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Attorneys for Plaintiffs

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

BEVERLY BLAKE, STEPHANIE) CIVIL NO. CV08 00281 LEK
CAMILLERI, ARLENE SUPAPO,)
individually, and on behalf of all) (Contract)(Declaratory
persons similarly situated,) Judgment)(Other Civil Action)
) Class Action
)
Plaintiffs,)
)
) **PLAINTIFFS' MOTION FOR**
vs.) **AWARD OF ATTORNEYS'**
) **FEES AND COSTS;**
CRAIG NISHIMURA, in his official) MEMORANDUM IN SUPPORT
capacity as Acting Director of the) OF MOTION; DECLARATION
Department of Facility) OF JASON H. KIM;

Maintenance, City and County of)	EXHIBITS A - C;
Honolulu; CITY AND COUNTY OF)	CERTIFICATE OF SERVICE
HONOLULU, a municipal)	
corporation,)	
)	
Defendants.)	
_____)	
)	
CITY AND COUNTY OF)	
HONOLULU,)	
)	
Third-Party Plaintiff,)	
)	
vs.)	
)	
HAWAIIAN PROPERTIES, LTD.)	
)	
Third-Party)	
Defendants.)	
_____)	

PLAINTIFFS' MOTION FOR AWARD OF ATTORNEYS' FEES AND COSTS

Plaintiffs BEVERLY BLAKE, STEPHANIE CAMILLERI, ARLENE SUPAPO, individually, and on behalf of all persons similarly situated, respectfully move for an award of attorneys' fees and costs against Defendant CITY AND COUNTY OF HONOLULU. Specifically, Plaintiffs request an award of \$ 54,113.59 in attorneys' fees and \$ 6,866.31 in costs incurred by Alston Hunt Floyd & Ing. Plaintiffs' other counsel, Lawyers for Equal Justice, will submit a separate application for their attorneys' fees and costs.

This Motion is made pursuant to Rules 7, 23(h)(1), and 54 of the Federal Rules of Civil Procedure, Local Rule 54.3, 42 U.S.C. § 1988, and HRS § 480-13 and is supported by the Memorandum, Declaration, and Exhibits attached hereto, as well as the pleadings and files herein.

DATED: Honolulu, Hawai`i, February 12, 2010.

/s/ Jason H. Kim
PAUL ALSTON
JASON H. KIM
Attorneys for Plaintiffs

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

BEVERLY BLAKE, et al.,)	CIVIL NO. CV08 00281 LEK
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Plaintiffs,)	(Contract)(Declaratory
)	Judgment)(Other Civil Action)
vs.)	Class Action
)	
CRAIG NISHIMURA, etc., et al.,)	MEMORANDUM IN
)	SUPPORT OF MOTION
Defendants.)	
_____)	
)	
CITY AND COUNTY OF)	
HONOLULU,)	
)	
Third-Party Plaintiff,)	
)	
vs.)	
)	
HAWAIIAN PROPERTIES, LTD.)	
)	
Third-Party)	
Defendants.)	
_____)	

MEMORANDUM IN SUPPORT OF MOTION

I. INTRODUCTION

Plaintiffs’ counsel are entitled to an award of their reasonable attorneys’ fees and costs pursuant to the Settlement Agreement in this matter, 42 U.S.C. § 1988, and HRS § 480-13. For the reasons set forth below, this Court should award Alston

Hunt Floyd & Ing \$ 54,113.59 in attorneys' fees and \$ 6,866.31 in costs.¹ This amount is reasonable given the complexity of the case, Plaintiffs' counsels' efficiency in litigating this matter, and the relief obtained for the benefit of the class.

II. BACKGROUND

Plaintiffs filed their class action complaint on June 12, 2008 seeking damages, declaratory and injunctive relief, and attorneys' fees against Defendant the City and County of Honolulu for overcharging rent to tenants at Westlake Apartment Complex ("Westlake") in violation of the U.S. Housing Act and its supporting regulations and contrary to the terms of its contracts with Westlake tenants by failing to update utility allowances. Plaintiffs' claims were brought under the United States Housing Act and its implementing regulations, 42 U.S.C. § 1983, Hawai'i's unfair and deceptive trade practices law, and contract law.

Plaintiffs moved for class certification and this Court granted Plaintiffs' motion on October 30, 2008, certifying a class consisting of:

¹ Lawyers for Equal Justice will file a separate application itemizing their attorneys' fees and costs.

All persons who are, were, or will be head of household tenants at Westlake Apartments entitled to receive utility allowances from the City and County of Honolulu as part of their section 8 subsidy at any time during which Defendants failed or fails to provide properly-calculated utility allowances for Westlake Apartments.

Order Granting Plaintiffs' Motion for Class Certification, filed October 30, 2008 [DE 33], amended by Amended Order Granting Plaintiffs' Motion for Class Certification, filed March 3, 2009 [DE 51]. The Court also appointed Alston Hunt Floyd & Ing and Lawyers for Equal Justice as class counsel. *Id.*

Soon after the Court granted class certification, the parties began settlement discussions. These discussions were protracted, largely because of an apparent dispute with Third Party Hawaiian Properties, Ltd. and/or its insurers regarding their indemnity obligations. The parties agreed to a settlement by which the City and County, Hawaiian Properties, and/or their insurers would create a settlement fund in the amount of \$45,000 to compensate class members for the Defendant's alleged failure to update utility allowances. See Motion for Preliminary Approval of Class Certification, filed December 22, 2009 [DE 88]. The parties

also agreed that this amount was exclusive of attorneys' fees and costs and that the Plaintiffs' award of attorneys' fees and costs would be determined by this Court based on application by Plaintiffs' counsel. *Id.* at Exhibit "2." This Court granted preliminary approval of the settlement, finding that it was "fair, reasonable, and adequate" as required by FRCP Rule 23(e) and scheduled a final fairness hearing for March 19, 2010. Order Granting Third Party Defendant's Motion for Preliminary Approval of Settlement, filed January 29, 2010 [DE 91].

III. ARGUMENT

A. PLAINTIFFS' COUNSEL ARE ENTITLED TO AN AWARD OF THEIR REASONABLE FEES AND COSTS.

Plaintiffs' counsel are entitled to an award of their reasonable fees and costs in this action, both under the terms of the Settlement Agreement and under the applicable substantive law. *See* FRCP Rule 23(h) ("In a certified class action, the court may award reasonable attorney's fees and non-taxable costs that are authorized by law or by the parties' agreement.") The parties agreed that the City and County and Hawaiian Properties would pay the

amount of Plaintiffs' attorneys' fees and costs deemed reasonable by this Court. Ex. "2" to Motion for Preliminary Approval of Settlement.

Furthermore, the Plaintiffs brought and settled claims under 42 U.S.C. § 1983 for deprivation of civil rights and HRS § 480-2 for unfair or deceptive trade practices. A prevailing party on such claims is entitled to reasonable attorneys' fees and costs. See 42 U.S.C. § 1988 ("In any action or proceeding to enforce a provision of section[] ... 1983 ... of this title, ... the court, in its discretion, may allow the prevailing party ... a reasonable attorney's fee as part of the costs"); HRS § 480-13(b)(1) ("if the judgment is for the plaintiff, the plaintiff shall be awarded ... reasonable attorneys' fees together with the costs of suit"). A party that obtains a settlement agreement that grants enforceable relief is a "prevailing party" for purposes of fee-shifting statutes. See *Jankey v. Poop Deck*, 537 F.3d 1122, 1130 (2008) ("A settlement agreement meaningfully alters the legal relationship between parties [so as to support an award of attorneys' fees] if it allows one party to require the other party to do something it otherwise would not be required to do.") (Internal quotation omitted.)

B. THE TIME INCURRED BY ALSTON HUNT FLOYD & ING WAS REASONABLE.

In statutory fee shifting cases, a reasonable attorneys' fee is determined by multiplying the hours reasonably expended times a reasonable hourly rate. *Blum v. Stenson*, 465 U.S. 886, 888, 104 S. Ct. 1541, 1544 (1984). This "lodestar" amount is presumed to be the reasonable fee to which counsel is entitled. *Id.* at 897, 104 S. Ct. at 1548.

As demonstrated in the attached Exhibit "A," the time and expenses incurred by Alston Hunt Floyd & Ing were "reasonably expended." After the first few months of the case, Plaintiffs' counsel devoted most of their time to class administration and settlement. Those activities took a substantial amount of time given the complexity of the calculations relating to the utility allowance, the length of the settlement negotiations, and the procedural requirements necessary to maintain a class action. Plaintiffs' counsel litigated this matter efficiently, however, as shown by the fact that they did not devote resources to discovery

and trial preparation once it appeared settlement was imminent.² Indeed, Plaintiffs counsel actively worked to expedite the resolution of this case by, for example, requesting that the City and County stipulate to class certification (which the City and County declined to do) and objecting to adding Hawaiian Properties as a third-party defendant because adding it would delay settlement. See Kim Decl. at ¶ 13; Plaintiffs' Memorandum in Opposition to Defendant City and County of Honolulu's Motion for Leave to File Third-Party Complaint Against Hawaiian Properties, Ltd., filed June 4, 2009 [DE 65].

The costs too were largely for class administration, including publishing notice to the class, delivering the class notices to the current Westlake residents, and attempting to locate former Westlake residents.

² This Court has already awarded attorneys' fees and costs to Plaintiffs' counsel as a discovery sanction against the City and County. See Order Granting Plaintiffs' Motion to Compel Discovery, filed October 14, 2008 [DE 31]. Plaintiffs' counsel agreed to waive collection of attorneys' fees pursuant to that sanctions award and seek those attorneys' fees and costs in connection with the final application for attorneys' fees and costs once this case was resolved. See attached Declaration of Jason H. Kim at ¶ 11.

Although not part of the loadstar calculation, it should be noted that the attorneys' fees and costs are also reasonable when measured against the total relief obtained for the class. In addition to the settlement fund of \$45,000, the residents of Westlake apartments have saved over \$50,000 since the lawsuit was initiated because the City and County raised the utility allowance from \$40 to \$84 in September 2008 as a result of this lawsuit. The class will continue to save tens of thousands of dollars in the months and years ahead because of this adjustment.

