limine re impeachment of J. Tricarichi.	11/18/2020	1.30	320.00	416.00
6355	Kahn, Gil	Begin drafting argument section to opposition to motion in limine re impeachment of J. Tricarichi.	11/18/2020	0.90	320.00	288.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	11/18/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Conduct research re [REDACTED].	11/18/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and support for opposition to same.	11/18/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Draft and revise litigation summary report.	11/18/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	11/18/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review trial timeline and strategize re [REDACTED]	11/19/2020	0.40	380.00	152.00
6355	Kahn, Gil	Finish drafting argument section to opposition to motion in limine re impeachment of J. Tricarichi.	11/19/2020	3.20	320.00	1,024.00
6355	Kahn, Gil	Revise opposition motion in limine for brevity and clarity.	11/19/2020	1.40	320.00	448.00
5128	Austin, Bradley T.	Review background documents for opposition to motion in limine.	11/19/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Revise opposition to motion in limine.	11/19/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	11/19/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Continue revising motion in limine.	11/20/2020	0.90	380.00	342.00

AA-001143

Timekeeper			Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Review deposition transcript for drafting motion in limine.	11/20/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	11/20/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Work on draft opposition to motion in limine on J. Tricarichi's criminal convictions	11/20/2020	0.70	617.50	432.25
1187	Byrne, Patrick G.	Work on draft opposition to motion in limine to exclude expert K. Harris	11/20/2020	0.80	617.50	494.00
5128	Austin, Bradley T.	Review and analyze opposition to Harris MIL.	11/20/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Review and analyze motion in limine opposition re mitigation.	11/22/2020	0.70	380.00	266.00
1187	Byrne, Patrick G.	Review proposed stipulation to extend briefing deadlines	11/23/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Review and analyzed various deposition designations.	11/23/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond re [REDACTED].	11/23/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Work on draft reply in support of motion in limine on mitigation of damages	11/23/2020	0.70	617.50	432.25
5128	Austin, Bradley T.	Correspond and strategize with team re [REDACTED].	11/23/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Draft and revise unopposed motion to continue hearing.	11/24/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	11/24/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	11/24/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Emails with litigation team exploring [REDACTED]	11/24/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Locate, review, and analyze administrative order re jury trials.	11/24/2020	0.30	380.00	114.00
1187	Byrne, Patrick G.	Review new administrative order for Eighth Judicial District addressing new COVID restrictions re evaluate [REDACTED]	11/24/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED] and [REDACTED]	11/24/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Conduct research to determine [REDACTED].	11/25/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Revise opposition to MIL re prior convictions in preparation for filing.	11/29/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	11/29/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	11/29/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	11/30/2020	1.80	380.00	684.00
5128	Austin, Bradley T.	Revise various oppositions to motions in limine and accompanying exhibits in preparation for filing same.	11/30/2020	1.40	380.00	532.00

AA 001144

Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Review plaintiff's revised list of objections to PwC's exhibit list	11/30/2020	0.10	617.50	61.75
1187	Byrne, Patrick G.	Review plaintiff's revised trial exhibit list	11/30/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Begin drafting litigation summary report.	12/1/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED], revise correspondence to court re same.	12/1/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	12/1/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Review and analyze motion in limine briefing.	12/1/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	12/2/2020	1.80	380.00	684.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED].	12/2/2020	0.30	617.50	185.25
1187	Byrne, Patrick G.	Review Plaintiff's Opposition to PwC's Motion in Limine Numbers 2-4	12/2/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Review plaintiff's Opposition to Motion in Limine on C. Green expert testimony re evaluate [REDACTED].	12/2/2020	0.30	617.50	185.25
1187	Byrne, Patrick G.	Review and comment on draft joint pretrial memo	12/3/2020	0.40	617.50	247.00
5128	Austin, Bradley T.	Strategize re motion in limine reply and drafting same.	12/3/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Telephone calls to chambers re trial exhibits.	12/3/2020	0.30	380.00	114.00
6355	Kahn, Gil	Begin to analyze motion in limine re expert C. Greene to aid in drafting reply brief.	12/3/2020	0.20	320.00	64.00
5128	Austin, Bradley T.	Revise joint pre-trial memorandum.	12/3/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Emails with litigation team evaluating [REDACTED].	12/3/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Revise pre-trial disclosures in preparation for filing same.	12/3/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Correspond and strategize re whether [REDACTED].	12/4/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Telephone calls to court re exhibit issue.	12/4/2020	0.30	380.00	114.00
1187	Byrne, Patrick G.	Review PwC's pre-trial disclosures	12/4/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Review revised and final joint pretrial memorandum	12/4/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Review plaintiff's opposition to motion for summary judgment and supporting exhibits re evaluate [REDACTED].	12/4/2020	1.10	617.50	679.25
5128	Austin, Bradley T.	Review and analyze joint pre-trial memorandum.	12/4/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Review and analyze opposition to motion for summary judgment.	12/4/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Revise pre-trial disclosures in preparation for filing.	12/4/2020	0.80	380.00	304.00
1187	Byrne, Patrick G.	Review court order cancelling motions and pre-trial conferences and emails with litigation team [REDACTED].	12/4/2020	0.30	617.50	185.25

AA 001145

071

Timekeeper			Date	Hours	Rate	Amount
6355	Kahn, Gil	Begin to research and analyze whether [REDACTED] to support reply in support of motion in limine 1.	12/6/2020	2.00	320.00	640.00
6355	Kahn, Gil	Draft summary of research findings re [REDACTED] to support reply in support of motion in limine on same.	12/6/2020	1.00	320.00	320.00
6355	Kahn, Gil	Research and analyze Nevada authority re [REDACTED] to support argument that Greene should be precluded from testifying.	12/6/2020	2.70	320.00	864.00
6355	Kahn, Gil	Continue to analyze motion in limine re expert C. Greene to aid in drafting reply brief.	12/6/2020	0.60	320.00	192.00
6355	Kahn, Gil	Review and analyze prior briefing re the [REDACTED] in reply in support of Motion in Limine 1.	12/7/2020	0.80	320.00	256.00
6355	Kahn, Gil	Draft section of reply in support of motion in limine 1 arguing that Nevada would follow the IRS interest rule.	12/7/2020	2.40	320.00	768.00
1187	Byrne, Patrick G.	Review court order on trial rescheduling [REDACTED]	12/7/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Continue drafting reply in support of motion in limine.	12/7/2020	1.60	380.00	608.00
5128	Austin, Bradley T.	Correspond re [REDACTED].	12/7/2020	1.00	380.00	380.00
6355	Kahn, Gil	Draft section of reply in support of Motion in Limine 1 arguing that the New York Choice-of-Law provision applies to plaintiff's tort claims.	12/7/2020	2.40	320.00	768.00
6355	Kahn, Gil	Continue to research and analyze whether [REDACTED] to support reply in support of motion in limine 1.	12/7/2020	1.20	320.00	384.00
6355	Kahn, Gil	Research and analyze whether [REDACTED] to counter plaintiff's argument that Nevada would not adopt the IRS interest rule.	12/7/2020	1.70	320.00	544.00
6355	Kahn, Gil	Analyze [REDACTED] to support drafting reply to Motion in Limine 1.	12/7/2020	0.90	320.00	288.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	12/7/2020	0.80	380.00	304.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED] and [REDACTED].	12/7/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Strategize re [REDACTED].	12/7/2020	0.90	380.00	342.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	12/8/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Review amended trial order with new deadlines and email with litigation team [REDACTED]	12/8/2020	0.10	617.50	61.75
5012	Shuta, Deborah Ga	Analyze order continuing discovery and trial deadlines, begin preparation of trial timeline re same.	12/8/2020	0.30	240.00	72.00

AA 001146

072

Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Revise motion in limine reply, correspond [REDACTED].	12/8/2020	1.20	380.00	456.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED] strategize re [REDACTED].	12/8/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Correspond re whether [REDACTED].	12/8/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Emails with B. Austin addressing [REDACTED].	12/8/2020	0.20	617.50	123.50
1187	Byrne, Patrick G.	Work on proposed draft opposition to motion in limine on interest damages and expert Greene's testimony on Midco transactions	12/8/2020	0.60	617.50	370.50
5128	Austin, Bradley T.	Strategize re [REDACTED].	12/9/2020	0.70	380.00	266.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	12/10/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze deposition designations.	12/10/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	12/10/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review and analyze court's hearing docket to determine whether hearings are proceeding.	12/11/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Review and analyze plaintiff's motion in limine briefing.	12/11/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	12/11/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	12/11/2020	1.00	380.00	380.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	12/13/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Revise appendix and reply in support of motion for summary judgment.	12/14/2020	1.30	380.00	494.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	12/14/2020	1.80	380.00	684.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	12/14/2020	0.70	380.00	266.00
5012	Shuta, Deborah Ga	Analyze order granting stipulation to continue scheduling deadlines and revised deadlines.	12/14/2020	0.30	240.00	72.00
1187	Byrne, Patrick G.	Review PwC final replies in support of motions in limine 1, 2, 3 and 4	12/14/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Revise replies in support of motion in limine.	12/14/2020	1.20	380.00	456.00
5128	Austin, Bradley T.	Review and analyze filed replies.	12/15/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	12/15/2020	0.60	380.00	228.00
1187	Byrne, Patrick G.	Review plaintiff's reply in support of motions in limine on prior convictions of J. Tricarichi, opinions of expert K. Harris, and mitigation evidence	12/15/2020	0.40	617.50	247.00
1187	Byrne, Patrick G.	Review PwC's Reply in Support of Motion for Summary Judgment	12/15/2020	0.50	617.50	308.75
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	12/16/2020	0.20	617.50	123.50

AA 001147

Timekeeper		Date	Hours	Rate	Amount	
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED] [REDACTED], and [REDACTED]	12/16/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Conduct research re [REDACTED] to determine whether [REDACTED].	12/16/2020	1.40	380.00	532.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED] [REDACTED] and re [REDACTED].	12/16/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and revise trial timeline for same.	12/17/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED] and whether [REDACTED].	12/17/2020	0.80	380.00	304.00
1187	Byrne, Patrick G.	Review PwC's objections to plaintiff's reply deposition designations	12/17/2020	0.10	617.50	61.75
1187	Byrne, Patrick G.	Review court order taking all hearings off calendar [REDACTED]	12/17/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Review and analyze counter and reply designations.	12/17/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re whether [REDACTED] [REDACTED] and re whether [REDACTED].	12/18/2020	0.90	380.00	342.00
5128	Austin, Bradley T.	Strategize re [REDACTED] [REDACTED].	12/18/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Zoom call with litigation team re assess [REDACTED] [REDACTED]	12/21/2020	0.70	617.50	432.25
5128	Austin, Bradley T.	Locate and review [REDACTED].	12/21/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] [REDACTED].	12/21/2020	1.00	380.00	380.00
2251	Dove, Kelly H.	Team call re [REDACTED] [REDACTED]	12/21/2020	0.60	635.00	381.00
5128	Austin, Bradley T.	Strategize re [REDACTED] [REDACTED].	12/21/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Prepare for conference call with team.	12/21/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Review hearing minute order and strategize re [REDACTED] [REDACTED].	12/21/2020	0.60	380.00	228.00
5128	Austin, Bradley T.	Strategize re whether [REDACTED] [REDACTED].	12/21/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Review court order denying motion for summary judgment and rulings on motions in limine re evaluate [REDACTED]	12/21/2020	0.30	617.50	185.25
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED] [REDACTED]	12/21/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Conference call with team re [REDACTED] [REDACTED] and [REDACTED].	12/21/2020	0.60	380.00	228.00

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Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Review PwC's Objections to plaintiff's reply designations on depositions	12/22/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Strategize re various trial deadline issues.	12/22/2020	0.40	380.00	152.00
2251	Dove, Kelly H.	Strategize re [REDACTED] with client and team.	12/22/2020	0.40	635.00	254.00
2251	Dove, Kelly H.	Analyze whether [REDACTED] for purposes of [REDACTED].	12/22/2020	0.40	635.00	254.00
5128	Austin, Bradley T.	Analyze [REDACTED] in preparation for client call.	12/22/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Strategy call with G. Ezgar and team re [REDACTED].	12/22/2020	0.50	380.00	190.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	12/22/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Zoom call with client litigation team re [REDACTED].	12/22/2020	0.30	617.50	185.25
5128	Austin, Bradley T.	Review case law re [REDACTED].	12/23/2020	0.60	380.00	228.00
1187	Byrne, Patrick G.	Review plaintiff's objections to PwC reply designations	12/23/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Review proposed order re motion in limine.	12/27/2020	0.30	380.00	114.00
5128	Austin, Bradley T.	Correspond re motion in limine proposed order.	12/28/2020	0.50	380.00	190.00
1187	Byrne, Patrick G.	Review proposed draft order and revisions on motions in limine [REDACTED].	12/28/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Analyze revised order re motions in limine.	12/29/2020	0.20	380.00	76.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	12/29/2020	0.40	380.00	152.00
1187	Byrne, Patrick G.	Review revised draft order on motions and limine	12/29/2020	0.10	617.50	61.75
5128	Austin, Bradley T.	Correspond re [REDACTED].	12/30/2020	0.80	380.00	304.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	12/30/2020	0.40	380.00	152.00
2251	Dove, Kelly H.	Advise national counsel re [REDACTED].	12/30/2020	0.30	635.00	190.50
1187	Byrne, Patrick G.	Review proposed draft order on summary judgment and emails with litigation team re [REDACTED].	12/31/2020	0.20	617.50	123.50
5128	Austin, Bradley T.	Correspond with team, opposing counsel, and court re submission of competing orders, review local rules and policies for same.	12/31/2020	1.30	380.00	494.00
5128	Austin, Bradley T.	Coordinate submission of competing MSJ order.	12/31/2020	0.40	380.00	152.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	1/4/2021	0.50	410.00	205.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED].	1/4/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Strategize re [REDACTED].	1/4/2021	0.70	410.00	287.00

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Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Review Court order on ruling on motion for summary judgment and motion to strike and review prior competing drafts to assess the differences	1/5/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Review and analyze docket to determine	1/5/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Review final order re motion for summary judgment.	1/5/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Strategize re	1/5/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Conduct research re , and re	1/6/2021	1.00	410.00	410.00
5012	Shuta, Deborah Ga	Research emails with litigation team re	1/6/2021	0.70	247.00	172.90
5128	Austin, Bradley T.	Strategize re and	1/6/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re	1/7/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Correspond and telephone calls with team re	1/7/2021	0.80	410.00	328.00
1187	Byrne, Patrick G.	Review email from court administrator on exhibit protocols	1/7/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Telephone calls with court re trial exhibit issues.	1/7/2021	0.50	410.00	205.00
1187	Byrne, Patrick G.	Email from and emails to litigation team re	1/8/2021	0.30	637.00	191.10
5128	Austin, Bradley T.	Strategize re	1/8/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Conduct research re	1/11/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re	1/11/2021	0.50	410.00	205.00
1187	Byrne, Patrick G.	Emails with litigation team re	1/11/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Correspond with team re	1/11/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re	1/12/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	1/12/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize and correspond re	1/12/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Emails with litigation team addressing	1/12/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Strategize re	1/13/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Conduct research re	1/14/2021	0.80	410.00	328.00
5128	Austin, Bradley T.	Review motion for summary judgment briefing for appellate issues.	1/14/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Review and analyze draft writ of mandamus.	1/14/2021	0.50	410.00	205.00
2251	Dove, Kelly H.	Revise writ petition to comply with local rules and practice, including ensuring that citations to Nevada case law all contain required parallel citation format.	1/14/2021	1.70	635.00	1,079.50

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Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Review new administrative order on COVID and impact on scheduling and jury trial [REDACTED]	1/14/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Draft report re trial deadlines.	1/14/2021	0.50	410.00	205.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	1/14/2021	0.10	637.00	63.70
1187	Byrne, Patrick G.	Review and comment on proposed draft writ of mandamus petition on striking of jury trial waiver	1/14/2021	1.40	637.00	891.80
5128	Austin, Bradley T.	Strategize and conduct research re [REDACTED]	1/14/2021	0.50	410.00	205.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	1/15/2021	0.20	637.00	127.40
1187	Byrne, Patrick G.	Review and comment on draft motion to stay	1/15/2021	0.30	637.00	191.10
5128	Austin, Bradley T.	Continue analyzing writ of mandamus.	1/15/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED], re [REDACTED], and re [REDACTED].	1/15/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Revise motion to stay district court proceeding pending appellate review.	1/15/2021	0.80	410.00	328.00
2251	Dove, Kelly H.	Complete comments and revisions to draft writ petition.	1/15/2021	0.50	635.00	317.50
2251	Dove, Kelly H.	Draft motion to stay pending appeal, applying district court and appellate stay standards.	1/15/2021	1.30	635.00	825.50
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	1/15/2021	0.80	410.00	328.00
5128	Austin, Bradley T.	Telephone calls to court re pre-trial conference.	1/15/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Continue drafting litigation report.	1/15/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	1/19/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	1/19/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	1/19/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review file and rules for preparing appellate appendix.	1/19/2021	0.50	410.00	205.00
2251	Dove, Kelly H.	Plan contents of appendix to accompany writ petition.	1/20/2021	0.70	635.00	444.50
5128	Austin, Bradley T.	Analyze finalized writ of mandamus.	1/20/2021	0.50	410.00	205.00
2251	Dove, Kelly H.	Complete initial draft of motion to stay pending appeal for district court, including introduction and discussion of likelihood of success on the merits.	1/20/2021	0.80	635.00	508.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	1/20/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Analyze deposition transcript of M. Tricarichi.	1/20/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	1/20/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	1/20/2021	0.80	410.00	328.00
2251	Dove, Kelly H.	Evaluate contents of appendix prior to finalizing to ensure completeness.	1/21/2021	1.90	635.00	1,206.50

