THIS ORDER IS APPROVED.

Dated: April 4, 2024

1 2		Benda Mussful Brenda Moody Whinery, Bankruptcy Judge
3		
4		
5		
6		
7	UNITED STATES	BANKRUPTCY COURT
8	DISTRIC	T OF ARIZONA
9	In re:	Chapter 7
10 11	MARIA T. RICO,	Case No. 0:13-bk-05023-BMW
12	Debtor.	RULING AND ORDER REGARDING FIRST AMENDED APPLICATION FOR
13		ALLOWANCE OF ADMINISTRATIVE
14		EXPENSES – ATTORNEY FEES AND REIMBURSEMENT OF COSTS (DKT.
15 16		123) AND U.S. TRUSTEE'S OBJECTION THERETO (DKT. 130)
10		

17 Before the Court is the First Amended Application for Allowance of Administrative Expenses – Attorney Fees and Reimbursement of Costs (the "Amended Application") (Ex. A)¹ 18 19 filed by Jim D. Smith ("Mr. Smith"), as counsel for the bankruptcy estate (the "Estate"), in which 20 Mr. Smith requests an award of attorney's fees in the amount of \$41,000.00, plus reimbursement 21 of \$221.34 in costs. Mr. Smith is also the appointed Chapter 7 Trustee in this case.

22 The United States Trustee for the District of Arizona (the "U.S. Trustee") objects to the 23 Amended Application on the basis that: (1) Mr. Smith has failed to establish that all fees 24 requested are reasonable; (2) Mr. Smith has failed to establish that all services for which he is 25 seeking compensation were necessary; (3) Mr. Smith is improperly requesting attorney compensation for performing Chapter 7 trustee duties; and (4) Mr. Smith is impermissibly 26

27

¹ Citations to "Ex." refer to exhibits admitted into evidence during the March 26, 2024 evidentiary 28 hearing. All exhibits are also filings on the designated dockets.

seeking compensation for defending his request for attorney's fees. (Ex. L; see also Ex. N; Ex. 1 2 **O**).

Mr. Smith maintains that he is seeking fees for compensable legal and paraprofessional services he performed for the benefit of the Estate. (*E.g.*, Dkt. 132;² Dkt. 154).

On February 14, 2024, the Court issued a tentative ruling, which Mr. Smith declined to accept.³ (Dkt. 147; Dkt. 151). Thereafter, an evidentiary hearing scheduling order was issued. (Dkt. 152).

8 On March 15, 2024, the parties filed their joint pre-trial statement (Dkt. 153), and on 9 March 26, 2024, an evidentiary hearing was held (the "Evidentiary Hearing"). At the Evidentiary 10 Hearing, Mr. Smith submitted a declaration in lieu of direct testimony in support of his Amended 11 Application (the "Declaration") (Dkt. 154), and Mr. Smith was cross-examined by counsel for 12 the U.S. Trustee. Certain documents in the Court record were admitted into evidence, and 13 thereafter the parties presented closing arguments.

14 During closing arguments, Mr. Smith reiterated his request that the Court approve his 15 Amended Application in its entirety. Counsel for the U.S. Trustee asked the Court to reduce Mr. 16 Smith's attorney fee award to an amount that will allow for payment in full of all allowed general 17 unsecured claims.

18 At the conclusion of the Evidentiary Hearing, the Court took the matter under advisement. 19 Based upon the pleadings, testimony, evidence, and entire record before the Court, the Court now 20 issues its ruling. The following constitutes the Court's findings of fact and conclusions of law.

21

I.

3

4

5

6

7

Factual and Procedural Background

22 This Chapter 7 case was filed by Maria T. Rico (the "Debtor") on April 1, 2013, and Mr. 23 Smith was appointed Chapter 7 Trustee.

24

A claims bar date was set and claims totaling \$33,220.43 were filed.⁴ (Ex. K at 10; 25 3/26/2024 Hearing Tr. 8:25-9:11).

² References to "Dkt." are references to the administrative docket in this case unless otherwise indicated. 27 ³ As part of its tentative ruling, the Court also denied Mr. Smith's related motion for summary judgment given the outstanding genuine issues of material fact.

²⁸ ⁴ All claims that were filed are general unsecured claims. The holder of Claim 6, which was filed in the amount of \$1,730.18, has since deemed its claim satisfied. (Dkt. 146; 3/26/2024 Hearing Tr. 9:10-10:1).

Mr. Smith recovered approximately \$3,000 for the Estate, nominal disbursements were
 made to creditors, and Mr. Smith was awarded and paid attorney's fees in the amount of \$1,425
 for his initial administration of the Estate. (Dkt. 42; Dkt. 54; Ex. K at 9). This case was then
 closed.

Mr. Smith subsequently moved to reopen this case on two occasions for the purpose of administering an undisclosed class action claim. (Dkt. 57; Dkt. 62; Dkt. 67; Dkt. 69; Dkt. 154 at 3-4; 3/26/2024 Hearing Tr. 10:13-12:2).

Mr. Smith has been reappointed Chapter 7 Trustee upon each reopening of the case, and
Mr. Smith has, at his request, been employed as attorney for the Estate upon each reopening.
(Dkt. 63; Dkt. 75). At issue in this matter is the period of time between January 22, 2019, when
Mr. Smith filed his most recent application to be employed as counsel for the Estate (the
"Employment Application") (Dkt. 72), and February 27, 2023, on which date Mr. Smith filed the
Amended Application (the "Application Period"). (Ex. A).

After being employed to represent the Estate at the beginning of the Application Period,
Mr. Smith filed an application to employ three independent law firms as special counsel ("Special
Counsel" and the "Special Counsel Application") to represent the Estate in a personal injury class
action lawsuit (the "Class Action Claim"). (Dkt. 76).

18 The Special Counsel Application was unopposed and approved by the Court on September19 6, 2019. (Dkt. 82).

Thereafter, on November 4, 2019, Mr. Smith filed a motion to approve a settlement of the Class Action Claim, which settlement was negotiated by Special Counsel (the "Class Action Settlement"). (Dkt. 83; 3/26/2024 Hearing Tr. 13:16-21). The Class Action Settlement was unopposed and approved by the Court. (Ex. C). Pursuant to the order approving the Class Action Settlement, Special Counsel was to be paid its agreed-upon contingency fee and \$23,544.32 in net proceeds were to be paid to the Estate (the "Class Action Settlement Funds"). (Ex. C).

26

5

6

7

Thereafter, there were no filings on the docket for more than one year.

On May 13, 2021, the Debtor's daughter, Erikka Rico ("Erikka"), filed an adversary
complaint against the Debtor and Mr. Smith in his capacity as Chapter 7 Trustee, seeking

declaratory relief or partition of certain real property (the "Undisclosed Property"), in which title
was held by Erikka and the Debtor (the "Rico Adversary").⁵ (Dkt. 91). The Estate therefore
asserted a 50% interest in the subject property. (*See, e.g.* 0:21-ap-00133-BMW at Dkt. 22; Dkt.
23). Erikka took the position that the Estate had only bare legal title to the Undisclosed Property.
(Dkt. 91).

A few months after commencing the Rico Adversary, Erikka filed a motion seeking
approval of a sale of the Undisclosed Property for an amount sufficient to generate approximately
\$267,800 in net proceeds (the "Sale Motion"). (Dkt. 92). Erikka took the position that the Estate
was not entitled to any dollar amount over the amount of the allowed claims in this case, plus
potential administrative expenses, and she agreed to allow the disputed 50% portion of the net
sale proceeds to be held pending further order of the Court. (*See* Dkt. 92; 9/14/2021 Hearing Tr.
5:1-7, 13:24-14:10; 3/26/2024 Hearing Tr. 18:3-21).

The Court held a hearing on the Sale Motion and the Rico Adversary on September 14, 2021, during which Mr. Smith agreed to allow the sale of the Undisclosed Property to proceed and offered to settle the Estate's interest in the Undisclosed Property for \$33,000, the approximate amount of the claims filed on the claims register, thereby resolving the Rico Adversary as it pertained to the Estate (the "Undisclosed Property Settlement"). (9/14/2021 Hearing Tr. 14:11-17, 18:7-15, 18:21-19:1).

The Court gave Mr. Smith ample opportunity to reconsider his settlement offer and take
into account his attorney's fees and trustee commission. (9/14/2021 Hearing Tr. 13:3-16:21). The
Court asked Mr. Smith if he wanted to increase his settlement offer to account for his
administrative expenses, and Mr. Smith expressly declined to do so. (9/14/2021 Hearing Tr.
15:17-16:12).

At the Evidentiary Hearing regarding the Amended Application, Mr. Smith testified that he agreed to settle the Rico Adversary and Undisclosed Property litigation for the amount of the claims on the claims register because in his opinion, the benefits of the proposed settlement outweighed the costs, delay, and uncertainty of ongoing litigation. (*See* Dkt. 154 at 7-9). Based

⁵ *Rico v. Rico et al.* (0:21-ap-00133-BMW).

upon the information provided to the Court, the Court approved the Undisclosed Property
 Settlement. (Dkt. 103). Thereafter, the parties ultimately performed pursuant to the terms of such
 settlement, and the Rico Adversary was dismissed with prejudice. (0:21-ap-00133-BMW at Dkt.
 37).

The Court notes that Mr. Smith never informed the Court that the attorney's fees he would
be requesting pertaining to his work concerning the Rico Adversary and Undisclosed Property
totaled nearly the full amount of the Undisclosed Property Settlement he proposed. (3/26/2024
Hearing Tr. 14:15-15:3, 19:21-24). Mr. Smith testified at the Evidentiary Hearing that he "had
no idea what [his] fees were" and that he "[does not] keep track of that until the end [of the case]."
(3/26/2024 Hearing Tr. 19:21-20:2, 20:7-11).

While the Rico Adversary was pending, Mr. Smith filed an adversary complaint seeking to avoid a security interest encumbering the Undisclosed Property (the "Figure Lending Adversary").⁶ (Ex. G). That adversary complaint was voluntarily dismissed by Mr. Smith on the same day the complaint was filed, after it was brought to Mr. Smith's attention that the statute of limitations on the claim had run. (Ex. H; *see also* 3/26/2024 Hearing Tr. 21:10-22:2). The Estate received no recovery as a result of the Figure Lending Adversary. (3/26/2024 Hearing Tr. 22:4-10).

18 Thereafter, on January 21, 2022, Mr. Smith filed an adversary complaint against Special 19 Counsel alleging that Special Counsel failed to recover the Class Action Settlement Funds for 20 the Estate (the "Special Counsel Adversary").⁷ (Ex. B). Mr. Smith testified that he filed the 21 Special Counsel Adversary because he was having difficulty obtaining the Class Action 22 Settlement Funds from the funds administrator (the "Class Action Settlement Administrator").8 23 (3/26/2024 Hearing Tr. 27:8-21). Mr. Smith also testified that he did not expect Special Counsel 24 to sign the release form(s) required by the Class Action Settlement Administrator for the release 25 of the Class Action Settlement Funds to the Estate. (3/26/2024 Hearing Tr. 28:11-14).

26

⁶ Smith v. Rico et al. (0:21-ap-00231-BMW).

⁷ Smith v. Nick H. Johnson dba Johnson Law Firm et al. (0:22-ap-00011-BMW).

 ⁸ The order approving the Class Action Settlement does not indicate that Special Counsel was responsible for collecting the funds due to the Estate. (*See* Dkt. 89).

Shortly after commencing the Special Counsel Adversary, in or about February 2022, Mr.
 Smith signed and returned a release form to the Class Action Settlement Administrator, and the
 Class Action Settlement Funds owing to the Estate were remitted to Mr. Smith. (3/26/2024
 Hearing Tr. 28:23-30:5). Mr. Smith has provided no documentation to support that any collection
 efforts pertaining to the Class Action Settlement Funds required the services of an attorney. (*See* 3/26/2024 Hearing Tr. 29:16-30:14).

Even after payment in full of the Class Action Settlement Funds owing to the Estate, Mr.
Smith continued to pursue the Special Counsel Adversary for reasons that are unclear to the
Court.

On, April 13, 2022, at the initial Rule 7016 scheduling conference, this Court summarily
dismissed the Special Counsel Adversary complaint given that the Class Action Settlement Funds
had been tendered to Mr. Smith and no issues pertaining to the Class Action Claim or Class
Action Settlement remained outstanding. (Ex. E). The Special Counsel Adversary resulted in no
additional recovery for the Estate. (3/26/2024 Hearing Tr. 30:20-22).

Thereafter, on April 27, 2022, Mr. Smith filed a motion to limit notice in the
administrative case (the "Motion to Limit Notice"), which was unopposed and granted. (Dkt.
113; Dkt. 115).

On May 26, 2022, Mr. Smith filed an application requesting attorney's fees in the amount
of \$35,960.00 and reimbursement of expenses in the amount of \$211.39 (the "Initial
Application"). (Ex. I).

The U.S. Trustee objected to the Initial Application, and the application was withdrawn.
(Ex. J; Dkt. 122).

Thereafter, Mr. Smith filed the Amended Application. In the Amended Application, Mr. Smith requests an award of attorney's fees and related paraprofessional fees in the amount of \$41,000,⁹ plus reimbursement of \$221.34 in expenses, pertaining to: (1) his Employment

⁹ Mr. Smith asserts that he billed a total of \$46,985 in attorney and paraprofessional fees, which fees were billed at a rate of \$300 per hour for attorney time and \$125 per hour for paraprofessional time, and that he has agreed to a voluntary reduction in the amount of \$5,985. (Ex. A at 3). These numbers are not consistent with the itemized time entries submitted by Mr. Smith. (*See* Ex. A at 6-23).

Application; (2) the Special Counsel Application; (3) the Class Action Settlement; (4) the
 Undisclosed Property and related Rico Adversary; (5) the Figure Lending Adversary; (6) the
 Special Counsel Adversary; (7) the Motion to Limit Notice; and (8) the Amended Application.
 (Ex. A).

On the same date Mr. Smith filed his Amended Application, Mr. Smith filed a *Trustee's Application for Compensation and Reimbursement of Expenses* (the "Trustee Application"), in
which Mr. Smith requests a trustee commission in the amount of \$7,545.23.¹⁰ (Dkt. 125). The
Trustee Application is unopposed.

Mr. Smith also filed his trustee's final report (the "TFR"). (Ex. K). The TFR reflects that
Mr. Smith collected a total of \$85,904.50 for the Estate in this case, which funds were primarily
derived from the Class Action Settlement and Undisclosed Property Settlement. (*See* Ex. K; Dkt.
154 at 4). The TFR reflects that Mr. Smith is holding a balance of \$56,194.32.¹¹ (Ex. K at 1, 9).
Thus, Mr. Smith is seeking to pay himself approximately 86% of the remaining funds of the
Estate.¹² (*See* Ex. K at 9).

There is no dispute that the remaining unpaid general unsecured claims in this case total
\$30,956.22. (*See* Ex. K at 10; Dkt. 146; 3/26/2024 Hearing Tr. 8:8-10:6). If Mr. Smith's Amended
Application and Trustee Application were to be approved, general unsecured creditors would be
paid an estimated \$7,453.88, and would thus receive an approximate 24% return in this case. (Ex.
K at 10).