Even if the relief obtained for the class were not so substantial, a full award of Plaintiffs' attorneys' fees and costs would be appropriate without regard to the amount of damages awarded to the class. The purpose of the fee shifting provisions in 42 U.S.C. § 1988 and HRS § 480-13 is to encourage plaintiffs to bring lawsuits to vindicate important statutory rights, regardless of the amount at stake. *See Pennsylvania v. Delaware Valley Citizens' Council for Clean Air*, 478 U.S. 546, 564, 106 S. Ct. 3088, 3098 (9th Cir. 1986) (purpose of federal fee shifting statutes is to "enable private parties to obtain legal help in seeking redress for injuries resulting from the actual or threatened violation of specific federal

laws”); *Anderson v. AB Painting and Sandblasting Inc.*, 578 F.3d 542 , 545 (7th Cir. 2009) (district court erred by reducing attorney fee award to be proportionate with the damages: part of the purpose of fee shifting statutes is to “discourage petty tyranny” and it is therefore “no surprise that the cost to pursue a contested claim will often exceed the amount in controversy”).

The hours expended by Plaintiffs’ counsel was more than reasonable given the inherent complexity of class action practice. This Court should therefore find that the time and expenses incurred by Alston Hunt Floyd & Ing were reasonably incurred for purposes of the lodestar calculation.

C. THE RATES SOUGHT BY PLAINTIFFS ARE REASONABLE.

The rates sought by Plaintiffs’ counsel are reasonable based on prevailing rates in the community for attorneys of similar experience and skill. *See Blum*, 465 U.S. at 895, 104 S. Ct. at 1548 (under federal fee shifting statutes, reasonable attorneys’ fees “are to be calculated according to the prevailing market rates in the relevant community”); Kim Decl. at ¶¶ 6-7, 11; Exhibit “B” to Kim Decl. (May 29, 2009 study from Pacific Business News regarding range of rates charged by large law firms in Hawai`i). Indeed, Judge

King of this district has approved rates of as high as \$965 per hour for bankruptcy counsel. Exhibit “C” to Kim Decl.

Plaintiffs’ counsel acknowledge that this Court has previously reduced the requested hourly rate for Alston Hunt Floyd & Ing attorneys and paralegals (including in a previous order in this matter)³ but respectfully request that the Court reconsider those past reductions, especially in light of the efficient and successful resolution of this case, and find that the rates requested by Alston Hunt Floyd & Ing are reasonable.

IV. CONCLUSION

For the foregoing reasons, Plaintiffs’ Motion for an Award of Attorneys’ Fees and Costs should be granted and Alston Hunt Floyd & Ing awarded \$ 54,113.59 in attorneys’ fees and \$ 6,866.31 in costs.

³ If nothing else, the reasonable rate for Jason H. Kim – previously determined to be \$240 – should be increased to reflect an additional sixteen months of relevant legal experience since the Order Granting Plaintiffs’ Motion to Compel Discovery was filed on October 24, 2008. Use of current rates rather than historical rates is appropriate to compensate Plaintiffs’ counsel for the delay in payment. *See, e.g. Bank One, N.A. v. Echo Acceptance Corp.*, 595 F. Supp. 2d 798, 802 (D. Ohio 2009).

DATED: Honolulu, Hawai`i, February 12, 2010.

/s/ Jason H. Kim

PAUL ALSTON

JASON H. KIM

Attorneys for Plaintiffs

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FOR THE DISTRICT OF HAWAII

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Plaintiffs,)	(Contract)(Declaratory
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CRAIG NISHIMURA, etc., et al.,)	DECLARATION OF
)	JASON H. KIM
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CITY AND COUNTY OF)	
HONOLULU,)	
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Third-Party Plaintiff,)	
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vs.)	
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HAWAIIAN PROPERTIES, LTD.)	
)	
Third-Party)	
Defendants.)	
_____)	

DECLARATION OF JASON H. KIM

Pursuant to 28 U.S.C. § 1746, I declare that:

1. I am an attorney with the law firm of Alston Hunt
Floyd & Ing, counsel for Plaintiffs herein.

2. I make this declaration based on my personal knowledge and am competent to testify as to the matters set forth herein.

3. Attached as Exhibit A is a true and correct copy of an itemization of the attorneys' fees and costs incurred by the law firm of Alston Hunt Floyd & Ing in this action. I believe that these fees and costs were reasonably incurred.

4. Attached as Exhibit B is a true and correct copy of an excerpt from a study published by the Pacific Business News in May 29, 2009 reflecting hourly rates charged by large law firms in Honolulu.

5. Attached as Exhibit C is a true and correct excerpt of the Interim Fee Application by debtor's counsel Kirkland & Ellis LLP in *In Re Hawaiian Telcom Communications, Inc.*, Case No. 08-02005 and the Order granting that application.

6. I have practiced law for over eleven years, mostly in the fields of commercial and class action litigation. My usual hourly rate is \$275 per hour. Based on my experience and observations, this rate is at or near the rate for attorneys of

comparable experience and expertise in Honolulu. In Exhibit “A,” my time is designated by the initials “JHK.”

7. Paul Alston has practiced law for close to forty years, mostly in the fields of commercial and class action litigation. His usual hourly rate is \$585 per hour. Based on my experience and observations, this rate is at or near the rate for attorneys of comparable experience and expertise in Honolulu. In Exhibit “A,” his time is designated by the initials “PA.”

8. In Exhibit “A,” the initials “KKG” stand for Kelly Guadagno, fka Kelly Muller, a paralegal with this firm.

9. In Exhibit “A,” the initials “EMC” stand for Erica Chee, a former law clerk at this firm.

10. In Exhibit “A,” the initials “JB” stand for Jya-Ming Bunch, the initials “SWL” stand for Samson W. Lee, and the initials “GKTP” stand for Gail K. T. Pang. All three are document analysts at this firm and generally assist the paralegals. Here, Plaintiffs seek to recover mostly for their work in delivering the class notice to the residents of KPT door-to-door.

11. Based on my experience and observations, I believe the hourly rates sought for the non-attorney professionals described

above are comparable to the rates charged by large law firms in Honolulu for similar services.

12. I agreed with Mr. Dodd, counsel for the City and County, to defer payment of the attorneys' fees and costs awarded by this Court's Order Granting Plaintiffs' Motion to Compel Discovery until the final attorney fee request in this case.

13. Soon after this case was filed, I met with Marie Gavigan, counsel for the City and County, and requested that the City and County stipulate to class certification. The City and County declined to so stipulate.

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

Executed in Honolulu, Hawai'i, on February 12, 2010.

/s/ Jason H. Kim
JASON H. KIM

ALSTON HUNT FLOYD & ING**BREAKDOWN OF ATTORNEYS' FEES AND COSTS**

DATE	BY	TIME	CODE	DESCRIPTION
06/01/08	PA	0.30	A	review and respond to emails from W. Durham and G. Thornton re strategy
06/02/08	JHK	5.50	B	research re 1983 issues and UDAP claim for complaint
06/02/08	JHK	2.20	B	review and comment on draft complaint
06/06/08	PA	0.30	B	emails to and from W. Durham and G. Thornton re complaint and claims to include
06/07/08	PA	0.60	B	emails to and from J. Kim re revised complaint
06/09/08	PA	0.20	A	review and revise co-counsel agreement
06/09/08	PA	0.10	B	review and revise complaint
06/09/08	JHK	0.60	A	review and revise co-counsel agreement
06/09/08	JHK	2.80	B	research re potential claims based on landlord-tenant code and other state law theories
06/10/08	JHK	1.70	B	revise and comment on complaint
06/12/08	PA	0.30	B	review and revise complaint
06/12/08	PA	0.20	A	emails to V. Geminiani and J. Kim re strategy
06/12/08	JHK	1.20	A	draft engagement letters to clients
06/12/08	JHK	0.30	B	conference with E. Chee re research on whether UDAP applies to housing
06/12/08	JHK	2.30	B	revise and finalize complaint and arrange for filing and service of same
06/13/08	JHK	0.30	A	review news articles re lawsuit
06/13/08	JHK	0.50	A	revise and finalize engagement letters
06/17/08	EMC	1.20	B	research on whether UDAP applies to housing
06/18/08	EMC	0.30	B	continue research on whether UDAP applies to housing
06/19/08	PA	0.30	A	email from and to J. Kim re scheduling and strategy
06/19/08	JHK	2.30	B	review memo re UDAP and emails to E. Chee re same and review legislative history of UDAP
06/19/08	EMC	4.30	B	continue research on whether UDAP applies to housing and draft and revise memo re same

EXHIBIT A

DATE	BY	TIME	CODE	DESCRIPTION
06/25/08	JHK	0.30	A	call with G. Thornton and W. Durham re discovery strategy and initial disclosures
06/25/08	JHK	0.50	C	review rules and documents to prepare for call
06/27/08	PA	0.50	A	review initial demand letter
07/01/08	JHK	2.00	A	review and analyze utility rate summary documents
07/01/08	JHK	0.70	A	review and revise letter to defendants re class certification and injunctive relief
07/02/08	JHK	0.20	A	emails with G. Thornton and W. Durham re utility rate information
07/03/08	JHK	0.70	A	prepare for and attend conference call re utility rate information
07/07/08	PA	0.20	A	email from and to G. Thornton re correspondence
07/08/08	JHK	1.10	E	research and prepare motion for entry of default
07/08/08	JHK	0.30	A	conference with K. Muller re obtaining additional utility rate summaries
07/08/08	JHK	1.40	C	draft and submit FOIA requests re HUD records relating to Westlake apartments
07/09/08	JHK	0.40	E	revise and finalize motion for entry of default
07/09/08	KKG	1.80	A	review rate summaries and identify summaries to be analyzed and prepare summary of findings to J. Kim noting missing summaries to be obtained through public utilities commission
07/10/08	PA	0.60	A	email from and to J. Kim re stipulation to set aside; review email from J. Kim re HECO rate summaries; telephone call from M. Gavigan
07/10/08	JHK	1.30	A	review utility rate summaries and email to team re same
07/10/08	JHK	0.40	E	draft stipulation to set aside default and email to M. Gavigan re same
07/11/08	JHK	0.50	A	assemble utility rate documents
07/14/08	PA	0.20	A	review and respond to emails re status
07/15/08	JHK	0.40	A	emails with K. Muller re obtaining utility rate summaries
07/15/08	KKG	1.00	A	prepare request to retrieve HECO documents and prepare instructions to J. Bunch and meet with same to discuss review of case documents to identify HECO rate summaries

