

McNamee, Lochner,
Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

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(518) 447-3368

privitera@mltw.com

December 31, 2007

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12936

Re: Application for Special Permit

Dear Barbara and Sandy:

Enclosed please find our bill for the period through December 15, 2007.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0125001.1}

R

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

December 31, 2007

Billed through 12/15/2007

Bill number 010772 - 90444 - 129785 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

09/07/2007	JJP	Telephone call with Sandy Lewis. 0.50 hrs.	300.00 /hr	150.00
09/08/2007	JJP	Meet with Sandy Lewis. 2.00 hrs.	300.00 /hr	600.00
09/11/2007	JJP	Telephone call with Sandy Lewis; telephone conference with Joe Brennan. 1.00 hrs.	300.00 /hr	300.00
09/20/2007	JJP	Telephone call with Sandy Lewis. 0.75 hrs.	300.00 /hr	225.00
10/01/2007	JJP	Conference with Sandy Lewis regarding status and strategy. 1.00 hrs.	300.00 /hr	300.00
10/03/2007	JJP	Review Article 78 proceeding; draft answer; conferences with Barbara Lewis and Joe Brennan and follow up call with Barbara and Sandy regarding answer. 2.25 hrs.	300.00 /hr	675.00
10/04/2007	JJP	Finalize answer; review portions of file; review strategy with Joe Brennan and follow up call with Sandy Lewis. 1.75 hrs.	300.00 /hr	525.00
10/04/2007	JJP	Further review of file; amend answer with affirmative defenses; telephone call with Sandy Lewis regarding same. 1.25 hrs.	300.00 /hr	375.00
10/18/2007	JJP	Telephone call with Sandy Lewis regarding status. 0.25 hrs.	300.00 /hr	75.00
10/22/2007	JJP	Review Farm Bureau Policy requirements and Article 78 pleadings filed by former firm. 0.75 hrs.	300.00 /hr	225.00
10/23/2007	JJP	Study file; research and outline memorandum in support of Right to Farm. 2.00 hrs.	300.00 /hr	600.00
10/26/2007	JJP	Draft River's Act outline for white paper.		

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			1.25 hrs.		300.00 /hr	375.00
10/27/2007	JJP	Draft portions of white paper and research.				
			7.00 hrs.		300.00 /hr	2,100.00
10/29/2007	JJP	Revise and proof white paper; follow up research on regulations.				
			2.00 hrs.		300.00 /hr	600.00
10/30/2007	JJP	Draft letter to the Governor and review notice of violation, court opinion and history of legal proceedings.				
			1.75 hrs.		300.00 /hr	525.00
10/31/2007	JJP	Revise White Paper.				
			0.75 hrs.		300.00 /hr	225.00
11/01/2007	JJP	Revise White Paper and draft cover letter for Barbara Lewis.				
			0.75 hrs.		300.00 /hr	225.00
11/02/2007	JJP	Prepare for and meet with Sandy Lewis; revise Barbara Lewis cover letter; edit White Paper.				
			3.00 hrs.		300.00 /hr	900.00
11/05/2007	JJP	Review status and strategy with Sandy Lewis; additional markup of White Paper and review cover letter with Barbara Lewis.				
			1.50 hrs.		300.00 /hr	450.00
11/06/2007	JJP	Series of telephone calls and edits and review of cover letter and White Paper with Sandy Lewis and Barbara Lewis and telephone call with Judith Enck regarding farm rights and Barbara Lewis letter.				
			1.75 hrs.		300.00 /hr	525.00
11/07/2007	JJP	Finalize package to the Governor and review status and strategy with Sandy Lews.				
			1.25 hrs.		300.00 /hr	375.00
11/27/2007	JFL	Legal research re: Agricultural District Law.				
			0.30 hrs.		150.00 /hr	45.00
12/04/2007	JJP	Telephone call with government representatives and Sandy Lewis regarding Commissioner Hooker.				
			1.00 hrs.		300.00 /hr	300.00
12/05/2007	JJP	Telephone conference with Sandy Lewis regarding Department of Agriculture and Markets; series of telephone calls with counsel's office at Agriculture and Markets regarding status and Commissioner Hooker's position.				
			1.25 hrs.		300.00 /hr	375.00
12/11/2007	JJP	Telephone call with Agriculture and Markets representatives regarding right to farm petition, practices and follow up on Commissioner Hooker's letter of November 26.				
			1.00 hrs.		300.00 /hr	300.00
12/13/2007	JJP	Research on right to farm law and petition process.				
			1.00 hrs.		300.00 /hr	300.00

Total fees for this matter

\$11,670.00

DISBURSEMENTS

Postage

22.27

Long Distance Telephone

0.93

010772 LEWIS, BARBARA AND SANDY

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BILLING SUMMARY

Jacob F. Lamme	0.30	150.00	\$45.00
John J. Privitera	38.75	300.00	\$11,625.00
TOTAL FEES			39.05 hrs \$11,670.00
TOTAL DISBURSEMENTS			\$23.20
TOTAL CHARGES FOR THIS BILL			<u>\$11,693.20</u>
TOTAL BALANCE NOW DUE			\$11,693.20

**McNamee, Lochner,
Titus & Williams, P.C.**

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March 31, 2008

Barbara and Sandy Lewis
Lewis Family Farm
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Re: Application for Special Permit

Dear Barbara and Sandy:

Enclosed please find our bill for the period from December 16, 2007 through March 15, 2008.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

(M0125001.1)

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

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677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

March 31, 2008

Billed through 03/15/2008

Bill number 010772 - 90444 - 132375 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

12/17/2007	JJP	Research regarding right to farm petition rights and implications of housing rights under State law.	1.00 hrs.	300.00 /hr	300.00
12/18/2007	JJP	Preliminary review of APA motion for summary judgment and outline issues in conferences with Sandy Lewis.	1.75 hrs.	300.00 /hr	525.00
12/19/2007	JJP	Draft memorandum regarding procedural deficiencies in APA motion; complete review under Ag and Markets law; telephone call with representatives of Ag and Markets; series of telephone calls with Sandy Lewis regarding status; review status with Joe Brennan; research and prepare for meeting with Sandy Lewis and Barbara Lewis.	4.00 hrs.	300.00 /hr	1,200.00
12/20/2007	JJP	Study APA papers; prepare for and participate in meeting with Sandy Lewis and Barbara Lewis here in Albany; draft letter to commissioner of Ag and Markets regarding right to farm law.	4.50 hrs.	300.00 /hr	1,350.00
12/21/2007	JJP	Outline affidavits.	0.50 hrs.	300.00 /hr	150.00
12/26/2007	JJP	Telephone calls with Sandy Lewis and with Anita Deming regarding farm community support.	1.00 hrs.	300.00 /hr	300.00
12/27/2007	JJP	Telephone call with Anita Deming and correspondence with Barbara Lewis regarding status and list of tasks; outline constitutional issues.	0.50 hrs.	300.00 /hr	150.00
12/31/2007	JJP	Review defenses and outline constitutional argument and other issues with Jacob Lamme.	0.50 hrs.	300.00 /hr	150.00
12/31/2007	JFL	Meeting with John Privitera re: strategy and constitutional argument for summary judgment motion.			

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				0.25 hrs.	150.00 /hr 37.50
12/31/2007	JFL	Attention to APA's Request for Determination by the Enforcement Committee.			
				1.00 hrs.	150.00 /hr 150.00
01/03/2008	JJP	Prepare defense; outline remaining research points and meet with Jacob Lamme regarding briefing.			
				1.75 hrs.	300.00 /hr 525.00
01/03/2008	JFL	Extended meeting with John Privitera re: strategy for Motion to Dismiss Notice of Violation against APA.			
				1.00 hrs.	150.00 /hr 150.00
01/04/2008	JJP	Research policies; develop constitutional argument.			
				2.75 hrs.	300.00 /hr 825.00
01/04/2008	JFL	Legal research re: cease and desist order annulment and legislative history of Article 14 of NYS Constitution.			
				3.75 hrs.	150.00 /hr 562.50
01/07/2008	JJP	Draft brief.			
				1.50 hrs.	300.00 /hr 450.00
01/07/2008	JFL	Legal research at Albany Law School Library re: legislative history of Article 14; telephone conference with NYS Office of Microfilm & Records; meeting with John Privitera.			
				3.25 hrs.	150.00 /hr 487.50
01/07/2008	JFL	Legal research and attention to memorandum of law.			
				1.25 hrs.	150.00 /hr 187.50
01/08/2008	JJP	Telephone calls with Barbara Lewis; telephone call with Mark McKenna; series of conferences with Sandy Lewis regarding strategy; revise brief and meet with Jacob Lamme regarding further research.			
				3.00 hrs.	300.00 /hr 900.00
01/08/2008	JFL	Extended attention to legal research and memorandum of law in support of dismissals; meetings with John Privitera re: strategy.			
				8.00 hrs.	150.00 /hr 1,200.00
01/09/2008	JJP	Draft brief; telephone calls with Bob Somers; conference with Bob Somers, Barbara Lewis and Sandy Lewis regarding request for findings of Commissioner under Section 308(4); outline affidavit.			
				2.50 hrs.	300.00 /hr 750.00
01/09/2008	JFL	Extended attention to memo of law dismissing Agency's proceeding; meetings with John Privitera re: same.			
				6.30 hrs.	150.00 /hr 945.00
01/10/2008	JJP	Revise brief; draft affidavits; conferences with Barbara Lewis, Sandy Lewis and Bob Somers; research.			
				4.25 hrs.	300.00 /hr 1,275.00
01/10/2008	JFL	Legal research re: res judicata and collateral estoppel with regard to judicial advisory opinions; extended attention to drafting and revising memo of law.			
				6.50 hrs.	150.00 /hr 975.00
01/11/2008	JJP	Correspondence with Bob Somers; revise brief.			
				2.75 hrs.	300.00 /hr 825.00
01/11/2008	JFL	Meeting with John Privitera; revised memo of law; began drafting attorney			

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		affidavit.	2.50 hrs.	150.00 /hr	375.00
01/12/2008	JJP	Draft brief.	3.50 hrs.	300.00 /hr	1,050.00
01/14/2008	JJP	Draft brief.	4.75 hrs.	300.00 /hr	1,425.00
01/14/2008	JFL	Extended attention to affidavits and memo of law; meetings with John Privitera.	6.75 hrs.	150.00 /hr	1,012.50
01/15/2008	JJP	Revise brief.	2.00 hrs.	300.00 /hr	600.00
01/15/2008	JFL	Attention to memo of law revisions and added section re: Agency jurisdiction.	2.00 hrs.	150.00 /hr	300.00
01/15/2008	JFL	Meetings with John Privitera re: strategy.	0.25 hrs.	150.00 /hr	37.50
01/16/2008	JJP	Revise brief; draft Privitera affidavit and attention to organization of exhibits and reference thereto.	3.00 hrs.	300.00 /hr	900.00
01/16/2008	JFL	Extended research and attention to memo of law and affidavits; meetings with John Privitera re: strategy.	8.00 hrs.	150.00 /hr	1,200.00
01/17/2008	JJP	Draft and edit Lewis affidavit; attention to exhibits thereto; revise Privitera affidavit; revise brief.	5.00 hrs.	300.00 /hr	1,500.00
01/17/2008	JFL	Extended attention to memo of law and affidavits; legal research re: statutory construction; meetings with John Privitera strategy.	8.25 hrs.	150.00 /hr	1,237.50
01/18/2008	JJP	Revise brief and affidavits; attention to exhibits; prepare for meeting with Barbara Lewis and Sandy Lewis; series of meetings regarding production of documents.	4.00 hrs.	300.00 /hr	1,200.00
01/18/2008	JFL	Extended attention to revising and finalizing treatise on Right to Farm in Adirondacks; meetings with John Privitera.	8.75 hrs.	150.00 /hr	1,312.50
01/21/2008	JJP	Draft cover letter to Agency Chairman and various members; finalize brief; travel to the farm and meet with Sandy Lewis and Barbara Lewis; tour farm; select photographs to supplement Lewis affidavit; finalize brief and affidavits.	9.00 hrs.	300.00 /hr	2,700.00
01/21/2008	JFL	Travel to Camelot Publishing to review brief; attention to revisions; conference call with John Privitera and clients.	3.75 hrs.	150.00 /hr	562.50
01/22/2008	JFL	Attention to finalizing memo of law and Lewis Affidavit.	2.25 hrs.	150.00 /hr	337.50
01/23/2008	JJP	Conference with Anita Deming; series of telephone calls with Sandy Lewis			

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		regarding strategy; correspondence with the Farm Bureau.		
		0.50 hrs.	300.00 /hr	150.00
01/23/2008	JFL	Attention to research re: Hamlet of Whallonsburg.		
		0.75 hrs.	150.00 /hr	112.50
01/24/2008	JJP	Series of calls with Sandy Lewis regarding status and strategy and local review issues regarding farm hand housing; oral argument notes.		
		1.50 hrs.	300.00 /hr	450.00
01/24/2008	JFL	Telephone conference with Town of Essex Code Officer; research on Whallonsburg; telephone conference and e-mail with John Privitera re: strategy.		
		2.75 hrs.	150.00 /hr	412.50
01/25/2008	JJP	Study Town plan; outline additional areas of inquiry and oral argument; series of conferences with Sandy Lewis; meeting with New York Times representative.		
		4.00 hrs.	300.00 /hr	1,200.00
01/25/2008	JFL	Attention to preparation for hearing and issues re: brief; attempted call to Dave Lansing.		
		0.85 hrs.	150.00 /hr	127.50
01/25/2008	JFL	Telephone conference with David Lansing; review Town maps.		
		0.25 hrs.	150.00 /hr	37.50
01/26/2008	JJP	Review notes and dictate portions of oral argument.		
		0.50 hrs.	300.00 /hr	150.00
01/29/2008	JJP	Conference with Sandy Lewis regarding status and review oral argument structure and PowerPoint with Jacob Lamme and Kathleen Hill.		
		1.50 hrs.	300.00 /hr	450.00
01/29/2008	JFL	Meeting with John Privitera re: enforcement committee hearing presentation; attention to same.		
		0.75 hrs.	150.00 /hr	112.50
01/30/2008	JFL	Attention to Enforcement Committee Hearing presentation; created slides for PowerPoint.		
		5.25 hrs.	150.00 /hr	787.50
01/31/2008	JFL	Reviewed APA's Reply Affidavit; attention to hearing preparation; telephone conference with John Privitera re: strategy.		
		2.25 hrs.	150.00 /hr	337.50
02/01/2008	JJP	Review procedural status of dispute and conference with Sandy Lewis and Barbara Lewis; correspondence regarding hearing; outline portions of reply brief; correspondence with the Farm Bureau.		
		3.25 hrs.	300.00 /hr	975.00
02/01/2008	JFL	Research re: agricultural exemptions under Real Property Tax Law; meeting with John Privitera re: strategy; attention to reply memo of law outline.		
		2.00 hrs.	150.00 /hr	300.00
02/04/2008	JJP	Study Section 308 findings by Commissioner Hooker; conferences with Department of Agriculture & Markets counsel's office; Sandy Lewis and Bob Somers; attention to further research for reply papers.		
		1.75 hrs.	300.00 /hr	525.00
02/04/2008	JFL	Reviewed Commissioner's findings; attention to reply.		