20

II. Legal Analysis and Conclusions of Law

"The Bankruptcy Code requires the trustee to do his or her own work[.]" *Smith v. U.S. Trustee (In re Rivera)*, BAP No. AZ-23-1047-LCF, 2023 WL 8776750, at *6 (9th Cir. B.A.P.
Dec. 19, 2023). "If the court has authorized a trustee to serve as an attorney . . . for the estate . .
the court may allow compensation for the trustee's services as such attorney . . . only to the
extent that the trustee performed services as attorney . . . for the estate and not for performance

¹⁰ \$726.13 of this amount has been paid to Mr. Smith as interim compensation. (Dkt. 125 at 1).

 ¹¹ Most of the disbursements to date pertain to the Court-approved payment of Special Counsel and expenses related to the Class Action Settlement. (*See* Ex. K at 4-8).
 ¹² This formation to be intermediated by the formation of the class Action Settlement.

⁸¹² This figure takes into account all unpaid attorney's fees for which Mr. Smith is seeking Court approval, the unpaid portion of Mr. Smith's unopposed trustee commission, and all unpaid related expenses.

of any of the trustee's duties that are generally performed by a trustee without the assistance of
an attorney . . . for the estate." 11 U.S.C. § 328(b). "Only when unique difficulties arise may
compensation be provided for services which coincide or overlap with the trustee's duties and
only to the extent of matters requiring legal expertise." *Ferrette & Slater v. U.S. Trustee (In re Garcia)*, 335 B.R. 717, 725 (9th Cir. B.A.P. 2005) (quoting *United States Trustee v. Porter, Wright, Morris & Arthur (In re J.W. Knapp)*, 930 F.2d 386, 388 (4th Cir. 1991) in *Sousa v. Miguel (In re U.S. Trustee)*, 32 F.3d 1370, 1373 (9th Cir. 1994)).

Further, pursuant to § 330(a) of the Bankruptcy Code, attorneys for the estate are only entitled to "reasonable compensation for actual, necessary services" they render, considering "the nature, the extent, and the value of such services, taking into account all relevant factors," including the time spent on the services, the rate charged, the necessity and benefit of the services provided, the time spent on the services, the qualifications of the attorney, and the customary compensation charged by comparably skilled attorneys in other cases. 11 U.S.C. § 330(a).

"Beyond the literal language that the services must be reasonable and necessary to be compensable, '[p]rofessionals have an obligation to exercise billing judgment[,]" and it is appropriate for the Court to consider the anticipated return to creditors when assessing a request for attorney's fees. *In re Rivera*, 2023 WL 8776750, at *8 (quoting in part *Lobel & Opera v. U.S. Tr. (In re Auto Parts Club, Inc.)*, 211 B.R. 29, 33 (9th Cir. B.A.P. 1997)). "The 'actual and necessary' prong of § 330(a)(1) requires the trustee to consider the potential for recovery and balance the effort required against the results that might be achieved." *Id.* at *9.

With respect to attorney billing practices, because the Court must evaluate each service
and the time spent on each task billed, the lumping of multiple tasks into a single billing entry is
"universally disapproved by bankruptcy courts" and may warrant a fee reduction. *Thomas v. Namba (In re Thomas)*, No. BAP CC-08-1307-HMOPA, 2009 WL 7751299, at *5 (9th Cir.
B.A.P, July 6, 2009), *aff'd*, 474 F.App'x 500 (9th Cir. 2012) (internal quotation omitted).

The party seeking attorney's fees has the burden of establishing that he is entitled to such fees. *Roderick v. Levy (In re Roderick Timber Co.)*, 185 B.R. 601, 606 (9th Cir. B.A.P. 1995); *see also In re Rivera*, 2023 WL 8776750, at *6 (recognizing that the objecting party must establish that the fees at issue are unreasonable, but this burden on the objecting party does not relieve the applicant from his burden of establishing that the fees requested are reasonable in the first instance). Further, "the Bankruptcy Code and cases interpreting § 330 make clear that the trial court has an independent obligation, whether a party objects or not, to review, critique, and reduce the fees requested if necessary, using the given standards[.]" *In re Rivera*, 2023 WL 8776750, at *5; *see also* 11 U.S.C. § 330(a)(2).

7 In this case, there is no dispute that Mr. Smith was appointed Chapter 7 Trustee, was 8 employed as attorney for the Estate, has extensive experience practicing in the area of bankruptcy 9 law, and recovered funds for the Estate. There is also no dispute that Mr. Smith performed the 10 services for which he billed. Further, the Court finds Mr. Smith's billing rate to be reasonable. 11 However, it is the determination of the Court that certain services for which Mr. Smith is seeking 12 compensation are not compensable attorney services, that certain work billed to the Estate was 13 not necessary, and that certain fees requested are unreasonable given the totality of the facts and 14 circumstances of this case. A line-item analysis of each time entry attached to the Amended 15 Application, which sets forth this Court's reductions and disallowances, is attached as Exhibit A 16 to this Ruling and Order and is incorporated herein in its entirety. The basis for the Court's 17 reductions and disallowances is set forth below.

18

1. The Employment Application

It is routine in this District for attorneys for Chapter 7 estates to request and be awarded compensation for preparing attorney employment applications. However, in this case, certain services pertaining to the Employment Application were improperly billed at Mr. Smith's attorney rate. Filing pleadings and lodging orders are paraprofessional tasks. A reduction of the fees billed for work pertaining to the Employment Application is therefore warranted.

24

2. The Special Counsel Application and Class Action Settlement

As discussed above, work pertaining to attorney employment applications is generally compensable in this District. Services pertaining to settlement agreements may also be compensable attorney services, and in this case, the U.S. Trustee does not dispute that the work Mr. Smith did to employ Special Counsel and obtain approval of the Class Action Settlement is

generally compensable attorney work. (3/26/2024 Hearing Tr. 40:14-25). However, as with Mr.
Smith's Employment Application, a number of tasks pertaining to the Special Counsel
Application and Class Action Settlement are paraprofessional tasks that were improperly billed
at Mr. Smith's attorney rate. Filing documents, preparing notices, and lodging orders are
generally paraprofessional services. A reduction of the fees billed for work pertaining to the
Special Counsel Application and Class Action Settlement is therefore warranted.

7

3. The Undisclosed Property, Rico Adversary, and Undisclosed Property Settlement

8 Mr. Smith chose to settle the Rico Adversary for \$33,000, representing the approximate
9 amount of the claims filed on the claims register, even after the Court suggested that Mr. Smith
10 consider the amount of his administrative expense claims, including attorney's fees.¹³

Mr. Smith's testimony that he did not have any idea what the amount of his attorney's fees were at the time he agreed to settle the Undisclosed Property litigation is damning. An attorney for an estate should always know, or have the ability to quickly determine, the outstanding amount of his fees. To propose a settlement of the Undisclosed Property litigation without any knowledge of the accrued, administrative expenses reflects poor judgment, and a dereliction of duties owed to the Estate and its creditors.

17 Mr. Smith has billed the Estate in excess of \$30,000 for work pertaining to the 18 Undisclosed Property, Rico Adversary, and Undisclosed Property Settlement. (See Ex. A; Dkt. 19 154 at 7; 3/26/2024 Hearing Tr. 14:21-25). If Mr. Smith were to be awarded the full amount of 20 the fees he has requested for such work, the monetary benefit to the Estate resulting from the 21 Undisclosed Property Settlement would be negligible and the claims of the Estate pertaining to 22 the Undisclosed Property would be administered for the sole benefit of an Estate professional. 23 (See 3/26/2024 Hearing Tr. 15:5-12). Mr. Smith could have avoided this outcome but chose not to.14 24

- |

¹³ Mr. Smith has suggested that his position and leverage were going to be interrupted by the Court allowing a sale of the Undisclosed Property to occur, which in part led Mr. Smith to offer to settle the Undisclosed Property litigation for \$33,000. (Dkt. 154 at 9). However, by allowing the Undisclosed Property to be sold, all the Court was allowing was the liquidation of real property to cash.

¹⁴ There were proceeds from the sale of the Undisclosed Property sufficient to pay all claims of the Estate and Mr. Smith's reasonable attorney's fees and trustee commission in full. (*See* Dkt. 108 at Ex. B; 3/26/2024 Hearing Tr. 16:12-15). Counsel for Erikka in the Rico Adversary offered to set aside funds

It is the determination of this Court that the amount of the fees Mr. Smith has requested for work pertaining to the Undisclosed Property, Rico Adversary, and Undisclosed Property Settlement is therefore unreasonable and must be significantly reduced. The consequences of Mr. Smith's decision not to pursue a recovery sufficient to cover some or all of his administrative expenses should not, and will not, be borne by general unsecured creditors. Further, trustee tasks performed in connection with the Undisclosed Property and Rico Adversary are not compensable as attorney services.

8

4. The Figure Lending Adversary

Mr. Smith initiated and then voluntarily dismissed the Figure Lending Adversary on the
same day. Mr. Smith acknowledged in his notice of dismissal that the statute of limitations on
the claim at issue had run. (Ex. H). During the Evidentiary Hearing, Mr. Smith conceded that the
Figure Lending Adversary provided no benefit to the Estate. (3/26/2024 Hearing Tr. 22:4-10).
The request for more than \$1,400 in fees for services pertaining to the Figure Lending Adversary
is therefore unreasonable, and it is the determination of the Court that the majority of the fees
Mr. Smith is requesting for work pertaining to the Figure Lending Adversary must be disallowed.

16

5. The Special Counsel Adversary and Class Action Settlement Collection Efforts

Based upon a review of the administrative and Special Counsel Adversary dockets, Mr. Smith's testimony at the Evidentiary Hearing, and Mr. Smith's billing entries pertaining to the Special Counsel Adversary and efforts to collect the Class Action Settlement Funds owing to the Estate, Mr. Smith has billed the Estate more than \$6,400 for communicating with third-parties about release of the Class Action Settlement Funds, executing release forms, and pursuing the Special Counsel Adversary, which adversary proceeding was promptly dismissed by the Court.

Mr. Smith's Declaration includes a general assertion that there were "many disputes and issues which were resolved with the Class Action Settlement Administrator and disputes with Special Counsel, which included [the Special Counsel Adversary]." (Dkt. 154 at 6). However, by his general conclusory statement, Mr. Smith has not satisfied his burden of establishing that

sufficient to pay all claims and administrative expenses in full pending further Court order. (9/14/2021 Hearing Tr. 5:1-9).

1 the related services for which he has billed the Estate were attorney services. Executing releases, 2 communicating with class action administrators, and filling out paperwork to obtain class action 3 settlement funds are all standard trustee duties. The record further reflects that certain of the 4 services for which Mr. Smith has billed the Estate for tasks related to the Special Counsel 5 Adversary were not necessary and provided no benefit to the Estate. It is therefore the 6 determination of the Court that nearly all of the fees Mr. Smith is requesting for work pertaining 7 to the Special Counsel Adversary and collection of the Class Action Settlement Funds must be 8 disallowed.

9

6. The Motion to Limit Notice

The Motion to Limit Notice pertains to an ordinary administrative component of the
bankruptcy case that falls within the purview of a Chapter 7 trustee's duties. The work pertaining
to the Motion to Limit Notice is therefore not compensable attorney work.

13

7. The Amended Application

Attorneys are entitled to reasonable compensation for preparing fee applications, but they
are not entitled to compensation for defending such fee applications. *Baker Botts, L.L.P. v. ASARCO LLC*, 576 U.S. 121, 124, 135 S. Ct. 2158, 2162, 192 L. Ed. 2d 208 (2015).

17 Mr. Smith sought an award of attorney's fees in the amount of \$35,960 in the Initial 18 Application, and he is requesting an award of attorney's fees in the amount of \$41,000 in the 19 Amended Application. The U.S. Trustee filed an objection to the Initial Application, but no 20 additional attorney services were performed by Mr. Smith between the time the Initial 21 Application was filed and the time the Amended Application was filed. Although not argued 22 during the Evidentiary Hearing, the U.S. Trustee has suggested that given the increase in the fees 23 requested, Mr. Smith is impermissibly billing the Estate approximately \$5,000 for defending his 24 request for attorney's fees.

Based upon the Court's review of the record, in his respective applications, Mr. Smith
only billed the Estate for time spent preparing such applications. (*See* Ex. I at 23; Ex. A at 23). It
therefore appears to this Court that the discrepancy in dollar amount does not reflect improper
billing of time for defending a fee application and instead pertains to differences in Mr. Smith's

built in reductions. However, the fees requested warrant a reduction on reasonableness grounds and on the basis that certain paraprofessional tasks were improperly billed.

III. <u>Conclusion</u>

Although Mr. Smith argues that he performed the services for which he has billed, and that there would have been no recovery for the Estate had he not performed those services, such that he is entitled to the fees requested, Mr. Smith's arguments fail to account for the prohibition against attorney compensation for the performance of trustee duties and the necessary and reasonableness requirements for compensation under § 330 of the Bankruptcy Code.

Based upon the foregoing analysis, the Court's independent review of the Amended
Application, the Court's consideration of the funds recovered in this case, the sources of such
recovery, the tasks performed by Mr. Smith, the claims filed in this case, the anticipated return
to creditors, and the totality of the circumstances, it is the determination of this Court that a
reduction in the amount of \$26,498.75 is warranted, which reduction should result in a 100%
return to general unsecured creditors with allowed claims in this case.¹⁵

15

1

2

3

4

5

6

7

8

Based upon the foregoing, and for good cause shown;

DATED AND SIGNED ABOVE.

IT IS HEREBY ORDERED that the United States Trustee's Objection to: (1) First
Amended Application for Allowance of Administrative Expense – Attorney Fees and
Reimbursement of Costs; and (2) Entry of an Order Approving Trustee's Final Report (Dkt. 130)
is sustained and denied in part, as set forth herein.

IT IS FURTHER ORDERED that pursuant to the Amended Application, Mr. Smith is
 awarded attorney's fees in the reduced amount of \$17,308.75, together with expenses in the
 amount of \$221.34.

- 23
- 24
- 25

 ¹⁵ Even with this reduction, Mr. Smith, between his trustee compensation and attorney's fees, will still receive approximately 30% of the gross receipts recovered for the Estate. The Court's reduction is taken from the total of the time entries submitted by Mr. Smith, and does not take into account any voluntary reductions.

EXHIBIT A ¹⁶	

$\begin{array}{c c} 3 \\ 4 \\ 5 \\ 1/22 \\ \end{array}$		Rate and	Fee	Basis for Reduction
4	<u>te</u>			
5		<u>Time Billed</u>	<u>Reduction</u> and/or	and/or Disallowance
			<u>Disallowance</u>	
3 1/22/		0.20 hours	\$30	Lumped attorney and
6	Reviewed Case for Conflicts; Drafted &	at attorney rate of \$300		paraprofessional tasks all billed at attorney
7	Filed required	per hour =		rate. See section II.1
8	Conflicts of Interest	\$60		of the Ruling and
9	Declaration (Doc. #73)			Order.
1/22/		0.30 hours	\$30	Lumped attorney and
10	Drafted, Revised &	at attorney		paraprofessional tasks
11	Filed Pleading – "Application to	rate of \$300		all billed at attorney rate. See section II.1
12	Employ Attorney for	per hour = \$90		of the Ruling and
13	Estate" (Doc. #72)			Order.
14	Case Administration:Drafted & Lodged	0.30 hours	\$30	Lumped attorney and
	proposed "Order	at attorney rate of \$300		paraprofessional tasks all billed at attorney
15	Authorizing	per hour =		rate. See section II.1
16	Employment of Atterney for Estate"	\$90		of the Ruling and Order.
17	Attorney for Estate" (Doc. #74)			Oldel.
18 1/24/	9 Non-Disclosed Mesh	0.40 hours	None	N/A
19	Implant Class Action Claim: Reviewed	at attorney rate of \$300		
	"Judge's	per hour =		
20	Procedures"; Drafted	\$120		
21	& Revised proposed "Disclosure			
22	Statement" Re:			
23	Employment of			
24	Special Counsels			
25				
26				

^{28 &}lt;sup>16</sup> This Exhibit was generated from the billing statements attached to the Amended Application. Those billing statements do not take into account the voluntary reduction Mr. Smith has agreed to accept. The Court's reductions are therefore based upon the total fees billed.