DATE	BY	TIME	CODE	DESCRIPTION
07/16/08	PA	0.40	E	analyze and evaluate class certification issues
07/16/08	JHK	0.40	A	call with R. Yanagi (attorney for Westlake) re halting evictions and email to team re strategy for same
07/16/08	JB	1.80	A	review case documents to identify and compile information to complete annual rate filings for Hawaiian Electric Company, Inc. filed with PUC
07/17/08	PA	0.30	A	work on letter to evictions and strategy and emails to and from co-counsel re same
07/17/08	JHK	0.70	A	draft letter to M. Gavigan re halting evictions
07/24/08	JHK	0.30	B	review and analyze answer to complaint
07/24/08	JHK	0.30	A	email to co-counsel re answer and meeting of the parties
07/24/08	JHK	0.20	A	emails to K. Muller re utility rate summaries
07/25/08	JHK	0.40	A	email to M. Gavigan re Rule 26 meeting and email to co-counsel re same
07/26/08	PA	0.10	B	review City's answer to complaint
07/28/08	JHK	0.50	A	email to M. Gavigan re Rule 26 meeting and prepare outline re topics to discuss
07/28/08	KKG	0.20	A	telephone call to Lei at Public Utilities Commission re obtaining rate summaries for selected years and email to J. Kim re same
07/29/08	JHK	0.20	A	emails with M. Gavigan and co-counsel re Rule 26 meeting
07/29/08	KKG	0.30		telephone call to and from Lei at Public Utilities Commission re requested rates summaries to discuss miscopying and request correct copies and conform same with rate summaries in file
07/31/08	JHK	1.40	A	prepare for and attend meeting of the parties re discovery and settlement and emails with co-counsel re same and required follow-up; call with R. Yanagi re evictions; work on discovery requests to City and County
07/31/08	JHK	0.20	A	call with R. Yanagi re evictions
07/31/08	JHK	1.20	C	draft discovery requests to City and County
07/31/08	KKG	0.40	A	prepare email transmitting complete rates summaries and review email from J. Kim re preparation of discovery

DATE	BY	TIME	CODE	DESCRIPTION
08/01/08	KKG	0.80	C	draft report of the parties planning meeting pursuant to rule 26
08/04/08	JHK	0.90	C	revise Rule 26 meeting report
08/04/08	JHK	1.50	C	review and prepare documents for initial disclosure production
08/04/08	JHK	1.30	C	draft discovery requests to City and County
08/05/08	PA	0.50	E	review and revise motion for class certification and email from and to J. Kim re motion
08/05/08	JHK	1.00	E	review and comment on motion for class certification
08/05/08	JHK	0.30	C	revise Rule 26 meeting report and email to M. Gavigan re same
08/05/08	KKG	1.10	C	prepare draft request for production of documents; notice of taking deposition upon oral examination pursuant to Rule 30(b)(6); exhibit A; and initial disclosures
08/06/08	JHK	1.50	C	review documents for initial disclosures
08/06/08	JHK	0.80	C	revise 30b6 deposition notice and document request
08/06/08	KKG	3.00	C	revise draft request for production of documents; notice of taking deposition upon oral examination pursuant to Rule 30(b)(6); exhibit A; and initial disclosures and work on preparing initial disclosure documents for production
08/07/08	JHK	0.10	C	email to K. Muller re initial disclosures
08/07/08	JHK	0.10	C	finalize Rule 26 meeting report
08/07/08	JHK	0.10	E	review draft of motion for class certification
08/07/08	JB	0.70	C	process plaintiff's initial disclosure documents and prepare file for plaintiff's initial disclosure documents re rate summaries, leases and amendments, and bills
08/08/08	JHK	0.70	C	emails to K. Muller re discovery and review and finalize discovery requests
08/08/08	KKG	3.00	C	finalize and prepare request for production of documents and 30(b)(6) notice for service on defendants; draft requests for admissions to defendants and prepare exhibits; prepare certificates of service; finalize discovery requests and prepare for service on defendants and filing with court
08/09/08	PA	0.20	C	review report of discovery meeting and discovery requests

DATE	BY	TIME	CODE	DESCRIPTION
08/13/08	JHK	2.00	C	draft initial disclosures and prepare documents for same
08/13/08	KKG	0.20	C	work on preparing initial disclosure documents for production and email to J. Kim re same
08/14/08	PA	0.20	E	review and respond to multiple emails from co-counsel re motion for class certification
08/14/08	JHK	0.30	C	revise and finalize initial disclosures and email to co-counsel re same
08/14/08	JHK	0.20	E	email to co-counsel re class certification motion
08/14/08	KKG	0.60	C	finalize initial disclosure and production of documents
08/15/08	JHK	0.20	A	email to M. Gavigan re initial disclosures and stipulations
08/19/08	JHK	0.50	D	email with co-counsel re 30b6 deposition and prepare for same
08/20/08	JHK	4.30	D	prepare for 30(b)6 deposition of City & County of Honolulu including drafting outline for deposition, reviewing applicable law and regulations and preparing exhibits for deposition
08/21/08	PA	0.10	D	email from and to J. Kim re outline for 30(b)6 deposition
08/21/08	JHK	1.40	D	revise outline and prepare for deposition and call with M. Gavigan re same
08/21/08	JHK	0.30	A	call with R. Yanagi re evictions and emails to co-counsel re same
08/21/08	KKG	0.10	D	review email from A. Matsuo re cancellation fees of 30(b)(6) deposition of the City and County of Honolulu
08/25/08	PA	0.30	A	review graphs of utility prices and email from and to W. Durham re same
08/28/08	PA	0.20	A	review scheduling conference statement and email to co-counsel re same
08/28/08	JHK	0.30	A	email to M. Gavigan re outstanding discovery
08/28/08	JHK	1.40	A	draft scheduling conference statement
08/28/08	KKG	0.80	A	review case pleadings and discovery file to prepare draft scheduling conference statement
08/29/08	PA	0.10	D	review transmittal to M. Gavigan re invoice for deposition
08/29/08	JHK	0.20	A	call with R. Yanagi re: S. Camilleri
08/29/08	JHK	4.20	D	revise motion for class certification

DATE	BY	TIME	CODE	DESCRIPTION
08/29/08	KKG	0.30	A	finalize and file scheduling conference statement
08/30/08	JHK	4.50	D	revise motion for class certification and prepare declarations and exhibits for same
09/01/08	PA	0.20	D	review and respond to emails re motion for class certification
09/02/08	PA	0.30	D	review and revise motion for class certification and email to J. Kim
09/02/08	JHK	1.80	D	revise motion for class certification and declarations and additional research for same
09/02/08	KKG	0.60	D	redact confidential financial and personal information contained in exhibits for motion
09/03/08	JHK	0.20	D	emails with D. L'Heureux re declarations for motion for class certification
09/04/08	PA	0.10	A	review City's scheduling conference statement
09/04/08	JHK	1.70	D	revise motion for class certification and proposed class notice and prepare exhibits for filing
09/04/08	JHK	0.20	A	email to W. Durham re status of discovery
09/05/08	PA	0.10	D	review motion for class certification
09/05/08	JHK	0.50	D	revise and finalize motion for class certification
09/06/08	JHK	0.30	D	emails to D. Ahuna re declarations and exhibits for class certification and review exhibits to declarations
09/08/08	PA	0.10	D	review declarations for class certification
09/08/08	JHK	1.00	A	attend scheduling conference and conference with M. Gavigan re outstanding discovery issues
09/10/08	JHK	0.30	A	email to M. Gavigan re outstanding discovery issues
09/18/08	KKG	0.30	C	check on status re outstanding discovery requests
09/19/08	JHK	0.10	A	call with M. Gavigan re discovery
09/20/08	PA	0.20	D	review and respond to email from J. Kim and W. Durham re pending hearing on motion for class certification
09/20/08	JHK	0.10	D	review email from W. Durham re reply for class certification and respond to same
09/22/08	JHK	0.10	D	email to D. L'Heureux re reply to class certification motion

DATE	BY	TIME	CODE	DESCRIPTION
09/26/08	JHK	0.30	E	conference with and email to K. Muller re motion to compel
09/26/08	KKG	1.00	E	discussions with J. Kim re status of outstanding discovery and initial disclosures and compile information for motion to compel
09/29/08	KKG	3.00	E	draft motion to compel discovery and for sanctions and review case pleadings re same
09/30/08	JHK	1.50	E	revise motion to compel and emails to K. Muller re same
10/01/08	PA	0.20	E	review motion to compel discovery and email to J. Kim re follow up
10/01/08	KKG	0.50	E	finalize motion to compel
10/02/08	PA	0.20	E	review and respond to email from J. Kim re motion to compel
10/09/08	JHK	0.30	A	review notice re increased utility allowances and email to team re discovery issues
10/13/08	JHK	0.30	A	call with S. Dodd re pending discovery and email to team re same
10/16/08	JHK	0.40	D	draft stipulation re motion to compel and email to S. Dodd re same
10/20/08	JHK	0.30	D	emails to D. Ahuna and team re orders granting motions
10/21/08	JHK	0.10	D	email to S. Dodd re attorneys fees sanction
10/22/08	JHK	0.10	D	email to S. Dodd re attorneys fees sanction
10/24/08	PA	0.10	D	email from and to J. Kim re discovery order
10/24/08	JHK	0.60	D	review order granting motion to compel, email to S. Dodd re same, and email to P. Alston re same
10/27/08	JHK	1.40	D	revise proposed order granting class certification
10/27/08	JHK	0.20	A	email to S. Dodd re discovery issues
10/28/08	JHK	0.50	D	revise and finalize order granting class certification
10/30/08	PA	0.30	C	review Nishimura/CCH's initial disclosure statement and telephone conference with J. Kim re same
10/30/08	JHK	2.80	C	review initial disclosures, email to S. Dodd re discovery issues, and revise 30b6 deposition outline in light of same
10/31/08	JHK	0.10	A	email to S. Dodd re discovery issues