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			0.25 hrs.	150.00 /hr		37.50
02/05/2008	JJP	Draft portions of reply brief.	2.00 hrs.	300.00 /hr		600.00
02/05/2008	JFL	Attention to drafting reply memo of law.	4.75 hrs.	150.00 /hr		712.50
02/06/2008	JJP	Draft letter to Commissioner Hooker; research regarding executive order powers of the Governor; telephone calls regarding Hooker's February 1 letter; draft portions of reply affidavit.	3.75 hrs.	300.00 /hr		1,125.00
02/06/2008	JFL	Attention to Reply Memo of Law drafts and legal research.	2.00 hrs.	150.00 /hr		300.00
02/07/2008	JJP	Telephone call regarding Commissioner Hooker's letter; telephone calls with Sandy Lewis; finalize letter to Commissioner Hooker regarding Executive Order issues; telephone call with Farm Bureau regarding support.	2.50 hrs.	300.00 /hr		750.00
02/07/2008	JFL	Meeting with John Privitera re: strategy; attention to Reply Memo of Law revisions and additions.	1.25 hrs.	150.00 /hr		187.50
02/08/2008	JJP	Telephone calls and correspondence regarding farm policy and press; telephone call with Farm Bureau and New York Times and Sandy Lewis.	1.50 hrs.	300.00 /hr		450.00
02/08/2008	JFL	Revised draft of Reply memo of law; meeting with John J. Privitera; reviewed APA enforcement regulations; drafted reply affidavit.	4.00 hrs.	150.00 /hr		600.00
02/12/2008	JFL	Finalized draft of reply memo of law; revised and finalized affidavit; attention to APA Map CD-Rom.	4.00 hrs.	150.00 /hr		600.00
02/14/2008	JJP	Attention to reply brief and conference with the Farm Bureau.	1.00 hrs.	300.00 /hr		300.00
02/14/2008	JFL	Attention to reply brief; teleconference from APA re: FOIL request.	1.25 hrs.	150.00 /hr		187.50
02/14/2008	JFL	Attention to Town of Essex maps and FOIL request; teleconferences with APA staff re: FOIL; research regulations re: map amendments.	2.00 hrs.	150.00 /hr		300.00
02/15/2008	JJP	Draft portions of reply brief and telephone calls with Sandy Lewis and Danny Hakim regarding status.	1.75 hrs.	300.00 /hr		525.00
02/15/2008	JFL	Attention to GIS CD-Rom; teleconferences with APA's aerial photography providers.	2.25 hrs.	150.00 /hr		337.50
02/15/2008	JFL	Teleconference with John J. Privitera re: brief; e-mail to clients.	0.50 hrs.	150.00 /hr		75.00
02/20/2008	JJP	Conference calls with Sandy Lewis regarding New York Times visit, quotes and overall approach.	1.50 hrs.	300.00 /hr		450.00
02/21/2008	JJP	Telephone calls with Sandy Lewis and Journalists in North Country; review				

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brief; review farm bureau letter.

Date	Initials	Description	Hours	Rate /hr	Total
			1.75 hrs.	300.00 /hr	525.00
02/22/2008	JJP	Telephone calls with Sandy Lewis and revise reply brief; conference with journalist.			
			2.00 hrs.	300.00 /hr	600.00
02/23/2008	JJP	Revise reply brief; draft letter to Doug Eakeley and Nicholas Katzenbach; conferences with Sandy Lewis and Barbara Lewis regarding strategy and overall status of dispute.			
			2.25 hrs.	300.00 /hr	675.00
02/25/2008	JJP	Revise reply brief; telephone calls with Sandy Lewis; correspondence with Department of Agriculture & Markets regarding neighbors to Lewis Family Farm for purpose of notice and publication.			
			1.25 hrs.	300.00 /hr	375.00
02/25/2008	JFL	Attention to final reply; meeting with John J. Privitera.			
			0.25 hrs.	150.00 /hr	37.50
02/26/2008	JJP	Series of conferences with Sandy Lewis and with Danny Hakim; finalize reply brief filings.			
			1.75 hrs.	300.00 /hr	525.00
02/26/2008	JFL	Conducted final review and revisions to reply memorandum of law; attention to photos for presentation.			
			1.25 hrs.	150.00 /hr	187.50
02/27/2008	JJP	Telephone calls with Sandy Lewis regarding local government review board and press inquiries.			
			0.75 hrs.	300.00 /hr	225.00
02/28/2008	JJP	Draft letter and resolution to Adirondack Park Local Government Review Board; prepare package for Senator Little and Assemblywoman Sayward; telephone calls with Sandy Lewis.			
			1.50 hrs.	300.00 /hr	450.00
02/28/2008	JFL	Teleconferences with APA and Toxics Targeting regarding FOIL request for maps and aerial photos.			
			0.50 hrs.	150.00 /hr	75.00
02/29/2008	JJP	Call with Sandy Lewis regarding local support; Draft letter to Governor for local review Board and edit resolution.			
			1.00 hrs.	300.00 /hr	300.00
02/29/2008	JFL	Teleconferences to Toxics Targeting regarding 1968 aerial photos of Whallonsburg.			
			0.40 hrs.	150.00 /hr	60.00
03/03/2008	JJP	Review maps and farm history issues; draft letter to Cecil Wray regarding procedural issues; series of telephone calls with Sandy Lewis and Danny Hakim.			
			2.50 hrs.	300.00 /hr	750.00
03/03/2008	JFL	Teleconferences with Jeremy at Toxics Targeting; ordered aerial photographs of hamlet and farm.			
			0.25 hrs.	150.00 /hr	37.50
03/04/2008	JJP	Series of telephone conferences with Sandy Lewis, Danny Hakim; Fred Monroe and others; outline slide show and prepare portions of oral argument.			

Bill number 010772 - 90444 - 132375

			2.50 hrs.	300.00 /hr	750.00
03/05/2008	JJP	Telephone calls with Sandy Lewis; attention to Press inquiries; telephone conferences with Ered Monroe and Farm Bureau and review formal letters in preparation for oral argument.			
			2.50 hrs.	300.00 /hr	750.00
03/05/2008	JFL	Teleconference with Jeremy at Toxics Targeting regarding 1968 photos; reviewed photos sent by Toxics.			
			0.50 hrs.	150.00 /hr	75.00
03/06/2008	JJP	Telephone calls and correspondence with Sandy Lewis regarding old wetland case; review closed file; review Rottier position on structure of oral argument.			
			1.75 hrs.	300.00 /hr	525.00
03/07/2008	JJP	Attention to third brief by Staff; series of telephone calls with Sandy Lewis and Danny Hakim regarding status.			
			3.75 hrs.	300.00 /hr	1,125.00
03/07/2008	JFL	Meeting with John J. Privitera, Esq. regarding oral argument preparation; reviewed APA's reply memorandum of law; attention to presentation documents.			
			3.50 hrs.	150.00 /hr	525.00
03/09/2008	JJP	Prepare for oral argument.			
			1.50 hrs.	300.00 /hr	450.00
03/10/2008	JJP	Prepare for oral argument; conference with surveyor regarding potential supplemental filings with John Deming; conferences with Sandy Lewis regarding same.			
			3.00 hrs.	300.00 /hr	900.00
03/10/2008	JFL	Meeting with John J. Privitera, Esq. regarding possible sur-reply and oral argument presentation.			
			0.50 hrs.	150.00 /hr	75.00
03/11/2008	JJP	Telephone call with Sandy Lewis; correspondence with the Adirondack Local Government Review Board; efforts at extension of time regarding oral argument; prepare slide show and outline oral argument.			
			2.00 hrs.	300.00 /hr	600.00
03/11/2008	JFL	Extended attention to oral argument preparation; finalized power point slides; drafted Proposed Order; conferences with John J. Privitera, Esq.			
			5.50 hrs.	150.00 /hr	825.00
03/12/2008	JJP	Prepare for oral argument; travel to Lake Placid.			
			4.75 hrs.	300.00 /hr	1,425.00
03/12/2008	JFL	Extended attention to finalizing oral argument presentation; conferences with John J. Privitera regarding strategy.			
			6.75 hrs.	150.00 /hr	1,012.50
03/13/2008	JJP	Prepare for and participate in oral argument before Commission in Ray Brook; travel.			
			11.00 hrs.	300.00 /hr	3,300.00
03/13/2008	JFL	Telephone conference with John J. Privitera; attention to oral argument preparation.			
			0.50 hrs.	150.00 /hr	75.00

Bill number	010772	- 90444	- 132375	
03/14/2008	JJP	Draft post hearing brief; telephone conferences with John Deming and videographer regarding same.		
		3.50 hrs.	300.00 /hr	1,050.00
03/14/2008	JFL	Conference with John J. Privitera; attention to APA map amendment information.		
		0.25 hrs.	150.00 /hr	37.50

Total fees for this matter

\$62,107.50

DISBURSEMENTS

Jacob F. Lamme; Travel			11.11
Camelot Legal Copy; Copy Charges			59.80
John J. Privitera; Travel - mileage & hotel			136.70
NYS Adirondack Park Agency - shared GIS CD Request			5.00
Zap Courier Service; Delivery			60.00
Camelot Legal Copy; Copy Charges			519.48
Copy Charges			376.95
Federal Express			63.38
Postage			169.70
Long Distance Telephone			10.15
John J. Privitera; Travel reimbursement for 3/13 APA hearing; hotel \$177.23, mileage \$145.95			323.18

\$1,735.45

BILLING SUMMARY

Jacob F. Lamme	131.05	150.00	\$19,657.50
John J. Privitera	141.50	300.00	\$42,450.00

TOTAL FEES 272.55 hrs \$62,107.50TOTAL DISBURSEMENTS \$1,735.45TOTAL CHARGES FOR THIS BILL \$63,842.95

TOTAL BALANCE NOW DUE \$63,842.95

McNamee, Lochner,
Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

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privitera@mltw.com

April 30, 2008

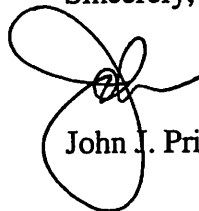
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from March 16, 2008 through April 15, 2008.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/mak
Enc.

(M0154199.1)

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

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FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

April 30, 2008

Billed through 04/15/2008

Bill number 010772 - 90444 - 133268 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

03/17/2008	JJP	Series of conference calls with Michael Pratt; draft letter for Assembly Representative; revise petition regarding hamlet; conferences with Sandy Lewis.	1.75 hrs.	300.00 /hr	525.00
03/17/2008	JFL	Attention to 1968 Whallonsburg aerial photos.	0.50 hrs.	150.00 /hr	75.00
03/18/2008	JJP	Study historic mapping and telephone conference with Assemblywoman Sayward; review petition issues with Sandy Lewis and scope of court review right.	1.50 hrs.	300.00 /hr	450.00
03/18/2008	JFL	Meeting with John J. Privitera regarding 1968 map of Whallonsburg; teleconferences with Jeremy at Toxics Targeting regarding same.	1.00 hrs.	150.00 /hr	150.00
03/19/2008	JJP	Telephone calls with Sandy Lewis regarding post-hearing brief and petition regarding hamlet.	0.75 hrs.	300.00 /hr	225.00
03/20/2008	JJP	Telephone calls regarding petition for hamlet change with Sandy Lewis and Michael Pratt; correspondence with Danny Hakim regarding APA opinion.	2.00 hrs.	300.00 /hr	600.00
03/21/2008	JJP	Telephone call with Fred Monroe regarding strategy on Petition regarding hamlet; review issues with Michael Pratt; follow up with Sandy Lewis.	1.00 hrs.	300.00 /hr	300.00
03/24/2008	JJP	Follow up telephone conference with Fred Monroe regarding status; telephone call with Sandy Lewis regarding strategy.	0.75 hrs.	300.00 /hr	225.00
03/24/2008	JFL	Attention to finalizing 1968 Whallonsburg map for use in possible map amendment request.	0.50 hrs.	150.00 /hr	75.00
03/25/2008	JJP	Telephone call with Sandy Lewis; follow up conference with Sandy Lewis			

Bill number 010772 - 90444 - 133268

and Danny Hakim.