1	Entry Date	Billing Entry	Rate and Time Billed	<u>Fee</u> Reduction	Basis for Reduction and/or Disallowance
2				<u>and/or</u> Disallowance	
3	1/24/19	Non-Disclosed Mesh	0.30 hours	None	N/A
4		Implant Class Action	at attorney		
5		Claim: Drafted & Revised proposed	rate of \$300 per hour =		
6		"Order Approving	\$90		
		Trustee's			
7		Employment of			
8	1/24/19	Special Counsel" Non-Disclosed Mesh	0.20 hours	\$35	Reduced to para-
9		Implant Class Action	at attorney		professional rate
10		Claim: e-mailed	rate of \$300		given the nature of
		proposed Order & Disclosure Statement	per hour = \$60		the task described. See section II.2 of the
11			\$ 00		Ruling and Order.
12	1/28/19	Non-Disclosed Mesh	0.20 hours	None	N/A
13		Implant Class Action Claim: e-mails	at attorney rate of \$300		
14		Re: Appointment of	per hour =		
		Special Counsel -	\$60		
15	3/25/19	Issues Non-Disclosed Mesh	0.30 hours	None	N/A
16	5/25/19	Implant Class Action	at attorney	None	
17		Claim: Reviewed file;	rate of \$300		
18		e-mail Re: Status	per hour =		
19		of proposed Disclosure Statement	\$90		
		& signatures			
20	4/8/19	Non-Disclosed Mesh	0.10 hours	None	N/A
21		Implant Class Action Claim: Rec'd & Att'n	at attorney rate of \$300		
22		to e-mail Re:	per hour =		
23		Status of signed	\$30		
		Disclosure Statement & signatures			
24	8/26/19	Non-Disclosed Mesh	0.30 hours	None	N/A
25		Implant Class Action	at attorney		
26		Claim: Reviewed file; e-mail Re: Status	rate of \$300		
27		of signed Disclosure	per hour = \$90		
28		Statement			
20					

1 2	<u>Entry</u> <u>Date</u>	<u>Billing Entry</u>	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u> <u>and/or</u> Disallowance	Basis for Reduction and/or Disallowance
3	8/26/19	Non-Disclosed Mesh	0.10 hours	None	N/A
4		Implant Class Action	at attorney		
5		Claim: e-mail Re: Status of signed	rate of 300 per hour =		
		Disclosure Statement	\$30		
6	8/27/19	Non-Disclosed Mesh	0.10 hours	None	N/A
7 8		Implant Class Action Claim: Rec'd & Att'n	at attorney rate of \$300		
		to e-mail Re:	per hour =		
9		Disclosure Statement Issues	\$30		
10 11	9/4/19	Non-Disclosed Mesh Implant Class Action	0.10 hours at attorney	None	N/A
		Claim: Rec'd & Att'n	rate of \$300		
12		to e-mail &	per hour =		
13		signed Disclosure Statement	\$30		
14	9/5/19	Non-Disclosed Mesh	0.90 hours	\$60	Lumped attorney and
15		Implant Class Action	at attorney		paraprofessional tasks
15		Claim: Reviewed	rate of \$300		all billed at attorney
16		"Judge's Procedures";	per hour = \$270		rate. See section II.2 of the Ruling and
17		Prepared & Filed	\$270		Order.
18		Pleading – "Application to			
19		Approve			
20		Employment of Special Counsel"			
21		(Doc. #76)			
22	9/5/19	Non-Disclosed Mesh Implant Class Action	0.20 hours at attorney	\$35	Reduced to para- professional rate
22		Claim: Filed signed	rate of \$300		given the nature of
24		Special Counsel "Disclosure	per hour = \$60		the task described. See section II.2 of the
25		Statement" (Doc.			Ruling and Order.
26		#77)			
27					
28					

1	Entr Dat		Rate and Time Billed	<u>Fee</u> Reduction	Basis for Reduction and/or Disallowance
2	<u>Dat</u>		<u>Inne Bineu</u>	<u>and/or</u> Disallowance	and/or Disanowance
3	9/5/19	Non-Disclosed Mesh	0.50 hours	\$60	Lumped attorney and
4		Implant Class Action	at attorney		paraprofessional tasks
5		Claim: Prepared, Upload & Lodge	rate of \$300 per hour =		all billed at attorney rate. See section II.2
		proposed "Order	\$150		of the Ruling and
6		Approving Trustee's			Order.
7		Employment of			
8		Special Counsel" (Doc. #78)			
9	9/8/19		0.40 hours at attorney	\$60	Lumped attorney and paraprofessional tasks
10		Claim: Revised &	rate of \$300		all billed at attorney
11		Lodged proposed	per hour =		rate. See section II.2
12		amended "Order Approving Trustee's	\$120		of the Ruling and Order.
13		Employment of			
		Special Counsel"			
14	10/16/	(Doc. #81) 19 Non-Disclosed Mesh	0.20 hours	None	N/A
15		Implant Class Action	at attorney		
16		Claim: e-mail Re:	rate of \$300		
17		Order Approving Employment of	per hour = \$60		
		Special Counsel &	\$00		
18		Disbursement			
19	10/16/	Statement 19 Non-Disclosed Mesh	0.40 hours	None	N/A
20	10/10/	Implant Class Action	at attorney	None	IN/A
21		Claim: Rec'd & Att'n	rate of \$300		
22		to e-mail with proposed	per hour = \$120		
22		Disbursement	\$120		
23		Statement & proposed Release			
		Form			
25					
26					
27					
28					

3 4 5 6 7 8	11/4/19	Non-Disclosed Mesh Implant Class Action Claim: Prepared,	0.90 hours	Disallowance	
5 6 7	11/4/17	Implant Class Action	0.90 110015	\$60	Lumped attorney and
6 7		· · · · · · · · · · · · · · · · · · ·	at attorney rate of \$300	\$00	paraprofessional tasks all billed at attorney
7		Revised & Filed Pleading – "Trustee's	per hour = \$270		rate. See section II.2 of the Ruling and
		Application to	φ270		Order.
		Approve Settlement of Class Action			
9	11/4/19	Claim" (Doc. #83) Non-Disclosed Mesh	1.00 hours	\$60	Lumped attorney and
10	11, 1, 1,	Implant Class Action Claim: Reviewed	at attorney rate of \$300	\$ 00	paraprofessional tasks all billed at attorney
11		"Judge's Procedures";	per hour = \$300		rate. See section II.2 of the Ruling and
12		Prepared, Revised &	4500		Order.
13		Filed Pleading – "Trustee's			
14		Application for Approval of Payment			
15		of Contingency Fees			
16		to Special Counsel" (Doc. #84)			
17	11/4/19	Non-Disclosed Mesh Implant Class Action	0.30 hours at para-	None	N/A
18		Claim: Prepared &	professional		
19		Filed Pleading "Notice of Filing	rate of \$125 per hour =		
20		Trustee's Application to Approve	\$37.50		
21 22		Settlement and Payment of Fees"			
23		(Doc. #85)			
24	11/19/19	Non-Disclosed Mesh Implant Class Action	0.20 hours at attorney	None	N/A
25		Claim: Rec'd & Att'n to e-mail Re:	rate of \$300 per hour =		
26		Trustee's Motion to Approve Settlement	\$60		
27 28		& Release Form			

1	Entr Dat		Rate and <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u>	Basis for Reduction and/or Disallowance
2				<u>and/or</u> Disallowance	
3	2/3/20	Non-Disclosed Mesh	0.10 hours	None	N/A
4		Implant Class Action Claim: Rec'd & Att'n	at attorney rate of \$300		
5		to e-mail Re:	per hour =		
6		Order Approving Settlement	\$30		
7	3/6/20	Non-Disclosed Mesh	0.10 hours	None	N/A
8		Implant Class Action Claim: Rec'd & Att'n	at attorney rate of \$300		
9		to e-mail Re:	per hour =		
		Order Approving	\$30		
10	3/6/20	Settlement Non-Disclosed Mesh	0.10 hours	None	N/A
11	5/0/20	Implant Class Action	at para-	None	
12		Claim: Reviewed	professional		
13		Docket for possible	rate of \$125		
14		Objections to proposed Settlement	per hour = \$12.50		
		& Payment of Fees	φ12.50		
15	3/6/20	Non-Disclosed Mesh	0.20 hours	None	N/A
16		Implant Class Action	at para-		
17		Claim: Prepared & Filed "Report of No	professional rate of \$125		
10		Objection and	per hour =		
18		Request for Entry of	\$25		
19	3/6/20	Order" (Doc. #87) Non-Disclosed Mesh	0.80 hours	\$30	Lumped attorney and
20	5/0/20	Implant Class Action	at attorney	φ.50	paraprofessional tasks
21		Claim: Drafted, Revised & Lodged	rate of \$300 per hour =		all billed at attorney rate. See section II.2
22		proposed "Order	\$240		of the Ruling and
23		Approving Trustee's Settlement and			Order.
24		Authorizing Payment			
		of Contingency Fees"			
25 26		(Doc. #88)			
20					
28					

1 2	Entry Date	Billing Entry	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u> <u>and/or</u>	Basis for Reduction and/or Disallowance
3				Disallowance	
4	3/10/20	Non-Disclosed Mesh Implant Class Action	0.20 hours at attorney	\$60	Based upon the record, these were
		Claim: Reviewed	rate of \$300		trustee administration
5		File; e-mail Re:	per hour = \$60		and collection task(s)
6		Order & Payment of Settlement Funds	φ00		that required no legal expertise. See section
7					II.5 of the Ruling and Order.
8	3/10/20	Non-Disclosed Mesh	0.30 hours	\$90	Based upon the
9		Implant Class Action	at attorney		record, these were
10		Claim: Rec'd & Att'n to e-mail Re:	rate of \$300 per hour =		trustee administration and collection task(s)
11		Disbursement of	\$90		that required no legal
12		Settlement Funds & New Release Form			expertise. See section II.5 of the Ruling and
					Order.
13	12/16/20	Non-Disclosed Mesh	0.30 hours	\$90	Based upon the
14		Implant Class Action Claim: Reviewed file;	at attorney rate of \$300		record, these were trustee administration
15		e-mail Re: Status	per hour =		and collection task(s)
16		of Payment/New Release Form	\$90		that required no legal
17		Release Form			expertise. See section II.5 of the Ruling and
18					Order.
	12/16/20	Non-Disclosed Mesh Implant Class Action	0.10 hours at attorney	\$30	Based upon the record, these were
19		Claim: Rec'd & Att'n	rate of \$300		trustee administration
20		to e-mail Re: New	11		and collection task(s)
21		Release Form	\$30		that required no legal expertise. See section
22					II.5 of the Ruling and
23	1/14/21	Non-Disclosed Mesh	0.20 hours	\$60	Order.
24	1/14/21	Implant Class Action	at attorney	\$60	Based upon the record, these were
25		Claim: e-mails	rate of \$300		trustee administration
		Re: New Release Form	per hour = \$60		and collection task(s) that required no legal
26			φυυ		expertise. See section
27					II.5 of the Ruling and
28					Order.
		1			

1	Entry Date	Billing Entry	<u>Rate and</u> Time Billed	<u>Fee</u> Reduction	Basis for Reduction and/or Disallowance
2	Date		<u>Inne Dineu</u>	<u>and/or</u> Disallowance	and/or Disanowance
3	1/20/21	Non-Disclosed Mesh	0.30 hours	\$90	Based upon the
4		Implant Class Action	at attorney		record, these were
5		Claim: Ltr with another signed	rate of 300 per hour =		trustee administration and collection task(s)
6		Release Form	\$90		that required no legal
					expertise. See section
7					II.5 of the Ruling and Order.
8	1/26/21	Non-Disclosed Mesh	0.10 hours	\$30	Based upon the
9		Implant Class Action	at attorney		record, these were
10		Claim: Rec'd & Att'n	rate of \$300		trustee administration
		to e-mail Re: New Release Form	per hour = \$30		and collection task(s) that required no legal
11			φ.50		expertise. See section
12					II.5 of the Ruling and
13	4/19/21	Non-Disclosed Real	0.30 hours	\$45,	Order. Reduction based
14	4/13/21	Property: Office	at attorney	representing a	upon reasonableness
		Meeting with Debtor	rate of \$300	50%	review, as discussed
15		Re: Sale of Real	per hour =	reduction	in section II.3 of the
16		Property; Reviewed File	\$90		Ruling and Order.
17	4/20/21	Non-Disclosed Real	1.00 hours	\$150,	Reduction based
18		Property: Internet	at attorney	representing a	
19		Research Re: Possible Non-	rate of 300 per hour =	50% reduction	review, as discussed in section II.3 of the
		Disclosed Real Estate	\$300	reduction	Ruling and Order.
20		Interests			
21	4/20/21	Non-Disclosed Real	0.10 hours	\$15, representing a	Reduction based upon reasonableness
22		Property: Rec'd & Att'n to e-mail	at attorney rate of \$300	50%	review, as discussed
23		Re: Real Property	per hour =	reduction	in section II.3 of the
	4/20/21	N D' 1 126 1	\$30	\$20	Ruling and Order.
24	4/20/21	Non-Disclosed Mesh Implant Class Action	0.10 hours at attorney	\$30	Based upon the record, these were
25		Claim: Rec'd & Att'n	rate of \$300		trustee administration
26		to e-mail Re:	per hour =		and collection task(s)
27		Release Form & Payment of	\$30		that required no legal
		Settlement Funds			expertise. See section II.5 of the Ruling and
28					Order.