DATE	BY	TIME	CODE	DESCRIPTION
11/04/08	KKG	0.50	C	draft stipulated protective order
11/05/08	JHK	1.20	C	revise protective order and email to S. Dodd re same
11/05/08	JHK	0.20	D	email to S. Dodd re 30b6 deposition
11/05/08	JHK	0.40	E	revise notice of class action
11/05/08	KKG	0.60	C	continue working on preparing stipulated protective order and exhibit A
11/05/08	KKG	0.40	D	prepare amended notice of 30(b)(6) deposition and discuss same with J. Kim
11/06/08	JHK	0.30	A	emails to S. Dodd and co-counsel re 30b6 deposition and other discovery issues
11/06/08	JHK	0.40	D	prepare class notice for submittal to court
11/10/08	PA	0.10	C	review City's response to production of documents
11/10/08	JHK	2.80	A	prepare for and attend meeting with S. Dodd re discovery and settlement
11/10/08	JHK	0.50	A	email to co-counsel re follow-up required from meeting with S. Dodd
11/11/08	PA	0.10	A	email from and to G. Thornton re expert
11/11/08	JHK	0.20	D	emails with S. Dodd and D. Ahuna re protective order
11/11/08	KKG	0.40	D	review initial disclosure documents and prepare instruction to J. Bunch to prepare file
11/12/08	JHK	0.40	D	review response to document request and documents produced
11/17/08	JHK	0.20	A	email to S. Dodd re class notice
11/20/08	PA	0.20	A	email from and to J. Kim re class notice
11/20/08	JHK	0.20	A	email to S. Dodd re class notice
12/04/08	JHK	0.20	A	emails to S. Dodd re discovery and class notice
12/05/08	JHK	0.30	C	email with S. Dodd re document review and review City and County's response to admissions
12/08/08	KKG	0.30	C	review defendants' responses to requests for admissions and prepare documents to have case discovery binder updated
12/10/08	JHK	1.60	C	review documents at Hawaiian Properties office and conference with S. Dodd re same

DATE	BY	TIME	CODE	DESCRIPTION
12/15/08	JHK	2.40	A	draft order re class notice procedures and research re same
12/16/08	JHK	0.10	A	email to W. Durham re class notice procedures
12/16/08	KKG	0.20	C	work on document production log
12/17/08	JHK	0.20	A	revise stipulation re class notice and email to S. Dodd re same
12/22/08	JHK	0.30	A	draft letter to court re continuing settlement conference and email to S. Dodd re same
01/09/09	JHK	0.30	A	emails to S. Dodd re class notice procedures
01/20/09	JHK	0.30	A	email to S. Dodd re class notice and email to co-counsel re settlement and expert witness report
01/21/09	JHK	0.80	A	review and respond to emails from W. Durham re damages calculation for settlement proposal
01/21/09	JHK	0.40	A	revise stipulation re class notice and email to S. Dodd re same
01/22/09	PA	0.20		review and respond to emails from W. Durham re utility allowance and calculated damages
01/22/09	JHK	1.40		research re magistrate judge jurisdiction to hear class certification, draft letter to L. Kobayashi re same, and email to S. Dodd re same
01/22/09	JHK	1.80	A	work on settlement proposal
01/22/09	JHK	0.30	A	emails to S. Dodd re stipulated order re class notice and review same
01/28/09	JHK	0.20	A	emails to S. Dodd re referral to magistrate
01/28/09	JHK	0.10	A	email to D. Ahuna re filing of stipulated order re class notice
01/29/09	JHK	0.10	A	email to S. Dodd re magistrate stipulation
01/29/09	JHK	0.20	A	finalize submittal of stipulated order re class notice
02/04/09	JHK	0.20	A	emails to S. Dodd re meeting for settlement and discovery
02/05/09	JHK	1.50	A	prepare for and attend meeting with S. Dodd re settlement and discovery and email to S. Dodd re class notice to follow-up from meeting
02/05/09	JHK	0.20	A	revise letter to Magistrate Judge Kobayashi re referral

DATE	BY	TIME	CODE	DESCRIPTION
02/05/09	JHK	0.30	A	conference with S. Lee re delivery of class notice and provide information to S. Lee re same
02/05/09	SWL	1.20	A	work on preparing/processing "Notice of Pendency of Class Action" to be sent out to residents
02/06/09	SWL	2.00	A	deliver "Notice of Pendency of Class Action" to the residents at 3139 Ala Ilima St. Westlake Apts.
02/06/09	GKTP	2.00	A	deliver "Notice of Pendency of Class Action" at 3139 Ala Ilima St. Westlake Apts.
02/10/09	JHK	0.10	A	email to K. Muller re list of former tenants of Westlake
02/10/09	KKG	0.20	C	telephone call to and from Flo at Ralph Rosenberg's re Hawaiian Electric records deposition and email to J. Kim re same
02/10/09	KKG	0.30	A	review list of prior tenants provided by Scott Dodd, Esq. and prepare email to same requesting full names of past tenants
02/11/09	JHK	0.60	A	review and revise stipulations re deadlines and removing Nishimura as defendant and email to S. Dodd re same and scheduling issues
02/11/09	KKG	0.20	C	telephone call from Yvonne at Rosenberg's re Hawaiian Electric records deposition and prepare email to J. Kim summarizing discussions
02/12/09	JHK	0.30	A	calls with D. Ahuna re status conference and email to S. Dodd re same
02/12/09	JHK	0.10	C	emails to K. Muller re obtaining HECO records
02/17/09	JHK	0.80	F	prepare for, travel to, and attend status conference
02/17/09	JHK	0.20	A	conference with E. Dunne re settlement proposal
02/17/09	JHK	0.50	A	draft revised class certification order to reflect assignment to magistrate judge
02/18/09	KKG	1.50	A	review list provided by defendants regarding tenants who moved out between January 1, 2000 and January 31, 2009 and work on locating whereabouts of 52 former tenants at Westlake by review of telephone listings, skip tracing services available online, and autotrack services
02/19/09	JHK	0.60	A	emails and conference with K. Muller re class notice
02/19/09	KKG	8.00	A	work on locating whereabouts of 52 former tenants at Westlake by review of telephone listing, skip tracing services available online, and autotrack services

DATE	BY	TIME	CODE	DESCRIPTION
02/20/09	JHK	0.10	A	review email from K. Muller re class notice
02/20/09	KKG	5.10	A	continue work on locating former tenants of Westlake; review information obtained re former tenants and work on preparing address list of current, last know addresses of same; prepare instruction to have class notices served; monitor same
02/26/09	JHK	0.30	A	revise proposed amended order on class certification and email to S. Dodd re same
02/27/09	JHK	0.20	A	draft transmittal for amended class certification order to court and email to D. Ahuna re same
03/12/09	JHK	0.40	A	review order re class notice and email to D. Ahuna re publishing class notice
03/17/09	JHK	0.20	A	review proof of legal notice and email to D. Ahuna re same
03/19/09	JHK	0.10	A	email to K. Muller re opt out
03/24/09	JHK	0.20	A	email to E. Dunne and V. Geminiani re status and settlement
03/25/09	JHK	0.10	A	email to E. Dunne and V. Geminiani re status and settlement
04/04/09	PA	0.10	A	review affidavit of publication re notice of pendency of class action
04/06/09	JHK	0.30	A	email to team re settlement proposal
04/07/09	PA	0.10	A	review and respond to email from W. Durham and J. Kim re billing rates
04/13/09	JHK	0.20	A	review and respond to email from S. Dodd re settlement conference
04/15/09	PA	0.30	A	review draft letter and respond to email from J. Kim re settlement demand
04/15/09	JHK	3.20	A	draft settlement demand, research re rate of prejudgment interest for same, and email to co-counsel re same
04/16/09	PA	0.10	A	review City's motion to continue settlement conference
04/16/09	JHK	3.30	A	draft confidential settlement conference statement, revise settlement demand, call with S. Dodd re same, and emails with co-counsel re same
04/21/09	JHK	0.20	A	email to D. L'Heureux re preparing attorney fee invoices for settlement discussions

DATE	BY	TIME	CODE	DESCRIPTION
04/25/09	JHK	1.10	A	review and edit attorney fee invoices and draft letter to D. Louie and S. Dodd re same; email to V. Geminiani and G. Thornton re additional information for same
04/27/09	JHK	0.10	A	revise letter transmitting attorneys fee invoices
04/28/09	JHK	0.20	A	review revised invoice of attorneys' fees and costs
04/30/09	JHK	0.30	A	review and respond to email from S. Dodd re evictions
05/01/09	JHK	0.10	A	email to co-counsel re preliminary injunction and evictions
05/13/09	JHK	0.20	A	call with D. Louie re settlement
05/13/09	JHK	0.20	A	call with D. Scott Dodd re motion for leave to file third-party claim
05/15/09	JHK	0.30	E	review motion for leave to amend and call with P. Alston re same
05/18/09	PA	0.20	E	review City and County's motion to file third party complaint against Hawaiian Properties
06/01/09	JHK	0.20	A	emails to V. Geminiani and W. Durham re settlement conference
06/03/09	PA	0.10	E	review opposition to motion to amend complaint and email to J. Kim re same
06/03/09	JHK	3.20	E	research and draft opposition to motion for leave to file amended complaint
06/03/09	JHK	1.20	F	prepare for, travel to, and attend settlement conference
06/04/09	JHK	0.70	E	revise and finalize opposition to motion for leave to file third-party complaint and assemble exhibits for same
06/13/09	JHK	0.60	C	review documents produced by HUD and prepare for production to other parties
06/22/09	JHK	1.00	F	prepare for and attend hearing re motion to file 3rd party complaint
06/25/09	PA	0.10	B	review City and County's third-party complaint against Hawaiian Properties
06/30/09	KKG	1.50	C	review documents produced by U.S. Department of Housing and Urban Development pursuant to FOIA request and prepare same for production to other parties