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Timekeeper			Date	Hours	Rate	Amount
2251	Dove, Kelly H.	Begin to cite to appendix throughout writ petition in support of every factual statement.	1/21/2021	2.10	635.00	1,333.50
5128	Austin, Bradley T.	Strategize re [REDACTED].	1/21/2021	1.00	410.00	410.00
2251	Dove, Kelly H.	Cite to appendix throughout writ petition in support of every factual assertion.	1/21/2021	1.80	635.00	1,143.00
5012	Shuta, Deborah Ga	Make revisions to and finalize the writ of mandamus appendix of exhibits and related exhibit documents to assist with preparation of filing of same.	1/22/2021	1.40	247.00	345.80
1187	Byrne, Patrick G.	Review revised draft motion to stay and work on same	1/22/2021	0.20	637.00	127.40
2251	Dove, Kelly H.	Finalize appendix, containing all required and necessary portions of the record for appellate review.	1/22/2021	2.10	635.00	1,333.50
2251	Dove, Kelly H.	Quality check table of authorities, table of contents, as well as required certificate of compliance to finalize brief for filing.	1/22/2021	1.20	635.00	762.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and correspond re [REDACTED].	1/22/2021	0.90	410.00	369.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	1/22/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review and analyze final petition for mandamus in preparation for filing.	1/22/2021	0.50	410.00	205.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	1/22/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED]	1/22/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and correspond re [REDACTED].	1/22/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	1/24/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Continue strategizing and corresponding re [REDACTED].	1/25/2021	0.70	410.00	287.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	1/25/2021	0.60	410.00	246.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	1/25/2021	1.10	637.00	700.70
1187	Byrne, Patrick G.	Emails with K. Dove re [REDACTED]	1/25/2021	0.10	637.00	63.70
1187	Byrne, Patrick G.	Review court order granting expedited review of motion to stay [REDACTED]	1/25/2021	0.10	637.00	63.70
5128	Austin, Bradley T.	Strategize and research re [REDACTED].	1/26/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Strategize re [REDACTED], [REDACTED], and [REDACTED].	1/26/2021	0.60	410.00	246.00
2251	Dove, Kelly H.	Analyze opposition to Motion to Stay Trial to inform key arguments to raise in Reply.	1/27/2021	0.40	635.00	254.00
2251	Dove, Kelly H.	Drafting Reply in Support of Motion to Stay Pending Trial, distinguishing case law denying writ relief when motion to strike jury demand was "untimely."	1/27/2021	1.10	635.00	698.50
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	1/27/2021	0.40	410.00	164.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Review and analyze opposition to motion motion to stay.	1/27/2021	0.40	410.00	164.00
2251	Dove, Kelly H.	Begin drafting Reply in Support of Motion to Stay Pending Trial.	1/27/2021	1.10	635.00	698.50
5128	Austin, Bradley T.	Conduct research re [REDACTED].	1/27/2021	0.70	410.00	287.00
5128	Austin, Bradley T.	Coordinate filing of reply in support of motion to stay.	1/28/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	1/28/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Revise reply in support of motion to stay litigation.	1/28/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Strategize and conduct research re [REDACTED], re moving [REDACTED], and re [REDACTED].	1/28/2021	1.00	410.00	410.00
5128	Austin, Bradley T.	Review and analyze docket for next trial stack availability.	1/28/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Conduct research re [REDACTED], re whether [REDACTED], and re [REDACTED].	1/28/2021	1.80	410.00	738.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	1/28/2021	0.20	637.00	127.40
1187	Byrne, Patrick G.	Review plaintiff's opposition to motion for stay and evaluate [REDACTED].	1/28/2021	0.10	637.00	63.70
2251	Dove, Kelly H.	Draft Reply in Support of Motion to Stay Pending Writ Review, introduction.	1/28/2021	0.40	635.00	254.00
2251	Dove, Kelly H.	Draft Reply in Support of Motion to Stay Pending Writ Review, refuting Plaintiff's arguments of delay both in filing the motion to strike the jury demand and in petitioning for a writ of mandamus.	1/28/2021	1.60	635.00	1,016.00
1187	Byrne, Patrick G.	Review proposed edits to reply to motion to stay from Bartlit team	1/28/2021	0.10	637.00	63.70
1187	Byrne, Patrick G.	Review and work on proposed draft reply in support of motion to stay	1/28/2021	0.20	637.00	127.40
1187	Byrne, Patrick G.	Emails with litigation team evaluating [REDACTED].	1/28/2021	0.20	637.00	127.40
2251	Dove, Kelly H.	Finalize reply in support of motion to stay for filing in district court by checking citations, compliance with local rules and practice.	1/28/2021	1.00	635.00	635.00
5128	Austin, Bradley T.	Revise trial timeline and related deadlines.	1/29/2021	0.30	410.00	123.00
1187	Byrne, Patrick G.	Review proposed jury instructions for templates [REDACTED].	1/29/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Conduct research re whether [REDACTED].	1/29/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	1/29/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Work on draft motion to stay to Nevada Supreme Court	2/1/2021	0.70	637.00	445.90
1187	Byrne, Patrick G.	Emails with K. Dove re [REDACTED] and [REDACTED].	2/1/2021	0.10	637.00	63.70

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Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Review email from court clerk on trial scheduling issues [REDACTED]	2/1/2021	0.10	637.00	63.70
2251	Dove, Kelly H.	Draft NRAP 27(e) declaration in support of motion to stay pending writ review.	2/1/2021	0.40	635.00	254.00
2251	Dove, Kelly H.	Draft motion to stay pending writ review for filing in the Supreme Court, [REDACTED]	2/1/2021	1.50	635.00	952.50
2251	Dove, Kelly H.	Draft motion to stay pending writ review for filing in the Supreme Court, augmenting section addressing likelihood of success on the merits while complying with restrictive page limit.	2/1/2021	1.90	635.00	1,206.50
5128	Austin, Bradley T.	Correspond with team re [REDACTED] and [REDACTED].	2/1/2021	0.70	410.00	287.00
5128	Austin, Bradley T.	Revise motion to stay pending appeal.	2/1/2021	0.70	410.00	287.00
2251	Dove, Kelly H.	Analyze minute order denying motion to stay to [REDACTED].	2/1/2021	0.40	635.00	254.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	2/1/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Emails with litigation team re evaluating [REDACTED]	2/1/2021	0.20	637.00	127.40
1187	Byrne, Patrick G.	Review court minute order denying motion to stay [REDACTED]	2/1/2021	0.10	637.00	63.70
5128	Austin, Bradley T.	Review case transcripts to determine [REDACTED].	2/1/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review case documents in preparation for [REDACTED].	2/1/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Telephone conference with team re [REDACTED].	2/1/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Zoom call with litigation team re [REDACTED]	2/1/2021	0.30	637.00	191.10
5128	Austin, Bradley T.	Conduct research re [REDACTED]	2/2/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	2/2/2021	0.40	410.00	164.00
2251	Dove, Kelly H.	Finalize motion to stay pending appeal, including citations to record, appropriate exhibits.	2/2/2021	0.50	635.00	317.50
2251	Dove, Kelly H.	Revise Supreme Court motion to stay to address team comments, incorporate revisions.	2/2/2021	0.40	635.00	254.00
1187	Byrne, Patrick G.	Continue work on revised draft motion to stay	2/2/2021	0.20	637.00	127.40
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	2/2/2021	0.10	637.00	63.70
5128	Austin, Bradley T.	Revise motion to stay in preparation for filing thereof.	2/2/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	2/2/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Revise trial timeline and related dates.	2/4/2021	0.50	410.00	205.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Review and analyze appellate appendix to ensure compliance with rules re same.	2/4/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	2/5/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review proposed order re motion to stay [REDACTED]	2/5/2021	0.50	410.00	205.00
1187	Byrne, Patrick G.	Review proposed revisions to draft order denying motion to stay [REDACTED]	2/5/2021	0.20	637.00	127.40
2251	Dove, Kelly H.	Analyze draft form of order denying motion to stay pending appeal in district court.	2/5/2021	0.30	635.00	190.50
5128	Austin, Bradley T.	Correspond and strategize with team re [REDACTED]	2/5/2021	1.00	410.00	410.00
1187	Byrne, Patrick G.	Emails with K. Roin and B. Austin re [REDACTED]	2/5/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Analyze prior district court orders re 2003 transaction.	2/8/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	2/8/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	2/8/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review response to motion for stay of litigation and accompanying documentation.	2/9/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	2/9/2021	0.30	410.00	123.00
2251	Dove, Kelly H.	Analyze opposition to motion to stay in preparation for drafting reply.	2/9/2021	0.50	635.00	317.50
5128	Austin, Bradley T.	Strategize re [REDACTED]	2/9/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Analyze various appellate documents and related rules.	2/9/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	2/9/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	2/10/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	2/10/2021	0.10	637.00	63.70
1187	Byrne, Patrick G.	Work on revised draft pretrial memo	2/10/2021	0.20	637.00	127.40
1187	Byrne, Patrick G.	Review Plaintiff's Opposition to Motion to Stay to Nevada Supreme Court re evaluate [REDACTED]	2/10/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	2/10/2021	0.60	410.00	246.00
2251	Dove, Kelly H.	Begin drafting Reply in Support of Motion to Stay Pending Writ Review.	2/10/2021	1.20	635.00	762.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	2/10/2021	0.70	410.00	287.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	2/10/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Review amended pre-trial memorandum.	2/10/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	2/11/2021	0.50	410.00	205.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED]	2/12/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Analyze revised trial memorandum.	2/12/2021	0.40	410.00	164.00
2251	Dove, Kelly H.	Draft reply in support of motion for stay in Supreme Court.	2/12/2021	2.10	635.00	1,333.50
5128	Austin, Bradley T.	Review reply in support of motion to stay.	2/15/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	2/15/2021	0.30	410.00	123.00
1187	Byrne, Patrick G.	Review and comment on draft reply in support of motion to stay	2/15/2021	0.20	637.00	127.40
2251	Dove, Kelly H.	Complete initial draft of Reply in Support of Motion to Stay Trial, trimming content to fully address key arguments in the opposition while complying with five-page limit.	2/15/2021	2.50	635.00	1,587.50
2251	Dove, Kelly H.	Incorporate revisions and address comments to reply in support of motion to stay.	2/15/2021	0.50	635.00	317.50
5128	Austin, Bradley T.	Strategize re [REDACTED]	2/16/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategy call with team re [REDACTED]	2/17/2021	0.50	410.00	205.00
1187	Byrne, Patrick G.	Prepare and participate in conference call with litigation team re [REDACTED]	2/17/2021	0.60	637.00	382.20
5128	Austin, Bradley T.	Conduct research re [REDACTED]	2/17/2021	0.80	410.00	328.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	2/17/2021	0.70	410.00	287.00
5128	Austin, Bradley T.	Review and analyze pre-trial memorandum.	2/17/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	2/17/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review and analyze key case documents in preparation for pre-trial conference.	2/18/2021	0.50	410.00	205.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	2/18/2021	0.10	637.00	63.70
5128	Austin, Bradley T.	Strategize re [REDACTED]	2/18/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Appear for pre-trial conference.	2/18/2021	0.60	410.00	246.00
1187	Byrne, Patrick G.	Work on proposed draft notice of court resetting trial and impact on scheduling request	2/18/2021	0.20	637.00	127.40
1187	Byrne, Patrick G.	Prepare for joint pretrial conference including review joint pretrial statement, court docket, and draft outline of points to address	2/18/2021	1.20	637.00	764.40
1187	Byrne, Patrick G.	Participate in court mandated pretrial conference	2/18/2021	0.60	637.00	382.20
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	2/18/2021	0.10	637.00	63.70
2251	Dove, Kelly H.	Draft notice to Supreme Court re resetting of trial and related adjustment to expedited nature of motion to stay trial pending writ review.	2/18/2021	0.30	635.00	190.50
5128	Austin, Bradley T.	Review appellate docket and filings.	2/19/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	2/19/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Continue revising litigation summary report.	2/19/2021	0.40	410.00	164.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize re [REDACTED]	2/22/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Draft summary of key case deadlines.	2/22/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review order setting jury trial.	2/23/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Continue strategizing re [REDACTED]	2/24/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Review and analyze trial memorandum and court docket.	2/25/2021	0.60	410.00	246.00
5012	Shuta, Deborah Ga	Analyze [REDACTED] and [REDACTED], make revisions to case trial timeline [REDACTED]	2/25/2021	0.70	0.00	0.00
1187	Byrne, Patrick G.	Review Supreme Court order staying litigation and ordering briefing on writ of mandamus re evaluate [REDACTED]	2/26/2021	0.20	637.00	127.40
1187	Byrne, Patrick G.	Emails with litigation team [REDACTED]	2/26/2021	0.30	637.00	191.10
2251	Dove, Kelly H.	Advise client re [REDACTED]	2/26/2021	0.30	635.00	190.50
2251	Dove, Kelly H.	Analyze order directing response and granting stay [REDACTED]	2/26/2021	0.20	635.00	127.00
5128	Austin, Bradley T.	Review appellate docket and order re stay.	2/26/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Revise trial timeline with new dates.	2/26/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	2/26/2021	0.80	410.00	328.00
1187	Byrne, Patrick G.	Review Fourth Amended Order setting trial and related dates [REDACTED]	2/26/2021	0.10	637.00	63.70
5012	Shuta, Deborah Ga	Continue to analyze [REDACTED] and [REDACTED], make further revisions to case trial timeline to [REDACTED]	2/26/2021	0.60	0.00	0.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED]	2/28/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Strategize re impact of [REDACTED]	3/1/2021	0.50	410.00	205.00
1187	Byrne, Patrick G.	Emails with litigation team re assess [REDACTED]	3/1/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Strategize and correspond with team re [REDACTED]	3/1/2021	1.50	410.00	615.00
5128	Austin, Bradley T.	Review and analyze appellate rules of civil procedure [REDACTED]	3/3/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	3/3/2021	0.70	410.00	287.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	3/4/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Strategize re [REDACTED]	3/5/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Prepare budget estimate for PwC	3/10/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Begin drafting and revising litigation summary report.	3/10/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Continue drafting litigation summary report.	3/11/2021	0.30	410.00	123.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Review appellate pleadings and strategize re [REDACTED].	3/12/2021	0.70	410.00	287.00
5128	Austin, Bradley T.	Begin researching [REDACTED].	3/12/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	3/15/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Review and analyze recent administrative order re jury trials.	3/15/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Review and analyze court documents to determine [REDACTED].	3/15/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Draft notice of entry of stay.	3/16/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	3/16/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED] and [REDACTED].	3/16/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Strategize re whether [REDACTED].	3/17/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	3/18/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review appellate pleadings [REDACTED].	3/21/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize and correspond re whether [REDACTED].	3/24/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review case pleadings to determine whether [REDACTED].	3/24/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Correspond re [REDACTED].	3/25/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	3/26/2021	0.40	410.00	164.00
2251	Dove, Kelly H.	Analyze Answer to Writ Petition in preparation for drafting aspects of Reply.	3/26/2021	0.40	635.00	254.00
5012	Shuta, Deborah Ga	Analyze filed Writ of Mandamus briefs and appendices, prepare filed appendices for transfer to client.	3/26/2021	0.50	247.00	123.50
5128	Austin, Bradley T.	Review appellate filing and appendix.	3/26/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Review response to appellate writ.	3/28/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED] to same.	3/29/2021	0.80	410.00	328.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	3/31/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review court documents to determine [REDACTED].	3/31/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	4/1/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	4/2/2021	0.60	410.00	246.00
2251	Dove, Kelly H.	Draft analysis of Nevada mandamus standard for inclusion in Reply Brief.	4/5/2021	2.00	635.00	1,270.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	4/5/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	4/6/2021	0.20	637.00	127.40
2251	Dove, Kelly H.	Review draft of Reply Brief and suggest revisions for consideration.	4/6/2021	1.30	635.00	825.50

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Timekeeper			Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Review draft mandamus reply and related briefing.	4/6/2021	0.90	410.00	369.00
1187	Byrne, Patrick G.	Work on and revise proposed draft reply in support of writ of mandamus	4/6/2021	1.30	637.00	828.10
1187	Byrne, Patrick G.	Review plaintiff's answer to PwC's Petition for Writ of Mandamus	4/6/2021	0.50	637.00	318.50
5128	Austin, Bradley T.	Strategize re [REDACTED].	4/6/2021	0.60	410.00	246.00
1187	Byrne, Patrick G.	Emails with litigation team re assessing [REDACTED]	4/6/2021	0.30	637.00	191.10
5128	Austin, Bradley T.	Strategize re [REDACTED].	4/7/2021	0.50	410.00	205.00
5012	Shuta, Deborah Ga	Analysis of filed versions of writ of mandamus appendices to ensure [REDACTED].	4/7/2021	0.80	247.00	197.60
5128	Austin, Bradley T.	Strategize re [REDACTED].	4/8/2021	0.40	410.00	164.00
2251	Dove, Kelly H.	Advance Reply Brief toward completion by resolving record support, appendix issues.	4/8/2021	1.40	635.00	889.00
5128	Austin, Bradley T.	Review appellate reply brief.	4/9/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	4/9/2021	0.40	410.00	164.00
2251	Dove, Kelly H.	Finalize Reply Brief by quality checking tables, ensuring accurate cites to record, compliance with local rules and practice.	4/9/2021	1.50	635.00	952.50
5128	Austin, Bradley T.	Review district court pleadings and orders.	4/12/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	4/12/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Review final Reply in support of Writ of Mandamus	4/12/2021	0.30	637.00	191.10
5128	Austin, Bradley T.	Review district court orders and pleadings re appeal and stay.	4/14/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Review writ petition appellate briefing.	4/14/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	4/15/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Strategize re district court trial timeline.	4/19/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Draft and revise litigation summary report.	4/20/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	4/21/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED] stay and [REDACTED].	4/22/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	4/27/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and [REDACTED].	4/29/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	4/29/2021	0.80	410.00	328.00
1187	Byrne, Patrick G.	Emails with C. Landgraaf and PwC team re addressing [REDACTED].	4/29/2021	0.20	637.00	127.40
2251	Dove, Kelly H.	Advise re [REDACTED].	4/30/2021	0.30	635.00	190.50
5128	Austin, Bradley T.	Strategize re [REDACTED], and [REDACTED].	4/30/2021	0.60	410.00	246.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED].	5/3/2021	0.30	637.00	191.10
1187	Byrne, Patrick G.	Review motion court order on motion to stay re evaluate [REDACTED].	5/3/2021	0.20	637.00	127.40