1		<u>Entry</u> <u>Date</u>	Billing Entry	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u>	Basis for Reduction <u>and/or Disallowance</u>
2					<u>and/or</u> Disallowance	
3		4/20/21	Non-Disclosed Real	0.30 hours	\$45,	Reduction based
4			Property: L.D.T.C.'s	at attorney	representing a	upon reasonableness
5			to/from Real Estate Agent	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
6				\$90	reduction	Ruling and Order.
		4/20/21	Non-Disclosed Real	0.20 hours	\$30,	Reduction based
7			Property: T.C.'s	at attorney	representing a	upon reasonableness
8			to/from Debtor Re: Class Action Claim &	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
9			Real Property	\$60	reduction	Ruling and Order.
10				0.001	.	
		4/20/21	Non-Disclosed Real Property: Office	0.60 hours at attorney	\$90, representing a	Reduction based upon reasonableness
11			Meeting Re:	rate of \$300	50%	review, as discussed
12			Explain Debtor's	per hour =	reduction	in section II.3 of the
13			Interest in Class	\$180		Ruling and Order.
14			Action Claim & possible non-			
			disclosed Real			
15			Property			
16		4/20/21	Non-Disclosed Real	0.60 hours	\$90,	Reduction based
17			Property: Internet Research – Fees	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
10			& Recording	per hour =	reduction	in section II.3 of the
18			Information	\$180		Ruling and Order.
19		4/20/21	Non-Disclosed Real	0.70 hours	\$105,	Reduction based
20			Property: Prepared three (3) "Notice of	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
21			Bankruptcy" for	per hour =	reduction	in section II.3 of the
		1/00/01	recording	\$210	# 20	Ruling and Order.
22		4/20/21	Non-Disclosed Real Property: Ltr to Pinal	0.20 hours at attorney	\$30, representing a	Reduction based upon reasonableness
23			County Recorder's	rate of \$300	50%	review, as discussed
24			Office with "Notice	per hour =	reduction	in section II.3 of the
25			of Bankruptcy" for	\$60		Ruling and Order.
26			Recording			
27						
28						
	ן י		L	1	1	

		1			
1	<u>Entry</u> <u>Date</u>	Billing Entry	Rate and Time Billed	<u>Fee</u> <u>Reduction</u>	<u>Basis for Reduction</u> <u>and/or Disallowance</u>
2				and/or Disallowance	
3	4/20/21	Non-Disclosed Real	0.20 hours	\$30,	Reduction based
4		Property: Ltr to Pima	at attorney	representing a	upon reasonableness
5		County Recorder's Office with "Notice	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
6		of Bankruptcy" for Recording	\$60	reduction	Ruling and Order.
7	4/20/21	Non-Disclosed Real	0.20 hours	\$30,	Reduction based
8		Property: Ltr to	at attorney	representing a	upon reasonableness
9		Maricopa County Recorder's Office	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
10		with "Notice of Bankruptcy" for	\$60		Ruling and Order.
11		Recording			
	4/21/21	Non-Disclosed Real	0.10 hours	\$15,	Reduction based
12		Property: Rec'd & Att'n to e-mail	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
13			per hour $=$	reduction	in section II.3 of the
14			\$30		Ruling and Order.
	4/21/21	Non-Disclosed Real	0.80 hours	\$120,	Reduction based
15		Property: Drafted,	at attorney	representing a	upon reasonableness
16		Revised & Finalized	rate of \$300	50% reduction	review, as discussed in section II.3 of the
17		proposed "Agreement"	per hour = \$240	reduction	Ruling and Order.
	4/21/21	Non-Disclosed Real	0.10 hours	\$15,	Reduction based
18		Property: e-mail to	at attorney	representing a	upon reasonableness
19		. Empire West Title	rate of \$300	50%	review, as discussed
20		Agency with	per hour $=$	reduction	in section II.3 of the
	4/21/21	proposed Agreement Non-Disclosed Real	\$30 0.30 hours	\$45,	Ruling and Order. Reduction based
21	4/21/21	Property: L.D.T.C.'s .	at attorney	representing a	upon reasonableness
22		. Re: Request for	rate of \$300	50%	review, as discussed
23		Sale Doc's &	per hour =	reduction	in section II.3 of the
		Information	\$90	.	Ruling and Order.
24	4/22/21	Non-Disclosed Real	0.20 hours	\$60	The task described is
25		Property: Internet Research Re:	at attorney rate of \$300		administrative in nature.
26		Location & Driving	per hour =		
		Instructions	\$60		
27					
28					

1	Entry Date	Billing Entry	Rate and Time Billed	<u>Fee</u> <u>Reduction</u>	Basis for Reduction and/or Disallowance
2				<u>and/or</u> Disallowance	
3	4/22/21	Non-Disclosed Real	10.00 hours	\$2,000	Reduction based
4		Property: Trip to	at attorney		upon reasonableness
5		Maricopa, AZ & to	rate of \$300		review, as discussed
		Florence, AZ to	per hour = \$3,000		in section II.3 of the Puling and Order
6		Investigate possible interest in non-	\$3,000		Ruling and Order. There is also no
7		disclosed real			breakout of travel
		property			time, warranting a
8					further reduction.
9	4/22/21	Non-Disclosed Real	1.50 hours	\$225,	Reduction based
10		Property: Researched	at attorney	representing a 50%	upon reasonableness
		Records (Deeds)	rate of \$300 per hour =	reduction	review, as discussed in section II.3 of the
11			\$450	reduction	Ruling and Order.
12	4/25/21	Non-Disclosed Real	0.20 hours	\$30,	Reduction based
13		Property: Rec'd &	at attorney	representing a	upon reasonableness
15		Att'n to telephone	rate of \$300	50%	review, as discussed
14		message from	per hour = $\Phi(x)$	reduction	in section II.3 of the
15		Phoenix Att'y Ronald Ellett	\$60		Ruling and Order.
16	4/25/21	Non-Disclosed Real	0.40 hours	\$60,	Reduction based
17		Property: Rec'd & Att'n to e-mail from	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
		Att'y Ellett with	per hour =	reduction	in section II.3 of the
18		revised proposed Sale	\$120	reduction	Ruling and Order.
19		Agreement			
	4/25/21	Non-Disclosed Real	0.10 hours	\$15,	Reduction based
20		Property: E-mail to	at attorney	representing a	upon reasonableness
21		Att'y Ellett Re:	rate of \$300	50%	review, as discussed
22		Revisions to Agreement	per hour = \$30	reduction	in section II.3 of the Ruling and Order.
	4/26/21	Non-Disclosed Real	0.20 hours	\$30,	Reduction based
23		Property: L.D.T.C's	at attorney	representing a	upon reasonableness
24		to Att'y Ronald Ellett	rate of \$300	50%	review, as discussed
25			per hour =	reduction	in section II.3 of the
			\$60		Ruling and Order.
26					
27					
28					
		1			I

1	Entry	Billing Entry	Rate and	Fee	Basis for Reduction
	Date		Time Billed	Reduction	and/or Disallowance
2				<u>and/or</u> Disallowance	
3	4/26/21	Non-Disclosed Real	1.00 hours	\$150,	Reduction based
4		Property: L.D.T.C.'s	at attorney	representing a	upon reasonableness
5		to/from Att'y Ronald	rate of \$300	50%	review, as discussed in section II.3 of the
		Ellett Re: Demands & Settlement Proposals	per hour = \$300	reduction	Ruling and Order.
6	4/28/21	Non-Disclosed Real	1.00 hours	\$150,	Reduction based
7		Property: T.C.'s	at attorney	representing a	upon reasonableness
8		to/from Att'y Thomas	rate of \$300	50%	review, as discussed
		Allen (Debtor's new	per hour =	reduction	in section II.3 of the
9		Att'y) Re: Settlement proposals, Issues, etc.	\$300		Ruling and Order.
10	4/29/21	Non-Disclosed Real	0.20 hours	\$30,	Reduction based
11		Property: Rec'd &	at attorney	representing a	upon reasonableness
		Att'n to e-mail from	rate of \$300	50%	review, as discussed
12		Att'y Ellett (More Demands &	per hour = $\mathfrak{P}_{\mathcal{O}}$	reduction	in section II.3 of the
13		Settlement Proposals)	\$60		Ruling and Order.
14	4/30/21	Non-Disclosed Real	0.20 hours	\$30,	Reduction based
		Property: e-mails	at attorney	representing a	upon reasonableness
15		to/from Empire	rate of \$300	50%	review, as discussed
16		West Title Agency Re: Status of Sale &	per hour = \$60	reduction	in section II.3 of the
17		Bankruptcy	\$00		Ruling and Order.
		Agreement			
18	4/30/21	Non-Disclosed Real	0.80 hours	\$120,	Reduction based
19		Property: Att'n to	at attorney	representing a	upon reasonableness
20		More T.C.'s & e-	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
		mails to/from Att'y Ronald Ellett	\$240	reduction	Ruling and Order.
21	4/30/21	Non-Disclosed Real	0.40 hours	\$60,	Reduction based
22		Property: T.C.'s with	at attorney	representing a	upon reasonableness
23		(Brother to	rate of \$300	50%	review, as discussed
		proposed Buyer of Home)	per hour = \$120	reduction	in section II.3 of the Ruling and Order
24			φ120		Ruling and Order.
25					
26					
27					
28					

1 2	Entry Date	Billing Entry	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u> <u>and/or</u>	Basis for Reduction and/or Disallowance
3	5/5/21		0.001	Disallowance	D 1 (1 1
	5/6/21	Non-Disclosed Real Property: e-mails	0.20 hours at attorney	\$30, representing a	Reduction based upon reasonableness
4		to/from Empire	rate of \$300	50%	review, as discussed
5		West Title Agency	per hour =	reduction	in section II.3 of the
6		Re: Status of	\$60		Ruling and Order.
7		Settlement of Bankruptcy Estate's			
		Interest			
8	5/6/21	Non-Disclosed Real	0.20 hours	\$30,	Reduction based
9		Property: L.D.T.C.'s	at attorney	representing a	upon reasonableness
10		to Att'y Thomas	rate of \$300	50%	review, as discussed
10		Allen (left Messages)	per hour =	reduction	in section II.3 of the
11	5/6/21	Non-Disclosed Real	\$60 0.30 hours	\$45,	Ruling and Order. Reduction based
12	5/0/21	Property: L.D.T.C.'s	at attorney	representing a	upon reasonableness
		to/from (Brother	rate of \$300	50%	review, as discussed
13		of proposed Buyer)	per hour =	reduction	in section II.3 of the
14			\$90		Ruling and Order.
	5/7/21	Non-Disclosed Real	7.00 hours	\$1,400	Reduction based
15		Property: Trip to	at attorney		upon reasonableness
16		Maricopa, AZ Re:	rate of \$300		review, as discussed
1.7		Occupancy & Sale	per hour =		in section II.3 of the
17		Issues	\$2,100		Ruling and Order.
18					There is also no breakout of travel
10					time, warranting a
19					further reduction.
20	5/27/21	Non-Disclosed Real	0.40 hours	\$60,	Reduction based
21		Property: T.C.'s	at attorney	representing a	upon reasonableness
		to/from Att'y Thomas	rate of \$300	50%	review, as discussed
22		Allen Re: Settlement	per hour =	reduction	in section II.3 of the
23	6/2/21	Issues	\$120	\$225	Ruling and Order.
24	6/2/21	Erikka Rico v. Trustee, Adv. #21-	1.50 hours	\$225,	Reduction based
24		133: Legal Research	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
25		Re: Objectionable	per hour =	reduction	in section II.3 of the
26		Issues, Exhibits in	\$450		Ruling and Order.
		Plaintiff's Complaint			-
27					
28					

1	Entry Date	Billing Entry	<u>Rate and</u> Time Billed	<u>Fee</u> Reduction	Basis for Reduction and/or Disallowance
2				<u>and/or</u> Disallowance	
3	6/3/21	Erikka Rico v.	1.00 hours	\$150,	Reduction based
4		Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
5		133: More Legal Research re:	rate of 300 per hour =	50% reduction	review, as discussed in section II.3 of the
		Objectionable	\$300	reduction	Ruling and Order.
6		Exhibits Issues			
7	6/3/21	Erikka Rico v.	1.00 hours	\$150,	Reduction based
8		Trustee, Adv. #21- 133: Begin work on	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
9		Response Pleading –	per hour =	reduction	in section II.3 of the
		"Motion to Strike"	\$300		Ruling and Order.
10	6/4/21	Erikka Rico v.	1.00 hours	\$180	Reduction based
11		Trustee, Adv. #21- 133: Finalized, Filed	at attorney rate of \$300		upon reasonableness review, as discussed
12		& Served Pleading –	per hour =		in section II.3 of the
13		"Motion to Strike"	\$300		Ruling and Order.
		(Doc. #6)			Given the lumping of
14					attorney and paraprofessional
15					tasks, which were all
16					billed at the attorney
					rate, an additional
17					reduction is warranted.
18	6/7/21	Erikka Rico v.	0.80 hours	\$120,	Reduction based
19		Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
20		133: Reviewed File –	rate of \$300	50%	review, as discussed
20		worked on Discovery Matters/Issues	per hour = \$240	reduction	in section II.3 of the Ruling and Order.
22					
23					
24					
25					
26					
27					
28					

- - - - -	6/7/21	Erikka Rico v. Trustee, Adv. #21- 133: Prepared, & Served Subpoena to Produce Documents – Loan File on Figure Lending	1.50 hours at attorney rate of \$300 per hour = \$450	<u>and/or</u> <u>Disallowance</u> \$300	Reduction based upon reasonableness review, as discussed in section II.3 of the Ruling and Order. Given the lumping of attorney and paraprofessional tasks, which were all
- - -	6/7/21	Trustee, Adv. #21- 133: Prepared, & Served Subpoena to Produce Documents – Loan File on Figure	at attorney rate of \$300 per hour =	\$300	upon reasonableness review, as discussed in section II.3 of the Ruling and Order. Given the lumping of attorney and paraprofessional tasks, which were all
; ; ;		133: Prepared, & Served Subpoena to Produce Documents – Loan File on Figure	rate of \$300 per hour =		review, as discussed in section II.3 of the Ruling and Order. Given the lumping of attorney and paraprofessional tasks, which were all
,		Served Subpoena to Produce Documents – Loan File on Figure	per hour =		in section II.3 of the Ruling and Order. Given the lumping of attorney and paraprofessional tasks, which were all
;		Produce Documents – Loan File on Figure			Ruling and Order. Given the lumping of attorney and paraprofessional tasks, which were all
;					attorney and paraprofessional tasks, which were all
		Lending			paraprofessional tasks, which were all
					tasks, which were all
					-
					billed at the attorney
			1		rate, an additional
					reduction is
	6/8/21	Erikka Rico v.	1.50 h	\$200	warranted. Reduction based
	0/8/21	Trustee, Adv. #21-	1.50 hours at attorney	\$300	upon reasonableness
		133: Prepared &	rate of \$300		review, as discussed
		Served Subpoena to	per hour =		in section II.3 of the
		Produce Documents –	\$450		Ruling and Order.
		Loan File on Alliance Financial Resources			Given the lumping of attorney and
		I manetar resources			paraprofessional
					tasks, which were all
'					billed at the attorney
					rate, an additional
					reduction is warranted.
'	6/8/21	Erikka Rico v.	0.80 hours	\$120,	Reduction based
		Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
		133: Rec'd & Att'n to	rate of \$300	50%	review, as discussed
		Pleadings – "Notice of Appearance" &	per hour = \$240	reduction	in section II.3 of the Ruling and Order.
		"Answer to	\$240		Kuning and Order.
		Complaint"			
	6/10/21	Erikka Rico v.	1.00 hours	\$150,	Reduction based
		Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
		133: Rec'd & Att'n to "Notice of	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
		Scheduling	\$300		Ruling and Order.
'		Conference ";			0
		Limited Legal Research			