DATE	BY	TIME	CODE	DESCRIPTION
07/01/09	KKG	0.40	C	prepare and finalize supplemental initial disclosure production and letter to defendant City and County of Honolulu re production of supplemental initial disclosure documents
07/08/09	KKG	0.10	C	email to J. Kim re Hawaiian Properties, Ltd. records deposition
07/27/09	PA	0.20	A	review letter from M. Tsukazaki to Judge Kobayashi re request for status conference re utility allowance analysis by Hawaiian Properties
07/27/09	JHK	0.20	A	review correspondence from Hawaiian Properties to Judge Kobayashi and email from W. Durham re same
07/29/09	JHK	0.10	A	email to defense counsel re rescheduling status conference
07/30/09	PA	0.10	B	review Hawaiian Properties' answer to third party complaint
08/17/09	JHK	0.10	A	review and respond to email from M. Tsukazaki re settlement correspondence
08/18/09	JHK	0.50	A	email to M. Tsukazaki re calculation of damages and email to K. Muller re documentation re same
08/19/09	JHK	0.40	A	emails to K. Muller re HECO rate summaries and review email from M. Tsukazaki re same
08/19/09	KKG	0.40	A	discussions with J. Kim re HECO rate filing documents and work on preparing same for production to Matt Tsukuzaki, Esq.; prepare transmittal re same
08/20/09	JHK	0.50	A	review spreadsheets re calculation of damages and email to W. Durham re same
08/26/09	JHK	0.20	A	review email from W. Durham re utility allowance calculation and email to M. Tsukazaki re same
08/27/09	JHK	0.20	A	call with V. Geminiani re settlement conference and prepare for settlement and status conference
08/28/09	JHK	1.00	F	prepare for and attend settlement conference
09/18/09	JHK	0.10	A	email to M. Tsukazaki re utility allowance analysis
09/22/09	PA	0.10	A	email from and to W. Durham re letter from M. Tzukazaki re utility analysis
09/22/09	JHK	0.80	A	review damages analysis from M. Tsukazaki and review emails from co-counsel responding to same

DATE	BY	TIME	CODE	DESCRIPTION
09/25/09	JHK	0.20	A	review email from S. Dodd re rent increase and email to co-counsel re same
09/27/09	JHK	0.20	A	review emails from co-counsel re rent increase
10/03/09	JHK	2.50	A	research and draft response to M. Tsukazaki letter re calculation of utility allowance underpayments and email to co-counsel re same
10/03/09	JHK	0.20	A	email to S. Dodd re rent increases
10/05/09	JHK	0.20	A	email to V. Geminiani re response to M. Tsukazaki letter and finalize same
10/16/09	JHK	0.40	A	review letter from M. Tsukazaki and email to co-counsel re same
10/19/09	PA	0.10	A	review correspondence re analysis of utility allowance
10/21/09	JHK	1.40	A	prepare for and attend settlement conference
10/21/09	JHK	0.40	A	emails to M. Tsukazaki and co-counsel to follow-up on settlement conference
10/22/09	JHK	0.20	A	emails to V. Geminiani and M. Tsukazaki re settlement
10/23/09	JHK	0.40	A	review and respond to emails from W. Durham and V. Geminiani re offer of settlement
10/24/09	JHK	0.60	A	email to V. Geminiani re settlement offer and review documentation re market renters
10/27/09	JHK	0.30	A	review and respond to email from V. Geminiani re settlement counter offer
10/31/09	JHK	1.00	A	draft counter offer and email to co-counsel re same
11/04/09	PA	0.10	A	review correspondence re counter-offer
11/17/09	PA	0.10	A	review and respond to email from V. Geminiani re settlement
11/17/09	JHK	0.50	A	review letter from M. Tsukazaki re settlement offer and review and respond to email from W. Durham re same
11/17/09	JHK	1.60	A	prepare for and attend settlement conference and email to M. Tsukazaki re same
11/19/09	JHK	0.10	A	email to M. Tsukazaki re settlement documentation
11/23/09	JHK	0.20	A	email to defendants' counsel re updating utility allowances as condition of settlement
11/25/09	JHK	0.10	A	emails to V. Geminiani re calculation of attorneys' fees

DATE	BY	TIME	CODE	DESCRIPTION
11/30/09	JHK	0.60	A	attend settlement conference
11/30/09	JHK	0.40	A	review previous motions to approve class settlement prepared by firm and email to M. Tsukazaki with example of same
12/09/09	JHK	0.80	A	draft settlement agreement and email to M. Tsukazaki re same
12/10/09	PA	0.20	A	review notice, consent, and reference of a civil action to a magistrate judge
12/10/09	JHK	4.00	A	draft settlement agreement and class notice and research regarding the requirements for same
12/11/09	JHK	0.60	A	revise class notice, email to V. Geminiani re same, and email to opposing counsel re same
12/12/09	JHK	0.10	A	email to V. Geminiani re class notice
12/14/09	JHK	1.10	A	revise class notice and settlement agreement and emails to M. Tsukazaki re same
12/14/09	JHK	0.50	E	review and revise motion for preliminary approval of settlement
12/16/09	JHK	0.70	A	review proposed revisions to settlement agreement and email to M. Tsukazaki re same
12/17/09	JHK	0.60	A	revise settlement agreement and emails to M. Tsukazaki re same
12/18/09	JHK	0.30	A	emails to V. Geminiani re submission of attorneys' fees
12/18/09	JHK	0.10	A	email to M. Tsukazaki re settlement agreement
12/21/09	JHK	0.30	A	revise declaration for motion for preliminary approval of settlement and emails to M. Tsukazaki re same
12/29/09	JHK	0.10	A	obtain fee invoices for fee application
01/29/10	JHK	1.00	F	attend hearing re motion for preliminary approval of settlement and email to M. Tsukazaki re follow up from same
01/30/10	PA	0.10	A	review order granting motion for preliminary approval of settlement

<u>BY</u>	<u>RATE</u>	<u>HOURS</u>	<u>AMOUNT</u>
PA	585.00	10.60	\$ 6,201.00
JHK	275.00	143.70	\$ 39,517.50
KKG	125.00	38.80	\$ 4,850.00
EMC	125.00	5.80	\$ 725.00
GKTP	50.00	2.00	\$ 100.00
JB	50.00	2.50	\$ 125.00
SWL	50.00	3.20	\$ 160.00
TOTALS:		206.60	\$ 51,678.50

LEGAL SERVICES RENDERED	\$ 51,678.50
STATE EXCISE TAX	2,435.09
TOTAL LEGAL SERVICES RENDERED	\$ 54,113.59

<u>DATE</u>	<u>COST ADVANCED</u>	<u>AMOUNT</u>
	COPIES	346.50
	MESSENGER	66.00
	POSTAGE	50.24
06/02/08	LEXIS RESEARCH	123.04
06/09/08	WESTLAW RESEARCH	94.83
06/12/08	FILING FEES USDC re Filing and Certification Costs	386.00
06/13/08	SHERIFF/SERVICE Service of Complaint on Craig Nishimura, P.E. Acting Director and Chief Engineer and City & County of Honolulu	80.00
06/18/08	WESTLAW RESEARCH	653.95
07/28/08	DOCUMENT PRODUCTION Copies from Public Utilities Commission	6.00
08/07/08	WESTLAW RESEARCH	86.13
08/29/08	COURT/REGULATORY DOCUMENTS	2.40
09/03/08	WESTLAW RESEARCH	37.42
09/04/08	LONG DISTANCE TELEPHONE	1.63
09/04/08	OUTSIDE COPIES	0.45
10/01/08	COURT/REGULATORY DOCUMENTS	3.20
02/11/09	COURT/REGULATORY DOCUMENTS HIDC	2.00
02/28/09	RESEARCH Public Records search by K. Muller to locate addresses of former Westlake residents from 2/19 - 2/20/09 > 55 Transactions	275.00
03/17/09	LEXIS RESEARCH	2.96
03/20/09	LEGAL NOTICES The Honolulu Advertiser re Ad for Class Action Notice (3 runs)	4,350.78
06/03/09	WESTLAW RESEARCH	277.04
11/17/09	LEXIS RESEARCH	20.74
	TOTAL COSTS INCURRED	\$6,866.31

Court Copy

Receipt for Payment
U.S. District Court - Hawaii

For Internal Use Only

Receipt	243928
Trans	151604

Received From: **ALSTON HUNT**
Case Number:
Reference Number: **CV 08-281SPK**

Check	386.00
<hr/>	
Total	386.00

<u>Description</u>	<u>Fund</u>	<u>Qty</u>	<u>Amount</u>
CV FILING FEE	086900	1	60.00
CV FILING FEE	510000	1	190.00
CV FILING FEE	086400	1	100.00
CERTIFICATION	322360	4	20.00
CERTIFICATION	510000	4	16.00
		Total	386.00
		Tend	386.00
		Due	0.00

06/12/2008 12:22:36 PM

Deputy Clerk: dt/DT

1000 ALDERMAN DRIVE, H-24
ALPHARETTA GA USA

INVOICE

Page 1 of 1

Fax: (770) 619-8793

Tax ID: 58-2582498

ALSTON HUNT FLOYD & ING

Account Number
34289

Invoice Number
AB0001941358

Invoice Date
2/28/2009

Description	Quantity	Amount
AutoTrackXP		\$275.00
		TOTAL: \$275.00
PAYMENT DUE UPON RECEIPT		
www.choicepoint.com		

Failure to pay this invoice in a timely manner is a breach of the Subscriber Agreement, and this invoice serves as notice of such breach. ChoicePoint, Inc. reserves the right to suspend or terminate your access and/or the Subscriber Agreement in the event of breach.