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Timekeeper		Date	Hours	Rate	Amount	
1187	Byrne, Patrick G.	Work on draft motion to stay/continue trial	5/3/2021	0.60	637.00	382.20
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	5/3/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Review motions to continue from other litigation re [REDACTED].	5/3/2021	0.20	637.00	127.40
1187	Byrne, Patrick G.	Emails with K. Dove and B. Austin re [REDACTED].	5/3/2021	0.10	637.00	63.70
5128	Austin, Bradley T.	Revise motion to vacate trial.	5/3/2021	0.60	410.00	246.00
2251	Dove, Kelly H.	Draft motion to vacate or continue trial date pending resolution of writ proceedings.	5/3/2021	2.30	635.00	1,460.50
5128	Austin, Bradley T.	Conduct research re [REDACTED].	5/3/2021	0.60	410.00	246.00
2251	Dove, Kelly H.	Finalize draft motion to vacate or continue trial setting before circulating to team for review and comment.	5/3/2021	0.30	635.00	190.50
5128	Austin, Bradley T.	Strategize re [REDACTED] ST.	5/3/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	5/3/2021	1.00	410.00	410.00
2251	Dove, Kelly H.	Draft declaration in support of order shortening time.	5/3/2021	0.50	635.00	317.50
1187	Byrne, Patrick G.	Review and continue work on draft motion to stay or continue trial and evaluate proposed revisions from Bartlit Beck	5/4/2021	0.30	637.00	191.10
5128	Austin, Bradley T.	Strategize re [REDACTED] al.	5/4/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Revise motion to vacate trial.	5/4/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Coordinate submission of order shortening time.	5/5/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Revise motion to continue or vacate trial in preparation for filing.	5/5/2021	0.50	410.00	205.00
1187	Byrne, Patrick G.	Continue work on final revised draft of motion to continue trial	5/5/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Review department and COVID policies and for order shortening time submission.	5/5/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	5/6/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Review motion to vacate trial or continue same.	5/6/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	5/6/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Strategize re [REDACTED] me and re [REDACTED] re same.	5/6/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Telephone calls to and from chambers re order shortening time.	5/6/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategy call re [REDACTED].	5/7/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Review appellate briefing and motion to stay.	5/7/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Correspond re [REDACTED].	5/7/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Zoom conference with litigation team re [REDACTED].	5/7/2021	0.40	637.00	254.80

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Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Begin preparation for hearing on motion to continue trial, including review of prior briefing on motion to strike jury trial demand and writ briefing on same on appeal	5/7/2021	1.50	637.00	955.50
5128	Austin, Bradley T.	Strategize re [REDACTED].	5/7/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED] and [REDACTED].	5/10/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Review motion to vacate trial briefing.	5/10/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Draft proposed order denying motion to vacate trial	5/10/2021	0.80	637.00	509.60
1187	Byrne, Patrick G.	Email to C. Landgraf re [REDACTED] ion [REDACTED]	5/10/2021	0.10	637.00	63.70
5128	Austin, Bradley T.	Attend telephonic hearing re motion to vacate trial.	5/10/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Participate in hearing on motion to continue trial	5/10/2021	0.60	637.00	382.20
1187	Byrne, Patrick G.	Telephone conference with C. Landgraf re [REDACTED] [REDACTED] and [REDACTED]	5/10/2021	0.10	637.00	63.70
1187	Byrne, Patrick G.	Continue preparation for hearing on motion to continue trial	5/10/2021	1.30	637.00	828.10
1187	Byrne, Patrick G.	Email to client litigation team re [REDACTED] [REDACTED] and [REDACTED]	5/10/2021	0.30	637.00	191.10
1187	Byrne, Patrick G.	Emails with S. Hessel re confirming agreement on proposed order to continue trial	5/11/2021	0.10	637.00	63.70
5128	Austin, Bradley T.	Strategize re additional revisions to proposed order.	5/11/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Review Hessel's proposed edits to draft order [REDACTED]	5/11/2021	0.10	637.00	63.70
1187	Byrne, Patrick G.	Email to S. Hessel re proposed order on motion to continue trial	5/11/2021	0.10	637.00	63.70
1187	Byrne, Patrick G.	Continue work on draft order on motion to continue including incorporating proposed edits from C. Landgraf and D. Taylor	5/11/2021	0.40	637.00	254.80
5128	Austin, Bradley T.	Review appellate documents and pleadings.	5/12/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	5/12/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and status of [REDACTED].	5/13/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Review appellate documents and strategize [REDACTED].	5/18/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and re [REDACTED].	5/19/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	5/20/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	5/24/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Correspond with team re litigation summary report and [REDACTED].	5/25/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Continue drafting litigation summary report.	5/25/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review appellate and district court dockets and strategize re [REDACTED].	6/1/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Draft and revise litigation summary report.	6/1/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review appellate docket and strategize re [REDACTED] [REDACTED].	6/2/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	6/3/2021	0.40	410.00	164.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Conduct research re [REDACTED] and [REDACTED].	6/4/2021	0.70	410.00	287.00
5128	Austin, Bradley T.	Review [REDACTED] and strategize re [REDACTED].	6/4/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Review modified trial timeline [REDACTED].	6/7/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review appellate documents and pending motion.	6/8/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	6/8/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review appellate documents and pleadings.	6/10/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Strategize re [REDACTED], review documents for same.	6/16/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and whether [REDACTED].	6/17/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Review court order on status check re [REDACTED].	6/18/2021	0.10	637.00	63.70
5128	Austin, Bradley T.	Draft joint status report and review case documents for same.	6/21/2021	0.70	410.00	287.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	6/21/2021	0.60	410.00	246.00
1187	Byrne, Patrick G.	Work on draft joint status report [REDACTED].	6/21/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Review prior order and minute order re status report.	6/21/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Emails with litigation team [REDACTED].	6/21/2021	0.10	637.00	63.70
5128	Austin, Bradley T.	Review appellate docket for issuance of decision.	6/22/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	6/22/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re vacating upcoming status check.	6/23/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Review and analyze appellate and district court documents and minute orders.	6/25/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize with appellate team re [REDACTED] and [REDACTED].	6/28/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review appellate docket [REDACTED].	7/1/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Review Court Order on status of stay [REDACTED].	7/2/2021	0.10	637.00	63.70
5128	Austin, Bradley T.	Review status report [REDACTED].	7/2/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Strategize re [REDACTED], review documents for same.	7/5/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/6/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/13/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/14/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/22/2021	0.30	410.00	123.00

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Begin drafting litigation summary report.	7/22/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Continue drafting litigation summary report.	7/23/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and whether [REDACTED].	7/23/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/26/2021	0.80	410.00	328.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/26/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/28/2021	0.70	410.00	287.00
5128	Austin, Bradley T.	Review and analyze appellate and district court dockets.	7/29/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Conduct research and strategize re [REDACTED].	7/29/2021	0.70	410.00	287.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	7/29/2021	0.60	410.00	246.00
1187	Byrne, Patrick G.	Emails with client litigation team re [REDACTED].	7/29/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Draft correspondence to team re [REDACTED].	7/29/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Continue conducting research re [REDACTED].	7/30/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	8/2/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Supplemental review of [REDACTED].	8/2/2021	0.10	637.00	63.70
1187	Byrne, Patrick G.	Zoom call with litigation team re [REDACTED] and [REDACTED] me.	8/2/2021	0.50	637.00	318.50
5128	Austin, Bradley T.	Attend team call re [REDACTED].	8/2/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Prepare for team call re [REDACTED].	8/2/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	8/4/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	8/6/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Revise litigation summary report.	8/11/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	8/12/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review and analyze appellate filings.	8/12/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Draft litigation summary report.	8/16/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re [REDACTED] ame.	8/18/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and [REDACTED].	8/23/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	8/31/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and [REDACTED].	9/7/2021	0.70	410.00	287.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	9/7/2021	0.50	410.00	205.00

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Timekeeper		Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	9/7/2021	0.30	637.00	191.10
	Emails with litigation team re [REDACTED] and [REDACTED]				
5128	Austin, Bradley T.	9/8/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	9/8/2021	0.50	410.00	205.00
	Strategize with team re [REDACTED]				
5128	Austin, Bradley T.	9/10/2021	0.40	410.00	164.00
	Strategize re [REDACTED]				
5128	Austin, Bradley T.	9/10/2021	0.30	410.00	123.00
	Strategize re [REDACTED]				
5128	Austin, Bradley T.	9/14/2021	0.40	410.00	164.00
	Strategize re [REDACTED] and [REDACTED]				
5128	Austin, Bradley T.	9/15/2021	0.40	410.00	164.00
	Review appellate document and filings.				
1187	Byrne, Patrick G.	9/17/2021	0.20	637.00	127.40
	Emails with litigation team addressing [REDACTED]				
5128	Austin, Bradley T.	9/17/2021	0.40	410.00	164.00
	Strategize and correspond re [REDACTED]				
5128	Austin, Bradley T.	9/21/2021	0.60	410.00	246.00
	Correspond with team re joint status report.				
5128	Austin, Bradley T.	9/21/2021	0.30	410.00	123.00
	Review orders and notices from appeal.				
1187	Byrne, Patrick G.	9/21/2021	0.20	637.00	127.40
	Review and comment on proposed draft joint status report [REDACTED]				
5128	Austin, Bradley T.	9/21/2021	0.20	410.00	82.00
	Correspond with opposing counsel re joint interim status report.				
5128	Austin, Bradley T.	9/21/2021	0.40	410.00	164.00
	Draft joint status report re Nevada Supreme Court decision.				
5128	Austin, Bradley T.	9/22/2021	0.20	410.00	82.00
	Coordinate filing of interim status report and review same.				
5128	Austin, Bradley T.	9/22/2021	0.20	410.00	82.00
	Correspond re [REDACTED]				
5128	Austin, Bradley T.	9/23/2021	0.40	410.00	164.00
	Begin drafting litigation summary report.				
1187	Byrne, Patrick G.	9/24/2021	0.10	637.00	63.70
	Review court minute order on status report and next scheduled status check				
5128	Austin, Bradley T.	9/24/2021	0.30	410.00	123.00
	Continue drafting litigation summary report.				
5128	Austin, Bradley T.	9/29/2021	0.30	410.00	123.00
	Strategize re [REDACTED]				
1187	Byrne, Patrick G.	9/30/2021	0.20	637.00	127.40
	Emails with litigation team re [REDACTED]				
1187	Byrne, Patrick G.	9/30/2021	0.30	637.00	191.10
	Review Nevada Supreme Court decision granting PwC's writ of mandamus on striking of jury trial demand [REDACTED]				
2251	Dove, Kelly H.	10/1/2021	0.70	635.00	444.50
	Conference re [REDACTED]				
5128	Austin, Bradley T.	10/1/2021	0.90	410.00	369.00
	Team strategy call re [REDACTED], [REDACTED], and re [REDACTED]				
5128	Austin, Bradley T.	10/1/2021	0.40	410.00	164.00
	Review case documents in preparation for [REDACTED]				
5128	Austin, Bradley T.	10/1/2021	0.40	410.00	164.00
	Review order re appellate writ and strategize re [REDACTED]				
1187	Byrne, Patrick G.	10/1/2021	0.80	637.00	509.60
	Zoom call with litigation team re evaluate [REDACTED] and [REDACTED]				

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Timekeeper		Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	10/1/2021	0.20	637.00	127.40
	Emails with litigation team re evaluate [REDACTED] and [REDACTED]				
1187	Byrne, Patrick G.	10/4/2021	0.20	637.00	127.40
	Emails with litigation team addressing [REDACTED] and [REDACTED]				
5128	Austin, Bradley T.	10/4/2021	0.60	410.00	246.00
	Correspond and strategize re [REDACTED].				
5128	Austin, Bradley T.	10/4/2021	0.20	410.00	82.00
	Strategize and correspond re [REDACTED].				
5128	Austin, Bradley T.	10/4/2021	0.50	410.00	205.00
	Review appellate court order and prior motion for summary judgment briefing re limitation of liability.				
5128	Austin, Bradley T.	10/5/2021	0.40	410.00	164.00
	Revise offer of judgment in preparation for service.				
1187	Byrne, Patrick G.	10/5/2021	0.20	637.00	127.40
	Emails with litigation team re [REDACTED] and [REDACTED]				
5128	Austin, Bradley T.	10/5/2021	0.30	410.00	123.00
	Review appellate filings to determine whether remittitur issued.				
1187	Byrne, Patrick G.	10/5/2021	0.30	637.00	191.10
	Review prior offer of judgment and proposed new offer of judgment and [REDACTED] re evaluate [REDACTED]				
1187	Byrne, Patrick G.	10/5/2021	0.10	637.00	63.70
	Emails with litigation team re [REDACTED] and [REDACTED]				
5128	Austin, Bradley T.	10/5/2021	0.40	410.00	164.00
	Review [REDACTED] and [REDACTED] prior to making OOJ.				
5128	Austin, Bradley T.	10/5/2021	0.40	410.00	164.00
	Draft litigation summary report.				
5128	Austin, Bradley T.	10/5/2021	0.40	410.00	164.00
	Telephone calls to chambers re setting status hearing.				
5128	Austin, Bradley T.	10/6/2021	0.20	410.00	82.00
	Coordinate offer of judgment service with team.				
5128	Austin, Bradley T.	10/6/2021	0.20	410.00	82.00
	Revise offer of judgment pleading.				
1187	Byrne, Patrick G.	10/6/2021	0.10	637.00	63.70
	Review of revised offer of judgment				
5128	Austin, Bradley T.	10/7/2021	0.20	410.00	82.00
	Strategize with team re [REDACTED].				
1187	Byrne, Patrick G.	10/7/2021	0.20	637.00	127.40
	Review court order on status report [REDACTED]				
5128	Austin, Bradley T.	10/7/2021	0.40	410.00	164.00
	Strategize re [REDACTED] and re [REDACTED].				
5128	Austin, Bradley T.	10/7/2021	0.60	410.00	246.00
	Conduct research re [REDACTED] re [REDACTED], [REDACTED], and [REDACTED].				
1187	Byrne, Patrick G.	10/8/2021	0.10	637.00	63.70
	Review Writ of Mandamus and [REDACTED]				
1187	Byrne, Patrick G.	10/11/2021	0.10	637.00	63.70
	Emails with K. Dove confirming [REDACTED] and [REDACTED]				
5128	Austin, Bradley T.	10/13/2021	0.40	410.00	164.00
	Strategize re [REDACTED] and [REDACTED].				
5128	Austin, Bradley T.	10/13/2021	0.40	410.00	164.00
	Begin drafting litigation status summary.				
5128	Austin, Bradley T.	10/13/2021	0.20	410.00	82.00
	Review district court and appellate filings to determine [REDACTED].				
5128	Austin, Bradley T.	10/15/2021	0.40	410.00	164.00
	Strategize re [REDACTED]				
5128	Austin, Bradley T.	10/18/2021	0.30	410.00	123.00
	Draft litigation summary report.				
5128	Austin, Bradley T.	10/22/2021	0.40	410.00	164.00
	Review case pleadings and strategize re [REDACTED].				