1		<u>ntry</u> Date	Billing Entry	<u>Rate and</u> Time Billed	<u>Fee</u> Reduction	Basis for Reduction and/or Disallowance
2	-	Jate		<u>Thie Diffed</u>	and/or	and/or Disanowance
3	6/24	4/21	Erikka Rico v.	1.50 hours	Disallowance \$225,	Reduction based
4			Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
5			133: Rec'd & Att'n to "Amended Complaint	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
6				\$450	reduction	Ruling and Order.
	6/2	8/21	Erikka Rico v.	1.00 hours	\$150,	Reduction based
7			Trustee, Adv. #21- 133: Rec'd & Att'n to	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
8			Pleading – "Motion	per hour =	reduction	in section II.3 of the
9			for Partial Summary	\$300		Ruling and Order.
10			Judgment on Count II Requesting			
11			Partition"; Limited			
			Legal Research Re:			
12	6/2	8/21	Partition Actions Erikka Rico v.	1.50 hours	\$225,	Reduction based
13	0/2	0/21	Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
14			133: Rec'd & Att'n to	rate of \$300	50%	review, as discussed
15			Pleading – "Separate Statement of Facts for	per hour = \$450	reduction	in section II.3 of the Ruling and Order.
16			Motion for Partial	φ150		Running und Order.
			Summary Judgment .			
17	6/29	9/21	Erikka Rico v.	1.00 hours	\$150,	Reduction based
18	0, 2.		Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
19			133: Rec'd & Att'n to	rate of \$300	50%	review, as discussed
20			"Defendant's Initial Rule 26 Disclosure	per hour = \$300	reduction	in section II.3 of the Ruling and Order.
21			Statement"			
22	6/2	9/21	Erikka Rico v. Trustee, Adv. #21-	0.50 hours	\$75,	Reduction based upon reasonableness
			133: Rec'd & Att'n to	at attorney rate of \$300	representing a 50%	review, as discussed
23			"Notice of Service of	per hour =	reduction	in section II.3 of the
24			Plaintiff's Initial Disclosure	\$150		Ruling and Order.
25			Statement"			
26						
27						
28						
20						

1	Entry	Billing Entry	Rate and	Fee	Basis for Reduction
2	<u>Date</u>		Time Billed	<u>Reduction</u> and/or	and/or Disallowance
				Disallowance	
3	7/2/21	Erikka Rico v.	0.10 hours	\$15,	Reduction based
4		Trustee, Adv. #21-	at attorney rate of \$300	representing a 50%	upon reasonableness
5		133: Figure Lending – Rec'd & Att'n to e-	per hour =	reduction	review, as discussed in section II.3 of the
6		mail from Att'y Re: Subpoena	\$30	reduction	Ruling and Order.
7	7/5/21	Erikka Rico v.	0.50 hours	\$75,	Reduction based
8		Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
		133: Legal Research	rate of \$300	50%	review, as discussed
9		Re: Time to Respond to Motion for	per hour = \$150	reduction	in section II.3 of the Ruling and Order.
10		Summary Judgment .	\$150		raining and Ordor.
11	7/5/21	Erikka Rico v.	0.30 hours	\$45,	Reduction based
12		Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
13		133: Rec'd Returned	rate of \$300	50%	review, as discussed
14		Alliance Financial Subpoena;	per hour = \$90	reduction	in section II.3 of the Ruling and Order.
		Research Re: New	\$50		Running und Order.
15		Address			
16	7/6/21	Erikka Rico v.	1.00 hours	\$180	Reduction based
17		Trustee, Adv. #21- 133: Revised &	at attorney rate of \$300		upon reasonableness review, as discussed
18		Served Subpoena to Produce Loan File on	per hour = $$300$		in section II.3 of the Ruling and Order.
19		Alliance Financial	\$200		Given the lumping of
20					attorney and paraprofessional
21					tasks, which were all billed at the attorney
22					rate, an additional
23					reduction is warranted.
24					
25					
26					
27					
28					

<u>Entry</u> <u>Date</u>	Billing Entry	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u> <u>and/or</u> <u>Disallowance</u>	Basis for Reduction and/or Disallowance
7/6/21	Erikka Rico v. Trustee, Adv. #21- 133: Drafted, Revised, Filed & Served Pleading – "Motion to Strike" (Doc. #14)	1.00 hours at attorney rate of \$300 per hour = \$300	\$180	Reduction based upon reasonableness review, as discussed in section II.3 of the Ruling and Order. Given the lumping of attorney and paraprofessional tasks, which were all billed at the attorney rate, an additional reduction is warranted.
7/7/21	Erikka Rico v. Trustee, Adv. #21- 133: Figure Lending – L.D.T.C.'s Re: Required Confidentiality Agreement	0.30 hours at attorney rate of \$300 per hour = \$90	\$45, representing a 50% reduction	Reduction based upon reasonableness review, as discussed in section II.3 of the Ruling and Order.
7/8/21	Erikka Rico v. Trustee, Adv. #21- 133: Figure Lending – Reviewed Confidentiality Agreement; e-mailed signed Agreement	0.80 hours at attorney rate of \$300 per hour = \$240	\$120, representing a 50% reduction	Reduction based upon reasonableness review, as discussed in section II.3 of the Ruling and Order.
7/12/21	Erikka Rico v. Trustee, Adv. #21- 133: Figure Lending – Rec'd & Att'n to e- mail Re: Password for Production of Doc's	0.20 hours at attorney rate of \$300 per hour = \$60	\$30, representing a 50% reduction	Reduction based upon reasonableness review, as discussed in section II.3 of the Ruling and Order.
7/15/21	Erikka Rico v. Trustee, Adv. #21- 133: Figure Lending – L.D.T.C.'s Re: Subpoena Documents	0.30 hours at attorney rate of \$300 per hour = \$90	\$45, representing a 50% reduction	Reduction based upon reasonableness review, as discussed in section II.3 of the Ruling and Order.

1		Entry	Billing Entry	Rate and	Fee	Basis for Reduction
2		<u>Date</u>		Time Billed	<u>Reduction</u> and/or	and/or Disallowance
					Disallowance	
3		7/14/21	Erikka Rico v.	0.20 hours	\$30,	Reduction based
4			Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
5			133: e-mails Re: Conference Call	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
6				\$60	reduction	Ruling and Order.
		7/14/21	Erikka Rico v.	0.30 hours	\$45,	Reduction based
7			Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
8			133: Rec'd & Att'n to	rate of \$300	50% reduction	review, as discussed in section II.3 of the
9			Pleading – "Answer to Amended	per hour = \$90	reduction	Ruling and Order.
			Complaint"	ψΣΟ		Runnig and Order.
10		7/15/21	Erikka Rico v.	0.50 hours	\$75,	Reduction based
11			Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
12			133: Reviewed File; Ltr to Att'y Ellett Re:	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
			Omitted Disclosure	\$150	reduction	Ruling and Order.
13			Exhibits	•		
14		7/15/21	Erikka Rico v.	1.00 hours	\$150,	Reduction based
15			Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
			133: Motion for Summary Judgment –	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
16			Legal Research	\$300	reduction	Ruling and Order.
17		7/15/21	Erikka Rico v.	3.00 hours	\$500	Reduction based
18			Trustee, Adv. #21-	at attorney		upon reasonableness
			133: Drafted,	rate of \$300		review, as discussed in section II.3 of the
19			Numerous Revisions, Filed & Served	per hour = \$900		Ruling and Order.
20			Pleading – "Trustee's	<i>\</i>		Given the lumping of
21			Motion to Deny or			attorney and
22			Allow Extended Time to Respond to			paraprofessional tasks, which were all
			Plaintiff's Motion for			billed at the attorney
23			Partial Summary			rate, an additional
24			Judgment" (Doc.			reduction is
25			#16)			warranted.
26						
27						
28						
	l I					

Basis for Reduction and/or Disallowance	<u>Fee</u> <u>Reduction</u>	<u>Rate and</u> <u>Time Billed</u>	Billing Entry	<u>Entry</u> <u>Date</u>	1
	<u>and/or</u> Disallowance				2
Reduction based	\$75,	0.50 hours	Erikka Rico v.	7/16/21	3
upon reasonableness	representing a 50%	at attorney rate of \$300	Trustee, Adv. #21- 133: Rec'd & Att'n to		4
review, as discussed in section II.3 of the	reduction	per hour $=$	Pleading –		5
Ruling and Order.		\$150	"Statement of		6
			Position Regarding		
			Motion for Partial Summary Judgment		7
			on Count II		8
			Requesting Partition"		9
Deduction have 1	\$20	0.201	(Doc. #17) Erikka Rico v.	7/20/21	10
Reduction based upon reasonableness	\$30, representing a	0.20 hours at attorney	Trustee, Adv. #21-	7/20/21	
review, as discussed	50%	rate of \$300	133: Rec'd & Att'n to		11
in section II.3 of the	reduction	per hour =	Pleading – "Response		12
Ruling and Order.		\$60	to Defendant's Motion to Strike"		13
			(Doc. #18)		14
Reduction based	\$225,	1.50 hours	Erikka Rico v.	7/20/21	
upon reasonableness	representing a	at attorney	Trustee, Adv. #21-		15
review, as discussed in section II.3 of the	50% reduction	rate of \$300 per hour =	133: Prepared for & Handled Required		16
Ruling and Order.	reduction	\$450	Rule 26(f)		17
			Conference		18
Reduction based	\$60	0.30 hours	Erikka Rico v.	7/20/21	
upon reasonableness review, as discussed		at attorney rate of \$300	Trustee, Adv. #21- 133: e-mailed copy of		19
in section II.3 of the		per hour =	Subpoenas to Att'y		20
Ruling and Order.		\$90	Ellett		21
Given that the task described is					22
paraprofessional in					23
nature but was billed at the attorney rate,					
an additional					24
reduction is					25
warranted.					26
					27
					28
					26 27

1	<u>Entry</u> <u>Date</u>	Billing Entry	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u> and/or	Basis for Reduction and/or Disallowance
3				Disallowance	
3	7/28/21	Erikka Rico v.	4.00 hours	\$600,	Reduction based
4		Trustee, Adv. #21- 133: Worked on Rule	at attorney rate of \$300	representing a 50%	upon reasonableness
5		26 Disclosure	per hour =	reduction	review, as discussed in section II.3 of the
6		Statement; Studied	\$1,200		Ruling and Order.
		Discovery Doc's			
7		from Mortgage			
8	7/29/21	Company Erikka Rico v.	1.50 hours	\$225,	Reduction based
9	1122121	Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
		133: Worked on	rate of \$300	50%	review, as discussed
0		Value Mortgage	per hour = 0.450	reduction	in section II.3 of the
1		Funding Subpoena	\$450		Ruling and Order.
2	7/29/21	Erikka Rico v.	1.00 hours	\$200	Reduction based
3		Trustee, Adv. #21-	at attorney		upon reasonableness
		133: Prepared &	rate of \$300		review, as discussed in section II.3 of the
4		Served Subpoena to Produce Documents –	per hour = \$300		Ruling and Order.
5		Loan File on Value			Given the lumping of
6		Mortgage Funding			attorney and
7					paraprofessional tasks, which were all
					billed at the attorney
8					rate, an additional
9					reduction is
0	7/29/21	Erikka Rico v.	0.40 hours	\$25	warranted. Reduction based
	1129121	Trustee, Adv. #21-	at para-	φ23	upon reasonableness
1		133: Prepared, Filed	professional		review, as discussed
2		& Served "Notice of	rate of \$125		in section II.3 of the
3		Issuance of Subpoena"	per hour = \$50		Ruling and Order.
4	7/29/21	Erikka Rico v.	0.50 hours	\$75,	Reduction based
		Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
5		133: Office Meeting .	rate of \$300	50%	review, as discussed
6		Re: Issues & Possible Settlement	per hour = \$150	reduction	in section II.3 of the Ruling and Order.
7					

1 2	Entry Date	Billing Entry	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u> <u>and/or</u> Disallowance	Basis for Reduction and/or Disallowance
3	8/3/21	Erikka Rico v.	2.00 hours	\$350	Reduction based
4		Trustee, Adv. #21-	at attorney		upon reasonableness
5		133: Prepared, Filed & Served Pleading –	rate of \$300 per hour =		review, as discussed in section II.3 of the
6		"Trustee's Initial	\$600		Ruling and Order.
		Rule 26 Disclosure			Given the lumping of
7		Statement"			attorney and paraprofessional
8					tasks, which were all
9					billed at the attorney
0					rate, an additional reduction is
1					warranted.
	8/10/21	Erikka Rico v.	0.30 hours	\$45,	Reduction based
2		Trustee, Adv. #21- 133: Value Mortgage	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
3		Funding Subpoena	per hour =	reduction	in section II.3 of the
4		returned –	\$90		Ruling and Order.
5		"Undeliverable"; Research new address			
6	8/10/21	Erikka Rico v.	1.10 hours	\$180	Reduction based
7		Trustee, Adv. #21- 133: Prepared, &	at attorney rate of \$300		upon reasonableness review, as discussed
		Served New	per hour =		in section II.3 of the
8		Subpoena on Value	\$330		Ruling and Order.
9		Mortgage Funding			Given the lumping of attorney and
0					paraprofessional
1					tasks, which were all
2					billed at the attorney rate, an additional
3					reduction is
	8/10/21	Erikka Rico v.	0.40 hours	\$25	warranted. Reduction based
4	0/10/21	Trustee, Adv. #21-	at para-	φ23	upon reasonableness
5		133: Prepared, Filed	professional		review, as discussed
6		& Served "Notice of Issuance of	rate of \$125 per hour =		in section II.3 of the Ruling and Order.
7		Subpoena"	\$50		Truing and Order.
8					

<u>Entry</u> <u>Date</u>	Billing Entry	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u> <u>and/or</u> Disallowance	Basis for Reduction and/or Disallowance
8/13/21	Erikka Rico v.	1.50 hours	\$300	Reduction based
	Trustee, Adv. #21-	at attorney		upon reasonableness
	133: Prepared & Served Two (2)	rate of \$300 per hour =		review, as discussed in section II.3 of the
	Subpoenas on Former	\$450		Ruling and Order.
	Managers of Alliance			Given the lumping of
	Financial			attorney and
				paraprofessional tasks, which were all
				billed at the attorney
				rate, an additional
				reduction is warranted.
8/13/21	Erikka Rico v.	0.40 hours	\$25	Reduction based
	Trustee, Adv. #21-	at para-		upon reasonableness
	133: Prepared &	professional		review, as discussed
	Filed "Notice of Issuance of	rate of $$125$ per hour =		in section II.3 of the Ruling and Order.
	Subpoena"	\$50		Runng and Order.
8/16/21	Erikka Rico v.	0.60 hours	\$90,	Reduction based
	Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
	133: Discovery Issues – Legal Research Re:	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
	Motion to Produce	\$180	reduction	Ruling and Order.
	Documents			
8/16/21	Erikka Rico v.	1.00 hours	\$150,	Reduction based
	Trustee, Adv. #21- 133: Discovery Issues	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
	– Drafted, Revised &	per hour =	reduction	in section II.3 of the
	Finalized Two (2)	\$300		Ruling and Order.
	"Request to Produce Documents"			
8/16/21	Erikka Rico v.	0.40 hours	\$25,	Reduction based
	Trustee, Adv. #21-	at para-	representing a 50%	upon reasonableness
	133: Served Request to Produce	professional rate of \$125	reduction	review, as discussed in section II.3 of the
	Documents	per hour = $$50$		Ruling and Order.
		φ.υ		