ALSTON HUNT FLOYD & ING COST ADVANCE ACCOUNT

3678

1249C	CHOICEPOINT PUBLIC R	03/30/2009		\$275.00	
INVOICE NO.	DATE	CLI-MAT	DESCRIPTION	CODE	AMOUNT
AB0001941358	02/28/2009	9227-1	Public Records search by K. Muller from 2/19 - 2/20/09 > 55 Transactions	T11	\$275.00



Date Range Report

ALSTON HUNT FLOYD & ING
 1001 BISHOP ST STE 1801
 HONOLULU, HI 96813

Account Number:
34289

Transaction Detail Sorted by UserID
Date Range 02/01/2009 To 02/28/2009

Reference	Date	Time	User ID	Transaction	Search Criteria	Amount
92271 BLAKEWESTLAK	02/19/2009	18:51:59	KMULLER	Faces of Nation	TESCH DUWAYNE HI	5.00
92271 BLAKEWESTLAK	02/19/2009	18:53:23	KMULLER	Faces of Nation	HAMALIAN YVETTE HI	5.00
92271 BLAKEWESTLAK	02/19/2009	18:56:01	KMULLER	Faces of Nation	BAIDEME TONY HI	5.00
92271 BLAKEWESTLAK	02/19/2009	18:57:53	KMULLER	Faces of Nation	MARKLEWIS CYNTHIA HI	5.00
92271 BLAKEWESTLAK	02/19/2009	18:58:46	KMULLER	Faces of Nation	SEMISI FILI HI	5.00
92271 BLAKEWESTLAK	02/19/2009	18:59:26	KMULLER	Faces of Nation	SUPAPO ARLENE HI	5.00
92271 BLAKEWESTLAK	02/19/2009	19:00:28	KMULLER	Faces of Nation	MANU ANAMARIA HI	5.00
92271 BLAKEWESTLAK	02/19/2009	19:01:20	KMULLER	Faces of Nation	BRASWELL ANTON HI	5.00
92271 BLAKEWESTLAK	02/19/2009	19:02:32	KMULLER	Faces of Nation	WATSON PIKAKE HI	5.00
92271 BLAKEWESTLAK	02/19/2009	19:04:03	KMULLER	Faces of Nation	DANIELS FAITH HI	5.00
92271 BLAKEWESTLAK	02/19/2009	19:04:55	KMULLER	Faces of Nation	ARMPRIESTER ALEXA HI	5.00
92271 BLAKEWESTLAK	02/19/2009	19:10:04	KMULLER	Faces of Nation	MEDEIROS LISA HI	5.00
92271 BLAKEWESTLAK	02/19/2009	19:11:46	KMULLER	Faces of Nation	WHITE BARBIE HI	5.00

92271	02/19/2009	19:13:23	KMULLER	Faces of Nation	SHIGETA SHERYL HI	5.00
92271	02/19/2009	19:14:16	KMULLER	Faces of Nation	SAIMON CHRISTINA HI	5.00
92271	02/19/2009	19:14:45	KMULLER	Faces of Nation	DUCLAYAN MISTY HI	5.00
92271	02/19/2009	19:15:19	KMULLER	Faces of Nation	SHIMABUKURO FRANCES HI	5.00
92271	02/19/2009	19:16:54	KMULLER	Faces of Nation	LEE SAMLYNN HI	5.00
92271	02/19/2009	19:17:23	KMULLER	Faces of Nation	TOMINIKO POLIKO HI	5.00
92271	02/19/2009	19:17:58	KMULLER	Faces of Nation	ROBELLO LAURIEANN HI	5.00
92271	02/19/2009	19:18:34	KMULLER	Faces of Nation	INOCELDA YOLANDA HI	5.00
92271	02/19/2009	19:26:44	KMULLER	Faces of Nation	WONG TYDRA HI	5.00
92271	02/19/2009	19:27:25	KMULLER	Faces of Nation	CHURCH CORCINDY HI	5.00
92271	02/19/2009	19:28:18	KMULLER	Faces of Nation	TOM VALERIE HI	5.00
92271	02/19/2009	19:29:24	KMULLER	Faces of Nation	ISMAEL FRANK HI	5.00
92271	02/19/2009	19:30:06	KMULLER	Faces of Nation	GALDEIRA LINDA HI	5.00
92271	02/19/2009	19:30:58	KMULLER	Faces of Nation	TOMINIKO LINDA HI	5.00
92271	02/19/2009	19:31:32	KMULLER	Faces of Nation	TIKIRI WALTER HI	5.00
92271	02/19/2009	19:32:02	KMULLER	Faces of Nation	TAAGA FIAMUA HI	5.00
92271	02/19/2009	19:32:29	KMULLER	Faces of Nation	SOARES SALENA HI	5.00
92271	02/19/2009	19:33:46	KMULLER	Faces of Nation	LEMAFA LISA HI	5.00
92271	02/19/2009	19:34:21	KMULLER	Faces of Nation	FIELDS DONNA HI	5.00
92271	02/19/2009	19:35:12	KMULLER	Faces of Nation	WHITLOCK MARISA HI	5.00
92271	02/19/2009	19:35:58	KMULLER	Faces of Nation	BARCINAS PAUL HI	5.00
92271	02/19/2009	19:37:03	KMULLER	Faces of Nation	KEOHOOKALANI LEILEHUA HI	5.00
92271	02/19/2009	19:37:42	KMULLER	Faces of Nation	ASUNCION RANESSA HI	5.00
92271	02/19/2009	19:38:57	KMULLER	Faces of Nation	PERBERA MICHELLE HI	5.00
92271				Faces of		

BLAKEWESTLAK 92271	02/19/2009	19:39:25	KMULLER	Nation	MUAGUTUTIA SIAMAU HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:40:03	KMULLER	Faces of Nation	MAHUKA FAITH HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:40:39	KMULLER	Faces of Nation	QUIBAN AIMEE HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:41:06	KMULLER	Faces of Nation	BANG O HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:41:33	KMULLER	Faces of Nation	PILAYO MONICA HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:42:10	KMULLER	Faces of Nation	LAWRENCE WILLIAM HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:45:05	KMULLER	Faces of Nation	SHELTON SHAWN HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:45:45	KMULLER	Faces of Nation	RIVERA ANGELINA HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:46:14	KMULLER	Faces of Nation	ALBA DONNA HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:46:44	KMULLER	Faces of Nation	ELIZARES ZACH HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:47:24	KMULLER	Faces of Nation	DELOS SANTOS EM HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:47:50	KMULLER	Faces of Nation	YI CHONG HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:48:41	KMULLER	Faces of Nation	CANNON VALERIE HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:49:46	KMULLER	Faces of Nation	MCNICOLL 3139 ALA ILIMA HONOLU	5.00
BLAKEWESTLAK 92271	02/19/2009	19:50:24	KMULLER	Faces of Nation	MCNICOLL EYDIE HI	5.00
BLAKEWESTLAK 92271	02/19/2009	19:50:51	KMULLER	Faces of Nation	CANNON VALERIE HI	5.00
BLAKEWESTLAK 92271	02/20/2009	17:01:24	KMULLER	Faces of Nation	DELOS SANTOS E 3139 ALA ILIMA	5.00
BLAKEWESTLAK 92271	02/20/2009	17:01:55	KMULLER	Faces of Nation	DELOS SANTOS 3139 ALA ILIMA ST	5.00