Date	Initials	Description	Hours	Rate /hr	Total
			1.00 hrs.	300.00 /hr	300.00
03/26/2008	JJP	Study opinion; review opinion terms and appeal rights with Sandy Lewis review follow up proceedings in conference with Sandy Lewis and Barbara Lewis; research state issues; telephone calls regarding stay with APA attorney.			
			2.50 hrs.	300.00 /hr	750.00
03/26/2008	JFL	Reviewed APA's determination; legal research regarding availability of stay; conferences with John J. Privitera regarding strategy.			
			3.25 hrs.	150.00 /hr	487.50
03/27/2008	JJP	Conference with Press; follow up with Sandy Lewis regarding status and strategy.			
			0.75 hrs.	300.00 /hr	225.00
03/27/2008	JFL	Meeting with John J. Privitera regarding Article 78 petition.			
			0.25 hrs.	150.00 /hr	37.50
03/28/2008	JJP	Review stay issues; telephone call with APA regarding stay; telephone call with Sandy Lewis regarding status of dispute and filing of petition to amend hamlet.			
			1.25 hrs.	300.00 /hr	375.00
03/28/2008	JFL	Meeting with John J. Privitera regarding Article 78 and motion for stay.			
			0.25 hrs.	150.00 /hr	37.50
03/31/2008	JJP	Draft portions of brief and telephone call with Sandy Lewis regarding same.			
			0.75 hrs.	300.00 /hr	225.00
04/01/2008	JJP	Outline briefing issues with Jacob Lamme and research; review status and strategy with Barbara Lewis.			
			0.75 hrs.	300.00 /hr	225.00
04/02/2008	JJP	Series of telephone conferences with Sandy Lewis regarding strategy and review petition and stay issues.			
			1.50 hrs.	300.00 /hr	450.00
04/02/2008	JFL	Extended attention to drafting petition for Special Proceeding review of Agency's Determination.			
			5.50 hrs.	150.00 /hr	825.00
04/03/2008	JJP	Draft portions of petition and stay documents and telephone call with Sandy Lewis regarding same.			
			1.00 hrs.	300.00 /hr	300.00
04/03/2008	JFL	Legal research regarding stay under CPLR 7805; extended attention to order to show cause and memorandum of law in support; meeting with John J. Privitera regarding same.			
			5.75 hrs.	150.00 /hr	862.50
04/04/2008	JJP	Conference with Danny Hakim regarding details; conferences with Sandy Lewis regarding status and strategy; draft portions of Petition and Stay materials.			
			1.50 hrs.	300.00 /hr	450.00
04/04/2008	JFL	Continued legal research on stays in Art. 78 proceedings; finished drafts of Petition, Memorandum in Support; Affidavits of John J. Privitera and Barbara Lewis; meeting with John J. Privitera.			

Bill number	010772	- 90444	- 133268		
		6.00 hrs.	150.00 /hr		900.00
04/07/2008	JJP	Conference with the Farm Bureau; draft Petition and Motion for Stay.			
		7.25 hrs.	300.00 /hr		2,175.00
04/07/2008	JFL	Extended attention to Article 78 Petition, affidavits and Memorandum in Support of Stay; teleconferences with Essex County Clerk and Supreme Court Clerk.			
		7.75 hrs.	150.00 /hr		1,162.50
04/08/2008	JJP	Telephone calls with Sandy Lewis and Danny Hakim; correspondence with the Farm Bureau; telephone calls with opposing counsel and review correspondence and papers relating to motion for stay.			
		2.50 hrs.	300.00 /hr		750.00
04/08/2008	JFL	Travel to and from Elizabethtown, Plattsburgh, and Ray Brook; presented Order to Show Cause to Judge Meyer; served Order and Petition upon Attorney General and APA.			
		11.25 hrs.	150.00 /hr		1,687.50
04/09/2008	FJS	Conference with John J. Privitera re possible motion to Appellate Division for stay pending appeal			
		0.40 hrs.	250.00 /hr		100.00
04/09/2008	JJP	Telephone calls with opposing counsel; draft letter to the Judge; revise order to show cause; review status and strategy with Sandy Lewis and correspondence relating thereto.			
		3.00 hrs.	300.00 /hr		900.00
04/09/2008	JFL	Meeting with John J. Privitera; attention to Article 78, Motion for Stay; and affidavits of service.			
		1.75 hrs.	150.00 /hr		262.50
04/10/2008	FJS	Conference with John J. Privitera re stay; obtain motion papers			
		0.60 hrs.	250.00 /hr		150.00
04/10/2008	JJP	Work with Jacob Lamme and Fran Smith on stay issues; telephone call with Appellate Division and review draft order and strategic issues with Sandy Lewis and Danny Hakim.			
		3.50 hrs.	300.00 /hr		1,050.00
04/10/2008	JFL	Attention to amended verified petition; meetings with John J. Privitera and Francis J. Smith; attention to proposed Order granting stay; research in preparation for hearing.			
		7.00 hrs.	150.00 /hr		1,050.00
04/11/2008	JJP	Prepare for, travel to and attend oral argument in front of Judge Meyer in Elizabethtown on Motion for Stay; follow up telephone calls with Danny Hakim and Sandy Lewis.			
		9.50 hrs.	300.00 /hr		2,850.00
04/11/2008	JFL	Attention to APA's opposition to stay; conferences with John J. Privitera; extended attention to issues surrounding stay and options re: appeal.			
		7.25 hrs.	150.00 /hr		1,087.50
04/12/2008	JJP	Work on cross appeal papers.			
		1.75 hrs.	300.00 /hr		525.00
04/12/2008	JFL	Teleconference with John J. Privitera re: appellate strategy; attention to Order to Show Cause for Appellate review of Judge Meyer's Order and Amended Petition.			

Bill number	010772	- 90444	- 133268		
		4.75 hrs.	150.00 /hr		712.50
04/13/2008	JFL	Extended attention to appellate strategy, Order to Show Cause and Affirmation in Support; legal research and conference with John J. Privitera.			
		8.10 hrs.	150.00 /hr		1,215.00
04/14/2008	JJP	Draft series of motions including supplemental motion for stay and motion to consolidate; amend petition and study new complaint filed by Attorney General's office; series of telephone calls with Sandy Lewis, Barbara Lewis and Danny Hakim; review New York Times article and comment with Sandy Lewis.			
		7.75 hrs.	300.00 /hr		2,325.00
04/14/2008	JFL	Extend attention to motion to reargue and renew motion for stay; extended attention to motion to consolidate actions; conferences with John J. Privitera; attention to Amended Petition.			
		11.25 hrs.	150.00 /hr		1,687.50
04/15/2008	JJP	Series of conferences with Sandy Lewis regarding status and strategy; review Appellate strategy and prepare for possible appeal; discuss issues with journalists.			
		2.25 hrs.	300.00 /hr		675.00

Total fees for this matter

\$29,440.00

DISBURSEMENTS

Constructive Copy, LLC; Copy Charges	14.00
Lisa L. Tennyson; Transcript pf 3/13/08 hearing	118.00
Essex County Clerk; Index Number	210.00
Essex County Clerk; Motion fee - Order to Show Cause	45.00
Essex County Clerk; Request For Judicial Intervention	95.00
Jacob F. Lamme; Travel - mileage & meal	199.24
Cardmember Services - aerial photos	375.00
Essex County Clerk; Filing Fees	45.00
Essex County Clerk; Filing Fees	45.00
Essex County Clerk; Request For Judicial Intervention	95.00
Copy Charges	144.45
Essex County Clerk; Copy Charges	7.60
Federal Express	56.22
Miscellaneous	150.00
Postage	3.64
Long Distance Telephone	8.92

\$1,612.07

BILLING SUMMARY

Jacob F. Lamme	82.10	150.00	\$12,315.00
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010772 LEWIS, BARBARA AND SANDY

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John J. Privitera	56.25	300.00	\$16,875.00
Francis J. Smith, Jr.	1.00	250.00	\$250.00

TOTAL FEES 139.35 hrs \$29,440.00

TOTAL DISBURSEMENTS \$1,612.07

TOTAL CHARGES FOR THIS BILL \$31,052.07

NET BALANCE FORWARD \$63,842.95

TOTAL BALANCE NOW DUE \$94,895.02

McNamee, Lochner, Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

May 30, 2008

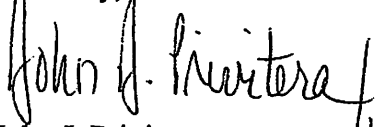
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from April 16, 2008 through May 15, 2008.

Please call me if you have any questions.

Sincerely,


John J. Privitera *klh*

JJP/klh

Enc.

{M0154199.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

May 30, 2008

Billed through 05/15/2008

Bill number 010772 - 90444 - 134181 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

04/14/2008	FRV	Legal research - the power to order a dwelling vacant lies solely with local government authorities; discussions with Jacob Lamme, Esq. and Town of Essex personnel; searched the county and town of Essex websites and town of Essex town code.	3.70 hrs.	125.00 /hr	462.50
04/15/2008	JFL	Served Loretta Simon, Esq. with motions; teleconference with Essex Clerk regarding Notice of Appeal in previous action; prepared Appellate papers regarding automatic stay.	3.00 hrs.	150.00 /hr	450.00
04/16/2008	JJP	Series of conferences with Sandy Lewis regarding Motion for a Stay and case status; respond to press inquiries; draft portions of Stay document regarding motion to renew and reargue.	2.00 hrs.	300.00 /hr	600.00
04/17/2008	JJP	Series of conferences regarding press inquiries; conference with Farm Bureau and various attorneys regarding hiring for an amicus group; outline strategy for motion to renew stay.	1.25 hrs.	300.00 /hr	375.00
04/18/2008	JJP	Outline new affidavits in support of motion to renew the stay.	1.25 hrs.	300.00 /hr	375.00
04/21/2008	JJP	Series of telephone conferences with the Press; telephone conference with the Court regarding scheduling; outline and file new motion to renew stay.	3.00 hrs.	300.00 /hr	900.00
04/21/2008	JFL	Teleconference with John J. Privitera regarding APA's cross-motion to transfer; legal research regarding same.	2.25 hrs.	150.00 /hr	337.50
04/22/2008	JJP	Attention to Attorney General's cross motion and issues regarding stay.	1.75 hrs.	300.00 /hr	525.00
04/22/2008	JFL	Extended attention to APA's cross-motion to transfer; drafted memorandum of law in opposition and John J. Privitera Affirmation; teleconferences with			

Bill number 010772 - 90444 - 134181

		Essex County Clerk and client; reviewed APA's motion papers opposing motion to reargue the stay; conferences with John J. Privitera.		
		8.25 hrs.	150.00 /hr	1,237.50
04/23/2008	JJP	Extended conferences with Sandy Lewis regarding status and strategy; attention to and response to Attorney General's cross motion regarding stay.		
		3.75 hrs.	300.00 /hr	1,125.00
04/23/2008	JFL	Teleconferences with client; revised and finalized memorandum of law in opposition to APA's cross-motion to transfer actions to Justice Ryan.		
		1.75 hrs.	150.00 /hr	262.50
04/24/2008	JJP	Outline Third Department motion for Stay; conferences with Sandy Lewis regarding same.		
		2.75 hrs.	300.00 /hr	825.00
04/24/2008	JFL	Attention to press coverage; conference regarding strategy of appellate motion to extend time to perfect appeal at Justice Ryan's decision.		
		0.25 hrs.	150.00 /hr	37.50
04/25/2008	JFL	Attention to Judge Meyer's Decision; conference with John J. Privitera regarding appellate strategy.		
		1.25 hrs.	150.00 /hr	187.50
04/27/2008	JFL	Legal research regarding status quo; revised Appellate Motion papers.		
		1.50 hrs.	150.00 /hr	225.00
04/28/2008	FJS	Telephone conference call with motion clerk of Appellate Division and J. Privitera and J. Lamme		
		0.40 hrs.	250.00 /hr	100.00
04/28/2008	JJP	Prepare motion for stay, prepare for argument and appear before Judge Leslie Stein regarding efforts to extend stay; follow up paperwork and revisions of order to show cause; telephone conference with Farm Bureau regarding amicus brief and follow up calls with Sandy Lewis regarding status.		
		8.00 hrs.	300.00 /hr	2,400.00
04/28/2008	JFL	Extended attention to Appellate Division Stay papers; conferences with John J. Privitera and Francis J. Smith; attended conference in Judge Stein's chambers; drafted Order to Show Cause; attention to bond issues.		
		7.25 hrs.	150.00 /hr	1,087.50
04/29/2008	JJP	Attention to finalization of papers for third department extension; review stay order and issues with Sandy Lewis.		
		2.50 hrs.	300.00 /hr	750.00
04/29/2008	JFL	Attention to filing and service of Appellate Motion for Stay; conference with John J. Privitera; drafter proposed order on Motion for Consolidation and correspondence to Judge Meyer; e-mails with client.		
		4.25 hrs.	150.00 /hr	637.50
04/30/2008	JJP	Attention to septic system issues and compliance with Court Order for dormitory building; telephone call with Sandy Lewis.		
		0.50 hrs.	300.00 /hr	150.00
04/30/2008	JFL	Conference with John J. Privitera regarding briefing strategy.		
		0.25 hrs.	150.00 /hr	37.50
05/05/2008	JJP	Draft letter to Attorney General's office regarding septic; revise letter to be signed by Ferris; attention to filings on escrow; series of telephone		

Bill number 010772 - 90444 - 134181

		conferences with Court Clerk, County Treasurer, Sandy Lewis and Barbara Lewis regarding status and review septic drawing.		
		2.00 hrs.	300.00 /hr	600.00
05/06/2008	JJP	Attention to extension of time to appeal and telephone calls regarding checks and reply papers relating thereto.		
		1.25 hrs.	300.00 /hr	375.00
05/06/2008	JFL	Attention to Motion to extend time to perfect appeal of Justice Ryan's Decision; drafted Notice of Motion and Affidavit in Support.		
		3.50 hrs.	150.00 /hr	525.00
05/06/2008	JFL	Attention to AG's motion papers in opposition to Appellate Division motion for a stay.		
		1.00 hrs.	150.00 /hr	150.00
05/07/2008	JJP	Rewrite and edit motion to enlarge time and reply papers; extended correspondence regarding amicus brief; research and write 308 letter and telephone call with Sandy Lewis regarding same.		
		2.75 hrs.	300.00 /hr	825.00
05/07/2008	JFL	Conferences with John J. Privitera; teleconferences with Judge Meyer's chambers and AG's office regarding briefing schedule; attention to Reply Affirmation for stay motion and motion to extend appeal time.		
		5.50 hrs.	150.00 /hr	825.00
05/08/2008	JJP	Collateral estoppel research; attention to APA's affidavit regarding septic; draft letter and telephone calls with Sandy Lewis regarding follow up letter from Buckley regarding septic system.		
		2.25 hrs.	300.00 /hr	675.00
05/08/2008	JFL	Extended attention to finalizing and filing motion to extend time to appeal and reply affidavit in motion for a stay; teleconference and e-mails with client; conference with John J. Privitera regarding Article 78 brief strategy; attention to Agency's sur-reply affidavit.		
		5.50 hrs.	150.00 /hr	825.00
05/09/2008	JFL	Attention to Affirmation in response to Shawn Lalonde's affidavit; drafted service letter to Attorney Simon; conferences with John J. Privitera; e-mail correspondence; filed and served response.		
		3.25 hrs.	150.00 /hr	487.50
05/09/2008	JFL	Began legal research re: advisory opinions and collateral estoppel for the Art. 78 brief.		
		1.00 hrs.	150.00 /hr	150.00
05/10/2008	JJP	Draft portions of brief regarding statutory definitions.		
		1.25 hrs.	300.00 /hr	375.00
05/12/2008	JJP	Review 1971 report regarding farming.		
		0.75 hrs.	300.00 /hr	225.00
05/12/2008	JFL	Teleconference with client re: status of Appellate motion; attention to legal research re: advisory opinions and collateral estoppel.		
		1.00 hrs.	150.00 /hr	150.00
05/14/2008	JJP	Conference with Cynthia Feathers regarding amicus brief focus and telephone call with Sandy Lewis regarding same.		
		0.75 hrs.	300.00 /hr	225.00
05/15/2008	JJP	Attention to Attorney General's cross motion regarding Ryan decision and		

Bill number 010772 - 90444 - 134181

timing of appeal; telephone calls with Sandy Lewis regarding status and strategy.