	Entry	Billing Entry	Rate and	Fee	Basis for Reduction
1	Date	During Entry	Time Billed	Reduction	and/or Disallowance
2				<u>and/or</u> Disallowance	
3	8/16/21	Erikka Rico v.	0.30 hours	\$18.75,	Reduction based
4		Trustee, Adv. #21-	at para-	representing a	upon reasonableness
5		133: Prepared & Filed "Notice of	professional rate of \$125	50% reduction	review, as discussed in section II.3 of the
6		Service" (Doc. #19)	per hour = $$37.50$	reduction	Ruling and Order.
7	8/24/21	Erikka Rico v.	0.30 hours	\$45,	Reduction based
8		Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
9		133: Discovery Issues – Prepared Two (2)	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
10		"Trustee's Second Request to Produce	\$90		Ruling and Order.
11		Documents"			
	8/24/21	Erikka Rico v.	0.30 hours	\$18.75,	Reduction based
12		Trustee, Adv. #21-	at para-	representing a	upon reasonableness
13		133: Served Request to Produce	professional rate of \$125	50% reduction	review, as discussed in section II.3 of the
14		Documents	per hour = $$37.50$	reduction	Ruling and Order.
15	8/24/21	Erikka Rico v.	0.30 hours	\$18.75,	Reduction based
16		Trustee, Adv. #21-	at para-	representing a	upon reasonableness
		133: Prepared &	professional	50%	review, as discussed
17		Filed "Notice of Service" (Doc. #20)	rate of \$125 per hour =	reduction	in section II.3 of the Ruling and Order.
18			\$37.50		Runnig and Order.
19	8/24/21	Erikka Rico v.	0.50 hours	\$75,	Reduction based
20		Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
		133: Rec'd & Att'n to proposed "Rule 26(f)	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
21		Joint Proposed	\$150		Ruling and Order.
22		Discovery Plan and			
23		Report" from Att'y Ellett			
24	8/25/21	Erikka Rico v.	0.70 hours	\$105,	Reduction based
25		Trustee, Adv. #21- 133: e-mail proposed	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
26		Rule 26(f) Joint	per hour =	reduction	in section II.3 of the
27		Proposed Discovery Plan	\$210		Ruling and Order.
28					
		1	1	1	

	<u>Entry</u> <u>Date</u>	Billing Entry	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u> <u>and/or</u>	Basis for Reduction <u>and/or Disallowance</u>
				Disallowance	
	8/28/21	Erikka Rico v.	0.10 hours	\$15,	Reduction based
		Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
		133: Alliance Finance	rate of \$300	50%	review, as discussed
		Subpoena Returned	per hour = \$30	reduction	in section II.3 of the Ruling and Order.
┢	8/30/21	Erikka Rico v.	1.50 hours	\$225,	Reduction based
	0/50/21	Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
		133: Prepared for &	rate of \$300	50%	review, as discussed
		Attended Bk Court	per hour =	reduction	in section II.3 of the
		Hearing – Rule 7016	\$450		Ruling and Order.
		Scheduling			
ļ		Conference			
	9/7/21	Non-Disclosed Real	3.00 hours	\$450,	Reduction based
		Property: Att'n to	at attorney	representing a 50%	upon reasonableness
		"Motion for Approval of Sale" (Doc.	rate of 300 per hour =	reduction	review, as discussed in section II.3 of the
		#92)	\$900	reduction	Ruling and Order.
ŀ	9/7/21	Non-Disclosed Real	0.50 hours	\$75,	Reduction based
	211121	Property: Rec'd &	at attorney	representing a	upon reasonableness
		Att'n to "Notice of	rate of \$300	50%	review, as discussed
		Expedited Hearing on	per hour =	reduction	in section II.3 of the
		Motion for Approval	\$150		Ruling and Order.
		of Sale" (Doc.			
╞	0/0/01	#93)	1.501	<u> </u>	
	9/8/21	Non-Disclosed Real	1.50 hours	\$225,	Reduction based
		Property: Begin Work on response to	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
		Motion to Sell	per hour =	reduction	in section II.3 of the
		Property	\$450		Ruling and Order.
ľ	9/8/21	Trustee v. Figure	1.50 hours	\$450	Given that the action
		Lending Matter:	at attorney		was barred by the
		Limited Legal	rate of \$300		statute of limitations,
		Research Re: Post-	per hour =		work pertaining to
		Petition Transfer;	\$450		this adversary
		Begin Work on			proceeding was
		Complaint			unnecessary and provided no benefit to
					the Estate. See
					section II.4 of the
					Ruling and Order.

1	Entry Date	Billing Entry	<u>Rate and</u> Time Billed	<u>Fee</u> Reduction	Basis for Reduction and/or Disallowance
2	Date		<u>Init Dired</u>	<u>and/or</u> Disallowance	and/or Disanowance
3	9/9/21	Trustee v. Figure	2.00 hours	\$600	Given that the action
4		Lending, Adv. #21-	at attorney		was barred by the
5		231 Matter:	rate of \$300		statute of limitations,
		Numerous Revisions & Filed Pleading –	per hour = \$600		work pertaining to this adversary
6		"Trustee's Complaint	\$000		proceeding was
7		to Set Aside and			unnecessary and
8		Preserve Post-Petition			provided no benefit to
		Transfer"			the Estate. See section II.4 of the
9					Ruling and Order.
10	9/9/21	Trustee v. Figure	0.30 hours	\$90	Given that the action
11		Lending, Adv. #21-	at attorney		was barred by the
		231 Matter: Prepared	rate of \$300		statute of limitations,
12		& Filed "Statement of No Funds to Pay	per hour = \$90		work pertaining to this adversary
13		Filing Fees"	\$90		proceeding was
14					unnecessary and
15					provided no benefit to
13					the Estate. See section II.4 of the
16					Ruling and Order.
17	9/9/21	Trustee v. Figure	0.20 hours	\$60	Given that the action
18		Lending, Adv. #21-	at attorney		was barred by the
		231 Matter: Request	rate of \$300		statute of limitations,
19		Issuance of Adversary Summons	per hour = \$60		work pertaining to this adversary
20					proceeding was unnecessary and
21					provided no benefit to
22					the Estate. See section II.4 of the
23 24					Ruling and Order.
24 25					
25 26					
20					
28					

1	Entry Data	Billing Entry	Rate and	<u>Fee</u> Deduction	Basis for Reduction
2	Date		Time Billed	<u>Reduction</u> <u>and/or</u>	and/or Disallowance
3	9/9/21	Trustee v. Figure	0.30 hours	Disallowance \$37.50	Given that the action
4	5/5/21	Lending, Adv. #21-	at para-	φ57.50	was barred by the
		231 Matter: Served	professional		statute of limitations,
5		. Summons &	rate of \$125		work pertaining to
6		Complaint on	per hour = \$37.50		this adversary
7		Defendant(s)	\$57.50		proceeding was unnecessary and
-					provided no benefit to
8					the Estate. See
9					section II.4 of the
10	0/0/21	New Diseless I Deel	4.00 1	(20)	Ruling and Order.
	9/9/21	Non-Disclosed Real Property: Numerous	4.00 hours at attorney	\$630	Reduction based upon reasonableness
11		Drafts, Finalized &	rate of \$300		review, as discussed
12		Filed Pleading –	per hour =		in section II.3 of the
13		"Trustee's Response	\$1,200		Ruling and Order.
		and Objection to			Given the lumping of
14		Motion for Approval of Sale" (Doc. #95)			attorney and paraprofessional
15					tasks, which were all
16					billed at the attorney
					rate, an additional
17					reduction is
18	9/9/21	Non-Disclosed Real	1.00 hours	\$180	warranted. Reduction based
19	9/9/21	Property: Prepared &	at attorney	\$100	upon reasonableness
20		Filed Pleading –	rate of \$300		review, as discussed
20		"Declaration and Ex- Parte Motion to	per hour = \$300		in section II.3 of the Ruling and Order.
21		Accept Late Filed Response to Motion			Given the lumping of attorney and
22		to Sell Real Estate"			paraprofessional
		(Doc. #96)			tasks, which were all billed at the attorney
24					rate, an additional
25					reduction is warranted.
26 27					
28					

2	<u>Entry</u> <u>Date</u>	<u>Billing Entry</u>	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u> <u>and/or</u> Disallowance	Basis for Reduction and/or Disallowance
3	9/9/21	Non-Disclosed Real	0.50 hours	\$105	Reduction based
4		Property: Drafted &	at attorney		upon reasonableness
5		Lodged proposed	rate of \$300		review, as discussed
		"Order Allowing Trustee's Late Filed	per hour = \$150		in section II.3 of the Ruling and Order.
6		Response to Sale	\$150		Given the lumping of
7		Motion" (Doc. #97)			attorney and
8					paraprofessional
					tasks, which were all billed at the attorney
9					rate, an additional
10					reduction is
11	0/0/01		0.101	#2 0	warranted.
12	9/9/21	Trustee v. Figure Lending, Adv. #21-	0.10 hours at attorney	\$30	Given that the action was barred by the
		231 Matter: Rec'd &	rate of \$300		statute of limitations,
13		Att'n to e-mail from	per hour =		work pertaining to
14		Att'y Ellett	\$30		this adversary
15					proceeding was unnecessary and
16					provided no benefit to
16					the Estate. See
17					section II.4 of the
18	9/9/21	Trustee y Figure	0.30 hours	None	Ruling and Order.
19	9/9/21	Trustee v. Figure Lending, Adv. #21-	at attorney	None	Compensable attorney work given
		231 Matter: Limited	rate of \$300		the totality of the
20		Research Re: Statute	per hour =		circumstances.
21	9/9/21	of Limitations Issue	\$90 0.40 hours	\$120	Given that the action
22	9/9/21	Trustee v. Figure Lending, Adv. #21-	at attorney	\$120	was barred by the
23		231 Matter: Prepared	rate of \$300		statute of limitations,
23		& Filed "Notice of	per hour =		work pertaining to
24		Dismissal"	\$120		this adversary proceeding was
25					unnecessary and
26					provided no benefit to
					the Estate. See
27					section II.4 of the Ruling and Order.

1 2	<u>Entry</u> <u>Date</u>	Billing Entry	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u> <u>and/or</u>	Basis for Reduction and/or Disallowance
3	9/13/21	Non-Disclosed Real	0.50 hours	Disallowance \$75,	Reduction based
4		Property: Rec'd & Att'n to Pleading –	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
5		"Reply in Support of	per hour =	reduction	in section II.3 of the
6		Motion for Approval of Sale of Home and	\$150		Ruling and Order.
7		Payment of Closing			
8		Costs and Liens" (Doc. #98)			
9	9/14/21	Non-Disclosed Real	2.00 hours	\$300,	Reduction based
10		Property: Prepared for & Handled	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
11		Contested Bk Court Hearing	per hour = \$600	reduction	in section II.3 of the Ruling and Order.
12	9/14/21	Erikka Rico v.	1.00 hours	\$150,	Reduction based
13		Trustee, Adv. #21- 133: Prepared for &	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
14		Handled Contested Bk Court Hearing	per hour = \$300	reduction	in section II.3 of the Ruling and Order.
15	9/15/21	Non-Disclosed Real	0.50 hours	\$75,	Reduction based
16		Property: Rec'd & Att'n to proposed	at attorney rate of \$300	representing a 50%	upon reasonableness review, as discussed
17		"Stipulated Order	per hour = \$150	reduction	in section II.3 of the
18		Granting Motion for Approval of the Sale .	\$150		Ruling and Order.
19	9/17/21	" Non-Disclosed Real	0.20 hours	\$30,	Reduction based
20	5/1//21	Property: Rec'd &	at attorney	representing a	upon reasonableness
21		Att'n to "Notice of Lodging Stipulated	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
22	10/5/21	Order" (Doc. #101)	\$60	¢150	Ruling and Order. Reduction based
23	10/3/21	Non-Disclosed Real Property: Prepared	1.00 hours at attorney	\$150, representing a	upon reasonableness
24		for & Attend Bk Court Hearing – Sale	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
25		Status	\$300	requeiton	Ruling and Order.
26					
27					
28					

1	Entry	Billing Entry	Rate and	<u>Fee</u>	Basis for Reduction
2	Date		Time Billed	<u>Reduction</u> <u>and/or</u>	and/or Disallowance
3	10/5/21	Erikka Rico v.	0.50 hours	Disallowance	Reduction based
4	10/3/21	Trustee, Adv. #21-	at attorney	\$75, representing a	upon reasonableness
4		133: Prepared for &	rate of \$300	50%	review, as discussed
5		Attended Bk Court	per hour =	reduction	in section II.3 of the
6		Hearing	\$150		Ruling and Order.
	10/25/21	Non-Disclosed Real	0.50 hours	\$75,	Reduction based
7		Property: Rec'd &	at attorney	representing a	upon reasonableness
8		Att'n to "Report of Sale" (Doc. #105)	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
9			\$150		Ruling and Order.
	10/25/21	Non-Disclosed Real	0.50 hours	\$75,	Reduction based
10		Property: e-mails	at attorney	representing a	upon reasonableness
11		to/from Att'y Ellett	rate of \$300	50%	review, as discussed
12		Re: Court Order	per hour =	reduction	in section II.3 of the
12		Distribution & Escrow Closing	\$150		Ruling and Order.
13		Statement			
14	10/25/21	Erikka Rico v.	0.30 hours	\$45,	Reduction based
1.5		Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
15		133: Rec'd & Att'n to	rate of \$300	50%	review, as discussed
16		"Report of Sale of Residential Real	per hour =	reduction	in section II.3 of the
17		Property" (Doc. #29)	\$90		Ruling and Order.
		from Att'y Ellett			
18	10/26/21	Erikka Rico v.	2.50 hours	\$400	Reduction based
19		Trustee, Adv. #21-	at attorney		upon reasonableness
20		133: Drafted &	rate of \$300		review, as discussed
20		Numerous Revisions,	per hour = $$750$		in section II.3 of the
21		Finalized & Filed Pleading –	\$750		Ruling and Order. Given the lumping of
22		"Objection to Report			attorney and
23		of Sale" (Doc. #30)			paraprofessional tasks, which were all
24					billed at the attorney
25					rate, an additional reduction is
26					warranted.
27					
28					

1 2	Entry Date	Billing Entry	Rate and Time Billed	<u>Fee</u> <u>Reduction</u> <u>and/or</u>	Basis for Reduction and/or Disallowance
3	10/26/21	Non-Disclosed Real	1.50 hours	Disallowance \$250	Reduction based
4	10/20/21	Property: Drafted &	at attorney	\$250	upon reasonableness
5		Numerous Revisions, Finalized & Filed	rate of \$300		review, as discussed
		Pleading –	per hour = \$450		in section II.3 of the Ruling and Order.
6		"Objection to Report			Given the lumping of
7		of Sale" (Doc. #106)			attorney and paraprofessional
8		#100)			tasks, which were all
9					billed at the attorney
0					rate, an additional reduction is
					warranted.
12	10/26/21	Erikka Rico v.	0.20 hours	\$12.50,	Reduction based
		Trustee, Adv. #21- 133: Served	at para- professional	representing a 50%	upon reasonableness review, as discussed
3		Objection	rate of \$125	reduction	in section II.3 of the
4			per hour = \$25		Ruling and Order.
15	10/26/21	Non-Disclosed Real	0.20 hours	\$12.50,	Reduction based
16		Property: Served	at para-	representing a 50%	upon reasonableness
17		Objection	professional rate of \$125	reduction	review, as discussed in section II.3 of the
18			per hour = \$25		Ruling and Order.
9	10/26/21	Erikka Rico v.	0.30 hours	\$18.75,	Reduction based
20		Trustee, Adv. #21- 133: Prepared &	at para-	representing a 50%	upon reasonableness review, as discussed
21		Filed "Affidavit of	professional rate of \$125	reduction	in section II.3 of the
22		Service" (Doc. #31)	per hour = \$37.50		Ruling and Order.
23	10/26/21	Non-Disclosed Real	0.30 hours	\$18.75,	Reduction based
24		Property: Prepared & Filed "Affidavit of	at para- professional	representing a 50%	upon reasonableness review, as discussed
		Service" (Doc. #107)	rate of \$125	reduction	in section II.3 of the
25			per hour = $$27.50$		Ruling and Order.
26			\$37.50		
27					
28					