UserID KMULLER Totals 55 Transactions Amount: 275.00

Grand Totals 55 Transactions Amount: 275.00

**** End-of-Report ****

THE LIST: LAW FIRMS

Ranked by number of lawyers

Rank (Prior rank)	Company name Address Web site	Year est. in Hawaii	Phone Fax	Lawyers Partners	Hourly fee Partners Associates	Some specialty areas	Top executive Title
1 (1)	Goodsill Anderson Quinn & Stifel 1099 Alakea St., Suite 1800, Honolulu, HI 96813 www.goodsill.com	1878	(808) 547-5600 (808) 547-5880	71 43	DND DND	Full-service firm: litigation, real property, tax, banking, employment, environmental, public utilities	Gary Slovin Managing Partner
2 (8)	Cades Schutte 1000 Bishop St., Suite 1200, Honolulu, HI 96813 www.cades.com	1922	(808) 521-9200 (808) 521-9210	70 40	DND DND	Full-service firm: litigation, real estate, banking and finance, corporate, tax, creditor's rights, bankruptcy, intellectual property, labor	Management committee
3 (2)	Carlsmith Ball 1001 Bishop St., Suite 2200, Honolulu, HI 96813 www.carlsmith.com	1857	(808) 523-2500 (808) 523-0842	67 45	DND DND	Admiralty and maritime, banking and finance, corporate and business, creditors' rights, environmental and alternative energy	Karl Kobayashi Chair
4 (4)	Alston Hunt Floyd & Ing 1001 Bishop St., 18th Floor, Honolulu, HI 96813 www.ahfi.com	1991	(808) 524-1800 (808) 524-4591	50 15	\$280 and up \$150 and up	Litigation, business disputes, health care, construction, labor and employment, government contracts and procurement	Paul Alston President
5 (5)	McCorriston Miller Mukai MacKinnon 500 Ala Moana Blvd., Suite 5-400, Honolulu, HI 96813 www.m4law.com	1989	(808) 529-7300 (808) 535-8052	40 26	\$275 - \$500 \$150 - \$250	Civil litigation, corporate, real estate, public finance, securities	D. Scott MacKinnon Managing Partner
6 (6)	Legal Aid Society of Hawaii 924 Bethel St., Honolulu, HI 96813 www.legalaidhawaii.org	1950	(808) 586-4302 (808) 527-8088	38 NA	NA NA	Family law, public benefits, housing, fair housing, consumer law	M. Nalani Fujimori Interim Executive Director
7 (7)	Kobayashi Sugita & Goda 999 Bishop St., 26th Floor, Honolulu, HI 96813 www.ksglaw.com	1971	(808) 539-8700 (808) 539-8799	32 21	\$200 - \$450 \$150 - \$200	Complex litigation, commercial, construction, corporate, real estate transactions, employment, labor, immigration, estate planning	Wendell Fuji & Robert Ichikawa Managing Partners
8 (8)	Watanabe Ing 999 Bishop St., 23rd Floor, Honolulu, HI 96813 www.wik.com	1971	(808) 544-8300 (808) 544-8399	28 14	\$225 - \$450 \$175 - \$250	Litigation, government, regulatory affairs, banking, real estate, construction management, labor, employment, creditor's rights	J. Douglas Ing Managing Partner
9 (12)	Ashford & Wriston 1099 Alakea St., Suite 1400, Honolulu, HI 96813 www.ashfordwriston.com	1955	(808) 539-0400 (808) 533-4945	25 13	\$215 - \$325 \$150 - \$175	Real property, civil litigation, business, tax, bank finance services, health care, family law	Cuyler Shaw Managing Partner
9 (10)	Ayabe Chong Nishimoto Sia & Nakamura 1003 Bishop St., 25th Floor, Honolulu, HI 96813 NA	1963	(808) 537-6119 (808) 526-3491	25 23	\$175 - \$325 \$125 - \$175	Commercial and civil litigation, professional liability, workers' compensation, construction litigation, arbitration and mediation	Sidney Ayabe Managing Partner
11 (8)	Damon Key Leong Kupchak Mastert 1003 Bishop St., Suite 1600, Honolulu, HI 96813 www.hawaiiattorney.com	1963	(808) 531-8031 (808) 533-2242	24 11	\$230 - \$375 \$150 - \$260	Business, real estate, land use, construction, litigation, estates, creditor's rights, financial services, insurance, international, immigration	Michael Yoshida Vice President
12 (10)	Rush Moore 737 Bishop St., Suite 2400, Honolulu, HI 96813 www.rmhawaii.com	1946	(808) 521-0400 (808) 521-0597	23 16	\$185 - \$360 \$125 - \$175	Civil litigation, real estate, public utilities, corporate estate planning, tax, creditor's rights, bankruptcy, intellectual property	David Shibata Managing Partner
12 (17)	Starn O'Toole Marcus & Fisher 733 Bishop St., Suite 1900, Honolulu, HI 96813 starnlaw.com	1994	(808) 537-6100 (808) 537-5434	23 7	\$350 - \$500 \$175 - \$300	Corporate finance, mergers and acquisitions, real estate transactions, hotels, condominiums, commercial litigation	Peter Starn President
14 (14)	Case Lombardi & Pettit 737 Bishop St., Suite 2600, Honolulu, HI 96813 www.case lombardi.com	1888	(808) 547-5400 (808) 523-1888	22 13	\$230 - \$430 \$175 - \$200	Real estate, business, land use, bankruptcy, collections, commercial litigation, civil litigation, insurance defense, administrative law	Dennis Lombardi Director & President
15 (15)	Clay Chapman Crumpton Iwamura & Pulice 700 Bishop St., Suite 2100, Honolulu, HI 96813 www.paclawteam.com	1979	(808) 535-8400 (808) 535-8444	20 6	\$250 - \$350 \$175 - \$250	Real estate, construction, financial services, complex litigation, condominium and time share, mediation and arbitration, wills, trusts	Gerald Clay Director
15 (12)	Torkildson Katz Moore Hetherington & Harris 700 Bishop St., 15th Floor, Honolulu, HI 96813 www.torkildson.com	1947	(808) 523-6000 (808) 523-6001	20 12	\$280 - \$410 \$210 - \$235	Employment and labor, corporate, tax, litigation, health care, securities, real estate	J. George Hetherington President
17 (17)	O'Connor Playdon & Guben 733 Bishop St., Suite 2400, Honolulu, HI 96813 www.opglaw.com	1976	(808) 524-8350 (808) 531-8628	19 12	DND DND	Insurance defense, commercial litigation, construction, business, bankruptcy, real estate, trusts and estates, employment, environmental	Michael McGulgan Managing Partner
18 (19)	Cronin Fried Sekiya Kekina & Fairbanks 841 Bishop St., Suite 600, Honolulu, HI 96813 www.croninfried.com	1973	(808) 524-1433 (808) 536-2073	18 12	NA ² NA	Plaintiff's personal injury	L. Richard Fried President
19 (15)	Bays Deaver Lung Rose & Holma 1099 Alakea St., 16th Floor, Honolulu, HI 96813 www.legalhawaii.com	1986	(808) 523-9000 (808) 533-4184	17 8	\$250 - \$395 \$145 - \$225	Litigation, arbitration, real estate, construction, commercial, trusts and estates	Harvey Lung Managing Partner
20 (22)	Kessner Umabayashi Bain & Matsunaga 220 S. King St., 19th Floor, Honolulu, HI 96813 NA	1976	(808) 536-1900 (808) 529-7177	16 7	\$145 - \$275 \$120 - \$175	General litigation, construction, personal injury, medical malpractice, workers' compensation, bank collection, bankruptcy	Robert Kessner President

Exhibit C**Billing Summary****Summary of Hours Billed by Attorneys and Paraprofessionals
for the Period December 1, 2008 through March 31, 2009**

Attorney	Position	Admitted	Department	Rate	Hours	Total
Tara M Bahn	Associate	2004	Environment - Transactional	380.00	4.50	\$1,710.00
James L Baribeau	Associate	2006	Corporate	530.00	0.60	\$318.00
Rebecca K Berrebi	Associate	2009	Corporate	365.00	30.90	\$11,278.50
Nicole G Brightbill	Associate	2005	Labor	475.00	2.00	\$950.00
Nicole G Brightbill	Associate	2005	Labor	510.00	8.10	\$4,131.00
Dominic DeMatties	Associate	2003	Employee Benefits	535.00	8.70	\$4,654.50
Matthew Dysart	Associate		Restructuring	335.00	5.50	\$1,842.50
Joseph Goldman	Associate	2008	Real Estate	390.00	2.30	\$897.00
David M Grenker	Associate	2004	Taxation	585.00	3.40	\$1,989.00
Munsoor Hussain	Associate	2008	Taxation	335.00	2.40	\$804.00
Joshua Kogan	Associate	2004	Corporate	610.00	56.30	\$34,343.00
Brian S Lennon	Associate	2004	Restructuring	565.00	240.90	\$136,108.50
Brian S Lennon	Associate	2004	Restructuring	610.00	494.60	\$301,706.00
Marc Lewinstein	Associate	2006	Restructuring	440.00	57.90	\$25,476.00
Marc Lewinstein	Associate	2006	Restructuring	470.00	224.60	\$105,562.00
Nicholas Lezak	Associate	2006	Employee Benefits	440.00	2.20	\$968.00
Alejandro Maher	Associate	2002	Corporate	565.00	7.00	\$3,955.00
Gilad Majerowicz	Associate	2005	Intellectual Property - Transactional	470.00	7.40	\$3,478.00
David S Meyer	Associate	2007	Restructuring	390.00	129.30	\$50,427.00
David S Meyer	Associate	2007	Restructuring	415.00	227.20	\$94,288.00
Amanda L Morgan	Associate	2006	Litigation - General	395.00	61.00	\$24,095.00
Amanda L Morgan	Associate	2006	Litigation - General	430.00	262.20	\$112,746.00
Philipp M Muheim	Associate	2008	Corporate	470.00	38.00	\$17,860.00
Casey M Nokes	Associate	2005	Litigation - General	375.00	7.10	\$2,662.50
Shawn P O'Hargan	Associate	2007	Corporate	470.00	28.10	\$13,207.00
Micah Osgood	Associate	2008	Litigation - General	375.00	36.30	\$13,612.50
Wendy A Prager	Associate	2005	Corporate	440.00	14.80	\$6,512.00
Ashley Share	Associate	2006	Restructuring	440.00	195.40	\$85,976.00
Ashley Share	Associate	2006	Restructuring	470.00	442.80	\$208,116.00
Paul D Tanaka	Associate	2000	Environment - Transactional	535.00	13.80	\$7,383.00
Nikki Thomas	Associate	2009	Restructuring	335.00	81.00	\$27,135.00
Nikki Thomas	Associate	2009	Restructuring	365.00	98.00	\$35,770.00
David Zubkis	Associate		Restructuring	335.00	98.80	\$33,098.00
David Zubkis	Associate		Restructuring	365.00	144.40	\$52,706.00
Paul Basta	Partner	1992	Restructuring	845.00	29.50	\$24,927.50
Paul Basta	Partner	1992	Restructuring	895.00	78.60	\$70,347.00

Jack N Bernstein	Partner	1995	Employee Benefits	665.00	68.00	\$45,220.00
Jack N Bernstein	Partner	1995	Employee Benefits	715.00	49.70	\$35,535.50
Richard M Cieri	Partner	1981	Restructuring	925.00	12.60	\$11,655.00
Richard M Cieri	Partner	1981	Restructuring	965.00	35.50	\$34,257.50
Vicki V Hood	Partner	1991	Employee Benefits	835.00	30.70	\$25,634.50
Vicki V Hood	Partner	1991	Employee Benefits	875.00	55.40	\$48,475.00
Christopher Keegan	Partner	2002	Litigation - General	520.00	19.00	\$9,880.00
Christopher Keegan	Partner	2002	Litigation - General	550.00	155.30	\$85,415.00
Natalie H Keller	Partner	1997	Taxation	675.00	0.80	\$540.00
Howard Klein	Partner	2001	Taxation	700.00	0.70	\$490.00
Leonard Klingbaum	Partner	2000	Corporate	645.00	1.40	\$903.00
Walter H Lohmann	Partner	1988	Environment - Transactional	935.00	0.20	\$187.00
David MacDonald	Partner	1998	Intellectual Property - Transactional	700.00	1.00	\$700.00
Christopher J Marcus	Partner	2000	Restructuring	675.00	138.20	\$93,285.00
Christopher J Marcus	Partner	2000	Restructuring	725.00	340.70	\$247,007.50
Todd F Maynes, P.C.	Partner	1988	Taxation	915.00	6.30	\$5,764.50
Todd F Maynes, P.C.	Partner	1988	Taxation	955.00	3.80	\$3,629.00
Mark E McKane	Partner	1997	Litigation - General	580.00	21.40	\$12,412.00
Mark E McKane	Partner	1997	Litigation - General	635.00	111.70	\$70,929.50
Roberto S Miceli	Partner	1996	Real Estate	640.00	1.10	\$704.00
Jennifer M Morgan	Partner	1996	Real Estate	655.00	1.00	\$655.00
Christian O Nagler	Partner	1997	Corporate	675.00	4.10	\$2,767.50
Maureen D O'Brien	Partner	1998	Employee Benefits	630.00	1.00	\$630.00
R Timothy Stephenson	Partner	1990	Labor	775.00	9.70	\$7,612.00
Frederick Tanne, P.C.	Partner	1985	Corporate	965.00	1.00	\$965.00
ATTORNEY TOTALS:				4,215.90	\$2,266,293.00	