2.50 hrs. 300.00 /hr 750.00

Total fees for this matter

\$20,250.00

DISBURSEMENTS

John J. Privitera; Travel to Elizabethtown on 4/10/08			129.28
State of New York; Motion fee in 3rd Dept			45.00
Jacob F. Lamme; Travel & parking			6.04
State of New York; Motion fee			45.00
Ellen D. Chase; Expedited transcript of Court Appearance on 4/11/08			218.60
Copy Charges			60.00
Federal Express			58.20
Long Distance Telephone			10.22

\$572.34

BILLING SUMMARY

Jacob F. Lamme	50.75	150.00	\$7,612.50
John J. Privitera	40.25	300.00	\$12,075.00
Francis J. Smith, Jr.	0.40	250.00	\$100.00
Vero, Francine R.	3.70	125.00	\$462.50

TOTAL FEES

95.10 hrs

\$20,250.00

TOTAL DISBURSEMENTS

\$572.34

TOTAL CHARGES FOR THIS BILL

\$20,822.34

NET BALANCE FORWARD

\$94,895.02

TOTAL BALANCE NOW DUE

\$115,717.36

McNamee, Lochner, Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

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privitera@mltw.com

June 30, 2008

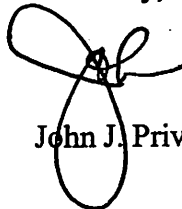
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from May 16, 2008 through June 15, 2008.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0154199.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

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677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

June 30, 2008

Billed through 06/15/2008

Bill number 010772 - 90444 - 135032 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

05/13/2008	JFL	Attention to service issues and briefing schedule for enforcement action and fax 78 proceeding; teleconference with and letters to Loretta Simon, Esq.; conference with John J. Privitera regarding scheduling; legal research in preparation of Motion to Dismiss.	4.50 hrs.	150.00 /hr	675.00
05/14/2008	JFL	Attention to briefing issues; drafted letter to Judge Meyer; teleconference and e-mail with John J. Privitera.	1.00 hrs.	150.00 /hr	150.00
05/15/2008	JFL	Attention to Amended Complaint and Agency's cross-motion in Appellate Division; conference with John J. Privitera and began drafting opposition affidavit.	2.25 hrs.	150.00 /hr	337.50
05/16/2008	JJP	Attention to Attorney General's cross motion; telephone calls with Jessica Pasko and Sandy Lewis; study new approach to Ryan's decision and outline brief.	2.25 hrs.	300.00 /hr	675.00
05/16/2008	JFL	Attention to Affidavit in opposition to cross-motion; conference with John J. Privitera; filed motion papers with Appellate Division; legal research regarding collateral estoppel.	5.75 hrs.	150.00 /hr	862.50
05/19/2008	JJP	Telephone calls with Sandy Lewis and Barbara Lewis and research scope of defenses regarding civil case.	1.00 hrs.	300.00 /hr	300.00
05/19/2008	JFL	Legal research regarding administrative record in Article 78 proceeding and collateral estoppel; meeting with law clerk regarding same.	2.50 hrs.	150.00 /hr	375.00
05/20/2008	JFL	Reviewed legal research regarding collateral estoppel; began drafting Memo of Law in Support of Petition and Motion to Dismiss; attention to Notice of Entry of Third Department's Decision on the Stay.			

Bill number	010772	- 90444	- 135032			
				3.75 hrs.	150.00 /hr	562.50
05/21/2008	JJP	Correspondence with Court and telephone calls with the press regarding status and review Court orders.				
				1.25 hrs.	300.00 /hr	375.00
05/21/2008	JFL	Teleconference with Loretta Simon, Esq. regarding Record and return date; letter to Judge Meyer regard Third Department decision.				
				0.75 hrs.	150.00 /hr	112.50
05/22/2008	JFL	Attention to Memorandum of Law in Support of Article 78 Petition and Motion to Dismiss.				
				2.25 hrs.	150.00 /hr	337.50
05/23/2008	JJP	Telephone calls with Sandy Lewis, the New York Times and Jessica Pasko and Press Republican regarding Court Orders; series of new letters regarding the stay; attention to revised briefing.				
				2.25 hrs.	300.00 /hr	675.00
05/23/2008	JFL	Conferences with John J. Privitera; extended attention to memorandum of law in support of Article 78 proceeding and motion to dismiss.				
				4.00 hrs.	150.00 /hr	600.00
05/26/2008	JFL	Attention to memorandum of law in support of petition and motion to dismiss.				
				1.00 hrs.	150.00 /hr	150.00
05/27/2008	FJS	Conference with J. Lamme re issues about appeal and stay pending appeal				
				0.30 hrs.	250.00 /hr	75.00
05/27/2008	JJP	Review brief points, outline and write portions thereof; further research regarding due process claims; correspondence regarding Adirondack Local Government Review Board; telephone calls with North Country Public Radio and Sandy Lewis regarding farm.				
				2.00 hrs.	300.00 /hr	600.00
05/27/2008	JFL	Extended attention to drafting memorandum of law in support of Article 78 Petition and Motion for Summary Judgment.				
				6.00 hrs.	150.00 /hr	900.00
05/28/2008	JJP	Series of conferences with Sandy Lewis regarding Adirondack Local Government Review Board; draft statement for same; work on brief and housing history issues; write portions of brief.				
				2.00 hrs.	300.00 /hr	600.00
05/28/2008	JFL	Extended attention to memorandum of law in support of Article 78 petition and motion to dismiss; legal research regarding individual corporate liability and substantial evidence.				
				7.90 hrs.	150.00 /hr	1,185.00
05/29/2008	JJP	Conferences with Sandy Lewis regarding Adirondack Local Government Review Board, Amicus brief; NPR strategy and other issues; study Amicus brief and attention to rewrite of portions of Lewis brief.				
				2.75 hrs.	300.00 /hr	825.00
05/29/2008	JFL	Teleconferences with Court Clerk and Loretta Simon, Esq. regarding return date and briefing schedule; attention to Farm Bureau's amicus brief; conference with John J. Privitera.				
				2.50 hrs.	150.00 /hr	375.00
05/30/2008	JJP	Write brief and telephone calls with Sandy Lewis.				

Bill number 010772 - 90444 - 135032

Date	Initials	Description	Hours	Rate /hr	Total
			2.00 hrs.	300.00 /hr	600.00
05/30/2008	JFL	Conference with John J. Privitera; teleconference with client; extended attention to memorandum of law revisions; attention to Judge Meyer's letter and procedural implications.			
			5.75 hrs.	150.00 /hr	862.50
05/31/2008	JJP	Write and revise brief and telephone calls with Sandy Lewis regarding same.			
			3.00 hrs.	300.00 /hr	900.00
06/02/2008	JJP	Draft brief and review common issues and themes of briefs with Cynthia Feathers and Sandy Lewis.			
			5.00 hrs.	300.00 /hr	1,500.00
06/02/2008	JFL	Extended attention to finalizing and drafting Memorandum of Law in Support of Petition and Motion to Dismiss, Affirmation and Notice of Motion; teleconferences with client and Judge Meyer's chambers; conferences with John J. Privitera re: strategy.			
			9.50 hrs.	150.00 /hr	1,425.00
06/03/2008	JHS	Conference with John J. Privitera, Esq.; researched Internal Revenue Code regarding taxation and deductions from agricultural business; draft insert to brief.			
			2.25 hrs.	185.00 /hr	416.25
06/03/2008	JJP	Finalize main brief.			
			4.50 hrs.	300.00 /hr	1,350.00
06/03/2008	JFL	Extended attention to finalizing Memorandum of Law; conference call with John J. Privitera and client; conferences with John J. Privitera; served and filed motion with Attorney General, Judge Meyer and Cynthia Feathers, Esq.			
			7.50 hrs.	150.00 /hr	1,125.00
06/04/2008	JJP	Telephone calls and correspondence with Sandy Lewis regarding brief.			
			1.25 hrs.	300.00 /hr	375.00
06/04/2008	JFL	Teleconferences with client; attention to file management.			
			0.75 hrs.	150.00 /hr	112.50
06/05/2008	JFL	Teleconference with client; e-mails regarding strategy for NPR radio; attention to file.			
			0.50 hrs.	150.00 /hr	75.00
06/06/2008	JFL	Teleconference with client regarding strategy.			
			0.25 hrs.	150.00 /hr	37.50
06/10/2008	JFL	Teleconference with client; teleconference and e-mails with Judge Meyer's clerk and Loretta Simon, Esq.; attention to e-mails and file regarding consolidation order.			
			1.75 hrs.	150.00 /hr	262.50
06/11/2008	JJP	Draft editorial for Sandy Lewis.			
			2.50 hrs.	300.00 /hr	750.00
06/11/2008	JFL	Attention to Attorney General's opposition papers; several teleconferences with client; conference with John J. Privitera; attention to strategy.			
			2.25 hrs.	150.00 /hr	337.50
06/12/2008	JJP	Revise editorial; review issues with Sandy Lewis; read new cases regarding error of law argument.			
			2.00 hrs.	300.00 /hr	600.00

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Page 4

Bill number 010772 - 90444 - 135032

06/13/2008 JJP Attention to assistance regarding website development; review
correspondence and court orders regarding amicus and scheduling; review
status with Sandy Lewis.

1.50 hrs. 300.00 /hr 450.00

Total fees for this matter \$21,926.25

DISBURSEMENTS

Vendor Lexis-Nexis; Lexis-Nexis 32.34

Essex County Clerk; Motion fee 45.00

Copy Charges 94.80

Long Distance Telephone 3.45

\$175.59

BILLING SUMMARY

Jacob F. Lamme 72.40 150.00 \$10,860.00

John J. Privitera 35.25 300.00 \$10,575.00

Francis J. Smith, Jr. 0.30 250.00 \$75.00

Jeremy H. Speich 2.25 185.00 \$416.25

TOTAL FEES 110.20 hrs \$21,926.25

TOTAL DISBURSEMENTS \$175.59

TOTAL CHARGES FOR THIS BILL \$22,101.84

NET BALANCE FORWARD \$115,717.36

TOTAL BALANCE NOW DUE \$137,819.20

McNamee, Lochner, Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

July 31, 2008

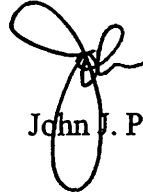
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from June 16, 2008 through July 15, 2008.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

(M0154199.1)

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

July 31, 2008

Billed through 07/15/2008

Bill number 010772 - 90444 - 135785 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

06/16/2008	JJP	Review Attorney General papers and outline response. 1.75 hrs. 300.00 /hr	525.00
06/16/2008	JFL	Extended attention to Agency's motion to dismiss petition; conferences with John J. Privitera; began drafting reply memorandum of law. 4.00 hrs. 150.00 /hr	600.00
06/17/2008	JJP	Prepare for oral argument; attention to reply memorandum of law. 4.50 hrs. 300.00 /hr	1,350.00
06/17/2008	JFL	Extend attention to reply memorandum of law, conferences with John J. Privitera; teleconferences with client and Cynthia Feathers, Esq. 8.75 hrs. 150.00 /hr	1,312.50
06/18/2008	CLRK	Gathering of Cases in Preparation for Agrument 2.00 hrs. 75.00 /hr	150.00
06/18/2008	JJP	Finalize reply brief; review file; organize case law and other materials in preparation for oral argument and travel to Elizabethtown. 4.75 hrs. 300.00 /hr	1,425.00
06/18/2008	JFL	Extended attention to finalizing and filing Reply Memorandum and Affirmation; served papers on Loretta Simon and Cynthia Feathers; conferences with John J. Privitera and client; prepared materials for argument. 6.75 hrs. 150.00 /hr	1,012.50
06/18/2008	JFL	Attention to Agency's improper Reply Affirmation. 0.50 hrs. 150.00 /hr	75.00
06/19/2008	JJP	Prepare for and participate in oral argument of Article 78 petition and motion to dismiss civil matter; travel. 11.00 hrs. 300.00 /hr	3,300.00
06/19/2008	JFL	Prepared for, traveled to, and attended hearing in Essex County for argument on Article 78. 10.25 hrs. 150.00 /hr	1,537.50
06/20/2008	JFL	Telephone conference with client; attention to press coverage; attention to	

Bill number 010772 - 90444 - 135785

file.