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	10/26/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review appellate filings and notices.	10/27/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/27/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	11/2/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review court documents to determine [REDACTED].	11/3/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	11/8/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	11/15/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re joint status report.	11/16/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review Nevada Supreme Court order.	11/17/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review joint status report.	11/17/2021	0.30	410.00	123.00
1187	Byrne, Patrick G.	Review and comment on proposed draft joint status report and request for pretrial conference	11/17/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Correspond re additional revisions to joint status report.	11/18/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	11/18/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Prepare errata to joint status report.	11/18/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review proposed revisions to joint status report.	11/18/2021	0.30	410.00	123.00
1187	Byrne, Patrick G.	Review proposed edits from plaintiff to draft joint status report [REDACTED]	11/18/2021	0.10	637.00	63.70
1187	Byrne, Patrick G.	Review revised draft joint status report [REDACTED]	11/18/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Telephone calls to chambers re upcoming trial setting hearing.	11/19/2021	0.20	410.00	82.00
1187	Byrne, Patrick G.	Review order setting pre-trial hearing conference [REDACTED]	11/19/2021	0.10	637.00	63.70
5128	Austin, Bradley T.	Strategize re [REDACTED].	11/19/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	11/22/2021	0.30	637.00	191.10
1187	Byrne, Patrick G.	Emails with C. Landgraff re [REDACTED] and [REDACTED]	11/22/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Strategize with team re [REDACTED] and re [REDACTED].	11/22/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Telephone call to chambers re upcoming trial setting hearing.	11/22/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Review underlying district court pleadings.	11/23/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	11/23/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re setting briefing schedule.	11/24/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	11/30/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review status conference hearing outline.	11/30/2021	0.40	410.00	164.00

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Timekeeper		Date	Hours	Rate	Amount	
1187	Byrne, Patrick G.	Work on proposed draft outline of arguments for status hearing addressing motion to strike on jury demand and motion for summary judgment	11/30/2021	1.60	637.00	1,019.20
5128	Austin, Bradley T.	Strategize re [REDACTED].	12/1/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	12/6/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	12/6/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review outline in preparation for upcoming trial setting hearing.	12/7/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Review appellate and underlying district court documents in preparation for trial setting hearing.	12/8/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] issue.	12/8/2021	0.90	410.00	369.00
1187	Byrne, Patrick G.	Participate in Zoom call with litigation team re [REDACTED].	12/8/2021	0.40	637.00	254.80
5128	Austin, Bradley T.	Correspond re [REDACTED] issue.	12/8/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Participate in court status hearing on remand of writ	12/9/2021	1.20	637.00	764.40
1187	Byrne, Patrick G.	Work on draft outline of potential arguments for remand hearing and prepare for same	12/9/2021	1.50	637.00	955.50
1187	Byrne, Patrick G.	Telephone conference with M. Levine re [REDACTED] and [REDACTED].	12/9/2021	0.10	637.00	63.70
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED] and [REDACTED] and [REDACTED].	12/9/2021	0.30	637.00	191.10
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	12/9/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Monitor trial setting hearing to determine [REDACTED] and [REDACTED].	12/9/2021	0.50	410.00	205.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] and related [REDACTED] issues.	12/9/2021	1.20	410.00	492.00
5128	Austin, Bradley T.	Correspond re [REDACTED].	12/9/2021	0.50	410.00	205.00
1187	Byrne, Patrick G.	Supplemental review Supreme Court order and review orders on prior continuations impacting five year rule re prepare for remand hearing	12/9/2021	0.40	637.00	254.80
1187	Byrne, Patrick G.	Review Motion for Summary Judge and Order on same addressing damage limitation provision re background to address same at appeal remand status hearing	12/9/2021	0.40	637.00	254.80
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	12/10/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re briefing schedule.	12/10/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Telephone calls to chambers re scheduling evidentiary hearing.	12/10/2021	0.40	410.00	164.00
1187	Byrne, Patrick G.	Emails with B. Austin re [REDACTED] and [REDACTED].	12/10/2021	0.20	637.00	127.40
1187	Byrne, Patrick G.	Emails addressing ability of [REDACTED] to [REDACTED] and review authority [REDACTED].	12/10/2021	0.30	637.00	191.10
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	12/13/2021	0.40	410.00	164.00

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Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Review and comment on proposed draft notice on availability for evidentiary hearing and email with B. Austin re same	12/14/2021	0.10	637.00	63.70
5128	Austin, Bradley T.	Telephone calls with court re hearing availability parameters.	12/14/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Correspond and strategize with team and opposing counsel re notice of hearing availability.	12/14/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re setting evidentiary hearing.	12/16/2021	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re date selection for evidentiary hearing.	12/21/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re hearing date.	12/22/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Coordinate with court re expedited hearing transcript.	12/22/2021	0.20	410.00	82.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	12/22/2021	0.30	410.00	123.00
1187	Byrne, Patrick G.	Briefly review transcript of proceedings from hearing on Supreme Court remittitur and related issues	12/27/2021	0.20	637.00	127.40
5128	Austin, Bradley T.	Review hearing transcript re trial setting.	12/28/2021	0.60	410.00	246.00
5128	Austin, Bradley T.	Draft litigation summary report.	12/28/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re evidentiary hearing date.	12/30/2021	0.30	410.00	123.00
5128	Austin, Bradley T.	Review recent administrative order re trials and strategize re [REDACTED].	1/7/2022	0.40	410.00	164.00
5128	Austin, Bradley T.	Strategize re evidentiary hearing and timing of same.	1/10/2022	0.50	410.00	205.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	1/12/2022	0.10	637.00	63.70
5128	Austin, Bradley T.	Correspond with team re [REDACTED] and [REDACTED].	1/12/2022	0.50	410.00	205.00
5128	Austin, Bradley T.	Review prior filings re evidentiary hearing.	1/12/2022	0.30	410.00	123.00
5128	Austin, Bradley T.	Telephone calls to counsel and court re setting evidentiary hearing.	1/13/2022	0.40	410.00	164.00
5128	Austin, Bradley T.	Telephone calls and correspondence to court re evidentiary hearing dates.	1/14/2022	0.40	410.00	164.00
5128	Austin, Bradley T.	Coordinate with team and opposing counsel re hearing dates.	1/14/2022	0.40	410.00	164.00
5128	Austin, Bradley T.	Review hearing transcript re setting evidentiary hearing.	1/14/2022	0.50	410.00	205.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	1/18/2022	0.40	410.00	164.00
5128	Austin, Bradley T.	Review and analyze recent administrative orders and strategize [REDACTED].	1/18/2022	0.30	410.00	123.00
5128	Austin, Bradley T.	Correspond with legal team re [REDACTED] and [REDACTED].	1/18/2022	0.40	410.00	164.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED] and [REDACTED].	1/19/2022	0.20	637.00	127.40
5128	Austin, Bradley T.	Review court pleadings to determine [REDACTED].	1/21/2022	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re revised evidentiary hearing schedule.	1/21/2022	0.40	410.00	164.00

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Timekeeper		Date	Hours	Rate	Amount	
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	1/21/2022	0.10	637.00	63.70
5128	Austin, Bradley T.	Begin drafting litigation summary report.	1/27/2022	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re revised evidentiary hearing date.	1/28/2022	0.30	410.00	123.00
5128	Austin, Bradley T.	Continue drafting litigation summary report.	1/28/2022	0.30	410.00	123.00
5128	Austin, Bradley T.	Strategize re setting evidentiary hearing date.	1/31/2022	0.40	410.00	164.00
5128	Austin, Bradley T.	Review court documents re setting upcoming evidentiary hearing.	2/4/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review case pleadings to determine [REDACTED]	2/7/2022	0.30	426.00	127.80
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	2/8/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	2/8/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Correspond with court re evidentiary hearing dates.	2/10/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Correspond with court and legal team re evidentiary hearing.	2/11/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review court orders and transcript re evidentiary hearing.	2/14/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re setting evidentiary hearing.	2/14/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Revise evidentiary hearing brief.	2/15/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	2/15/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Strategize re next steps re [REDACTED].	2/15/2022	0.50	426.00	213.00
1187	Byrne, Patrick G.	Work on proposed draft pre-hearing brief	2/15/2022	0.60	662.00	397.20
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	2/15/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	2/16/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with opposing counsel re setting evidentiary hearing.	2/16/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Strategize re [REDACTED] and correspond with opposing counsel re same.	2/17/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review updated administrative order and strategize re [REDACTED].	2/21/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Telephone calls and emails to opposing counsel re setting evidentiary hearing.	2/22/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Coordinate and correspond with court and legal team re evidentiary hearing date.	2/23/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Review joint letter from Plaintiff.	2/24/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Correspond with team and opposing counsel re evidentiary hearing and timing of same.	2/24/2022	1.50	426.00	639.00
5128	Austin, Bradley T.	Begin drafting litigation summary report.	2/24/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review hearing transcript re evidentiary hearing briefing requirements.	2/24/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Emails with litigation team re addressing [REDACTED] and [REDACTED]	2/24/2022	0.30	662.00	198.60

AA 001169

Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Correspond with team, opposing counsel, and court re setting evidentiary hearing and related procedure.	2/25/2022	0.70	426.00	298.20
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	2/25/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Emails with C. Landgraff re evaluate [REDACTED] and [REDACTED]	2/25/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Conduct research re [REDACTED] and [REDACTED].	2/25/2022	1.20	426.00	511.20
5128	Austin, Bradley T.	Attend video conference with Court re setting evidentiary hearing.	2/25/2022	1.00	426.00	426.00
1187	Byrne, Patrick G.	Review [REDACTED] to address [REDACTED]	2/25/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	2/28/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	3/4/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review case pleadings to determine whether [REDACTED].	3/8/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	3/8/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Correspond with team re [REDACTED], re [REDACTED], and re whether [REDACTED].	3/8/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Conduct research re [REDACTED], re [REDACTED], and re [REDACTED].	3/8/2022	1.20	426.00	511.20
5128	Austin, Bradley T.	Review subpoena and subpoena duces tecum.	3/8/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	3/8/2022	0.20	426.00	85.20
6669	Gettel, Erin	Research [REDACTED] to prepare for [REDACTED]	3/9/2022	4.60	385.00	1,771.00
5128	Austin, Bradley T.	Begin drafting motion to quash subpoena.	3/9/2022	1.30	426.00	553.80
5128	Austin, Bradley T.	Correspond with team re [REDACTED], [REDACTED], and [REDACTED].	3/9/2022	1.40	426.00	596.40
1187	Byrne, Patrick G.	Emails with litigation team re evaluating [REDACTED] and [REDACTED].	3/9/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Conduct research re [REDACTED].	3/9/2022	1.80	426.00	766.80
5128	Austin, Bradley T.	Begin outlining motion to quash subpoena.	3/9/2022	0.70	426.00	298.20
1187	Byrne, Patrick G.	Review Tricarichi 30(b)(6) subpoena on PwC re evaluate [REDACTED]	3/9/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Continue drafting motion to quash subpoena.	3/10/2022	1.00	426.00	426.00
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	3/10/2022	0.10	662.00	66.20

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Review case law re [REDACTED]	3/10/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	3/10/2022	0.20	426.00	85.20
1187	Byrne, Patrick G.	Emails with litigation team re evaluating [REDACTED]	3/11/2022	0.40	662.00	264.80
1187	Byrne, Patrick G.	Review cases addressing [REDACTED]	3/11/2022	0.50	662.00	331.00
1187	Byrne, Patrick G.	Review [REDACTED] and [REDACTED] re evaluate whether to [REDACTED]	3/11/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Review cases re subpoena cited by plaintiff.	3/11/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Conduct research re [REDACTED]	3/11/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Continue drafting motion to quash subpoena.	3/11/2022	1.20	426.00	511.20
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	3/11/2022	0.30	662.00	198.60
6669	Gettel, Erin	Phone call with B. Austin re: [REDACTED]	3/11/2022	0.10	385.00	38.50
6669	Gettel, Erin	Review and analyze caselaw [REDACTED] re: [REDACTED]	3/11/2022	1.50	385.00	577.50
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	3/12/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Conduct research for [REDACTED]	3/12/2022	1.30	426.00	553.80
5128	Austin, Bradley T.	Continue drafting motion to quash subpoena.	3/12/2022	1.50	426.00	639.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	3/13/2022	0.90	426.00	383.40
5128	Austin, Bradley T.	Continue drafting motion to quash subpoena.	3/13/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	3/13/2022	0.50	426.00	213.00
6669	Gettel, Erin	Research for [REDACTED]	3/14/2022	1.90	385.00	731.50
5128	Austin, Bradley T.	Review documents re case stack.	3/14/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Review revised draft motion to quash	3/14/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Emails with litigation team re evaluating [REDACTED]	3/14/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Zoom call with litigation team re evaluate [REDACTED]	3/14/2022	0.40	662.00	264.80
6669	Gettel, Erin	Research citation for [REDACTED]	3/14/2022	0.30	385.00	115.50
5128	Austin, Bradley T.	Incorporate revisions to motion to quash.	3/14/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Correspond with legal team re [REDACTED].	3/14/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Call with legal team re [REDACTED].	3/14/2022	0.60	426.00	255.60
1187	Byrne, Patrick G.	Review and work on draft motion to quash	3/14/2022	0.80	662.00	529.60

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Draft motion to quash subpoena for evidentiary hearing.	3/14/2022	2.80	426.00	1,192.80
5128	Austin, Bradley T.	Conduct research for [REDACTED].	3/14/2022	1.20	426.00	511.20
5128	Austin, Bradley T.	Review case file to determine whether protective order entered.	3/15/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Coordinate order shortening time submission with court.	3/15/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	3/15/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re filing [REDACTED] and [REDACTED].	3/15/2022	0.70	426.00	298.20
6669	Gettel, Erin	E-mail opposing counsel motion to quash subpoena on order OST	3/15/2022	0.20	385.00	77.00
1187	Byrne, Patrick G.	Review revised draft motion to quash with Bartlit Beck proposed revisions	3/15/2022	0.30	662.00	198.60
1187	Byrne, Patrick G.	Emails with litigation team re addressing [REDACTED].	3/15/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Work on final draft motion to quash	3/15/2022	0.30	662.00	198.60
6669	Gettel, Erin	Finalize motion to quash and exhibits for filing	3/15/2022	0.80	385.00	308.00
5128	Austin, Bradley T.	Finalize motion to quash in preparation for submission.	3/15/2022	0.90	426.00	383.40
5128	Austin, Bradley T.	Review revisions to motion to quash.	3/15/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Review motion to quash.	3/16/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED] and [REDACTED] edule.	3/16/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Review court pleadings re trial stacks.	3/16/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	3/16/2022	0.60	426.00	255.60
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	3/16/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	3/16/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Review OST order and email with litigation team re [REDACTED].	3/16/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Review recent COVID administrative orders in preparation for upcoming evidentiary hearing.	3/17/2022	0.70	426.00	298.20
5012	Shuta, Deborah Ga	Review details of March 30 evidentiary hearing, contact court department 31's judicial assistant to coordinate testing of equipment for evidentiary hearing.	3/17/2022	0.20	257.00	51.40
5128	Austin, Bradley T.	Strategize re [REDACTED].	3/17/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	3/18/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Telephone calls to chambers re evidentiary hearing and trial stacks.	3/18/2022	0.20	426.00	85.20
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	3/21/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Review subsequently issued subpoenas.	3/21/2022	0.30	426.00	127.80

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	3/21/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	3/21/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review various court cases to determine [REDACTED]	3/21/2022	0.60	426.00	255.60
1187	Byrne, Patrick G.	Review Plaintiff's opposition to motion to quash re outline [REDACTED]	3/21/2022	0.60	662.00	397.20
5128	Austin, Bradley T.	Conduct research re [REDACTED]	3/21/2022	1.20	426.00	511.20
5128	Austin, Bradley T.	Correspond and strategize with team re [REDACTED]	3/21/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Telephone calls to court re evidentiary hearing and trial stacks.	3/21/2022	0.40	426.00	170.40
5012	Shuta, Deborah Ga	Communications with the Court department 31's recorder to set up appointment to test courtroom equipment.	3/21/2022	0.60	257.00	154.20
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	3/21/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Review cases cited in opposition to motion to quash.	3/21/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Review opposition to motion to quash and strategize re [REDACTED]	3/21/2022	0.80	426.00	340.80
1187	Byrne, Patrick G.	Work on revised draft reply in support of motion to quash	3/22/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Coordinate reply filing with legal team.	3/22/2022	0.70	426.00	298.20
1187	Byrne, Patrick G.	Email to litigation team addressing [REDACTED]	3/22/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Work on proposed draft reply in support of motion to quash	3/22/2022	0.40	662.00	264.80
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	3/22/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Strategize re [REDACTED]	3/22/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Revise reply in support of motion to quash in preparation for filing same.	3/22/2022	1.50	426.00	639.00
5128	Austin, Bradley T.	Correspond with legal team re [REDACTED]	3/22/2022	0.70	426.00	298.20
5012	Shuta, Deborah Ga	Additional communications with Court department 31 recorder, Lara Cocaran, re scheduling a time to test the courtroom equipment for the evidentiary hearing.	3/22/2022	0.50	257.00	128.50
5128	Austin, Bradley T.	Conduct research re [REDACTED]	3/22/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re [REDACTED]	3/22/2022	0.20	426.00	85.20
1187	Byrne, Patrick G.	Email to D. Taylor re [REDACTED]	3/23/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Conference call with D. Taylor and B. Austin re [REDACTED]	3/23/2022	0.20	662.00	132.40

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Timekeeper		Date	Hours	Rate	Amount	
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	3/23/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Work on proposed draft pre-hearing brief on enforceability of the jury trial waiver	3/23/2022	0.40	662.00	264.80
5128	Austin, Bradley T.	Revise pre-hearing briefing in preparation for filing.	3/23/2022	1.70	426.00	724.20
5128	Austin, Bradley T.	Review motion to quash briefing in preparation for hearing.	3/23/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize re [REDACTED].	3/23/2022	0.30	426.00	127.80
5012	Shuta, Deborah Ga	Additional communications with court record L. Cocoran re scheduling a time to go to court to test courtroom equipment for evidentiary hearing.	3/23/2022	0.30	257.00	77.10
5128	Austin, Bradley T.	Review exhibits in preparation for filing pre-hearing brief.	3/23/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategy call with team re [REDACTED].	3/23/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review plaintiff's pre-hearing memo.	3/23/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	3/23/2022	0.70	426.00	298.20
1187	Byrne, Patrick G.	Review Plaintiff's pre-hearing brief and evaluate [REDACTED]	3/23/2022	0.50	662.00	331.00
1187	Byrne, Patrick G.	Email to litigation team addressing [REDACTED]	3/23/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Coordinate filing of pre-hearing brief with legal team.	3/23/2022	0.80	426.00	340.80
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	3/24/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Emails with S. Hessel and litigation team addressing [REDACTED]	3/24/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Review local rules re evaluate [REDACTED]	3/24/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Zoom calls with litigation team and client team re [REDACTED] and addressing [REDACTED]	3/24/2022	0.60	662.00	397.20
1187	Byrne, Patrick G.	Attend hearing on motion to quash subpoena	3/24/2022	0.60	662.00	397.20
1187	Byrne, Patrick G.	Review pre-hearing brief and evaluate [REDACTED]	3/24/2022	0.20	662.00	132.40
5012	Shuta, Deborah Ga	Contact court judicial executive assistant re exhibits for March 30, 2022 evidentiary hearing.	3/24/2022	0.20	257.00	51.40
5128	Austin, Bradley T.	Coordinate technology and hearing logistics with legal team.	3/24/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize re transcript request.	3/24/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review plaintiff's amended evidentiary hearing memo.	3/24/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Draft subpoena to plaintiff and review [REDACTED]	3/24/2022	0.60	426.00	255.60