Paraprofessional	Position	Department	Rate	Hours	Total
Shaun Booth	Case Assistant	Restructuring	150.00	59.90	\$8,985.00
Shaun Booth	Case Assistant	Restructuring	155.00	97.90	\$15,174.50
Anna O del Rosario	Legal Assistant	Restructuring	225.00	2.10	\$472.50
Paul Fraumann	Legal Assistant	Restructuring	195.00	45.00	\$8,775.00
Paul Fraumann	Legal Assistant	Restructuring	205.00	114.50	\$23,472.50
Beth Friedman	Legal Assistant	Restructuring	265.00	13.40	\$3,551.00
Beth Friedman	Legal Assistant	Restructuring	275.00	13.60	\$3,740.00
Jacob Goldfinger	Legal Assistant	Restructuring	225.00	31.20	\$7,020.00
Jacob Goldfinger	Legal Assistant	Restructuring	235.00	16.60	\$3,901.00
Stephanie N Levy	Legal Assistant	Corporate	195.00	22.80	\$4,446.00
Lib Bibliographic Research	Research Specialist	Administrative Services	210.00	1.40	\$294.00
Lib Biographical Research	Research Specialist	Administrative Services	200.00	1.00	\$200.00
Lib Biographical Research	Research Specialist	Administrative Services	210.00	0.50	\$105.00
Lib Business/Ind Research	Research Specialist	Administrative Services	210.00	2.30	\$483.00
Library IP Research	Research Specialist	Administrative Services	210.00	1.00	\$210.00
Lib Legislative Research	Research Specialist	Administrative Services	210.00	0.20	\$42.00
Susan J Perry	Legal Assistant	Restructuring	280.00	1.00	\$280.00
Mary M Plastina	Legal Assistant	Employee Benefits	225.00	3.20	\$720.00
Michael Robinson	Case Assistant	Intellectual Property - Litigation	155.00	0.50	\$77.50
Hector J Rodriguez	Project Assistant	Litigation - General	145.00	8.80	\$1,276.00
Hector J Rodriguez	Project Assistant	Litigation - General	150.00	74.9	\$11,235.00
Katherine A Ross	Case Assistant	Intellectual Property - Transactional	155.00	4.20	\$651.00
Lori Dattilo	Other	Administrative Services	155.00	2.40	\$372.00
Angel Garcia	Other	Administrative Services	150.00	13.50	\$2,025.00
Sharon Powell	Other	Administrative Services	190.00	0.30	\$57.00
Joyce Rocco	Other	Administrative Services	190.00	0.70	\$133.00
Linda A Scussel	Other	Administrative Services	230.00	11.80	\$2,714.00
Sofia Sheth	Case Assistant	Restructuring	155.00	6.10	\$945.50
Hayley M Smith	Legal Assistant	Intellectual Property - Transactional	275.00	3.00	\$825.00
Christine Soriano	Legal Assistant	Real Estate	250.00	32.70	\$8,175.00
Christine Soriano	Legal Assistant	Real Estate	260.00	8.50	\$2,210.00
Christopher J Valeri	Legal Assistant	Corporate	250.00	30.60	\$7,650.00
Gary M Vogt	Legal Assistant	Litigation - General	255.00	4.40	\$1,122.00
Gary M Vogt	Legal Assistant	Litigation - General	265.00	59.00	\$15,635.00
PARAPROFESSIONAL TOTALS:				689.00	\$136,974.50

ATTORNEY AND PARAPROFESSIONAL TOTALS: **4,904.90** **\$2,403,267.50**

Total Attorney Hours	4,215.90
Total Paraprofessional Hours	689.00
Blended Rate (Including Paraprofessionals)	\$489.97
Blended Rate (Excluding Paraprofessionals)	\$537.56
Total Hours	4,904.90
Total Fee Amount	\$2,403,267.50

#918

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF HAWAII**

In re

HAWAIIAN TELCOM
COMMUNICATIONS, INC., et al.¹

Debtors and
Debtors in Possession

Case No. 08-02005
(Chapter 11)
Jointly Administered

HEARING:
DATE: June 18, 2009
TIME: 10:30 a.m.
JUDGE: Honorable Lloyd King

Related Docket No.: 746

**ORDER GRANTING FIRST INTERIM APPLICATION OF KIRKLAND
& ELLIS LLP, AS ATTORNEYS FOR HAWAIIAN TELCOM
COMMUNICATIONS, INC., ET AL. FOR COMPENSATION FOR
PROFESSIONAL SERVICES RENDERED AND FOR
REIMBURSEMENT OF ACTUAL AND NECESSARY EXPENSES
INCURRED DURING THE FIRST INTERIM FEE PERIOD FROM
DECEMBER 1, 2008 THROUGH MARCH 31, 2009**

Upon the application, filed May 15, 2009 (the "Application"), of Kirkland & Ellis LLP ("K&E") as attorneys to Hawaiian Telcom Communications, Inc. and certain of its affiliates, as debtors and debtors in possession (collectively, the "Debtors"), for compensation for professional services rendered and for reimbursement of actual and necessary expenses

¹ The Debtors, together with the last four digits of each Debtor's federal tax identification number, are: Hawaiian Telcom Communications, Inc. (0376); Hawaiian Telcom Holdco, Inc. (9868); Hawaiian Telcom, Inc. (9500); Hawaiian Telcom Services Company, Inc. (5722); Hawaiian Telcom IP Service Delivery Investment, LLC (9423); Hawaiian Telcom IP Service Delivery Research, LLC (9685); Hawaiian Telcom IP Video Investment, LLC (9295); and Hawaiian Telcom IP Video Research, LLC (9571). The location of the Debtors' corporate headquarters and the service address for all Debtors is: 1177 Bishop Street, Honolulu, HI 96813.

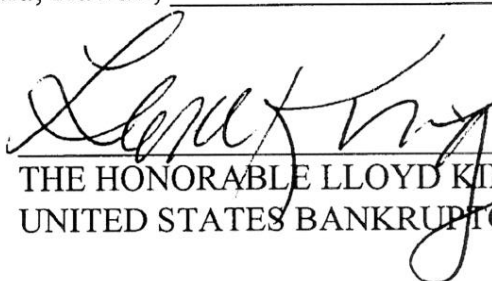
incurred during the first interim fee period from December 1, 2008 through March 31, 2009, all as more fully set forth in the Application; and the Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and the Court having found that venue of this proceeding and the Application in this District is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having found that the relief requested is in the best interests of the Debtors' estates, their creditors and other parties in interest; and the Debtors having provided appropriate notice of the Application and the opportunity for a hearing on the Application under the circumstances and no other or further notice need be provided; and the Court having reviewed the Application and having heard the statements in support of the relief requested therein at a hearing before the Court (the "Hearing"); and the Court having determined that the legal and factual bases set forth in the Application and at the Hearing establish just cause for the relief granted herein; and upon all of the proceedings had before the Court; after due deliberation and sufficient cause appearing therefor, it is **HEREBY ORDERED THAT:**

1. The Application is granted, as set forth herein.
2. K&E is allowed \$2,386,962.50 for fees and \$67,227.10 for expenses for the period from December 1, 2008 through March 31, 2009, for a total of \$2,454,189.60.

3. The Debtors are authorized and directed to pay the foregoing fees and expenses, to the extent not previously paid to K&E, and the Debtors are authorized to pay K&E the holdback amount.

4. The Debtors are authorized to reimburse K&E for any applicable State of Hawaii General Excise Tax incurred in connection with the Debtors' chapter 11 cases.

DATED: Honolulu, Hawaii, JUN 22 2009



THE HONORABLE LLOYD KING
UNITED STATES BANKRUPTCY JUDGE

In re Hawaiian Telcom Communications, Inc., et al., Chapter 11,
Case No. 08-02005; ORDER GRANTING FIRST INTERIM APPLICATION
OF KIRKLAND & ELLIS LLP, AS ATTORNEYS FOR HAWAIIAN
TELCOM COMMUNICATIONS, INC., ET AL. FOR COMPENSATION FOR
PROFESSIONAL SERVICES RENDERED AND FOR REIMBURSEMENT
OF ACTUAL AND NECESSARY EXPENSES INCURRED DURING THE
FIRST INTERIM FEE PERIOD FROM DECEMBER 1, 2008 THROUGH
MARCH 31, 2009

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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF HAWAII**

Case No. 08-02005

Chapter 11

In re:

Hawaiian Telcom Communications, Inc.
1177 Bishop Street
Honolulu, HI 96813

Social Security No.:

Employer's Tax I.D. No.:
16-1710376

NOTICE OF ENTRY OF ORDER OR JUDGMENT

NOTICE IS HEREBY GIVEN that on the date indicated below this court entered on the docket of the above-entitled case the following order or judgment:

Order on Application for Compensation / Reimbursement for Expenses for Kirkland & Ellis, LLP as Attorneys for Debtors. Fees awarded: \$2,386,962.50, Expenses awarded \$67,227.10 (Related Doc # [746]). Date of Entry: 6/22/2009. (JN)

The original order or judgment is on file at the Clerk's Office of this court. The document may be viewed at the bankruptcy court and is available for viewing on the Internet by using Pacer for a fee. Information on the PACER system can be found on the court's web page: www.hib.uscourts.gov

Date: June 22, 2009

Address of the Bankruptcy Clerk's Office:
1132 Bishop Street
Suite 250L
Honolulu, HI 96813

Clerk of the Bankruptcy Court:

Michael B. Dowling

Telephone number: (808) 522-8100

CERTIFICATE OF SERVICE

IT HEREBY CERTIFY that on the dates and methods of service noted below, a true and correct copy of the foregoing was served on the following at their last known address:

Served electronically through CM/ECF:

D. Scott Dodd, Esq. dsdodd@honolulu.gov	February 12, 2010
David M. Louie, Esq. dlouie@rlhlaw.com	February 12, 2010
James Shin, Esq. jshin@rlhlaw.com	February 12, 2010

Attorneys for Defendant/
Third-Party Plaintiff
CITY AND COUNTY OF HONOLULU

Matt A. Tsukazaki, Esq. mat@lt-hawaii.com	February 12, 2010
Phillip A. Li, Esq. pal@lt-hawaii.com	February 12, 2010

Attorneys for Third-Party Defendant
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