		1.00 hrs.	150.00 /hr	150.00
06/23/2008	JJP	Telephone conference with Sandy Lewis regarding status.		
		0.50 hrs.	300.00 /hr	150.00
06/30/2008	JJP	Telephone conference with Sandy Lewis; telephone conference with Fred Monroe regarding action plan.		
		0.75 hrs.	300.00 /hr	225.00
06/30/2008	JFL	Attention to correspondence from NYS Attorney General's Charities Bureau; teleconference with same regarding Adirondack Council's Bylaws.		
		0.30 hrs.	150.00 /hr	45.00
07/02/2008	JJP	Study opinion regarding partial disposition; conference with Farm Bureau; telephone conference with Court regarding same; telephone call with Sandy Lewis and outline strategy and balance of briefing schedule and proceedings with Jacob Lamme.		
		5.00 hrs.	300.00 /hr	1,500.00
07/02/2008	JJP	Study opinion; telephone call with the Court; call with Sandy Lewis and outline papers for third department.		
		5.00 hrs.	300.00 /hr	1,500.00
07/02/2008	JFL	Teleconference with Judge Meyer's chambers; attention to Decision; conferences with John J. Privitera, Esq. and client regarding strategy.		
		3.00 hrs.	150.00 /hr	450.00
07/03/2008	JJP	Attention to internet hit page and draft and edit materials for Third Department; conference with Sandy Lewis regarding status and strategy; further review of Court's opinion.		
		2.00 hrs.	300.00 /hr	600.00
07/03/2008	JFL	Attention to Motion to Appellate Division to extend appeal time; served motion and notice of entry.		
		5.50 hrs.	150.00 /hr	825.00
07/08/2008	JFL	Conference with Loretta Simon re: extension proposal; attention to file; e-mails to John J. Privitera and client; teleconferences with client; letter to Loretta Simon.		
		1.80 hrs.	150.00 /hr	270.00
07/09/2008	JHS	Conference with Jacob F. Lamme, Esq. regarding The Adirondack Council, Inc.; reviewed Certificate of Incorporation; research Not-For-Profit Corporation Law regarding rights of members.		
		0.75 hrs.	185.00 /hr	138.75
07/09/2008	JFL	Conference with Jeremy H. Speich re charity bylaws filing requirements; e-mails with client; attention to correspondence re: extension; teleconference with client; attention to Adirondack Council issues.		
		2.00 hrs.	150.00 /hr	300.00
07/10/2008	JHS	Conference with Jacob F. Lamme, Esq.; continued research of NFP Law; reviewed corporate documentation and IRS/OAG filings.		
		1.25 hrs.	185.00 /hr	231.25
07/10/2008	JFL	Attention to Adirondack Council issues; reviewed financials and certificate of incorporation; conferences with Jeremy H. Speich; letter to Marc Gerstman; legal research re: Not-For-Profit Law; teleconferences with client.		

Bill number 010772 - 90444 - 135785

		4.75 hrs.	150.00 /hr	712.50
07/11/2008	JFL	E-mails with client; revised Gerstman letter; correspondence with Gerstman's office; teleconferences with client; drafted Answer; to Amended Summons and Complaint; teleconference with Cynthia Feathers; correspondence from Judge Meyer.		
		4.75 hrs.	150.00 /hr	712.50
07/14/2008	JJP	Draft Affidavit regarding motion for extension of time; series of telephone calls with Marc Gerstman regarding production of the Adirondack Council Bylaws.		
		0.75 hrs.	300.00 /hr	225.00
07/14/2008	JFL	Reviewed Agency's opposition to Appellate Motion to Extend Time to Appeal; drafted, served and filed Reply Affidavit.		
		2.75 hrs.	150.00 /hr	412.50
07/15/2008	JJP	Telephone conference with Sandy Lewis; series of telephone calls with Marc Gerstman regarding Adirondack Council; telephone call with Jessica Paszko.		
		1.00 hrs.	300.00 /hr	300.00
07/15/2008	JFL	Conference call with client and Jessica Pasko; attention to Farm's Answer of Enforcement action; e-mail update summaries to press; teleconference with client.		
		3.00 hrs.	150.00 /hr	450.00

Total fees for this matter

\$20,485.00

DISBURSEMENTS

DVD duplication	80.00
James Girvin; Travel	126.25
Jacob F. Lamme; Travel	133.83
John J. Privitera; Travel to Elizabeth town 6/18-19/08, mileage (129.28), meals (25.55) and hotel (105.21)	260.04
Lexis-Nexis	193.68
Lexis-Nexis	40.32
State of New York; Witness Fee - 3rd dept	45.00
National Corporate Research, LTD; Certified Copies	125.00
Copy Charges	123.30
Long Distance Telephone	9.47

\$1,136.89

BILLING SUMMARY

Law Clerks	2.00	75.00	\$150.00
Jacob F. Lamme	59.10	150.00	\$8,865.00
John J. Privitera	37.00	300.00	\$11,100.00
Jeremy H. Speich	2.00	185.00	\$370.00

TOTAL FEES 100.10 hrs \$20,485.00

TOTAL DISBURSEMENTS \$1,136.89

010772 LEWIS, BARBARA AND SANDY

Page 4

Bill number 010772 - 90444 - 135785

TOTAL CHARGES FOR THIS BILL

\$21,621.89

NET BALANCE FORWARD

\$137,819.20

TOTAL BALANCE NOW DUE

\$159,441.09

McNamee, Lochner, Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

September 2, 2008

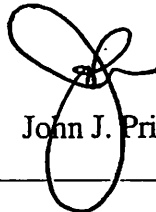
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from July 16, 2008 through August 15, 2008.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

*Send two -
original to
Barbara -
copy to Sandy*

(M0154199.1)

McNamee, Lochner, Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

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(518) 447-3337

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September 2, 2008

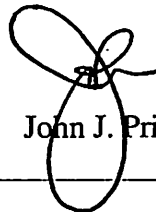
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

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Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

(M0154199.1)

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW
TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

August 29, 2008

Billed through 08/15/2008

Bill number 010772 - 90444 - 136801 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

07/16/2008	JHS	Research NFP law regarding rights of members; reviewed Bylaws of The Adirondack Council, Inc.; conference with John J. Privitera, Esq. and Jacob F. Lamme, Esq.	1.25 hrs.	185.00 /hr	231.25
07/16/2008	JJP	Review Adirondack Council Bylaws; review law with respect to same; study membership organization rights and remedies; telephone call with Marc Gerstman regarding same; draft resolution for presentation by Sandy Lewis and telephone conference with Sandy Lewis regarding same.	2.25 hrs.	300.00 /hr	675.00
07/17/2008	JJP	Finalize and revise Adirondack Council resolution; conferences with Sandy Lewis and representatives of the Associated Press.	1.50 hrs.	300.00 /hr	450.00
07/18/2008	JJP	Attention to Adirondack Council annual meeting and telephone calls with Sandy Lewis regarding same.	0.75 hrs.	300.00 /hr	225.00
07/19/2008	JHS	Conference with John J. Privitera, Esq. regarding Adirondack Council annual meeting; reviewed resolution.	0.50 hrs.	185.00 /hr	92.50
07/19/2008	JJP	Telephone calls with Sandy Lewis regarding Adirondack Council meeting and matters.	0.50 hrs.	300.00 /hr	150.00
07/21/2008	JHS	Conference with Jacob F. Lamme, Esq. regarding inspection request to Adirondack Council; reviewed Not-for-Profit Corporation Law Section 621; revise letter to Adirondack Council.	1.00 hrs.	185.00 /hr	185.00
07/21/2008	JFL	Research NFP Corporation Law; meeting with Jeremy H. Speich; drafted letter to Adirondack Council.	1.25 hrs.	150.00 /hr	187.50
07/23/2008	JJP	Draft papers in support of summary judgment and attention to answer.			

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Bill number	010772 - 90444 - 136801	
	2.25 hrs.	300.00 /hr 675.00
07/23/2008	JFL	Attention to drafting summary judgment memorandum of law; conference with John J. Privitera; teleconference with client.
	4.75 hrs.	150.00 /hr 712.50
07/24/2008	JJP	Attention to summary judgment brief.
	1.50 hrs.	300.00 /hr 450.00
07/24/2008	JFL	Attention to summary judgment papers; conference with John J. Privitera regarding strategy.
	3.75 hrs.	150.00 /hr 562.50
07/25/2008	JJP	Series of telephone calls with Sandy Lewis and the press; draft brief in support of motion for summary judgment; review issues regarding Adirondack Council and outline resolution for presentation at annual meeting.
	5.00 hrs.	300.00 /hr 1,500.00
07/25/2008	JFL	Attention to Third Department's Decision regarding extension; drafted and served Notice of Entry on Loretta Simon, Esq.; attention to summary judgment motion papers.
	3.25 hrs.	150.00 /hr 487.50
07/28/2008	JJP	Revise answer in counterclaim/enforcement case; outline portion of brief.
	1.25 hrs.	300.00 /hr 375.00
07/28/2008	JFL	Attention to Summary Judgment papers; completed first draft of Memorandum of Law.
	2.75 hrs.	150.00 /hr 412.50
07/28/2008	JFL	Teleconferences with client; attention to AP article; forwarded documents for sblewis.com.
	1.25 hrs.	150.00 /hr 187.50
07/29/2008	JJP	Draft portions of the Answer and Brief in support of summary judgment.
	1.75 hrs.	300.00 /hr 525.00
07/29/2008	JFL	Attention to summary judgment motion papers; conference with John J. Privitera.
	1.25 hrs.	150.00 /hr 187.50
07/30/2008	JJP	Draft brief and revise answer.
	5.00 hrs.	300.00 /hr 1,500.00
07/30/2008	JFL	Extended attention to motion for summary judgment papers; conferences with John J. Privitera; prepared record for exhibit; teleconference with client; drafted John J. Privitera Affidavit; finalized and served answer.
	7.25 hrs.	150.00 /hr 1,087.50
07/31/2008	JJP	Draft brief in support of summary judgment.
	4.75 hrs.	300.00 /hr 1,425.00
07/31/2008	JFL	Extended and extensive attention to summary judgment papers; teleconferences with client; conferences with John J. Privitera; reviewed APA's Papers Opposing Article 78 Petition.
	8.75 hrs.	150.00 /hr 1,312.50
08/01/2008	JJP	Telephone conferences with Sandy Lewis; draft brief.
	6.50 hrs.	300.00 /hr 1,950.00
08/01/2008	JFL	Extended attention to drafting, revising and finalizing summary judgment

		papers; conferences with John J. Privitera; teleconferences with client; served motion on Loretta Simon and Cynthia Feathers.			
		7.75 hrs.	150.00 /hr	1,162.50	
08/02/2008	JJP	Attention to scheduling issues and letter regarding Bill McKibben.			
		1.50 hrs.	300.00 /hr	450.00	
08/03/2008	JJP	Telephone call with Sandy Lewis regarding appeal, status and strategy.			
		0.50 hrs.	300.00 /hr	150.00	
08/04/2008	JFL	Attention to APA's appeal of Judge Meyer's Decision; conference with Francis J. Smith; legal research; teleconferences with client.			
		2.00 hrs.	150.00 /hr	300.00	
08/05/2008	JJP	Telephone call with Marc Gerstman; revise McKibben letter and telephone conferences with Sandy Lewis regarding status and strategy.			
		1.50 hrs.	300.00 /hr	450.00	
08/06/2008	JFL	Teleconferences with client re: strategy for opposing APA's motion for leave to appeal; e-mail to Loretta Simon; teleconferences with client re: APA's appeal.			
		1.50 hrs.	150.00 /hr	225.00	
08/07/2008	JJP	Draft brief regarding third department and finalize Bill McKibben letter; telephone calls with Sandy Lewis and third department regarding scheduling.			
		3.00 hrs.	300.00 /hr	900.00	
08/07/2008	JFL	Teleconferences with John J. Privitera and client; drafted opposition to Agency's motion for permission to appeal; conference with John J. Privitera; teleconference with Appellate Division motion office.			
		5.25 hrs.	150.00 /hr	787.50	
08/08/2008	JJP	Draft portions of brief and telephone call with Sandy Lewis regarding same.			
		1.50 hrs.	300.00 /hr	450.00	
08/08/2008	JFL	Finalized, filed, and served response to Agency's Motion for permission to appeal; teleconference with client.			
		1.25 hrs.	150.00 /hr	187.50	
08/11/2008	JFL	Teleconference with client regarding Bill McKibben.			
		0.25 hrs.	150.00 /hr	37.50	
08/11/2008	JFL	Attention to Agency's cross-motion for summary judgment; e-mail to Lorretta Simon, Esq.; teleconference with client.			
		1.00 hrs.	150.00 /hr	150.00	
08/12/2008	JJP	Study government brief and outline responses; series of conferences with Sandy Lewis, Doug Eakley, Jacob Lamme regarding status and strategy; review Bill McKibben issues with Sandy Lewis.			
		5.00 hrs.	300.00 /hr	1,500.00	
08/12/2008	JFL	Conference call with client and John J. Privitera; extended attention to Memorandum of Law In Reply to Summary Judgment Motion and Opposing the Agency's Motion.			
		7.75 hrs.	150.00 /hr	1,162.50	
08/13/2008	JJP	Draft document in reply and conferences with Sandy Lewis and Cynthia Feathers regarding same.			
		3.75 hrs.	300.00 /hr	1,125.00	

Bill number 010772 - 90444 - 136801

08/13/2008	JFL	Conference with John J. Privitera regarding strategy on opposing Agency's summary judgment motion; attention to drafting Reply Memorandum of Law and Affidavits.	4.25 hrs.	150.00 /hr	637.50
08/14/2008	JJP	Draft reply brief.	3.00 hrs.	300.00 /hr	900.00
08/14/2008	JFL	Teleconferences with client; attention to documents for SBLewis.com; attention to drafting and finalizing reply memorandum of law and affirmation.	6.25 hrs.	150.00 /hr	937.50
08/14/2008	JFL	Teleconferences and e-mails with clients and Ark Lemal.	0.50 hrs.	150.00 /hr	75.00
08/15/2008	JJP	Finalize reply memorandum and telephone calls with Sandy Lewis regarding same.	1.25 hrs.	300.00 /hr	375.00
08/15/2008	JFL	Attention to finalizing summary judgment opposition and reply papers; extended attention to files for SBLewis.com; conferences with John J. Privitera, Esq.; teleconferences with client.	7.50 hrs.	150.00 /hr	1,125.00

Total fees for this matter

\$28,633.75

DISBURSEMENTS

Lexis-Nexis; Online Research	99.03
Kinko's copy expense	248.19
Essex County Clerk; Motion fee	45.00
Copy Charges	91.20
Long Distance Telephone	10.90

\$494.32

BILLING SUMMARY

Jacob F. Lamme	79.50	150.00	\$11,925.00
John J. Privitera	54.00	300.00	\$16,200.00
Jeremy H. Speich	2.75	185.00	\$508.75

TOTAL FEES 136.25 hrs \$28,633.75

TOTAL DISBURSEMENTS \$494.32

TOTAL CHARGES FOR THIS BILL \$29,128.07

NET BALANCE FORWARD \$159,441.09

TOTAL BALANCE NOW DUE \$188,569.16

McNamee, Lochner, Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

September 30, 2008

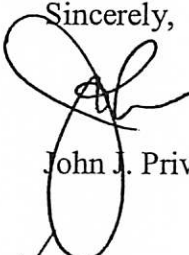
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:


Enclosed please find our bill for the period from August 16, 2008 through September 15, 2008.