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Timekeeper		Date	Hours	Rate	Amount	
5012	Shuta, Deborah Ga	Review court rules re witness fees re appearance at a hearing in court, calculate statutory fees per NRS 50.225 and have check prepared.	3/24/2022	0.50	257.00	128.50
5012	Shuta, Deborah Ga	Prepare subpoena to M. Tricharichi for appearance at the March 30, 2022 evidentiary hearing.	3/24/2022	1.00	257.00	257.00
1187	Byrne, Patrick G.	Review proposed Errata brief and exhibits for refiling	3/24/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Review my proposed draft declaration to authenticate exhibits in pre-hearing brief	3/24/2022	1.10	662.00	728.20
1187	Byrne, Patrick G.	Emails with litigation team re addressing [REDACTED]	3/24/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	3/24/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Draft errata and accompanying declaration.	3/24/2022	0.50	426.00	213.00
1187	Byrne, Patrick G.	Emails to litigation team re [REDACTED]	3/24/2022	0.40	662.00	264.80
1187	Byrne, Patrick G.	Supplemental review Tricarichi's appellate brief and Nevada Supreme Court decision re evaluate [REDACTED] and [REDACTED]	3/24/2022	0.40	662.00	264.80
1187	Byrne, Patrick G.	Conference with B. Austin re evaluate [REDACTED]	3/24/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Revise pre-hearing brief in preparation for submission.	3/24/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	3/24/2022	2.00	426.00	852.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	3/24/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	3/24/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Telephone calls and correspondence to opposing counsel re accepting service of subpoena.	3/24/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Begin drafting motion to quash order.	3/25/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	3/25/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	3/25/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Review transcript from hearing on motion to quash re evaluate addressing [REDACTED]	3/25/2022	0.40	662.00	264.80
5128	Austin, Bradley T.	Strategize re exhibit submission.	3/25/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Coordinate service of evidentiary hearing subpoena.	3/25/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED]	3/25/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review hearing transcript re motion to quash.	3/25/2022	0.40	426.00	170.40

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize re [REDACTED] in advance of evidentiary hearing.	3/25/2022	0.70	426.00	298.20
5012	Shuta, Deborah Ga	Prepare receipt for hearing subpoena to M. Tricarichi, coordinate delivery of same.	3/25/2022	0.70	257.00	179.90
5012	Shuta, Deborah Ga	Coordinate technology and equipment for the March 30 evidentiary hearing.	3/25/2022	0.30	257.00	77.10
5012	Shuta, Deborah Ga	Prepare summary report of court room technology and connection details.	3/25/2022	0.40	257.00	102.80
5012	Shuta, Deborah Ga	Prepare for and appear for appointment with court personnel re technology testing for evidentiary hearing, travel to and from court.	3/25/2022	2.00	257.00	514.00
5012	Shuta, Deborah Ga	Make revisions to and finalize subpoena to M. Tricarichi in preparation for service on opposing counsel.	3/25/2022	0.50	257.00	128.50
1187	Byrne, Patrick G.	Review proposed order on motion to quash re evaluate [REDACTED]	3/25/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	3/25/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review plaintiff's Errata with revised pre-hearing brief	3/25/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Review transcript from hearing on motion to quash re evaluate [REDACTED]	3/25/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Review appellate briefing for revising motion to strike.	3/26/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Revise motion to strike new argument by plaintiff.	3/26/2022	1.40	426.00	596.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	3/26/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	3/26/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Review local rules re motion to strike, motion in limine, and order shortening time.	3/26/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	3/26/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Revise motion to strike argument.	3/27/2022	1.00	426.00	426.00
1187	Byrne, Patrick G.	Emails with litigation team re evaluate [REDACTED]	3/27/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Work on proposed draft motion to strike meeting of the minds defense	3/27/2022	0.80	662.00	529.60
5128	Austin, Bradley T.	Coordinate technology issues with court in advance of hearing.	3/28/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Coordinate submission of order shortening time and service of executed version of same.	3/28/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	3/28/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Review court's evidentiary hearing and trial protocol.	3/28/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	3/28/2022	0.40	426.00	170.40

AA-001176

Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Work on revised draft motion to strike	3/28/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	3/28/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Review revised draft proposed order on motion to quash	3/28/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Revise motion to strike in preparation for filing.	3/28/2022	0.70	426.00	298.20
5012	Shuta, Deborah Ga	Review Department 31 exhibit guidelines for bench trials, prepare exhibit list and exhibit binder to comply with the court's procedures.	3/28/2022	0.60	257.00	154.20
5012	Shuta, Deborah Ga	Additional call into department thirty-one (31) to confirm that exhibits can be brought the day of the hearing.	3/28/2022	0.30	257.00	77.10
1187	Byrne, Patrick G.	Review highlighted case law supporting motion to strike	3/28/2022	0.20	662.00	132.40
5012	Shuta, Deborah Ga	Meeting with attorney team re [REDACTED] for evidentiary hearing.	3/28/2022	0.40	257.00	102.80
5012	Shuta, Deborah Ga	Review instructions re connecting to Judge Kishner's in court monitors and answer questions re same.	3/28/2022	0.30	257.00	77.10
5128	Austin, Bradley T.	Review documents submitted in advance of evidentiary hearing.	3/28/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Correspond re motion to quash order and proposed revisions to same.	3/28/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	3/28/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review exhibit list and proposed submissions.	3/28/2022	0.40	426.00	170.40
5012	Shuta, Deborah Ga	Make revisions to and finalize exhibits for evidentiary hearing, prepare court copies for hand delivery per instructions from Judge Kishner's executive assistant.	3/29/2022	1.40	257.00	359.80
5012	Shuta, Deborah Ga	Contact court judicial assistant re last minute preparations for evidentiary hearing.	3/29/2022	0.40	257.00	102.80
5012	Shuta, Deborah Ga	Prepare evidentiary hearing exhibit binders for all counsel and parties in preparation for March 30 hearing.	3/29/2022	1.00	257.00	257.00
5128	Austin, Bradley T.	Strategize and conference with team re [REDACTED].	3/29/2022	3.50	426.00	1,491.00
5012	Shuta, Deborah Ga	Prepare additional supplemental materials for attorney team re preparation for March 30 evidentiary hearing.	3/29/2022	0.30	257.00	77.10
5012	Shuta, Deborah Ga	Review attorney team preparation materials and begin to get them ready to take over to the court tomorrow morning.	3/29/2022	0.40	257.00	102.80
5128	Austin, Bradley T.	Strategize re [REDACTED] and [REDACTED].	3/29/2022	1.50	426.00	639.00
1187	Byrne, Patrick G.	Review Court's trial policy procedures re evaluate same for compliance for hearing	3/29/2022	0.20	662.00	132.40

AA 001177

Timekeeper		Date	Hours	Rate	Amount	
1187	Byrne, Patrick G.	Attend various conferences with litigation team and [REDACTED]	3/29/2022	3.80	662.00	2,515.60
1187	Byrne, Patrick G.	Review Plaintiff's Opposition to Motion to Strike re evaluate [REDACTED]	3/29/2022	0.40	662.00	264.80
5128	Austin, Bradley T.	Prepare exhibits, trial support documents, and technology for evidentiary hearing.	3/29/2022	2.50	426.00	1,065.00
5128	Austin, Bradley T.	Attend technology walkthrough at court.	3/29/2022	1.50	426.00	639.00
1187	Byrne, Patrick G.	Emails with litigation team evaluating [REDACTED]	3/29/2022	0.30	662.00	198.60
5012	Shuta, Deborah Ga	Attend evidentiary hearing to be on hand for assistance by team.	3/30/2022	2.00	0.00	0.00
1187	Byrne, Patrick G.	Conference with B. Austin re [REDACTED]	3/30/2022	0.30	662.00	198.60
5012	Shuta, Deborah Ga	Prepare all attorney materials for evidentiary hearing and transport same to and from court for evidentiary hearing.	3/30/2022	2.20	257.00	565.40
5128	Austin, Bradley T.	Review documents and exhibits in preparation for evidentiary hearing.	3/30/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	3/30/2022	0.80	426.00	340.80
1187	Byrne, Patrick G.	Attend evidentiary hearing on jury trial waiver	3/30/2022	3.80	662.00	2,515.60
5128	Austin, Bradley T.	Travel to and from and appear for and argue at evidentiary hearing.	3/30/2022	4.20	426.00	1,789.20
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	3/31/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	3/31/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Conduct research re [REDACTED]	3/31/2022	0.70	426.00	298.20
1187	Byrne, Patrick G.	Emails with B. Austin re [REDACTED]	3/31/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Correspond with legal team re [REDACTED] and [REDACTED]	3/31/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Review department's trial protocol and related local rules.	3/31/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize with team re [REDACTED] and [REDACTED]	3/31/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Review hearing transcript re evidentiary hearing.	3/31/2022	0.70	426.00	298.20
1187	Byrne, Patrick G.	Draft letter to court confirming compliance with order at hearing on motion to strike	3/31/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED] and [REDACTED]	3/31/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Coordinate with team re ordering transcript.	3/31/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Review transcript from hearing on motion to strike jury verdict re evaluate [REDACTED] and [REDACTED]	4/1/2022	1.50	662.00	993.00

AA 001178

Timekeeper			Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Review hearing transcript re evidentiary hearing.	4/1/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize and correspond with team re [REDACTED] and [REDACTED].	4/1/2022	0.60	426.00	255.60
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED], [REDACTED] and [REDACTED].	4/1/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Telephone calls to the court re deposition designation protocol.	4/1/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review rules re correspondence to chambers.	4/4/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Draft letter to court re trial availability.	4/4/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re trial stack submission.	4/4/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Calls with opposing counsel re letter submission and timing of same.	4/4/2022	0.50	426.00	213.00
5012	Shuta, Deborah Ga	Review documents tagged as pertinent for use at evidentiary hearing, prepare same for secure transfer to co-counsel.	4/4/2022	0.40	257.00	102.80
5128	Austin, Bradley T.	Review trial stack schedule.	4/4/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED] and issues with [REDACTED].	4/4/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review proposed edits to draft summary judgment order from M. Levine	4/4/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Review proposed draft nunc pro tunc order on prior summary judgment order re evaluate [REDACTED].	4/4/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Draft litigation summary report.	4/4/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re revisions to proposed motion for summary judgment order.	4/4/2022	0.60	426.00	255.60
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	4/4/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Revise order granting motion to quash.	4/5/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with opposing counsel and team re order granting motion to quash.	4/5/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Correspond with opposing counsel and team re trial dates letter.	4/5/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Revise joint letter to court re trial dates.	4/5/2022	0.30	426.00	127.80
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	4/5/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED].	4/5/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review draft letter proposing trial months [REDACTED].	4/5/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED].	4/5/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Review revised draft order on motion to quash [REDACTED].	4/5/2022	0.10	662.00	66.20

AA 001179

Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Review revised motion for summary judgment order.	4/5/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	4/5/2022	1.20	426.00	511.20
5128	Austin, Bradley T.	Strategize re submitting [REDACTED].	4/6/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	4/6/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED] and re [REDACTED].	4/6/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Conduct research re [REDACTED].	4/6/2022	0.90	426.00	383.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	4/6/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Review revised proposed nunc pro tunc order.	4/6/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review hearing transcript re cited cases.	4/6/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Research [REDACTED] re evaluate [REDACTED].	4/6/2022	0.40	662.00	264.80
1187	Byrne, Patrick G.	Email to litigation team addressing [REDACTED].	4/6/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review competing orders on nunc pro tunc application to MSJ order and assess [REDACTED].	4/6/2022	0.30	662.00	198.60
1187	Byrne, Patrick G.	Emails with litigation team re evaluating [REDACTED].	4/6/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review revised draft order on motion for summary judgment re evaluate [REDACTED].	4/6/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Emails with litigation team analyzing [REDACTED].	4/6/2022	0.30	662.00	198.60
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED] o [REDACTED].	4/7/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Telephone calls with opposing counsel re correcting case caption.	4/7/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review revisions to proposed order.	4/7/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re notice of entry of order.	4/7/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re follow up with court re status check.	4/7/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Emails with litigation team evaluating [REDACTED].	4/7/2022	0.30	662.00	198.60
1187	Byrne, Patrick G.	Emails with client litigation team addressing [REDACTED].	4/7/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Work on revised draft summary judgment order	4/7/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Review [REDACTED] cases to address issues [REDACTED] and evaluate [REDACTED].	4/7/2022	0.30	662.00	198.60

AA 001180

Timekeeper		Date	Hours	Rate	Amount	
1187	Byrne, Patrick G.	Emails with litigation team re issues with [REDACTED] [REDACTED]	4/7/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Revise order amending case caption.	4/8/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Telephone call and emails with opposing counsel re amending case caption.	4/8/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Revise order re motion for summary judgment.	4/8/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Emails with litigation team addressing various [REDACTED] issues [REDACTED]	4/8/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Conduct research re [REDACTED].	4/8/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Review hearing transcript re nunc pro tunc order and order re motion for summary judgment.	4/8/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	4/8/2022	0.60	426.00	255.60
1187	Byrne, Patrick G.	Review proposed draft stipulation to amend caption and emails with counsel re same	4/8/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Emails with counsel re correction case caption to address stated concerns of the court	4/8/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Emails with counsel addressing [REDACTED] [REDACTED]	4/8/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Review local rule addressing nunc pro tunc orders and evaluate [REDACTED]	4/8/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review revised draft summary judgment order addressing nunc pro tunc issues [REDACTED] [REDACTED]	4/8/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Zoom call with M. Levine, C. Landgraff and B. Austin re evaluate [REDACTED] [REDACTED]	4/8/2022	0.30	662.00	198.60
1187	Byrne, Patrick G.	Emails with litigation team addressing issues with [REDACTED] [REDACTED]	4/8/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Strategize re [REDACTED].	4/9/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review rules and administrative orders re contested order requirements.	4/10/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Conference call with team re [REDACTED] [REDACTED]	4/10/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review administrative orders re electronic submission of orders.	4/11/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED] [REDACTED]	4/11/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Correspond with legal team re [REDACTED].	4/11/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Telephone calls to JEA re order submission requirements.	4/11/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review proposed order in preparation for submission.	4/11/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review docket entries for proper citation to exhibits in proposed order.	4/12/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize with legal team re [REDACTED] [REDACTED].	4/12/2022	0.70	426.00	298.20

AA 001181

Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Conduct research re [REDACTED] [REDACTED].	4/12/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Revise proposed order re evidentiary hearing.	4/12/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	4/12/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Review proposed draft order on motion to strike jury demand and supplemental review of transcript to address all rulings made	4/13/2022	0.80	662.00	529.60
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	4/13/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Review signed order on motion for summary judgment [REDACTED]	4/14/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Coordinate with team re notice of entry of order.	4/14/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Review executed order by court.	4/14/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Conduct preliminary research re [REDACTED] [REDACTED].	4/16/2022	0.90	426.00	383.40
6268	Ogata, Christian	Begin analyzing Nevada and New York law regarding [REDACTED] [REDACTED].	4/16/2022	0.40	345.00	138.00
5128	Austin, Bradley T.	Correspond with legal team re [REDACTED] issue and revisions to [REDACTED].	4/16/2022	0.50	426.00	213.00
6268	Ogata, Christian	Continue analyzing law regarding [REDACTED] [REDACTED].	4/17/2022	0.70	345.00	241.50
5128	Austin, Bradley T.	Telephone call with legal team re [REDACTED] [REDACTED].	4/17/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Conduct research re [REDACTED] [REDACTED].	4/18/2022	0.70	426.00	298.20
6268	Ogata, Christian	Draft correspondence and rule statements regarding use of experts in professional negligence claims and un-pled allegations.	4/18/2022	1.00	345.00	345.00
1187	Byrne, Patrick G.	Emails with litigation team addressing potential [REDACTED] [REDACTED].	4/18/2022	0.30	662.00	198.60
6268	Ogata, Christian	Analyze Nevada law regarding [REDACTED] [REDACTED].	4/18/2022	0.70	345.00	241.50
1187	Byrne, Patrick G.	Supplemental review of hearing transcript re assembling testimony to use in draft motion for summary judgment on limitation of liability provision	4/19/2022	0.40	662.00	264.80
5128	Austin, Bradley T.	Review case law re [REDACTED] [REDACTED].	4/19/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Correspond re [REDACTED].	4/19/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond re [REDACTED].	4/19/2022	0.80	426.00	340.80
6268	Ogata, Christian	Complete additional research regarding [REDACTED] [REDACTED], per request from B. Austin.	4/19/2022	0.50	345.00	172.50
1187	Byrne, Patrick G.	Work on draft motion for summary judgment on limitation of liability provision	4/19/2022	1.20	662.00	794.40
1187	Byrne, Patrick G.	Emails with litigation team re evaluate [REDACTED] [REDACTED].	4/19/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Revise motion for summary judgment.	4/19/2022	1.30	426.00	553.80
1187	Byrne, Patrick G.	Review proposed draft revisions to order on hearing to strike jury trial and work on same	4/20/2022	0.30	662.00	198.60

AA 001182

Timekeeper		Date	Hours	Rate	Amount	
1187	Byrne, Patrick G.	Email to litigation team outlining [REDACTED]	4/20/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review revised draft order on motion to strike jury and emails with litigation team re [REDACTED]	4/20/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Revise proposed order re evidentiary hearing.	4/20/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review evidentiary hearing transcript.	4/20/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re setting status check.	4/21/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review revised order re evidentiary hearing.	4/21/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review hearing transcript re evidentiary hearing.	4/21/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review revised order re evidentiary hearing.	4/22/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review revised motion for summary judgment.	4/22/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategy call with team re [REDACTED].	4/22/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	4/22/2022	0.60	426.00	255.60
1187	Byrne, Patrick G.	Review revised draft order on motion to strike jury trial [REDACTED]	4/22/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Strategize re [REDACTED].	4/22/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	4/25/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Revise proposed order re evidentiary hearing.	4/25/2022	0.50	426.00	213.00
1187	Byrne, Patrick G.	Review final revised order on striking jury trial demand [REDACTED]	4/25/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Correspond with team and opposing counsel re draft order re evidentiary hearing.	4/25/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Review docket entries re evidentiary hearing order.	4/25/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	4/25/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Telephone conference with JEA re trial stack.	4/25/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	4/25/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	4/26/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review prior productions and determine [REDACTED].	4/26/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Revise B. Austin declaration in support of motion for summary judgment.	4/26/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	4/26/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	4/26/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Prepare final evidentiary hearing order for submission.	4/26/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Revise declaration of R. Stovsky.	4/26/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	4/27/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Strategize re treatment of confidential exhibit.	4/27/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Revise exhibits and appendices in preparation for filing.	4/27/2022	1.50	426.00	639.00
5128	Austin, Bradley T.	Revise motion for summary judgment in preparation for filing.	4/27/2022	1.20	426.00	511.20