1	Entry Date	Billing Entry	<u>Rate and</u> Time Billed	<u>Fee</u> Reduction	Basis for Reduction and/or Disallowance
2				<u>and/or</u> Disallowance	
3	10/29/21	Non-Disclosed Real	0.30 hours	\$45,	Reduction based
4		Property: Rec'd &	at attorney	representing a	upon reasonableness
5		Att'n to "Supplemental	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
6		Report of Sale" (Doc. #108)	\$90	reduction	Ruling and Order.
7	10/29/21	Erikka Rico v.	0.20 hours	\$30,	Reduction based
8		Trustee, Adv. #21- 133: Rec'd & Att'n to	at attorney rate of \$300	representing a 50%	upon reasonableness
9		"Supplemental	per hour = \$60	reduction	review, as discussed in section II.3 of the Puling and Order
10		Report of Sale" (Doc. #32)	\$00		Ruling and Order.
11	11/1/21	Erikka Rico v. Trustee, Adv. #21-	0.20 hours at attorney	\$30, representing a	Reduction based upon reasonableness
12		133: (Morning)	rate of \$300	50%	review, as discussed
13		L.T.D.C. to Att'y	per hour =	reduction	in section II.3 of the
	11/1/21	Allen Non-Disclosed Real	\$60 1.00 hours	\$150,	Ruling and Order. Reduction based
14	11/1/21	Property: Prepared	at attorney	representing a	upon reasonableness
15		for & Attend Bk	rate of \$300	50%	review, as discussed
16		Court Hearing – Sale	per hour =	reduction	in section II.3 of the
17	11/1/21	Report Objection Erikka Rico v.	\$300 0.50 hours	\$75	Ruling and Order. Reduction based
	11/1/21	Trustee, Adv. #21-	at attorney	\$75, representing a	
18		133: Prepared for &	rate of \$300	50%	review, as discussed
19		Handled Bk Court	per hour =	reduction	in section II.3 of the
20	11/1/21	Hearing	\$150	¢105	Ruling and Order.
	11/1/21	Erikka Rico v. Trustee, Adv. #21-	1.30 hours at attorney	\$195, representing a	Reduction based upon reasonableness
21		133: Drafted	rate of \$300	50%	review, as discussed
22		proposed "Order	per hour =	reduction	in section II.3 of the
23		Overruling Trustee's	\$390		Ruling and Order.
24		Objection to Report of Sale and Trustee's			
		Objection to Sale"			
25		per Judge's			
26		instructions			
27					
28					

1	<u>Entry</u> Date	Billing Entry	<u>Rate and</u> Time Billed	<u>Fee</u> Reduction	Basis for Reduction and/or Disallowance
2	Date		<u>Thie blied</u>	<u>and/or</u> Disallowance	and/or Disanowance
3	11/2/21	Erikka Rico v.	0.20 hours	\$30,	Reduction based
4		Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
5		133: Rec'd & Att'n to emails Re:	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
6		proposed Order	\$60		Ruling and Order.
		Overruling			
7	11/3/21	Objections Erikka Rico v.	0.50 hours	\$110	Reduction based
8		Trustee, Adv. #21-	at attorney		upon reasonableness
9		133: Lodged	rate of \$300		review, as discussed in section II.3 of the
10		proposed "Order Overruling Trustee's	per hour = \$150		Ruling and Order.
11		Objection" (Doc.			Given that the task
12		#34)			described is para- professional in nature
					but was billed at the
13					attorney rate, an
14					additional reduction is warranted.
15	11/3/21	Non-Disclosed Real	0.50 hours	\$100	Reduction based
16		Property: Drafted &	at attorney		upon reasonableness
17		Lodged proposed "Order Overruling	rate of \$300 per hour =		review, as discussed in section II.3 of the
		Trustee's Objection .	\$150		Ruling and Order.
18		" (Doc. #110)			Given the lumping of
19					attorney and paraprofessional
20					tasks, which were all
21					billed at the attorney
22					rate, an additional reduction is
23					warranted.
	11/15/21	Erikka Rico v. Trustee, Adv. #21-	0.50 hours at attorney	\$75, representing a	Reduction based upon reasonableness
24		133: Prepared	rate of \$300	50%	review, as discussed
25		proposed "Order	per hour =	reduction	in section II.3 of the
26		Dismissing Adversary Case"	\$150		Ruling and Order.
27					
28					

1		<u>Entry</u> <u>Date</u>	Billing Entry	Rate and Time Billed	<u>Fee</u> <u>Reduction</u>	Basis for Reduction and/or Disallowance
2					<u>and/or</u> Disallowance	
3		11/15/21	Erikka Rico v.	0.30 hours	\$45,	Reduction based
4			Trustee, Adv. #21-	at attorney	representing a	upon reasonableness
5			133: e-mails Re: Revised proposed	rate of \$300 per hour =	50% reduction	review, as discussed in section II.3 of the
6			Order	\$90		Ruling and Order.
		11/15/21	Erikka Rico v.	0.30 hours	\$60	Reduction based
7			Trustee, Adv. #21- 133: Prepared &	at attorney rate of \$300		upon reasonableness review, as discussed
8			Filed "Notice of Lodging Order"	per hour = \$90		in section II.3 of the Ruling and Order.
9			(Doc. #36)	\$90		Given that the task
10						described is
11						paraprofessional in nature but was billed
12						at the attorney rate,
13						an additional
14						reduction is warranted.
		1/20/22	Non-Disclosed Mesh	1.00 hours	\$150	Reduction based
15			Implant Class Action	at attorney		upon a
16			Claim: Reviewed Files; Limited Legal	rate of \$300 per hour =		reasonableness analysis of the
17			Research Re: Non-	\$300		circumstances.
18			Payment of Settlement Recovery			
19		1/21/22	Trustee v. Nick H.	2.50 hours	\$750	Fees sought are
20			Johnson, et al, Adv. 22-11 Matter:	at attorney rate of \$300		unreasonable and/or non-compensable as
21			Drafted, Numerous	per hour =		attorney's fees
22			Revisions & Filed "Complaint" (Doc.	\$750		because this adversary proceeding
23			#1)			was unnecessary and involved trustee
24						collection duties. See
25						section II.5 of the Ruling and Order.
26						Training und Order.
27						
28						

1	Entry Date	Billing Entry	Rate and Time Billed	<u>Fee</u> Reduction	Basis for Reduction and/or Disallowance
2	Date		<u>Inne bineu</u>	<u>and/or</u> Disallowance	and/or Disanowance
3	1/21/22	Trustee v. Nick H.	0.10 hours	\$30	Fees sought are
4		Johnson, et al, Adv.	at attorney		unreasonable and/or
5		22-11 Matter:	rate of \$300		non-compensable as
5		Request Issuance of Summons	per hour = \$30		attorney's fees because this
6		Summons	\$30		adversary proceeding
7					was unnecessary and
8					involved trustee
0					collection duties. See
9					section II.5 of the
10	1/21/22	Trustee v. Nick H.	0.20 hours	\$60	Ruling and Order. Fees sought are
11	1/21/22	Johnson, et al, Adv.	at attorney	φ00	unreasonable and/or
11		22-11 Matter:	rate of \$300		non-compensable as
12		Prepared & Filed	per hour =		attorney's fees
13		"Statement of No	\$60		because this
14		Funds to Pay Filing Fee" (Doc. #3)			adversary proceeding was unnecessary and
14					involved trustee
15					collection duties. See
16					section II.5 of the
	1/24/22		0.501	\$ (2,50	Ruling and Order.
17	1/24/22	Trustee v. Nick H. Johnson, et al, Adv.	0.50 hours at para-	\$62.50	Fees sought are unreasonable and/or
18		22-11 Matter: Served	professional		non-compensable as
19		Summons &	rate of \$125		attorney's fees
20		Complaint	per hour = \$62.50		because this adversary proceeding
21					was unnecessary and involved trustee
22					collection duties. See section II.5 of the
23					Ruling and Order.
24					
25					
26					
27					
28					

1	Entry Date	Billing Entry	<u>Rate and</u> Time Billed	<u>Fee</u> Reduction	Basis for Reduction and/or Disallowance
2	2.000			<u>and/or</u> Disallowance	
3	1/24/22	Trustee v. Nick H.	0.50 hours	\$150	Fees sought are
4		Johnson, et al, Adv.	at attorney		unreasonable and/or
5		22-11 Matter:	rate of \$300		non-compensable as
		Prepared & Filed "Affidavit of	per hour = \$150		attorney's fees because this
6		Service" (Doc. #5)	\$150		adversary proceeding
7					was unnecessary and
					involved trustee
8					collection duties. See
9					section II.5 of the
10	1/25/22	Non-Disclosed Mesh	0.20 hours	\$60	Ruling and Order.
	1/23/22	Implant Class Action	at attorney	\$00	Fees sought are non- compensable as
11		Claim: Reviewed	rate of \$300		attorney's fees
12		File; Rec'd & Att'n	per hour =		because these task(s)
13		to email with	\$60		involved standard
15		New Release Form			trustee collection
14					duties. See section
15					II.5 of the Ruling and Order.
	1/25/22	Non-Disclosed Mesh	0.60 hours	\$180	Fees sought are non-
16	1/23/22	Implant Class Action	at attorney	\$100	compensable as
17		Claim: Ltr with	rate of \$300		attorney's fees
18		another original,	per hour =		because these task(s)
		signed Release	\$180		involved standard
19					trustee collection duties. See section
20					II.5 of the Ruling and
					Order.
21	1/26/22	Non-Disclosed Mesh	0.10 hours	\$30	Fees sought are non-
22		Implant Class Action	at attorney		compensable as
23		Claim: Rec'd & Att'n	rate of \$300		attorney's fees
		to e-mail Re:	per hour = \$30		because these task(s) involved standard
24		Payment of Settlement	φ50		trustee collection
25					duties. See section
26					II.5 of the Ruling and
					Order.
27					
28					

1	Entry Date	Billing Entry	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u>	Basis for Reduction and/or Disallowance
2				<u>and/or</u> Disallowance	
3	1/28/22	Trustee v. Nick H.	0.10 hours	\$30	Fees sought are
4		Johnson, et al, Adv.	at attorney		unreasonable and/or
5		22-11 Matter: Rec'd & Att'n to e-mail	rate of \$300 per hour =		non-compensable as attorney's fees
		Re: Withdrawal of	\$30		because this
6		Adversary Complaint			adversary proceeding
7		& Release			was unnecessary and
8					involved trustee
					collection duties. See section II.5 of the
9					Ruling and Order.
10	2/4/22	Non-Disclosed Mesh	0.10 hours	\$30	Fees sought are
11		Implant Class Action	at attorney		unreasonable and/or
		Claim: Rec'd & Att'n	rate of \$300		non-compensable as
12		to e-mail Re: Settlement Payment	per hour = \$30		attorney's fees because this
13		Settlement I ayment	\$50		adversary proceeding
14					was unnecessary and
15					involved trustee
13					collection duties. See
16					section II.5 of the Ruling and Order.
17	2/14/22	Trustee v. Nick H.	0.30 hours	\$90	Fees sought are
18		Johnson, et al, Adv.	at attorney		unreasonable and/or
		22-11 Matter: Rec'd	rate of \$300		non-compensable as
19		& Att'n to e-mail Re: Demand for	per hour = \$90		attorney's fees because this
20		Dismissal of Case	φ		adversary proceeding
21					was unnecessary and
22					involved trustee collection duties. See
22					section II.5 of the
					Ruling and Order.
24					
25					
26					
27					
28					

1 2	<u>Entry</u> <u>Date</u>	Billing Entry	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u> <u>and/or</u> Discussion	Basis for Reduction and/or Disallowance
3 4 5 6 7 8 9	2/17/22	Trustee v. Nick H. Johnson, et al, Adv. 22-11 Matter: Reviewed U.S.P.S. Delivery Confirmation status	0.20 hours at para- professional rate of \$125 per hour = \$25	Disallowance \$25	Fees sought are unreasonable and/or non-compensable as attorney's fees because this adversary proceeding was unnecessary and involved trustee collection duties. See section II.5 of the Ruling and Order.
 10 11 12 13 14 15 16 	2/17/22	Trustee v. Nick H. Johnson, et al, Adv. 22-11 Matter: Prepared & Filed "Supplemental Affidavit of Service" (Doc. #6)	0.30 hours at para- professional rate of \$125 per hour = \$37.50	\$37.50	Fees sought are unreasonable and/or non-compensable as attorney's fees because this adversary proceeding was unnecessary and involved trustee collection duties. See section II.5 of the Ruling and Order.
 17 18 19 20 21 22 23 24 25 26 27 28 	2/22/22	Trustee v. Nick H. Johnson, et al, Adv. 22-11 Matter: Rec'd & Att'n to telephone message Re: Demands Case be Dismissed	0.10 hours at attorney rate of \$300 per hour = \$30	\$30	Fees sought are unreasonable and/or non-compensable as attorney's fees because this adversary proceeding was unnecessary and involved trustee collection duties. See section II.5 of the Ruling and Order.