Please call me if you have any questions.

Sincerely,


John J. Privitera

JJP/klh
Enc.

*Thanks for
the payment
schedule.*


{M0154199.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

September 30, 2008

Billed through 09/15/2008

Bill number 010772 - 90444 - 137670 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

08/16/2008	JFL	Attention to timeline and files for SBLewis.com. 5.50 hrs. 150.00 /hr	825.00
08/18/2008	JJP	Telephone calls and correspondence with Sandy Lewis regarding status and strategy. 1.25 hrs. 300.00 /hr	375.00
08/18/2008	JFL	Conference calls with John J. Privitera, Esq. and client; drafted demand letter to Loretta Simon; finished drafting timeline and compiled documents from client's website. 5.00 hrs. 150.00 /hr	750.00
08/19/2008	JJP	Telephone conferences with Sandy Lewis regarding status and strategy and issues relating to reply brief. 1.50 hrs. 300.00 /hr	450.00
08/19/2008	JFL	Teleconference with client; email from client. 0.25 hrs. 150.00 /hr	37.50
08/20/2008	JJP	Review final reply papers and telephone call with Sandy Lewis regarding same. 0.75 hrs. 300.00 /hr	225.00
08/21/2008	JJP	Telephone calls with Sandy Lewis and conference with Danny Hakim regarding status and strategy. 0.75 hrs. 300.00 /hr	225.00
08/21/2008	JJP	Telephone calls with Sandy Lewis regarding status and strategy. 0.25 hrs. 300.00 /hr	75.00
08/21/2008	JFL	Attention to APA's Reply to Cross-Motion; e-mail and conference call with John J. Privitera, Esq. and client; attention to final timeline and CD-Roms. 2.50 hrs. 150.00 /hr	375.00
08/22/2008	JJP	Telephone calls with Sandy Lewis and finalize letter to Adirondack Council. 0.50 hrs. 300.00 /hr	150.00
08/22/2008	JFL	Teleconference with client and Joe Brennan; e-mail to client and Art Lemal re: CD-Rom and website; attention to CD-Roms and timeline.	

Bill number	010772	- 90444	- 137670		
		0.50 hrs.	150.00 /hr		75.00
08/28/2008	JJP	Series of telephone calls with Sandy Lewis regarding status and strategy.			
		0.75 hrs.	300.00 /hr		225.00
08/28/2008	JFL	E-mail and teleconference with client re: website development			
		0.25 hrs.	150.00 /hr		37.50
08/29/2008	JFL	Draft memo and sketch re: SBLewis.com; revised timeline; e-mail to client.			
		1.00 hrs.	150.00 /hr		150.00
08/29/2008	JJP	Extended telephone conference with Sandy regarding status and Appellate issues; draft documents for website.			
		1.50 hrs.	300.00 /hr		450.00
08/29/2008	JJP	Extended review of website information and conference with Sandy Lewis regarding same.			
		1.00 hrs.	300.00 /hr		300.00
09/02/2008	JJP	Telephone conferences with Sandy Lewis regarding website and case status.			
		0.75 hrs.	300.00 /hr		225.00
09/02/2008	JFL	Teleconferences with client and Ark Lemal; attention to Word versions of filed documents for client's website; e-mailed zip file to client and Ark Lemal.			
		1.50 hrs.	150.00 /hr		225.00
09/03/2008	JJP	Draft document regarding Ryan appeal and outline Appellate points regarding same.			
		1.50 hrs.	300.00 /hr		450.00
09/03/2008	JFL	Teleconferences and e-mails with client; drafted motion to Appellate Division to extend appeal time of Judge Ryan's Decision			
		2.75 hrs.	150.00 /hr		412.50
09/04/2008	JFL	Teleconferences with client; attention to record from 498-07 case; created captions and amended timeline to reflect same; e-mail to client			
		3.50 hrs.	150.00 /hr		525.00
09/05/2008	JFL	E-mails, voicemails and teleconference with client re: website content			
		0.75 hrs.	150.00 /hr		112.50
09/08/2008	JJP	Series of telephone conferences with Sandy Lewis regarding Baillie contract; conferences with representatives of Middlebury College; conferences with immigration counsel; outline contract.			
		2.00 hrs.	300.00 /hr		600.00
09/08/2008	JFL	Teleconferences with client re: website content; drafted text introducing litigation section of client's website			
		1.75 hrs.	150.00 /hr		262.50
09/09/2008	JJP	Attention to outline of Baillie contract; series of conferences with Sandy Lewis, immigration counsel and Middlebury College.			
		1.50 hrs.	300.00 /hr		450.00
09/10/2008	FJS	Conference with J. Privitera and J. Lamme re appellate issues; telephone with J. Ranous, Appellate Division motion clerk, re pending appeals			
		0.40 hrs.	250.00 /hr		100.00
09/10/2008	JJP	Attention to Baillie contract and conferences with respect thereto.			
		2.50 hrs.	300.00 /hr		750.00
09/10/2008	JFL	Meetings with John J. Privitera and Francis J. Smith re: appellate strategy;			

e-mail to Loretta Simon; e-mail to client; teleconferences with client re:
 Adirondack Explorer

		2.00 hrs.	150.00 /hr	300.00
09/11/2008	JJP	Telephone calls with Sandy Lewis; draft response regarding extension of time in Third Department; markup employment agreement and conferences regarding same.		
		1.00 hrs.	300.00 /hr	300.00
09/11/2008	JFL	Attention to preparation of Record on Appeal for briefing of appeal re: Judge Ryan		
		1.00 hrs.	150.00 /hr	150.00
09/12/2008	JJP	Draft response to Brian Mann and telephone call with Sandy Lewis regarding same.		
		1.00 hrs.	300.00 /hr	300.00
09/12/2008	JFL	Compiled record on appeal for Judge Ryan's decision; drafted stipulations and notices for transcript and record and forwarded them to Loretta Simon.		
		3.00 hrs.	150.00 /hr	450.00
09/12/2008	JFL	Attention to Adirondack Explorer article and response thereto.		
		1.50 hrs.	150.00 /hr	225.00
09/15/2008	JJP	Telephone call with Sandy Lewis regarding status of appeals and litigation; research and review Ryan appeal issues and AG papers and discuss with Sandy Lewis.		
		1.50 hrs.	300.00 /hr	450.00
09/15/2008	JFL	Teleconferences with client re: website; attention to website additions; affidavits.		
		1.25 hrs.	150.00 /hr	187.50
09/15/2008	JFL	Attention to Agency's letter in response to Appellate Motion and reply affidavit; conferences with John J. Privitera re: same.		
		1.50 hrs.	150.00 /hr	225.00

Total fees for this matter

\$11,425.00

DISBURSEMENTS

State of New York; Motion fee	45.00
Long Distance Telephone	10.48

\$55.48

BILLING SUMMARY

Jacob F. Lamme	35.50	150.00	\$5,325.00
John J. Privitera	20.00	300.00	\$6,000.00
Francis J. Smith, Jr.	0.40	250.00	\$100.00

TOTAL FEES 55.90 hrs \$11,425.00

TOTAL DISBURSEMENTS \$55.48

TOTAL CHARGES FOR THIS BILL \$11,480.48

010772 LEWIS, BARBARA AND SANDY

Page 4

Bill number 010772 - 90444 - 137670

NET BALANCE FORWARD

\$163,569.16

TOTAL BALANCE NOW DUE

\$175,049.64

McNamee, Lochner,
Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

October 31, 2008

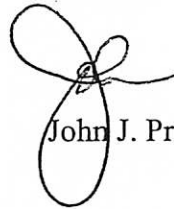
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from September 16, 2008 through October 15, 2008.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0154199.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

October 31, 2008

Billed through 10/15/2008

Bill number 010772 - 90444 - 138667 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

09/16/2008	JJP	Telephone call with Sandy and Barbara Lewis regarding developments on Ryan appeal.	0.25 hrs.	300.00 /hr	75.00
09/16/2008	JFL	Teleconferences with client; e-mail new document for website; attention to issues re: appeal of Judge Ryan; conference with John J. Privitera	1.00 hrs.	150.00 /hr	150.00
09/18/2008	JFL	Teleconference with Loretta Simon re: record on appeal and transcript	0.25 hrs.	150.00 /hr	37.50
09/22/2008	JJP	Review issues regarding Baillie contract; revise article regarding Market Value Fund.	2.75 hrs.	300.00 /hr	825.00
09/22/2008	JFL	Attention to preparation of road case materials for client's website	3.50 hrs.	150.00 /hr	525.00
09/23/2008	JJP	Series of telephone calls with Sandy Lewis regarding status; draft essay.	2.25 hrs.	300.00 /hr	675.00
09/23/2008	JFL	Extended attention to finalizing Record on Appeal for the appeal of Judge Ryan's decision	4.50 hrs.	150.00 /hr	675.00
09/24/2008	JFL	Attention to Record on Appeal; correspondence to Attorney General re: same	0.75 hrs.	150.00 /hr	112.50
09/25/2008	JFL	E-mail correspondence with Loretta Simon re Record on Appeal; teleconference with John J. Privitera re: same	0.30 hrs.	150.00 /hr	45.00
09/29/2008	JJP	Rewrite essay and telephone calls with Sandy Lewis and editors regarding same.	2.25 hrs.	300.00 /hr	675.00
09/29/2008	JFL	Teleconferences with client; served Notice of Entry; teleconference with Loretta Simon; attention to stipulation re: record on appeal and transcript.			

		1.25 hrs.	150.00 /hr	187.50
09/30/2008	JJP	Review essay and series of telephone conferences with Sandy Lewis and editors.		
		4.00 hrs.	300.00 /hr	1,200.00
10/01/2008	JJP	Series of conference with Sandy Lewis regarding status and strategy; redraft essay; conferences with NY Times representatives.		
		2.00 hrs.	300.00 /hr	600.00
10/02/2008	JJP	Telephone calls regarding record on appeal and review same; telephone conference with Sandy Lewis regarding status.		
		0.50 hrs.	300.00 /hr	150.00
10/02/2008	JFL	Teleconferences with client; e-mail to Loretta Simon re: transcript		
		0.75 hrs.	150.00 /hr	112.50
10/03/2008	JJP	Telephone call with Court Reporter; review Adirondack Council file; draft letter to Mark Gerstman; conference with Sandy Lewis and Anita Deming.		
		1.25 hrs.	300.00 /hr	375.00
10/06/2008	JJP	Review correspondence from Sandy Lewis.		
		0.25 hrs.	300.00 /hr	75.00
10/07/2008	JJP	Telephone call with Sandy Lewis regarding status.		
		0.50 hrs.	300.00 /hr	150.00
10/08/2008	JJP	Conference with Sandy Lewis regarding status of dispute, Adirondack Council, record on appeal and transcript.		
		0.75 hrs.	300.00 /hr	225.00
10/14/2008	JJP	Telephone conference with Sandy Lewis and review materials and draft memorandum regarding status and strategy.		
		0.75 hrs.	300.00 /hr	225.00
10/15/2008	JJP	Conference with Sandy Lewis regarding web site development and content.		
		0.50 hrs.	300.00 /hr	150.00
10/15/2008	JFL	Teleconference with client re: June 19th transcript		
		0.25 hrs.	150.00 /hr	37.50

Total fees for this matter

 \$7,282.50

DISBURSEMENTS

Postage				4.80
Long Distance Telephone				4.38

 \$9.18

BILLING SUMMARY

Jacob F. Lamme	12.55	150.00	\$1,882.50
John J. Privitera	18.00	300.00	\$5,400.00

TOTAL FEES 30.55 hrs \$7,282.50

TOTAL DISBURSEMENTS \$9.18

 TOTAL CHARGES FOR THIS BILL \$7,291.68

010772 LEWIS, BARBARA AND SANDY

Page 3

Bill number 010772 - 90444 - 138667

NET BALANCE FORWARD

\$175,049.64

TOTAL BALANCE NOW DUE

\$182,341.32

McNamee, Lochner, Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

November 25, 2008

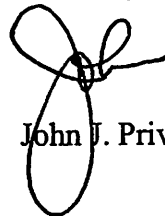
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from October 16, 2008 through November 15, 2008.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

Thanks
for paying some
of this down this
year - so Jacob
has a good year.
John

(M0154199.1)

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

November 25, 2008

Billed through 11/15/2008

Bill number 010772 - 90444 - 139709 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

10/16/2008	JFL	Attention to client's Bloomberg article; attention to Record on Appeal of Judge Ryan's Order; teleconferences with client	3.75 hrs.	150.00 /hr	562.50
10/17/2008	JFL	Attention to transcript review; teleconference with client; meeting with John J. Privitera; attention to record on appeal; attention to website.	2.00 hrs.	150.00 /hr	300.00
10/21/2008	JJP	conference with Sandy Lewis regarding web site.	0.50 hrs.	300.00 /hr	150.00
10/28/2008	JFL	Telephone conferences with client and Loretta Simon; attention to Conlan article.	0.50 hrs.	150.00 /hr	75.00
10/29/2008	JFL	Teleconference with Loretta Simon re: Appellate Division motion.	0.25 hrs.	150.00 /hr	37.50
10/31/2008	JJP	Telephone calls and notes with Helena and Sandy regarding employment contract.	1.50 hrs.	300.00 /hr	450.00
10/31/2008	JJP	Study correspondence from Adirondack Mountain Club regarding affidavit for list of members.	0.75 hrs.	300.00 /hr	225.00
11/01/2008	JJP	Removed Baillie time entries (9/8 - 9/22) and posted to her account.	(7.50) hrs.	300.00 /hr	(2,250.00)
11/03/2008	JFL	Drafted motion to Appellate Division; teleconference and e-mail to client	1.50 hrs.	150.00 /hr	225.00
11/04/2008	JJP	Draft affidavit regarding Adirondack Council access to member list and review file regarding same.	2.25 hrs.	300.00 /hr	675.00
11/05/2008	JJP	Revise and edit affidavit regarding access to member list.	0.50 hrs.	300.00 /hr	150.00

010772 LEWIS, BARBARA AND SANDY

Page 2

Bill number 010772 - 90444 - 139709

11/07/2008 JJP Telephone call with Sandy Lewis regarding status of Appellate issues and timing of decision.