AA 001183

Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Emails with litigation team re addressing [REDACTED] [REDACTED], addressing [REDACTED] issue, [REDACTED]	4/27/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review final revised draft of motion for summary judgment on limitation of liability	4/27/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Work on proposed revisions to draft motion for summary judgment on limitation of liability provision	4/27/2022	0.40	662.00	264.80
5128	Austin, Bradley T.	Coordinate motion for summary judgment filing with team.	4/28/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Review draft motion and accompanying exhibits in preparation for filing.	4/28/2022	1.20	426.00	511.20
5128	Austin, Bradley T.	Begin drafting case status report.	4/28/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re filing notice of entry.	4/29/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review case documents for hearing date.	4/29/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	4/29/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond re setting trial date and re briefing schedule.	4/29/2022	0.60	426.00	255.60
1187	Byrne, Patrick G.	Review docket on scheduling of argument on motion for summary judgment and emails with litigation team re [REDACTED]	4/29/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Continue drafting case status report.	4/29/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review court procedures and related cases to determine [REDACTED].	5/2/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Telephone calls to JEA re trial stack and remote appearance for motion hearing.	5/2/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	5/2/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Draft litigation status report.	5/2/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re briefing schedule and re timing of hearing.	5/3/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re briefing schedule and reply date.	5/4/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re hearing logistics for motion for summary judgment.	5/5/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with court re CLE requirement.	5/5/2022	0.20	426.00	85.20
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED] [REDACTED]	5/5/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Correspond re stipulation and order to continue hearing and procedure for same.	5/5/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Draft correspondence to JEA re correction to trial order.	5/6/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond re stipulation to continue trial.	5/6/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Telephone call to JEA re revision to trial order.	5/6/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re revision to issued trial order.	5/6/2022	0.40	426.00	170.40

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Timekeeper		Date	Hours	Rate	Amount	
1187	Byrne, Patrick G.	Emails with litigation team addressing issues with [REDACTED]	5/6/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Strategize re issuance of of trial order.	5/6/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re stipulation to extend hearing and briefing.	5/6/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review revised scheduling and trial order.	5/9/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review draft stipulation and letter to court.	5/9/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	5/9/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review new administrative order from Eighth Judicial and strategize [REDACTED]	5/9/2022	0.70	426.00	298.20
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	5/9/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Review docket to determine [REDACTED]	5/9/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Telephone call to opposing counsel re revisions to stipulation and order and timing of submission.	5/10/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Revise stipulation and order.	5/10/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize and correspond re revisions to stipulation and order.	5/10/2022	0.50	426.00	213.00
1187	Byrne, Patrick G.	Review amended order setting trial and pre-trial schedules	5/10/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Strategize re impact of new administrative order on pending motion and upcoming hearing.	5/10/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with opposing counsel and court re stipulation re briefing.	5/11/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	5/11/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Review new court administrative order re evaluate impact on summary judgment hearing and trial	5/11/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Correspond with opposing counsel re stipulation and order.	5/12/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Telephone calls with JEA re revised remote appearance policy and requests.	5/12/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Draft request for audiovisual appearance.	5/12/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Revise request for remote appearance.	5/17/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review rules and policy re remote appearance request.	5/17/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize re motion for summary judgment hearing logistics.	5/17/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re timing of filing remote appearance request.	5/18/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re revisions to notice of remote appearance.	5/18/2022	0.40	426.00	170.40

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Begin reviewing opposition to motion for summary judgment and accompanying exhibits.	5/19/2022	1.40	426.00	596.40
5128	Austin, Bradley T.	Strategize re timing of reply.	5/20/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Continue reviewing opposition to motion for summary judgment and accompanying documents.	5/20/2022	0.70	426.00	298.20
1187	Byrne, Patrick G.	Emails with litigation team assessing [REDACTED]	5/24/2022	0.30	662.00	198.60
1187	Byrne, Patrick G.	Draft email to litigation team re outline potential arguments [REDACTED]	5/24/2022	0.50	662.00	331.00
1187	Byrne, Patrick G.	Review Tricarichi's Opposition and supporting exhibits to Motion for Summary Judgment on limitation of liability provision re evaluate [REDACTED]	5/24/2022	1.30	662.00	860.60
5128	Austin, Bradley T.	Review motion for summary judgment and opposition briefing.	5/24/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Review prior motion for summary judgment briefing.	5/24/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re rebuttal arguments to opposition to motion for summary judgment.	5/24/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Review motion for summary judgment briefing.	5/26/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Work on draft reply in support of motion for summary judgment on limitation of liability	5/31/2022	1.40	662.00	926.80
5128	Austin, Bradley T.	Revise reply in support of motion for summary judgment.	5/31/2022	1.70	426.00	724.20
5128	Austin, Bradley T.	Review reply evidence and pleading citations for accuracy.	5/31/2022	1.30	426.00	553.80
5128	Austin, Bradley T.	Strategize re filing notice of remote testimony.	5/31/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review local rules and department guidelines re briefing filing.	5/31/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	5/31/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Revise audio visual request.	6/1/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Begin drafting litigation summary report.	6/1/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re courtesy copy binders for upcoming hearing.	6/1/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Review proposed revisions to draft reply from B. Austin	6/1/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Strategize re draft reply and re [REDACTED]	6/1/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Revise draft reply in support of motion for summary judgment.	6/1/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Revise reply in support of motion for summary judgment in preparation for filing.	6/2/2022	0.90	426.00	383.40
5128	Austin, Bradley T.	Telephone calls to court re remote appearance and re courtesy copy binders.	6/2/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review opposition to motion for summary judgment.	6/2/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Continue drafting litigation summary report.	6/2/2022	0.80	426.00	340.80

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize re courtesy copy binders to court.	6/2/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Coordinate reply filing with legal team.	6/2/2022	0.70	426.00	298.20
5012	Shuta, Deborah Ga	Review motion for summary judgment briefing, related appendixes and exhibits, begin preparing court copies of same for upcoming related hearing.	6/3/2022	1.10	257.00	282.70
5128	Austin, Bradley T.	Review motion for summary judgment briefing in preparation for upcoming hearing.	6/3/2022	0.90	426.00	383.40
5128	Austin, Bradley T.	Coordinate hearing preparation for motion for summary judgment hearing.	6/3/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Strategize re content of binders to court.	6/3/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond re hearing preparation.	6/6/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review courtesy copy binders for court.	6/6/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Review motion for summary judgment briefing in preparation for hearing.	6/6/2022	0.50	426.00	213.00
5012	Shuta, Deborah Ga	Prepare detailed summary of motion for summary judgment briefing.	6/6/2022	0.50	257.00	128.50
5012	Shuta, Deborah Ga	Prepare motion for summary judgment briefing for attorney team analysis.	6/6/2022	1.10	257.00	282.70
5128	Austin, Bradley T.	Strategize re hearing preparation and courtesy copy binders.	6/6/2022	0.40	426.00	170.40
5012	Shuta, Deborah Ga	Finalize court copies of motion for summary briefing and binders, coordinate delivery to the court.	6/6/2022	0.50	257.00	128.50
5012	Shuta, Deborah Ga	Prepare copies of motion for summary judgment briefing and exhibits for attorney team to prepare for upcoming trial.	6/6/2022	0.50	257.00	128.50
5128	Austin, Bradley T.	Coordinate hard copy briefing for motion for summary judgment hearing.	6/7/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Telephone calls with opposing counsel re AV request.	6/7/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re [REDACTED] issue [REDACTED].	6/7/2022	0.70	426.00	298.20
5012	Shuta, Deborah Ga	Finalize motion for summary judgment briefing and related materials for attorney team use during upcoming related hearing.	6/7/2022	0.20	257.00	51.40
5128	Austin, Bradley T.	Continue reviewing briefing in preparation for motion for summary judgment hearing.	6/8/2022	2.00	426.00	852.00
5128	Austin, Bradley T.	Coordinate hearing logistics and binders with team.	6/8/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Review [REDACTED] in advance of motion for summary judgment hearing.	6/8/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Review case law re [REDACTED].	6/8/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Coordinate with legal team re [REDACTED].	6/8/2022	1.30	426.00	553.80
5128	Austin, Bradley T.	Strategize re hearing transcript request.	6/9/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review trial order and rules re timing for upcoming pre-trial deadlines.	6/9/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Strategize re motion for summary judgment results and [REDACTED].	6/9/2022	0.90	426.00	383.40

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Prepare for motion for summary judgment hearing.	6/9/2022	1.40	426.00	596.40
5128	Austin, Bradley T.	Attend hearing re motion for summary judgment.	6/9/2022	3.50	426.00	1,491.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	6/10/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re [REDACTED].	6/10/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Conduct research re [REDACTED].	6/13/2022	0.80	426.00	340.80
5012	Shuta, Deborah Ga	Review outcome of renewed motion for summary judgment hearing, meeting with attorney team re [REDACTED].	6/13/2022	0.60	257.00	154.20
5128	Austin, Bradley T.	Review hearing transcript re motion for summary judgment.	6/13/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review hearing transcript re motion for summary judgment.	6/14/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review court order, local rules, and bench trial procedures.	6/14/2022	0.50	426.00	213.00
5012	Shuta, Deborah Ga	Continue review of order setting trial and make revisions to trial timeline re same.	6/14/2022	1.60	257.00	411.20
5128	Austin, Bradley T.	Draft outline of pre-trial dates.	6/14/2022	1.00	426.00	426.00
1187	Byrne, Patrick G.	Review transcript from hearing on motion for summary judgment on limitation of liability provision	6/14/2022	0.50	662.00	331.00
5128	Austin, Bradley T.	Review proposed order re denial of summary judgment.	6/14/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategy call with team re [REDACTED].	6/14/2022	0.70	426.00	298.20
1187	Byrne, Patrick G.	Review and comment on proposed draft order on summary judgment on limitation of damages provision	6/14/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Emails with litigation team re assessing [REDACTED].	6/14/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review trial time line and schedule of deadlines re preparation for same	6/15/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Correspond re revisions to proposed order.	6/15/2022	0.40	426.00	170.40
5012	Shuta, Deborah Ga	Final review of Judge Kishner's bench trial procedures, update attorney team calendars with related deadlines.	6/15/2022	0.20	257.00	51.40
5128	Austin, Bradley T.	Strategize re various trial tasks and timing of same.	6/16/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re trial timeline logistics.	6/20/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Telephone calls with JEA re electronic exhibit protocol and requirements.	6/22/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review proposed trial time line.	6/24/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review draft stipulation re trial protocol.	6/27/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review court's issued trial protocol and various local rules re timing of deadlines.	6/27/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Strategize re revisions to case timeline.	6/27/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Begin drafting litigation summary report.	6/28/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re stipulation to set pretrial deadlines.	6/29/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review trial order and department guidelines.	6/30/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Draft litigation status report.	6/30/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re trial timeline revisions.	7/1/2022	0.40	426.00	170.40

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Review stipulation to set trial dates.	7/5/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Review trial deadlines and strategize re same.	7/5/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re revised trial schedule.	7/5/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re stipulated trial deadline schedule.	7/8/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review trial timeline and related documents.	7/11/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Coordinate revisions of trial timeline and strategize with team.	7/12/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review court calendar re calendar call and stack priority.	7/13/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Telephone calls to state bar re PHV.	7/14/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review bench trial procedures.	7/14/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Coordinate [REDACTED] with team.	7/14/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Strategize re PHV renewals.	7/14/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review stipulation to extend trial deadlines.	7/14/2022	0.30	426.00	127.80
1187	Byrne, Patrick G.	Review emails confirming agreement on exchanging exhibits and deposition designations	7/14/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Strategize re revised trial schedule.	7/18/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re [REDACTED].	7/19/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Telephone calls to JEA re exhibit numbers.	7/20/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	7/20/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	7/21/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	7/21/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Telephone calls to JEA re outstanding trial issues.	7/21/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Draft litigation summary report.	7/21/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review trial stack and determine priority.	7/21/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	7/22/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Draft litigation summary report.	7/22/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Telephone calls to JEA and law clerk re trial issues.	7/22/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review relevant trial dates and rules.	7/26/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	7/26/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Telephone calls and correspondence to court re exhibit block and format.	7/26/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond re block exhibit assignment.	7/27/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review electronic exhibit protocol and strategize re same.	7/28/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Correspond re electronic exhibits.	7/28/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED].	7/29/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Strategize re revised trial deadlines.	7/29/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	8/1/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	8/1/2022	0.20	662.00	132.40

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Correspond with team re draft [REDACTED] [REDACTED].	8/2/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Conduct research re [REDACTED] [REDACTED].	8/2/2022	0.70	426.00	298.20
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED] [REDACTED].	8/3/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Review rules and trial order re exhibit disclosures, including impeachment videos.	8/4/2022	0.70	426.00	298.20
6233	Davis, Dawn	[REDACTED] [REDACTED].	8/4/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review plaintiff's deposition and exhibit disclosures.	8/4/2022	0.50	426.00	213.00
1187	Byrne, Patrick G.	Review final exhibit list and deposition designations	8/4/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review plaintiff's final exhibit list and deposition designations	8/5/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Review prior pre-trial disclosures.	8/10/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re deposition designations for individuals attending in person.	8/10/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re [REDACTED] [REDACTED].	8/11/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re revised trial timeline.	8/12/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Strategize re pretrial deadlines.	8/16/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review prior pre-trial disclosures.	8/17/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review electronic exhibit protocol.	8/18/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review prior pretrial disclosures.	8/19/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Draft litigation status report.	8/22/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review objections to exhibits and deposition designations.	8/23/2022	0.80	426.00	340.80
1187	Byrne, Patrick G.	Review objections to trial exhibits and deposition designations and emails with counsel addressing [REDACTED].	8/24/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Begin drafting litigation summary report.	8/25/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Correspond with team re [REDACTED] [REDACTED].	8/25/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Conduct research re [REDACTED] [REDACTED].	8/25/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Continue drafting litigation summary report.	8/26/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Telephone calls with team re [REDACTED] [REDACTED].	8/29/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize and correspond with team re [REDACTED] [REDACTED].	8/29/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Strategize re audio visual request.	8/29/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Emails with B. Austin re [REDACTED] [REDACTED].	8/29/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Review court schedule re scheduled trials and [REDACTED].	8/29/2022	1.20	426.00	511.20
5128	Austin, Bradley T.	Conduct research re [REDACTED].	8/30/2022	0.40	426.00	170.40

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Timekeeper			Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Conduct research re [REDACTED]	8/30/2022	1.20	426.00	511.20
5128	Austin, Bradley T.	Conduct research re [REDACTED]	8/30/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Draft AV request for remote appearance.	8/30/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Review proposed notice of intent to appear at pretrial by videoconference [REDACTED]	8/30/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Draft litigation summary report.	8/30/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	8/30/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	8/31/2022	0.90	426.00	383.40
1187	Byrne, Patrick G.	Emails with B. Austin re [REDACTED]	8/31/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Review proposed draft notice of intent to appear telephonically for trial status conference [REDACTED]	8/31/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	8/31/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond re pattern jury instructions.	8/31/2022	0.30	426.00	127.80
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	8/31/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review proposed joint trial stipulation	8/31/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Conduct research re [REDACTED]	8/31/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Revise AV request for hearing.	8/31/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Conduct research re [REDACTED]	9/1/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Conduct research re [REDACTED]	9/5/2022	0.80	426.00	340.80
1187	Byrne, Patrick G.	Review local rules and trial briefs re preparation for Zoom call	9/6/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review and comment on draft trial brief	9/6/2022	0.60	662.00	397.20
1187	Byrne, Patrick G.	Email to litigation team re proposed revisions to draft trial brief	9/6/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review Plaintiff's objections to PwC's counter-designations	9/6/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Zoom call with litigation team re [REDACTED]	9/6/2022	0.50	662.00	331.00
5128	Austin, Bradley T.	Conduct research re pre-trial briefs.	9/6/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review trial brief re contested issues.	9/6/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategy call with team re [REDACTED]	9/6/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Conduct research re trial dates.	9/6/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Review revised trial exhibit procedure.	9/7/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Telephone calls to JEA and opposing counsel re court trial schedule.	9/7/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Correspond with team re [REDACTED]	9/7/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	9/7/2022	0.30	662.00	198.60