1	Entry Data	Billing Entry	Rate and	<u>Fee</u>	Basis for Reduction
2	<u>Date</u>		Time Billed	<u>Reduction</u> <u>and/or</u>	and/or Disallowance
				Disallowance	
3	2/24/22	Trustee v. Nick H.	0.30 hours	\$90	Fees sought are
4		Johnson, et al, Adv.	at attorney		unreasonable and/or
5		22-11 Matter: Rec'd & Att'n to "Answer	rate of \$300 per hour =		non-compensable as attorney's fees
6		to Complaint"	\$90		because this
					adversary proceeding
7					was unnecessary and
8					involved trustee collection duties. See
9					section II.5 of the
					Ruling and Order.
10	2/25/22	Trustee v. Nick H.	0.70 hours	\$210	Fees sought are unreasonable and/or
11		Johnson, et al, Adv. 22-11 Matter: Rec'd	at attorney rate of \$300		non-compensable as
12		& Att'n to "Notice of	per hour =		attorney's fees
13		Scheduling	\$210		because this
		Conference "			adversary proceeding
14					was unnecessary and involved trustee
15					collection duties. See
16					section II.5 of the
17	3/25/22	Trustee v. Nick H.	0.50 hours	\$150	Ruling and Order. Fees sought are
	3123122	Johnson, et al, Adv.	at attorney	\$150	unreasonable and/or
18		22-11 Matter:	rate of \$300		non-compensable as
19		Limited Legal	per hour =		attorney's fees
20		Research Re: Service of Interrogatories	\$150		because this adversary proceeding
21					was unnecessary and
					involved trustee
22					collection duties. See section II.5 of the
23					Ruling and Order.
24					
25					
26					
27					
28					
		•	•		

1	Entry	Billing Entry	Rate and	Fee	Basis for Reduction
1	Date	<u>_</u>	Time Billed	Reduction	and/or Disallowance
2				<u>and/or</u> Disallowance	
3	3/25/22	Trustee v. Nick H.	3.00 hours	\$900	Fees sought are
4		Johnson, et al, Adv.	at attorney		unreasonable and/or
5		22-11 Matter: Drafted, Numerous	rate of \$300 per hour =		non-compensable as attorney's fees
		Revisions to	\$900		because this
6		Discovery –			adversary proceeding
7		"Interrogatories"			was unnecessary and
8					involved trustee collection duties. See
9					section II.5 of the
					Ruling and Order.
10	3/25/22	Trustee v. Nick H.	0.50 hours	\$62.50	Fees sought are
11		Johnson, et al, Adv. 22-11 Matter: Served	at para- professional		unreasonable and/or
12		Interrogatories	rate of \$125		non-compensable as attorney's fees
			per hour =		because this
13			\$62.50		adversary proceeding
14					was unnecessary and involved trustee
15					collection duties. See
16					section II.5 of the
					Ruling and Order.
17	3/25/22	Trustee v. Nick H. Johnson, et al, Adv.	0.50 hours at para-	\$62.50	Fees sought are unreasonable and/or
18		22-11 Matter:	professional		non-compensable as
19		Prepared & Filed	rate of \$125		attorney's fees
20		"Notice of Service"	per hour = 0.0250		because this
		(Doc. #10)	\$62.50		adversary proceeding was unnecessary and
21					involved trustee
22					collection duties. See section II.5 of the
23					Ruling and Order.
24					
25					
26					
27					
28					

1	Entry	Billing Entry	Rate and	Fee	Basis for Reduction
	Date		Time Billed	Reduction	and/or Disallowance
2				<u>and/or</u> Disallowance	
3	3/28/22	Trustee v. Nick H.	0.30 hours	\$90	Fees sought are
4		Johnson, et al, Adv.	at attorney		unreasonable and/or
5		22-11 Matter: e-	rate of \$300		non-compensable as
		mails	per hour = \$90		attorney's fees because this
6			\$		adversary proceeding
7					was unnecessary and
8					involved trustee collection duties. See
9					section II.5 of the
					Ruling and Order.
10	3/28/22	Trustee v. Nick H.	0.50 hours	\$150	Fees sought are
11		Johnson, et al, Adv. 22-11 Matter:	at attorney rate of \$300		unreasonable and/or non-compensable as
12		Prepared for	per hour =		attorney's fees
13		Telephone	\$150		because this
		Conference			adversary proceeding
14					was unnecessary and involved trustee
15					collection duties. See
16					section II.5 of the
17	3/28/22	Trustee v. Nick H.	0.50 hours	\$150	Ruling and Order. Fees sought are
	5720722	Johnson, et al, Adv.	at attorney	\$150	unreasonable and/or
18		22-11 Matter:	rate of \$300		non-compensable as
19		Telephone Conference	per hour = \$150		attorney's fees because this
20			\$150		adversary proceeding
21					was unnecessary and
22					involved trustee collection duties. See
					section II.5 of the
23					Ruling and Order.
24					
25					
26					
27					
28					

1	Entry Date	Billing Entry	<u>Rate and</u> Time Billed	<u>Fee</u> Reduction	Basis for Reduction and/or Disallowance
2	Date		<u>Thie billed</u>	<u>and/or</u> Disallowance	anu/or Disanowance
3	3/28/22	Trustee v. Nick H.	0.30 hours	\$90	Fees sought are
4		Johnson, et al, Adv.	at attorney		unreasonable and/or
5		22-11 Matter: Rec'd	rate of \$300		non-compensable as
		& Att'n to email Complaint from Att'y	per hour = \$90		attorney's fees because this
6		Watson	φσο		adversary proceeding
7					was unnecessary and
8					involved trustee
9					collection duties. See section II.5 of the
					Ruling and Order.
10	3/29/22	Trustee v. Nick H.	0.60 hours	\$180	Fees sought are
11		Johnson, et al, Adv.	at attorney rate of \$300		unreasonable and/or
12		22-11 Matter: Legal Research Re: Pro Hac	per hour =		non-compensable as attorney's fees
13		Vice Rules	\$180		because this
					adversary proceeding
14					was unnecessary and involved trustee
15					collection duties. See
16					section II.5 of the
17	3/30/22	Trustee v. Nick H.	0.30 hours	\$90	Ruling and Order.
	5/30/22	Johnson, et al, Adv.	at attorney	\$90	Fees sought are unreasonable and/or
18		22-11 Matter: e-mail.	rate of \$300		non-compensable as
19		Re: Proposed Discovery Plan	per hour = \$90		attorney's fees because this
20			φ90		adversary proceeding
21					was unnecessary and involved trustee
22					collection duties. See
23					section II.5 of the Ruling and Order.
24					6
25					
26					
27					
28					
				-	

1	Entry	Billing Entry	Rate and	Fee	Basis for Reduction
2	Date		Time Billed	<u>Reduction</u> and/or	and/or Disallowance
				Disallowance	
3	3/30/22	Trustee v. Nick H.	1.00 hours	\$300	Fees sought are
4		Johnson, et al, Adv.	at attorney		unreasonable and/or
5		22-11 Matter: More Legal Research Re:	rate of \$300 per hour =		non-compensable as attorney's fees
6		Local Rules,	\$300		because this
		Discovery Issues			adversary proceeding
7					was unnecessary and involved trustee
8					collection duties. See
9					section II.5 of the
					Ruling and Order.
10	3/30/22	Trustee v. Nick H.	0.80 hours	\$240	Fees sought are unreasonable and/or
11		Johnson, et al, Adv. 22-11 Matter: Several	at attorney rate of \$300		non-compensable as
12		e-mails Re: 3/31	per hour =		attorney's fees
13		Conference Call	\$240		because this
					adversary proceeding
14					was unnecessary and involved trustee
15					collection duties. See
16					section II.5 of the
17	3/31/22	Trustee v. Nick H.	0.50 hours	\$150	Ruling and Order. Fees sought are
18	5/51/22	Johnson, et al, Adv.	at attorney	\$150	unreasonable and/or
		22-11 Matter: Conference Call	rate of \$300 per hour =		non-compensable as attorney's fees
19			\$150		because this
20					adversary proceeding was unnecessary and
21					involved trustee
22					collection duties. See section II.5 of the
23					Ruling and Order.
24					
25					
26					
27					
28					

1	Entry	Billing Entry	Rate and	Fee	Basis for Reduction
1	Date		Time Billed	Reduction	and/or Disallowance
2				<u>and/or</u> Disallowance	
3	3/31/22	Trustee v. Nick H.	0.50 hours	\$150	Fees sought are
4		Johnson, et al, Adv.	at attorney		unreasonable and/or
5		22-11 Matter: Legal Research Re:	rate of \$300 per hour =		non-compensable as attorney's fees
6		Constitutional	\$150		because this
		Mootness			adversary proceeding
7					was unnecessary and involved trustee
8					collection duties. See
9					section II.5 of the
10	4/1/22	Trustee v. Nick H.	0.10 hours	\$30	Ruling and Order. Fees sought are
11		Johnson, et al, Adv.	at attorney	φ.50	unreasonable and/or
		22-11 Matter: Rec'd	rate of \$300		non-compensable as
12		& Att'n to e-mail Re: Settlement	per hour = \$30		attorney's fees because this
13		Proposal	\$50		adversary proceeding
14					was unnecessary and
15					involved trustee collection duties. See
16					section II.5 of the
					Ruling and Order.
17	4/4/22	Trustee v. Nick H. Johnson, et al, Adv.	0.20 hours at attorney	\$60	Fees sought are unreasonable and/or
18		22-11 Matter: Ltr	rate of \$300		non-compensable as
19		Re: Settlement Proposal	per hour = \$60		attorney's fees because this
20		Toposar	φυυ		adversary proceeding
21					was unnecessary and involved trustee
22					collection duties. See
23					section II.5 of the Ruling and Order.
24					
25					
26					
27					
28					
		1	1		1

1	Entry Data	Billing Entry	Rate and	<u>Fee</u> Deduction	Basis for Reduction
2	Date		<u>Time Billed</u>	<u>Reduction</u> <u>and/or</u> Disallowance	and/or Disallowance
3	4/8/22	Trustee v. Nick H.	0.60 hours	\$180	Fees sought are
4		Johnson, et al, Adv.	at attorney		unreasonable and/or
5		22-11 Matter:	rate of \$300		non-compensable as
		Reviewed File; Ltr to	per hour = \$180		attorney's fees because this
6		Att'y Watson with requested documents	\$100		adversary proceeding
7					was unnecessary and
8					involved trustee
					collection duties. See section II.5 of the
9					Ruling and Order.
10	4/11/22	Trustee v. Nick H.	1.00 hours	\$300	Fees sought are
11		Johnson, et al, Adv.	at attorney		unreasonable and/or
12		22-11 Matter: Worked on & Drafted	rate of \$300 per hour =		non-compensable as attorney's fees
		proposed "Discovery	\$300		because this
13		Plan"			adversary proceeding
14					was unnecessary and
15					involved trustee collection duties. See
					section II.5 of the
16					Ruling and Order.
17	4/11/22	Trustee v. Nick H.	0.50 hours	\$150	Fees sought are
18		Johnson, et al, Adv. 22-11 Matter: e-	at attorney rate of \$300		unreasonable and/or non-compensable as
19		mailed proposed	per hour =		attorney's fees
20		"Discovery Plan"	\$150		because this
21					adversary proceeding was unnecessary and
22					involved trustee collection duties. See
23					section II.5 of the
24					Ruling and Order.
25					
26					
27					
28					

1	<u>Entry</u> <u>Date</u>	Billing Entry	<u>Rate and</u> Time Billed	<u>Fee</u> Reduction	Basis for Reduction and/or Disallowance
2	Dute		<u>Thie blied</u>	<u>and/or</u> Disallowance	and/or Disanowance
3	4/12/22	Trustee v. Nick H.	0.60 hours	\$75	Fees sought are
4		Johnson, et al, Adv.	at para-		unreasonable and/or
5		22-11 Matter: Filed & Served	professional rate of \$125		non-compensable as attorney's fees
		"Discovery Plan"	per hour =		because this
6		(Doc. #11)	\$75		adversary proceeding
7					was unnecessary and
8					involved trustee collection duties. See
9					section II.5 of the
					Ruling and Order.
10	4/12/22	Trustee v. Nick H.	0.50 hours	\$150	Fees sought are unreasonable and/or
11		Johnson, et al, Adv. 22-11 Matter: Rec'd	at attorney rate of \$300		non-compensable as
12		& Att'n to ltr from	per hour =		attorney's fees
13		Mr. Watson Re: More	\$150		because this
		Requested Information			adversary proceeding was unnecessary and
14					involved trustee
15					collection duties. See
16					section II.5 of the
17	4/13/22	Trustee v. Nick H.	1.50 hours	\$450	Ruling and Order. Fees sought are
18		Johnson, et al, Adv.	at attorney		unreasonable and/or
		22-11 Matter:	rate of \$300		non-compensable as
19		Prepared for & Handled Contested	per hour = \$450		attorney's fees because this
20		Bk Ct Hearing	+		adversary proceeding
21					was unnecessary and
22					involved trustee collection duties. See
23					section II.5 of the
24					Ruling and Order.
25					
26					
20					
28					

<u>Entry</u> <u>Date</u>	Billing Entry	<u>Rate and</u> <u>Time Billed</u>	<u>Fee</u> <u>Reduction</u> <u>and/or</u> <u>Disallowance</u>	Basis for Reduction and/or Disallowance
4/14/22	Trustee v. Nick H.	0.20 hours	\$60	Fees sought are
	Johnson, et al, Adv. 22-11 Matter: Ltr to	at attorney rate of \$300		unreasonable and/or non-compensable as
	Att'y Watson with	per hour =		attorney's fees
	more requested	\$60		because this
	information			adversary proceeding
				was unnecessary and involved trustee
				collection duties. See
				section II.5 of the
				Ruling and Order.
4/27/22	Case Administration: Prepared & Filed	0.20 hours	\$25	This is an administrative matter
	"Trustee's	at para- professional		that falls within the
	Application to Limit	rate of \$125		purview of a Chapter
	Future Notices"	per hour =		7 trustee's duties. See
	(Doc. #49)	\$25		section II.6 of the
4/27/22	Case Administration:	0.30 hours	\$37.50	Ruling and Order. This is an
	Drafted, Revised, &	at para-		administrative matter
	Lodged proposed	professional		that falls within the
	"Order Limiting	rate of \$125		purview of a Chapter
	Future Notices" (Doc. #50)	per hour = \$37.50		7 trustee's duties. See section II.6 of the
		\$57.50		Ruling and Order.
5/20/22-	Drafted & Revised	5.00 hours	\$750	Reduction based
5/26/22	detailed time entries	at attorney		upon Court's
	now required by U.S.T.	rate of \$300 per hour =		independent review of time billed and
	0.5.1.	\$1,500		inaccurate final
				calculations. See
				section II.7 of the
2/27/23	Drafted, Revised &	0.50 hours	\$30	Ruling and Order. Lumped attorney and
4141143	Filed "First Amended	at attorney	φ.50	paraprofessional tasks
	Application for	rate of \$300		all billed at attorney
	Allowance of	per hour =		rate. See section II.7
	Administrative Expenses –	\$150		of the Ruling and Order.
	Attorney's Fees and			
	Costs"			

1	Entry	Billing Entry	Rate and	Fee	Basis for Reduction
2	Date		Time Billed	<u>Reduction</u> <u>and/or</u>	and/or Disallowance
3				Disallowance	
4	2/27/23	Prepared & Filed Required "Rule 2016	0.30 hours at attorney	\$30	Lumped attorney and paraprofessional tasks
5		Declaration"	rate of \$300		all billed at attorney
5 6			per hour = \$90		rate. See section II.7 of the Ruling and Order.
7	2/27/23	Prepared proposed	0.40 hours	None	N/A
8		"Order Allowing & Authorizing Payment	at attorney rate of \$300		
9		of Attorney's Fees"	per hour = \$120		
10 11			Total Fees Billed ¹⁷ :	Total Reductions /	
12			\$43,807.50	Disallowed Fees:	
13				\$26,498.75	
14					
15					
16					
17					
18					
19					
20					
21					
22					
23					
24					
25					
26					
20	¹⁷ Although Mr. Smith indicates in his Amended Application that his billing statements reflect 160.90 hours of work and total fees of \$46,985, these numbers are not consistent with the itemized time entries submitted by Mr. Smith. (<i>See</i> Ex. A at 6-23). The billing entries attached to the Amended Application itemize 142.90 hours billed at Mr. Smith's attorney rate of \$300 per hour and 7.5 hours billed at Mr. Smith's paraprofessional rate of \$125, for a total of \$43,807.50.				
27					
20					