0.50 hrs. 300.00 /hr 150.00

11/14/2008 JJP Telephone call regarding Ryan decision on appeal in the Third Department, timing and papers in support of extension; review status and strategy with Sandy Lewis.

0.75 hrs. 300.00 /hr 225.00

Total fees for this matter

\$975.00

DISBURSEMENTS

Camelot Legal Copy; Copy Charges

387.22

State of New York; Motion fee

45.00

Long Distance Telephone

4.93

\$437.15

BILLING SUMMARY

Jacob F. Lamme

8.00

150.00

\$1,200.00

John J. Privitera

-0.75

300.00

-225.00

TOTAL FEES

7.25 hrs

\$975.00

TOTAL DISBURSEMENTS

\$437.15

TOTAL CHARGES FOR THIS BILL

\$1,412.15

NET BALANCE FORWARD

\$182,341.32

TOTAL BALANCE NOW DUE

\$183,753.47

McNamee, Lochner,
Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

December 30, 2008

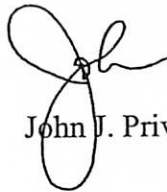
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from November 16, 2008 through December 15, 2008.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

(M0154199.1)

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

December 30, 2008

Billed through 12/15/2008

Bill number 010772 - 90444 - 140706 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

11/17/2008	JJP	Outline response in Third Department regarding extension of time of Ryan appeal.	0.50 hrs.	300.00 /hr	150.00
11/17/2008	JJP	Review Third Department matters and briefing schedule.	0.50 hrs.	300.00 /hr	150.00
11/17/2008	JFL	Attention to APA's Response to Motion for Extension; drafted and filed Reply Affidavit with Appellate Division.	2.00 hrs.	150.00 /hr	300.00
11/19/2008	FJS	Conference with J. Lamme re effect of decision on appeal	0.30 hrs.	250.00 /hr	75.00
11/19/2008	JJP	Study Judge Meyer decision and review with Sandy Lewis, Barbara Lewis, Cynthia Feathers and press representatives.	5.25 hrs.	300.00 /hr	1,575.00
11/19/2008	JFL	Extended attention to studying Judge Meyer's decision; drafted and served Notice of Entry; teleconferences with client, press and county treasurer; drafted proposed judgment; researched various appellate issues.	7.25 hrs.	150.00 /hr	1,087.50
11/20/2008	FJS	Conference with J. Lamme re stay and appeal issues; telephone with L. Gallo, Appellate Division motion clerk	0.40 hrs.	250.00 /hr	100.00
11/20/2008	JJP	Series of press interviews; research regarding stays/right to escrow; telephone calls with Sandy Lewis regarding status and strategy; conference with County Attorney; correspondence with Judge Meyer and County Attorney and research and brief the stay issues.	4.50 hrs.	300.00 /hr	1,350.00
11/20/2008	JFL	Extended attention to issues re: County treasurer and appeals; meetings with John J. Privitera; teleconferences with client and Appellate Division.	8.00 hrs.	150.00 /hr	1,200.00
11/21/2008	JJP	Attention to correspondence with the Court, final judgment by the Court,			

Bill number 010772 - 90444 - 140706

release of \$50,000 from escrow and extended conferences with Sandy Lewis regarding same.

		5.00 hrs.	300.00 /hr	1,500.00
11/21/2008	JFL	Attention to various issues surrounding judgment and civil penalty release from escrow; teleconferences with Judge Meyer and county officials; meetings with John J. Privitera.		
		4.00 hrs.	150.00 /hr	600.00
11/24/2008	JJP	Extended interview with news reporter; draft cover petition for Adirondack Council list of members.		
		1.25 hrs.	300.00 /hr	375.00
11/24/2008	JFL	Teleconferences with client; e-mails, etc.		
		0.50 hrs.	150.00 /hr	75.00
12/01/2008	JJP	Telephone call with Sandy Lewis regarding strategy; review Third Department scheduling order; finalize Adirondack Council petition and send out.		
		1.50 hrs.	300.00 /hr	450.00
12/01/2008	JFL	Attention to Appellate Division's decision re: extension for Judge Ryan appeal; drafting and served Notice of Entry; teleconference with client.		
		1.50 hrs.	150.00 /hr	225.00
12/02/2008	JJP	Telephone call with Sandy Lewis and correspondence regarding status.		
		0.25 hrs.	300.00 /hr	75.00
12/02/2008	JFL	Attention to correspondence from Attorney General's office; teleconference with John J. Privitera; attention to reply.		
		1.00 hrs.	150.00 /hr	150.00
12/03/2008	JJP	Research and study equal access to justice issues and review with Jacob Lamme; draft letter in response to Loretta Simon regarding final judgment.		
		1.25 hrs.	300.00 /hr	375.00
12/03/2008	JFL	Legal research re: CPLR Article 86; drafted memo to file and began preparations for motion concerning the same; reviewed and finalized letter to Attorney General.		
		5.25 hrs.	150.00 /hr	787.50
12/04/2008	JJP	Telephone conference with Sandy Lewis regarding status and finalize letter to Loretta Simon.		
		0.50 hrs.	300.00 /hr	150.00
12/04/2008	JFL	Teleconference with client re: recent correspondence with Attorney General; e-mails to client re: same; attention to website analytics.		
		0.75 hrs.	150.00 /hr	112.50
12/09/2008	JJP	Attention to Adirondack Council response; research those issues and draft letter to Sandy Lewis regarding same.		
		0.75 hrs.	300.00 /hr	225.00
12/13/2008	JJP	Telephone conference with Sandy Lewis and review press issues.		
		0.50 hrs.	300.00 /hr	150.00

Total fees for this matter

\$11,237.50

DISBURSEMENTS

Copy Charges

6.75

010772 LEWIS, BARBARA AND SANDY
Bill number 010772 - 90444 - 140706
Federal Express
Long Distance Telephone

Page 3

10.38

3.61

\$20.74

BILLING SUMMARY

Jacob F. Lamme	30.25	150.00	\$4,537.50
John J. Privitera	21.75	300.00	\$6,525.00
Francis J. Smith, Jr.	0.70	250.00	\$175.00

TOTAL FEES 52.70 hrs \$11,237.50

TOTAL DISBURSEMENTS \$20.74

TOTAL CHARGES FOR THIS BILL \$11,258.24

NET BALANCE FORWARD \$158,753.47

TOTAL BALANCE NOW DUE \$170,011.71

McNamee, Lochner, Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

January 30, 2009

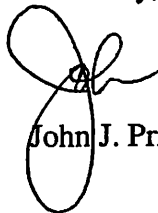
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from December 16, 2008 through January 15, 2009.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0214352.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

January 15, 2009

Billed through 01/15/2009

Bill number 010772 - 90444 - 141410 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

12/18/2008	JJP	Telephone conferences with Sandy Lewis regarding status and Appellate strategy.	0.75 hrs.	300.00 /hr	225.00
12/22/2008	JJP	Review Appellate strategy in light of notice of appeal with Sandy Lewis.	0.75 hrs.	300.00 /hr	225.00
12/22/2008	JFL	Teleconference with Appellate Division Clerk's Office; attention to drafting motion consolidation papers	3.00 hrs.	150.00 /hr	450.00
12/23/2008	JJP	Draft motion in Third Department regarding consolidation and advanced briefing schedule; conferences with Sandy and Barbara regarding status and strategy; draft introduction to website and series of conferences with Sandy Lewis regarding same.	2.75 hrs.	300.00 /hr	825.00
12/23/2008	JFL	Attention to drafting motion consolidation papers; finalized and served appellate motion papers	4.25 hrs.	150.00 /hr	637.50
12/24/2008	JJP	Rewrite welcome page for website at Sandy's request; review Matt Bosley's article for accuracy.	0.75 hrs.	300.00 /hr	225.00
12/24/2008	JFL	Attention to e-mails with client and providing motion to client	0.50 hrs.	150.00 /hr	75.00
12/29/2008	JJP	Conference with Sandy Lewis and Farm Bureau regarding Appellate strategy.	0.75 hrs.	300.00 /hr	225.00
12/30/2008	JJP	Series of conferences with Sandy Lewis regarding Appellate timing and submissions; conference with Sandy Lewis and Farm Bureau representatives regarding support.	1.25 hrs.	300.00 /hr	375.00
12/31/2008	JJP	Telephone call with Sandy Lewis regarding Appellate strategy.			

Bill number	010772	- 90444	- 141410	
		0.50 hrs.	300.00 /hr	150.00
01/05/2009	JJP	Draft papers regarding consolidation of appeals in the Third Department; conference with Sandy Lewis relating thereto.		
		1.00 hrs.	300.00 /hr	300.00
01/05/2009	JFL	Teleconferences with Kim Smith-Dedam and client (extended conference call); attention to APA's opposition to consolidation motion; drafted Reply Affidavit and served and filed same with Third Department		
		6.00 hrs.	150.00 /hr	900.00
01/06/2009	JJP	Telephone call with Sandy Lewis regarding Farm Bureau and alliances and Amicus Brief and lobbying efforts.		
		0.75 hrs.	300.00 /hr	225.00
01/06/2009	JFL	Teleconference and e-mail with client; corrected reply affidavit; drafted letter to Appellate Division		
		1.00 hrs.	150.00 /hr	150.00
01/07/2009	JJP	Series of conference with Theresa Sayward regarding efforts with the Farm Bureau at the Governor's Office.		
		0.75 hrs.	300.00 /hr	225.00
01/07/2009	JFL	Teleconference with client; revised article per client's request		
		0.50 hrs.	150.00 /hr	75.00
01/08/2009	JJP	Conference with Barbara Lewis regarding status and strategy; conferences with Sandy Lewis regarding same.		
		1.00 hrs.	300.00 /hr	300.00
01/09/2009	JJP	Attention to surreply in the Third Department; conferences and other Appellate issues; conference with Sandy Lewis.		
		1.50 hrs.	300.00 /hr	450.00
01/09/2009	JFL	Attention to AG's Sur-Reply; e-mail and teleconference with John J. Privitera re: same.		
		0.50 hrs.	150.00 /hr	75.00
01/15/2009	JFL	Teleconferences with client and John J. Privitera re APA's contact at LFF's engineer		
		0.25 hrs.	150.00 /hr	37.50
Total fees for this matter				\$6,150.00
DISBURSEMENTS				
	State of New York; Motion fee			45.00
	Copy Charges			31.80
	Postage			5.06
	Long Distance Telephone			14.65
				\$96.51
BILLING SUMMARY				
	Jacob F. Lamme	16.00	150.00	\$2,400.00
	John J. Privitera	12.50	300.00	\$3,750.00
				\$6,150.00
TOTAL FEES		28.50 hrs		\$6,150.00
TOTAL DISBURSEMENTS				\$96.51

010772 LEWIS, BARBARA AND SANDY

Bill number 010772 - 90444 - 141410

TOTAL CHARGES FOR THIS BILL

\$6,246.51

NET BALANCE FORWARD

\$145,011.71

TOTAL BALANCE NOW DUE

\$151,258.22

McNamee, Lochner, Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

February 28, 2009

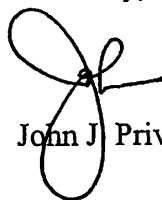
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from January 16, 2009 through February 15, 2009.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0214352.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

February 27, 2009

Billed through 02/15/2009

Bill number 010772 - 90444 - 142340 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

01/16/2009	JJP	Conferences with Sandy Lewis regarding appeal; conference with Doug Ferris regarding contact from Doug Miller.	1.00 hrs.	300.00 /hr	300.00
01/16/2009	JFL	Attention to Appellate Division's Order; coordinate reproduction of appellate record in Action No. 1 to provide to Attorney General	0.50 hrs.	150.00 /hr	75.00
01/20/2009	JJP	Conference with Theresa Sayward regarding executive strategy; correspondence with Cynthia Feathers regarding Farm Bureau executive strategy; conference with Sandy Lewis regarding executive strategy and appellate strategy.	1.00 hrs.	300.00 /hr	300.00
01/21/2009	JJP	Conference with Sandy Lewis; conference with Cynthia Feathers regarding Appellate strategy.	0.50 hrs.	300.00 /hr	150.00
01/26/2009	JJP	Conference with Sandy Lewis regarding Appellate strategy.	0.75 hrs.	300.00 /hr	225.00
01/27/2009	JJP	Telephone conference with Farm Bureau regarding appellate strategy.	0.50 hrs.	300.00 /hr	150.00
02/02/2009	JJP	Review issues and law regarding motion for a stay/injunction in the Third Department.	0.50 hrs.	300.00 /hr	150.00
02/02/2009	JFL	Attention to Record on Appeal; teleconference with Loretta Simon re: same	0.25 hrs.	150.00 /hr	37.50
02/03/2009	JJP	Attention to issues regarding motion for stay or injunction; draft portions of brief regarding constitutional impact; telephone conference with Sandy Lewis regarding same.	0.75 hrs.	300.00 /hr	225.00
02/03/2009	JFL	Teleconferences and e-mails with client re: APA's motion for a stay; teleconference and e-mail with Douglas Ferris, P.E.			