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Revise pre-trial disclosures for filing.	9/7/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Review court orders and policy re pre-trial obligation and dates.	9/8/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Review court schedule re other scheduled trials.	9/8/2022	0.50	426.00	213.00
1187	Byrne, Patrick G.	Participate in pre-trial conference	9/8/2022	1.10	662.00	728.20
1187	Byrne, Patrick G.	Zoom call with litigation team re preparation for pre-trial conference	9/8/2022	0.50	662.00	331.00
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	9/8/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Strategy calls with team re [REDACTED]	9/8/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Strategize re [REDACTED]	9/9/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re filing pre-trial disclosures.	9/9/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Telephone calls to JEA re issued trial order.	9/9/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Strategize re revised trial timeline.	9/12/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Review revised exhibit guidelines.	9/13/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Telephone calls to court JEA re revised trial order.	9/14/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re revised pre-trial deadlines.	9/14/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Calculate revised deadlines for upcoming trial.	9/15/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Draft joint letter to court.	9/15/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Revise trial timeline with new dates.	9/16/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Draft letter to court re trial deadlines.	9/16/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	9/16/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED]	9/18/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re revised trial timeline.	9/19/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Correspond re draft letter to court re trial dates.	9/19/2022	0.30	426.00	127.80
1187	Byrne, Patrick G.	Email with B. Austin re trial preparation	9/19/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Review and comment on draft letter to court with proposed pre-trial dates	9/19/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Correspond with court re pre-trial deadlines.	9/19/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Revise trial deadline outline.	9/20/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re revised trial deadlines.	9/20/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re revisions to pretrial deadlines.	9/21/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Revise trial timeline re new dates.	9/22/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re format of deposition binders for trial.	9/23/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review court procedures re exhibit numbers.	9/26/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond re exhibit numbering.	9/26/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re pretrial conference.	9/27/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Draft litigation summary report.	9/27/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Begin drafting litigation summary report.	9/28/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re client rep issue.	9/28/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Conduct research re [REDACTED]	9/28/2022	0.70	426.00	298.20
1187	Byrne, Patrick G.	Emails with litigation team re evaluating [REDACTED]	9/28/2022	0.30	662.00	198.60

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Timekeeper			Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Strategize re [REDACTED]	9/29/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Conduct research re whether [REDACTED]	9/29/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Revise pre-trial disclosure and reservation of rights language.	9/29/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Review proposed updated Pre-Trial Disclosure	9/30/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Strategize with team re pretrial disclosures and finalizing same.	9/30/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Revise pretrial disclosures for filing.	9/30/2022	0.40	426.00	170.40
6267	Arakawa-Pamphilor	Research Nevada authority regarding whether [REDACTED]	10/3/2022	1.00	323.00	323.00
6267	Arakawa-Pamphilor	Expand research on whether [REDACTED]	10/3/2022	1.00	323.00	323.00
6267	Arakawa-Pamphilor	Strategize expanding scope of research on the [REDACTED]	10/3/2022	0.10	323.00	32.30
6267	Arakawa-Pamphilor	Draft summary of research regarding whether [REDACTED]	10/3/2022	0.70	323.00	226.10
6267	Arakawa-Pamphilor	Expand research regarding scope of [REDACTED]	10/3/2022	0.50	323.00	161.50
6267	Arakawa-Pamphilor	Expand research on whether [REDACTED]	10/3/2022	0.40	323.00	129.20
6267	Arakawa-Pamphilor	Draft summary of research regarding [REDACTED]	10/3/2022	0.80	323.00	258.40
5128	Austin, Bradley T.	Draft and revise litigation summary report.	10/3/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with team re exhibit protocol.	10/3/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Conduct research re [REDACTED]	10/3/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Conduct research re [REDACTED]	10/3/2022	0.40	426.00	170.40
6267	Arakawa-Pamphilor	Research Nevada authority regarding [REDACTED]	10/3/2022	0.80	323.00	258.40
5128	Austin, Bradley T.	Strategize re [REDACTED]	10/3/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Correspond with team re exhibit objections.	10/3/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review updated exhibit objections.	10/4/2022	0.50	426.00	213.00

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Timekeeper			Date	Hours	Rate	Amount
1187	Byrne, Patrick G.	Review plaintiff's Pre-Trial Disclosures	10/4/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Strategize with trial team re trial logistics.	10/5/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Telephone call with team re additional trial logistics.	10/6/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re additional trial logistics.	10/6/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Attend meet and confer with opposing counsel.	10/6/2022	2.00	426.00	852.00
5128	Austin, Bradley T.	Correspond with team re pre-trial dates.	10/6/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re pre-trial tasks.	10/7/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Telephone calls with JEA re various trial logistics.	10/7/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Telephone calls with team re various trial logistics.	10/7/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/7/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re various trial [REDACTED].	10/10/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review revised exhibits lists and pre-trial memorandum.	10/10/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	10/10/2022	0.50	426.00	213.00
1187	Byrne, Patrick G.	Emails with litigation team re proposed [REDACTED].	10/11/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Review electronic exhibit protocol.	10/11/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Review revised draft joint pre-trial statement	10/11/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Review and comment on proposed draft Joint Pretrial Memorandum	10/11/2022	0.40	662.00	264.80
5128	Austin, Bradley T.	Draft litigation summary report.	10/11/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Revise joint pre-trial memorandum.	10/11/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review local rules re joint pre-trial memo.	10/11/2022	0.30	426.00	127.80
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	10/12/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Strategize re witness and hearing availability.	10/12/2022	0.30	426.00	127.80
1187	Byrne, Patrick G.	Review Nevada rules of evidence re [REDACTED].	10/12/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Strategize re updated trial deadlines.	10/12/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with court re daily transcripts.	10/12/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review exhibit list and objections to same.	10/12/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize and conduct research re [REDACTED].	10/12/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Conduct research re [REDACTED].	10/12/2022	1.20	426.00	511.20
5128	Austin, Bradley T.	Strategize and correspond with team re [REDACTED].	10/12/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Strategize re submission of PHV application.	10/12/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review deposition designations and objections.	10/12/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Correspond re revised joint memorandum.	10/13/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review revised joint memorandum.	10/13/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Draft litigation summary report.	10/13/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	10/14/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review revised deposition designations.	10/14/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review additional revisions in joint pretrial memo.	10/14/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re remaining pre-trial deadlines.	10/14/2022	0.60	426.00	255.60

Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize re filing joint pretrial memo.	10/14/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review joint pre-trial memo and exhibits.	10/16/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Correspond re daily transcripts.	10/17/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review trial and exhibit protocol and related orders.	10/17/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/17/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review orders re findings of fact and conclusions of law.	10/17/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Telephone calls to opposing counsel re submission of exhibits.	10/17/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond and telephone call with court re submission of exhibit drives.	10/17/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review deposition designation objections.	10/17/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	10/17/2022	1.40	426.00	596.40
1187	Byrne, Patrick G.	Emails with client litigation team re [REDACTED].	10/18/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED].	10/18/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Strategize re stipulation on trial deadlines.	10/18/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Draft litigation summary report.	10/18/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re scheduling realtime reporting.	10/18/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Attend IT trial exhibit verification.	10/18/2022	2.20	426.00	937.20
5128	Austin, Bradley T.	Strategize with trial team re [REDACTED].	10/18/2022	2.00	426.00	852.00
5128	Austin, Bradley T.	Correspond with opposing counsel re trial exhibits.	10/18/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Revise trial exhibit list and and exhibits.	10/18/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Review trial exhibit protocol.	10/18/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Draft notice of intent to appear remote.	10/18/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review rules re remote appearance.	10/18/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Telephone conference with [REDACTED].	10/19/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Revise notice of intent to appear via video.	10/19/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Telephone calls with JEA and opposing counsel re deposition designation and exhibit questions.	10/19/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Correspond with court and team re deposition designations.	10/19/2022	0.50	426.00	213.00
1187	Byrne, Patrick G.	Review and comment on proposed notice to appear remotely	10/19/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Coordinate trial preparation logistics.	10/19/2022	1.30	426.00	553.80
5128	Austin, Bradley T.	Strategize and correspond re [REDACTED].	10/19/2022	0.80	426.00	340.80
1187	Byrne, Patrick G.	Review proposed draft objections to plaintiff's trial exhibits	10/19/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Begin reviewing findings of fact and conclusions of law.	10/19/2022	0.60	426.00	255.60

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Timekeeper			Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Coordinate revisions of exhibit list and exhibits with team.	10/19/2022	1.30	426.00	553.80
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	10/19/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Revise court order re trial stipulation.	10/19/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Correspond with court re trial stipulation.	10/19/2022	0.20	426.00	85.20
1187	Byrne, Patrick G.	Review final Joint Trial Stipulation	10/19/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	10/20/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	10/20/2022	1.30	426.00	553.80
5128	Austin, Bradley T.	Strategize re [REDACTED]	10/20/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re exchanging demonstratives and rules re same.	10/20/2022	0.50	426.00	213.00
1187	Byrne, Patrick G.	Emails with R. Addy re [REDACTED]	10/20/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	10/20/2022	2.50	426.00	1,065.00
5128	Austin, Bradley T.	Coordinate documents and binders for calendar call and trial.	10/20/2022	2.00	426.00	852.00
5128	Austin, Bradley T.	Review motion for sanctions on order shortening time.	10/20/2022	0.70	426.00	298.20
1187	Byrne, Patrick G.	Emails with counsel addressing [REDACTED]	10/20/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review Plaintiff's Motion for Discovery Sanctions, supporting exhibits, and evaluate [REDACTED]	10/20/2022	0.50	662.00	331.00
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED]	10/20/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Correspond with court re exhibit objections.	10/20/2022	0.20	426.00	85.20
1187	Byrne, Patrick G.	Review final designations of deposition designations and objections and verification of exhibits	10/20/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Review proposed draft findings of fact and conclusions of law	10/20/2022	1.20	662.00	794.40
5128	Austin, Bradley T.	Additional preparation for court calendar call.	10/21/2022	1.40	426.00	596.40
5128	Austin, Bradley T.	Strategize re [REDACTED]	10/21/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Draft deposition list for court.	10/21/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review draft findings of fact and conclusions of law.	10/21/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Appear for and argue at calendar call.	10/21/2022	6.50	426.00	2,769.00
5128	Austin, Bradley T.	Correspond with trial team re various trial and exhibit issues.	10/23/2022	1.40	426.00	596.40
5128	Austin, Bradley T.	Strategize re exhibits to opposition to motion for sanctions.	10/24/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review motion for discovery sanctions.	10/24/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Coordinate technology check for trial.	10/24/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Coordinate circulation of final exhibits.	10/24/2022	0.40	426.00	170.40

Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Coordinate deposit for daily transcripts.	10/24/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review motion to file under seal.	10/24/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Correspond with court and opposing counsel re exhibits revisions and stipulation.	10/24/2022	0.60	426.00	255.60
1187	Byrne, Patrick G.	Emails with litigation team re addressing [REDACTED]	10/24/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Revise exhibit objection filing and lists for submission to chambers.	10/24/2022	1.70	426.00	724.20
1187	Byrne, Patrick G.	Work on draft findings of fact and conclusions of law	10/24/2022	1.80	662.00	1,191.60
5128	Austin, Bradley T.	Revise findings of fact and conclusions of law.	10/24/2022	0.50	426.00	213.00
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	10/24/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Emails with litigation team addressing [REDACTED]	10/24/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Correspond re revisions to findings of fact.	10/24/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Coordinate various exhibit issues with trial team and related trial logistics.	10/24/2022	1.40	426.00	596.40
1187	Byrne, Patrick G.	Conference with B. Austin re [REDACTED]	10/25/2022	0.20	662.00	132.40
1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	10/25/2022	0.40	662.00	264.80
1187	Byrne, Patrick G.	Continue work on draft findings of fact and conclusions of law	10/25/2022	0.80	662.00	529.60
6268	Ogata, Christian	Confer with B. Austin regarding [REDACTED]	10/25/2022	0.20	345.00	69.00
1187	Byrne, Patrick G.	Supplemental review of motion for sanctions and work on draft opposition to same	10/25/2022	1.80	662.00	1,191.60
1187	Byrne, Patrick G.	Work on draft trial brief	10/25/2022	0.80	662.00	529.60
6268	Ogata, Christian	Appear for pre-trial technology check in the courtroom in preparation for trial.	10/25/2022	2.50	345.00	862.50
5128	Austin, Bradley T.	Revise findings of fact and conclusions of law.	10/25/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Revise opposition to motion for sanctions.	10/25/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Coordinate various filings with trial team.	10/25/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Strategize with team re technology for trial.	10/25/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Draft supplement to joint pretrial memo.	10/25/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	10/25/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Coordinate supplemental PHV submission.	10/25/2022	0.60	426.00	255.60
6268	Ogata, Christian	Finalize supplement to joint pretrial memorandum for filing.	10/26/2022	0.10	345.00	34.50
5128	Austin, Bradley T.	Revise supplement to pretrial memo.	10/26/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Coordinate filings of PHV applications.	10/26/2022	0.40	426.00	170.40
6268	Ogata, Christian	Review exhibits in support of opposition to motion for discovery sanctions to ensure compliance with local rules.	10/26/2022	0.20	345.00	69.00

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1187	Byrne, Patrick G.	Emails with litigation team re [REDACTED]	10/26/2022	0.30	662.00	198.60
1187	Byrne, Patrick G.	Review revised draft joint pretrial statement	10/26/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Review final findings of fact and conclusions of law	10/26/2022	0.40	662.00	264.80
5128	Austin, Bradley T.	Revise motions to associate counsel.	10/26/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review updated damages computation.	10/26/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review plaintiff's findings of fact, conclusions of law.	10/26/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Coordinate filing findings of fact and conclusions of law.	10/26/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Revise findings of fact and conclusions of law for filing.	10/26/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Revise opposition to motion for sanctions.	10/26/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Coordinate opposition to motion for sanctions filing.	10/26/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Revise exhibits to opposition in preparation for filing.	10/26/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	10/27/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review hearing transcripts from pretrial and calendar call.	10/27/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Coordinate delivery of mini transcripts.	10/27/2022	0.50	426.00	213.00
1187	Byrne, Patrick G.	Zoom call with litigation team re [REDACTED]	10/27/2022	0.60	662.00	397.20
1187	Byrne, Patrick G.	Review prior disclosures re evaluate response to plaintiff's new damage claim	10/27/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Conduct research re [REDACTED].	10/27/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Review opening powerpoint presentation.	10/27/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Coordinate additional trial preparation items with team.	10/27/2022	1.70	426.00	724.20
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/27/2022	1.20	426.00	511.20
5128	Austin, Bradley T.	Strategize re revisions to trial brief.	10/27/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Coordinate filing of trial brief.	10/27/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Draft motions to associate.	10/27/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Coordinate motion to strike filing and submission of OST.	10/28/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Continue reviewing PowerPoint presentation.	10/28/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Coordinate additional trial logistics for Monday start date.	10/28/2022	1.30	426.00	553.80
1187	Byrne, Patrick G.	Work on draft outline of opening statement and PowerPoint presentation and [REDACTED]	10/28/2022	1.50	662.00	993.00
1187	Byrne, Patrick G.	Work on draft motion to strike supplemental damages	10/28/2022	0.40	662.00	264.80
5128	Austin, Bradley T.	Revise motion to strike in preparation for filing.	10/28/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Review draft trial demonstratives.	10/30/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review court exhibits and exhibit list.	10/30/2022	0.80	426.00	340.80

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Timekeeper			Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Review local rules and court protocol in advance of trial.	10/30/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Outline documents and courtesy copies submitted to Department.	10/30/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	10/30/2022	1.10	426.00	468.60
5128	Austin, Bradley T.	Revise deposition exhibit list.	10/30/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re [REDACTED].	10/30/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review prior trial transcripts for Department.	10/30/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize and correspond with team re [REDACTED].	10/30/2022	3.00	426.00	1,278.00
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	10/31/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Draft orders granting motions to associate.	10/31/2022	0.80	426.00	340.80
6268	Ogata, Christian	Draft application for order shortening time regarding motions to associate counsel.	10/31/2022	0.80	345.00	276.00
5128	Austin, Bradley T.	Attend Day 1 of trial and related hearings.	10/31/2022	9.50	426.00	4,047.00
5128	Austin, Bradley T.	Review opposition to motion to strike.	11/1/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Attend first day of trial	11/1/2022	8.70	662.00	5,759.40
5128	Austin, Bradley T.	Review daily trial transcript from day 1.	11/1/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Attend day 2 of trial.	11/1/2022	8.00	426.00	3,408.00
5128	Austin, Bradley T.	Coordinate submission of motion to associate orders.	11/1/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with team and opposing counsel re deposition scripts.	11/2/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Attend Day 3 of trial and related hearings.	11/2/2022	10.00	426.00	4,260.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	11/2/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	11/3/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Conduct research re [REDACTED].	11/3/2022	0.90	426.00	383.40
5128	Austin, Bradley T.	Attend Day 4 of trial.	11/3/2022	9.00	426.00	3,834.00
5128	Austin, Bradley T.	Attend Day 5 of trial and related hearings.	11/4/2022	5.00	426.00	2,130.00
5128	Austin, Bradley T.	Review briefing and exhibits in preparation for trial Day 5 and related arguments.	11/4/2022	1.30	426.00	553.80
5128	Austin, Bradley T.	Review daily transcripts from Days 3 and 4 of trial.	11/4/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Strategize re trial preparation for week 2.	11/5/2022	1.00	426.00	426.00
5128	Austin, Bradley T.	Review rules and policies re proposed orders.	11/5/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Correspond re motion to strike order and related stipulation.	11/5/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Correspond re [REDACTED].	11/5/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize re [REDACTED].	11/5/2022	1.40	426.00	596.40
5128	Austin, Bradley T.	Conduct research re [REDACTED].	11/6/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Review trial transcripts from week 1 of trial in preparation for week 2 of trial.	11/6/2022	1.50	426.00	639.00
5128	Austin, Bradley T.	Conduct research re [REDACTED].	11/6/2022	1.50	426.00	639.00
5128	Austin, Bradley T.	Strategize re various [REDACTED].	11/6/2022	0.80	426.00	340.80

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Timekeeper			Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Review proposed trial demonstratives.	11/6/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	11/6/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Conduct research re [REDACTED].	11/6/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Review draft demonstratives for expert witnesses.	11/7/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review trial transcripts for errors.	11/7/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Correspond with team re remote appearance and revised exhibit submission.	11/7/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Conduct research re [REDACTED].	11/7/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Attend Day six of trial and related hearings.	11/7/2022	9.50	426.00	4,047.00
5128	Austin, Bradley T.	Revise stipulation and order and accompanying exhibits.	11/8/2022	0.80	426.00	340.80
2251	Dove, Kelly H.	Draft analysis of implications of [REDACTED] with supporting research.	11/8/2022	1.20	660.00	792.00
2251	Dove, Kelly H.	Analyze implications, [REDACTED] including discussion with trial counsel.	11/8/2022	0.80	660.00	528.00
5128	Austin, Bradley T.	Review deposition and trial transcripts.	11/8/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Appear for Day 7 of trial and related hearings.	11/8/2022	9.00	426.00	3,834.00
5128	Austin, Bradley T.	Correspond with all counsel re stipulation and order.	11/8/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with court re stipulation and order.	11/8/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Review trial transcripts for errors.	11/9/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Review various trial transcripts.	11/9/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Appear for Day 8 of trial and related hearings.	11/9/2022	10.00	426.00	4,260.00
5128	Austin, Bradley T.	Review trial transcripts for errors.	11/10/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Attend trial day 9 and related hearings.	11/10/2022	9.00	426.00	3,834.00
5128	Austin, Bradley T.	Review daily trial transcripts from days 8 and 9 of trial.	11/11/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Strategize re order re motion to strike.	11/11/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with court re health update.	11/11/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re [REDACTED].	11/12/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re draft order re motion to strike.	11/12/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond and strategize re [REDACTED].	11/14/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re revised findings of fact and conclusions of law.	11/14/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	11/14/2022	1.20	426.00	511.20
5128	Austin, Bradley T.	Revise order re motion to strike.	11/14/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Review case law re [REDACTED].	11/14/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Review trial transcripts [REDACTED].	11/15/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Review and comment on proposed draft order on motion to strike	11/15/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Correspond with team re [REDACTED].	11/15/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re [REDACTED].	11/15/2022	0.40	426.00	170.40

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize with [REDACTED]	11/16/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Correspond with [REDACTED]	11/16/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Coordinate filing of conforming document, per court notice.	11/16/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review proposed revisions re motion to strike order.	11/16/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review revised trial transcripts.	11/16/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re [REDACTED]	11/16/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	11/16/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Review rules re OST submission and notice re nonconforming document.	11/16/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Revise motion to strike re nonconforming notice.	11/16/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Correspond with court re proposed order.	11/17/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Coordinate submission of proposed order re motion to strike.	11/17/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Telephone calls to local counsel re proposed order.	11/17/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re revisions to draft motion to strike order.	11/17/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Correspond re [REDACTED]	11/17/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review hearing transcripts from Days 1 and 2 of trial.	11/17/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Begin drafting litigation summary report.	11/17/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re obtaining different format of trial transcripts.	11/17/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize re timing of trial transcript filing.	11/18/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re submission of competing order.	11/18/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Continue drafting litigation summary report.	11/18/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re order re motion for sanctions.	11/18/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re motion for leave hearing.	11/20/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Emails with defense team on arrangements for hearing on motion to seal	11/21/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Strategize re competing order submission.	11/21/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Strategize re remote appearance request.	11/21/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re notice of entry for order.	11/21/2022	0.40	0.00	0.00
5128	Austin, Bradley T.	Strategize with team re upcoming motion to seal hearing.	11/21/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Draft remote appearance request.	11/21/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re revised findings of fact.	11/21/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize re findings of fact and conclusions of law.	11/22/2022	0.40	426.00	170.40
1187	Byrne, Patrick G.	Review court order on motion to strike, including court revisions to proposed order	11/22/2022	0.10	662.00	66.20
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	11/22/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Review various trial transcripts.	11/22/2022	0.60	426.00	255.60

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Timekeeper		Date	Hours	Rate	Amount	
5128	Austin, Bradley T.	Strategize re order granting motion to strike [REDACTED]	11/22/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Review case pleadings and documents re recent filings.	11/22/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review briefing and rules in preparation for motion to seal hearing.	11/23/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Strategize re remote appearance.	11/23/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Review briefing in preparation for upcoming motion to seal hearing.	11/27/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review trial transcripts for findings of fact, conclusions of law.	11/28/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Correspond re vacating motion to seal hearing.	11/28/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Telephone calls with opposing counsel and team re motion to seal hearing and vacating same.	11/28/2022	0.60	426.00	255.60
1187	Byrne, Patrick G.	Emails with litigation team responding to [REDACTED]	11/28/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Strategize re vacated hearing.	11/29/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Strategize re FFCL submission.	11/30/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review trial transcripts re draft order re discovery sanctions.	12/1/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Review findings of fact and conclusions of law.	12/1/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Review draft order re discovery sanctions.	12/1/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Strategize and correspond with team re proposed order and related issues.	12/2/2022	1.40	426.00	596.40
5128	Austin, Bradley T.	Strategize re filing motion re FFCL.	12/2/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review findings of fact and conclusions of law.	12/2/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Telephone calls with team and opposing counsel re proposed order submission.	12/2/2022	0.50	426.00	213.00
5128	Austin, Bradley T.	Revise proposed order re motion for sanctions.	12/2/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Strategize with team re [REDACTED]	12/4/2022	0.60	426.00	255.60
1187	Byrne, Patrick G.	Emails with litigation team evaluating [REDACTED]	12/4/2022	0.20	662.00	132.40
5128	Austin, Bradley T.	Review proposed FFCL and redline.	12/5/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Conduct research re [REDACTED]	12/6/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Strategy calls with team re [REDACTED]	12/6/2022	0.30	426.00	127.80
1187	Byrne, Patrick G.	Zoom call with litigation team re [REDACTED]	12/6/2022	0.30	662.00	198.60
5128	Austin, Bradley T.	Review trial transcripts re revising findings of fact.	12/6/2022	0.70	426.00	298.20
5128	Austin, Bradley T.	Revise findings of fact and conclusions of law.	12/6/2022	1.60	426.00	681.60
1187	Byrne, Patrick G.	Email to litigation team re [REDACTED]	12/6/2022	0.10	662.00	66.20
1187	Byrne, Patrick G.	Work on proposed draft findings of fact and conclusions of law	12/6/2022	3.10	662.00	2052.20

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Timekeeper			Date	Hours	Rate	Amount
5128	Austin, Bradley T.	Review revised order re motion for sanctions.	12/7/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Telephone calls with opposing counsel re proposed order.	12/7/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review hearing transcripts re submission of FFCL.	12/7/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Correspond with team re submission of FFCL.	12/7/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re submission of FFCL.	12/8/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Review plaintiff's amended proposed FFCL.	12/9/2022	0.60	426.00	255.60
1187	Byrne, Patrick G.	Review plaintiff's proposed findings of fact and conclusions of law [REDACTED]	12/9/2022	0.70	662.00	463.40
5128	Austin, Bradley T.	Revise proposed FFCL in preparation for submission.	12/9/2022	1.10	426.00	468.60
5128	Austin, Bradley T.	Strategize with team re submission of proposed FFCL.	12/9/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Correspond with court re submission of proposed FFCL.	12/9/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Telephone calls to opposing counsel re submission of proposed FFCL.	12/9/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Review plaintiff's proposed FFCL submission to [REDACTED].	12/11/2022	0.80	426.00	340.80
5128	Austin, Bradley T.	Correspond re plaintiff's FFCL submission and [REDACTED].	12/12/2022	0.20	426.00	85.20
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	12/12/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Review plaintiff's proposed FFCL and redline.	12/12/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize with team re [REDACTED].	12/13/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Strategize re vacating pending hearing.	12/14/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Draft litigation summary report.	12/21/2022	0.40	426.00	170.40
5128	Austin, Bradley T.	Continue drafting litigation summary report.	12/22/2022	0.60	426.00	255.60
5128	Austin, Bradley T.	Correspond with team re summary report.	12/22/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re [REDACTED].	12/28/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re [REDACTED].	12/29/2022	0.30	426.00	127.80
5128	Austin, Bradley T.	Strategize re [REDACTED].	1/3/2023	0.40	447.00	178.80
5128	Austin, Bradley T.	Strategize re [REDACTED] and review documents for same.	1/19/2023	0.40	447.00	178.80
5128	Austin, Bradley T.	Begin drafting litigation report.	1/23/2023	0.40	447.00	178.80
5128	Austin, Bradley T.	Review court documents re [REDACTED].	1/24/2023	0.20	447.00	89.40
5128	Austin, Bradley T.	Continue drafting litigation summary report.	1/26/2023	0.40	447.00	178.80
				Attorney Services	1558.40	655,455.90
2	Para-Professional Services					
5997	Perez, Rikki	Assist with drafting notice of issuance of subpoena duces tecum for records of C. Tricarichi.	10/18/2019	0.20	130.00	26.00
5997	Perez, Rikki	Assist with drafting notice of issuance of subpoena duces tecum for records of J. Tricarichi.	10/18/2019	0.20	130.00	26.00
5997	Perez, Rikki	Assist with drafting notice of issuance of subpoena duces tecum for records of A. Tricarichi.	10/18/2019	0.20	130.00	26.00

AA 001203

Timekeeper			Date	Hours	Rate	Amount
6092	Matney, Patricia	Review, analyze and identify key documents related to mediation brief	11/4/2019	0.20	225.00	45.00
6116	Haratani, Karen	Obtain and prepare pertinent material to be used in connection with mediation.	11/4/2019	0.50	140.00	70.00
2678	Helwig, Zhanna	Researched and obtained current contact information for James Tricarichi.	12/16/2019	0.20	180.00	36.00
5355	Jones, Dana	Find contact information for Michael J Desmond.	1/24/2020	0.40	165.00	66.00
5997	Perez, Rikki	Assist with assembly of pertinent materials in preparation for hearing re PricewaterhouseCoopers' motion to compel.	2/27/2020	0.20	130.00	26.00
5997	Perez, Rikki	Assist with assembly of pertinent materials in preparation for hearing re PricewaterhouseCoopers, LLP's motion to compel for the court.	3/10/2020	0.30	130.00	39.00
5997	Perez, Rikki	Assist with assembly of pertinent materials in preparation for hearing re PricewaterhouseCoopers, LLP's motion to compel for attorney.	3/10/2020	0.30	130.00	39.00
5997	Perez, Rikki	Assist with assembly of pertinent materials in preparation for hearing re PricewaterhouseCoopers' motion to compel production of financial information.	5/26/2020	0.90	130.00	117.00
5997	Perez, Rikki	Assist with assembly of pertinent materials in preparation for hearing re M. Tricarichi's motion to compel.	5/26/2020	0.90	130.00	117.00
5997	Perez, Rikki	Assist with assembly of pertinent materials in preparation for hearing re M. Tricarichi's de-designation motion.	5/26/2020	0.90	130.00	117.00
5997	Perez, Rikki	Continue to assist with assembly of pertinent materials in preparation for hearing re PricewaterhouseCoopers' motion to compel production of financial information.	5/27/2020	0.70	130.00	91.00
5997	Perez, Rikki	Continue to assist with assembly of pertinent materials in preparation for hearing re M. Tricarichi's de-designation motion.	5/27/2020	0.70	130.00	91.00
5997	Perez, Rikki	Continue to assist with assembly of pertinent materials in preparation for hearing re M. Tricarichi's motion to compel.	5/27/2020	0.70	130.00	91.00
5997	Perez, Rikki	Assist with research of court rules and revisions to case deadlines relating to continued discovery deadlines.	6/1/2020	0.20	130.00	26.00
5997	Perez, Rikki	Continue to assist with research of court rules and revisions to case deadlines relating to continued discovery deadlines.	6/3/2020	1.40	130.00	182.00
5997	Perez, Rikki	Assist with research of court rules and revisions to case deadlines relating to continued trial dates.	6/17/2020	2.10	130.00	273.00
5997	Perez, Rikki	Continue to assist with research of court rules and revisions to case deadlines relating to continued trial dates.	6/18/2020	0.90	130.00	117.00
5997	Perez, Rikki	Assist D. Shuta with drafting a notice of deposition of M. Tricarichi.	9/2/2020	0.60	130.00	78.00
5997	Perez, Rikki	Assist D. Shuta with service of civil subpoena to Telecom Acquisition Corp. 1, Inc.	9/4/2020	0.80	130.00	104.00

AA 001204

Timekeeper			Date	Hours	Rate	Amount
5997	Perez, Rikki	Assist with research of [REDACTED] and revisions to case deadlines relating to continued trial dates.	12/8/2020	0.20	130.00	26.00
5997	Perez, Rikki	Continue to assist with research of [REDACTED] and revisions to case deadlines relating to continued trial dates.	12/9/2020	1.80	130.00	234.00
4464	Whitney, Nicole L.	Review Writ of Mandamus and beginning pulling documents needed for appendix.	1/19/2021	1.70	235.00	399.50
4464	Whitney, Nicole L.	Revise appendix and prepare for filing.	1/21/2021	0.70	235.00	164.50
4464	Whitney, Nicole L.	Prepare appendix for filing pursuant to Nevada Supreme Court Rules.	1/22/2021	4.80	235.00	1,128.00
5997	Perez, Rikki	Assist with research of [REDACTED] and revisions to case deadlines relating to continued trial dates	2/24/2021	2.50	134.00	335.00
4464	Whitney, Nicole L.	Respond to email from K. Dove re [REDACTED]	4/7/2021	0.80	235.00	188.00
6982	Casford, Kathy	Revise joint exhibit list, PwC exhibit list and Plaintiff's exhibit list to incorporate changes required by Judge.	10/18/2022	2.10	268.00	562.80
6982	Casford, Kathy	Prepare electronic trial exhibits pursuant to departmental guidelines and trial judge's requirements.	10/18/2022	1.40	268.00	375.20
6982	Casford, Kathy	Revise PwC, Plaintiff and joint exhibits for purposes of preparing electronic copies of same for submission to Court.	10/19/2022	3.80	268.00	1,018.40
6982	Casford, Kathy	Attend multiple meetings at courthouse with evidence custodian to review trial exhibits proposed by PwC and Plaintiff pursuant to requirements of trial judge.	10/19/2022	3.70	268.00	991.60
				Para-Professional Services	37.00	7,226.00
				Fee Totals	1595.40	662,681.90
				Discount		

[REDACTED]						
[REDACTED]						
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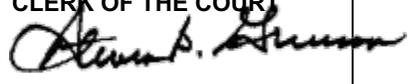
AA-1205

EXHIBIT 5

(FILED UNDER SEAL)

EXHIBIT 6

(FILED UNDER SEAL)



1 **NOAS**
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3 Ariel C. Johnson (13357)
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20 bsercye@sperling-law.com

21 *Attorneys for Plaintiff Michael Tricarichi*

22 DISTRICT COURT
23 CLARK COUNTY, NEVADA

24 MICHAEL A. TRICARICHI,)
25) CASE NO. A-16-735910-B
26 Plaintiff,) DEPT NO. XXXI
27)
28 v.)
29) **PLAINTIFF'S NOTICE OF**
30 PRICEWATERHOUSECOOPERS LLP,) **APPEAL**
31)
32 Defendant.)
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51 Notice is hereby given that Plaintiff Michael Tricarichi hereby appeals to the Supreme

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1 Court of Nevada from the final judgment entered in this action on February 9, 2023.

2 Dated: March 23, 2023.

SPERLING & SLATER, LLC

3 By: /s/ Scott Hessel

4 Scott F. Hessel (*Pro Hac Vice*)
5 Blake Sercye (*Pro Hac Vice*)
6 55 West Monroe, Suite 3200
7 Chicago, IL 60603

8 Brenoch R. Wirthlin
9 Ariel C. Johnson
10 HUTCHISON & STEFFEN, PLLC
11 10080 West Alta Drive, Suite 200
12 Las Vegas, NV 89145

13 *Attorneys for Plaintiff Michael A. Tricarichi*

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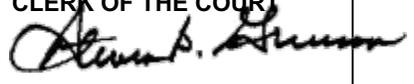
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CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Hutchison & Steffen, PLLC and that on this 23rd day of March, 2023, I caused the above and foregoing documents entitled **PLAINTIFF'S NOTICE OF APPEAL** to be served through the Court's mandatory electronic service system, per EDCR 8.02, upon the following:

ALL PARTIES ON THE E-SERVICE LIST

/s/ Madelyn B. Carnate-Peralta
An employee of Hutchison & Steffen, LLC



1 ANOA
2 Brenoch R. Wirthlin (10282)
3 Ariel C. Johnson (13357)
4 HUTCHISON & STEFFEN, PLLC
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10 ajohnson@hutchlegal.com

11 Scott F. Hessel
12 Blake Sercye
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18 Fax: (312) 641-6492
19 Email: shessel@sperling-law.com
20 bsercye@sperling-law.com

21 *Attorneys for Plaintiff Michael Tricarichi*

22 DISTRICT COURT
23 CLARK COUNTY, NEVADA

24 MICHAEL A. TRICARICHI,)
25) CASE NO. A-16-735910-B
26 Plaintiff,)
27) DEPT NO. XXXI
28)
29 v.)
30) **PLAINTIFF'S AMENDED**
31) **NOTICE OF APPEAL**
32 PRICEWATERHOUSECOOPERS LLP,)
33)
34)
35 Defendant.)
36)
37)
38)

39 _____
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41 Notice is hereby given that Plaintiff Michael Tricarichi hereby appeals to the Supreme

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1 Court of Nevada from the final judgment issued on February 9, 2023, and entered in this action
2 on February 22, 2023.

3 Dated: March 24, 2023.

SPERLING & SLATER, LLC

4 By: /s/ Ariel C. Johnson
5 Brenoch R. Wirthlin
6 Ariel C. Johnson
7 HUTCHISON & STEFFEN, PLLC
8 10080 West Alta Drive, Suite 200
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10 Scott F. Hessell (*Pro Hac Vice*)
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CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Hutchison & Steffen, PLLC and that on this 24th day of March, 2023, I caused the above and foregoing documents entitled **PLAINTIFF'S AMENDED NOTICE OF APPEAL** to be served through the Court's mandatory electronic service system, per EDCR 8.02, upon the following:

ALL PARTIES ON THE E-SERVICE LIST

/s/ Madelyn B. Carnate-Peralta
An employee of Hutchison & Steffen, LLC