Bill number	010772	- 90444	- 142340		
		2.25 hrs.	150.00 /hr		337.50
02/04/2009	JJP	Draft opposition to motion for stay/injunction.			
		2.50 hrs.	300.00 /hr		750.00
02/05/2009	JJP	Draft Brief in opposition to motion for injunction.			
		3.25 hrs.	300.00 /hr		975.00
02/05/2009	JFL	Teleconferences with client re: motion for stay; research re: motion response time; teleconference with Loretta Simon re: APA's defective notice of motion; conference with John J. Privitera re: strategy			
		1.75 hrs.	150.00 /hr		262.50
02/05/2009	JFL	Legal research re: procedural aspects of APA's motion for a stay; conference with John J. Privitera re: strategy for opposition			
		2.25 hrs.	150.00 /hr		337.50
02/06/2009	JJP	Draft brief in opposition to motion for injunction.			
		2.25 hrs.	300.00 /hr		675.00
02/06/2009	JFL	Legal research re: Agency's Motion for a stay; attention to formulating and drafting LFF's response; conferences with John J. Privitera, Esq.; teleconferences with client.			
		4.50 hrs.	150.00 /hr		675.00
02/10/2009	JJP	Draft portions of brief in opposition to motion for injunction.			
		1.75 hrs.	300.00 /hr		525.00
02/11/2009	JFL	Attention to rules concerning compilation of record in Appellate Division; began comparing AG's proposed Table of Contents to actual filings in the three cases.			
		2.50 hrs.	150.00 /hr		375.00
02/12/2009	JJP	Draft portions of brief in opposition to motion for injunction.			
		3.25 hrs.	300.00 /hr		975.00
02/12/2009	JFL	Extended attention to drafting response to APA's motion for a stay; teleconferences with Loretta Simon; attention to verifying and revising APA's proposed Table of Contents for the Record on Appeal.			
		6.75 hrs.	150.00 /hr		1,012.50
02/13/2009	FJS	Conference with John J. Privitera and J. Lamme re motion for preliminary injunction pending appeal			
		0.30 hrs.	250.00 /hr		75.00
02/13/2009	JJP	Draft brief in opposition to motion for injunction.			
		4.00 hrs.	300.00 /hr		1,200.00
02/13/2009	JFL	Teleconference with Loretta Simon re: finalization of Table of Contents for Record on Appeal; attention to drafting stay opposition papers			
		6.50 hrs.	150.00 /hr		975.00
02/14/2009	JJP	Draft portions of brief in opposition to motion for stay.			
		3.00 hrs.	300.00 /hr		900.00
02/14/2009	JFL	Attention to drafting Memorandum of Law in Opposition to Agency's Motion for Injunction			
		4.50 hrs.	150.00 /hr		675.00
02/15/2009	JJP	Draft brief in opposition to motion for injunction.			
		1.75 hrs.	300.00 /hr		525.00

010772 LEWIS, BARBARA AND SANDY

Page 3

Bill number 010772 - 90444 - 142340

Total fees for this matter

\$12,862.50

DISBURSEMENTS

OK Copy Valet; Copy Charges

33.13

Copy Charges

323.85

Long Distance Telephone

1.22

\$358.20

BILLING SUMMARY

Jacob F. Lamme

31.75

150.00

\$4,762.50

John J. Privitera

26.75

300.00

\$8,025.00

Francis J. Smith, Jr.

0.30

250.00

\$75.00

TOTAL FEES

58.80 hrs

\$12,862.50

TOTAL DISBURSEMENTS

\$358.20

TOTAL CHARGES FOR THIS BILL

\$13,220.70

NET BALANCE FORWARD

\$151,258.22

TOTAL BALANCE NOW DUE

\$164,478.92

McNamee, Lochner,
Titus & Williams, P.C.

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

ATTORNEYS AT LAW

March 30, 2009

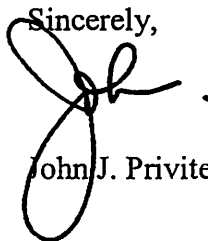
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from February 16, 2009 through March 15, 2009.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

(M0214352.1)

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

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EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

March 30, 2009

Billed through 03/15/2009

Bill number 010772 - 90444 - 143121 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

02/16/2009	JJP	Draft brief in opposition to motion for injunction. 2.25 hrs. 300.00 /hr	675.00
02/17/2009	JJP	Finalize brief in opposition to motion for injunction. 1.75 hrs. 300.00 /hr	525.00
02/17/2009	JFL	Attention to drafting, revising and finalizing papers in opposition to injunction; filed and served the same 4.25 hrs. 150.00 /hr	637.50
02/18/2009	JFL	Teleconferences with client and Loretta Simon re: Record on Appeal; e-mail to client; letter to Simon 1.75 hrs. 150.00 /hr	262.50
02/19/2009	JJP	Telephone conference with Mark Leibowitz regarding potential case by Nixon Peabody against the farm; telephone call with Sandy Lewis regarding same. 0.75 hrs. 300.00 /hr	225.00
02/19/2009	JFL	Teleconferences with client; attention to reviewing Agency's proposed Record on Appeal; reviewed Farm Bureau's Amicus Motion; drafted letter to Loretta Simon, Esq. 2.75 hrs. 150.00 /hr	412.50
02/20/2009	JJP	Telephone conference with DEC representatives regarding tank registrations at the farm; review certifications, registration and filings; correspondence with Marco Turco and Sandy Lewis regarding same. 1.25 hrs. 300.00 /hr	375.00
02/23/2009	JJP	Review reply regarding motion for injunction in Third Department; draft letter to the Court regarding the wetlands case; series of conferences with Sandy Lewis regarding same and review bulk storage materials for Marco Turco. 1.50 hrs. 300.00 /hr	450.00
02/23/2009	JFL	Reviewed Agency's reply papers in support of the Motion for an Injunction; teleconferences and e-mails with client re: same	

Bill number	010772	- 90444	- 143121		
		1.75 hrs.	150.00 /hr		262.50
02/23/2009	JFL	Legal research in preparation for appeal			
		0.50 hrs.	150.00 /hr		75.00
02/24/2009	JFL	Teleconferences with client; attention to website review per client			
		0.75 hrs.	150.00 /hr		112.50
02/27/2009	JFL	E-mail to client re: AG's response to amicus motion; meeting with John J. Privitera re: appellate strategy			
		0.50 hrs.	175.00 /hr		87.50
03/02/2009	JJP	Study government brief and preliminary outline of response.			
		1.00 hrs.	300.00 /hr		300.00
03/02/2009	JFL	E-mail to Loretta Simon; attention to Agency's Appellate papers; teleconferences with client; meeting with John J. Privitera; letter to Julie Sheridan			
		3.75 hrs.	175.00 /hr		656.25
03/03/2009	JJP	Further review of government brief and discuss same with Sandy Lewis.			
		0.50 hrs.	300.00 /hr		150.00
03/03/2009	JFL	Extended attention to studying Appellant's Brief and Record on Appeal; conferences with John J. Privitera and client; attention to outlining and beginning to draft Respondent's Brief			
		8.00 hrs.	175.00 /hr		1,400.00
03/04/2009	JJP	Series of conferences with Sandy Lewis regarding briefing.			
		0.50 hrs.	300.00 /hr		150.00
03/04/2009	JFL	Teleconferences with client; extended attention to drafting respondent's Brief on Appeal			
		7.00 hrs.	175.00 /hr		1,225.00
03/05/2009	JJP	Draft portions of response brief.			
		0.75 hrs.	300.00 /hr		225.00
03/05/2009	JFL	Teleconference with client re: comments on Appellant's Brief; continued drafting Respondent's brief.			
		4.00 hrs.	175.00 /hr		700.00
03/06/2009	JJP	Draft outline to brief.			
		1.00 hrs.	300.00 /hr		300.00
03/06/2009	JFL	Meeting with John J. Privitera; attention to Respondent's Brief; drafted letter to Appellate Division re: Respondent's Brief page limit extension			
		2.00 hrs.	175.00 /hr		350.00
03/09/2009	JJP	Telephone conferences with Sandy Lewis regarding status, strategy amicus brief and overall argument.			
		0.50 hrs.	300.00 /hr		150.00
03/09/2009	JFL	E-mails and teleconference re: Court's ruling on amicus motion			
		0.25 hrs.	175.00 /hr		43.75
03/10/2009	JFL	E-mail and teleconferences with client re: APA meeting status and Court's ruling on Amicus Motion; attention to issues re: Record on Appeal; e-mail to Howard Aubin; travelled to Camelot to retrieve Record and scanned CD-ROM			
		3.00 hrs.	175.00 /hr		525.00
03/11/2009	JJP	Telephone calls with Sandy Lewis regarding government brief.			

010772 LEWIS, BARBARA AND SANDY

Page 3

Bill number 010772 - 90444 - 143121

0.50 hrs.

300.00 /hr

150.00

03/11/2009 JFL Teleconference with client; attention to issues re: Record on Appeal

0.50 hrs.

175.00 /hr

87.50

Total fees for this matter

\$10,512.50

DISBURSEMENTS

Camelot Legal Copy; Copy Charges

404.24

Copy Charges

63.60

\$467.84

BILLING SUMMARY

Jacob F. Lamme

40.75

167.79

\$6,837.50

John J. Privitera

12.25

300.00

\$3,675.00

TOTAL FEES

53.00 hrs

\$10,512.50

TOTAL DISBURSEMENTS

\$467.84

TOTAL CHARGES FOR THIS BILL

\$10,980.34

NET BALANCE FORWARD

\$164,478.92

TOTAL BALANCE NOW DUE

\$175,459.26

McNamee, Lochner,
Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

April 30, 2009

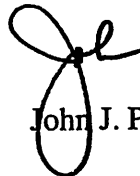
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from March 16, 2009 through April 15, 2009.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

(M0235842.1)

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

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FAX: (518) 426-4260
EMAIL: bookkeep@mitw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

April 30, 2009

Billed through 04/15/2009

Bill number 010772 - 90444 - 144176 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

03/16/2009	JFL	Attention to issues re: the appeal. 0.25 hrs.	175.00 /hr	43.75
03/18/2009	JJP	Attention to Brief. 2.00 hrs.	300.00 /hr	600.00
03/18/2009	JFL	Telephone conference with client; email to client; attention to issues re: appeal. 0.50 hrs.	175.00 /hr	87.50
03/19/2009	JFL	Telephone conference with Cynthia Feathers, Esq. re: Appellate Brief strategy; Attention to issues re: brief and appeal. 1.00 hrs.	175.00 /hr	175.00
03/20/2009	JJP	Revise Brief. 2.00 hrs.	300.00 /hr	600.00
03/20/2009	JFL	Extended attention to Respondent's Brief on Appeal; Telephone conference with client & conference with John J. Privitera re: same. 7.75 hrs.	175.00 /hr	1,356.25
03/21/2009	JJP	Revise brief. 2.00 hrs.	300.00 /hr	600.00
03/21/2009	JFL	Attention to revising & drafting Respondent's Brief on Appeal; email draft of same to John J. Privitera. 1.75 hrs.	175.00 /hr	306.25
03/23/2009	JJP	Draft brief. 2.00 hrs.	300.00 /hr	600.00
03/23/2009	JFL	Telephone conferences with client & Cynthia Feathers, Esq.; extended attention to drafting and revising Respondents' Appellate Brief. 5.75 hrs.	175.00 /hr	1,006.25
03/24/2009	JJP	Draft brief. 5.00 hrs.	300.00 /hr	1,500.00
03/24/2009	JFL	Meetings with John J. Privitera; letter to Appellate Division; Attention to		

Bill number	010772	- 90444	- 144176		
		Respondents' Brief on Appeal.			
		2.50 hrs.	175.00 /hr	437.50	
03/25/2009	JJP	Draft brief.			
		3.00 hrs.	300.00 /hr	900.00	
03/25/2009	JFL	Meetings with John J. Privitera; extended attention to drafting and revising Respondents' Brief on Appeal			
		7.50 hrs.	175.00 /hr	1,312.50	
03/26/2009	JHS	Conference with John J. Privitera, Esq.; revise brief point regarding Internal Revenue Code.			
		1.00 hrs.	185.00 /hr	185.00	
03/26/2009	JJP	Draft brief.			
		2.00 hrs.	300.00 /hr	600.00	
03/26/2009	JFL	Teleconference with client; e-mail with Cynthia Feathers, Esq.; attention to drafting and revising Respondents' Brief on Appeal			
		4.75 hrs.	175.00 /hr	831.25	
03/27/2009	JFL	Extended attention to drafting and revising Respondents' Brief on Appeal			
		7.50 hrs.	175.00 /hr	1,312.50	
03/28/2009	JJP	Finish brief.			
		2.00 hrs.	300.00 /hr	600.00	
03/29/2009	JFL	Revised Respondents' Brief pursuant to John J. Privitera's changes; cite checked case law in Brief			
		5.50 hrs.	175.00 /hr	962.50	
03/30/2009	FJS	Review respondents' brief; conference with J. Lamme re same			
		0.80 hrs.	250.00 /hr	200.00	
03/30/2009	JFL	Extended attention to revising Respondents' Brief on Appeal; teleconferences with John J. Privitera, Cynthia Feathers and client			
		7.00 hrs.	175.00 /hr	1,225.00	
03/31/2009	JFL	Revised and finalized Respondents' Brief on Appeal; teleconferences with client			
		3.25 hrs.	175.00 /hr	568.75	
04/01/2009	MPB	Proofread Appellate Brief.			
		0.90 hrs.	175.00 /hr	157.50	
04/01/2009	JFL	Teleconferences with client; finalized and served respondents' Brief on Appeal			
		3.50 hrs.	175.00 /hr	612.50	
04/06/2009	JFL	Reviewed Farm Bureau's Amicus Brief; attention to issues on appeal; teleconference with client			
		1.00 hrs.	175.00 /hr	175.00	
04/10/2009	JJP	Meet with Jacob Lamme regarding status and strategy on briefing.			
		0.50 hrs.	300.00 /hr	150.00	
04/10/2009	JFL	Meeting with John J. Privitera re: appeal.			
		0.25 hrs.	175.00 /hr	43.75	
04/13/2009	JJP	Study constitutional issues for reply papers.			
		1.75 hrs.	300.00 /hr	525.00	
04/15/2009	JFL	Attention to Appellate Division's schedule; teleconference with client.			
		0.25 hrs.	175.00 /hr	43.75	

Total fees for this matter			<u>\$17,717.50</u>
DISBURSEMENTS			
Copy Charges			171.00
Federal Express			22.80
Long Distance Telephone			0.41
			<u>\$194.21</u>
BILLING SUMMARY			
Mathew P. Barry	0.90	175.00	\$157.50
Jacob F. Lamme	60.00	175.00	\$10,500.00
John J. Privitera	22.25	300.00	\$6,675.00
Francis J. Smith, Jr.	0.80	250.00	\$200.00
Jeremy H. Speich	1.00	185.00	\$185.00
			<u>-----</u>
TOTAL FEES	84.95 hrs		\$17,717.50
TOTAL DISBURSEMENTS			\$194.21
			<u>-----</u>
TOTAL CHARGES FOR THIS BILL			\$17,911.71
			<u>-----</u>
NET BALANCE FORWARD			<u>\$175,459.26</u>
TOTAL BALANCE NOW DUE			\$193,370.97

McNamee, Lochner,
Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

May 29, 2009

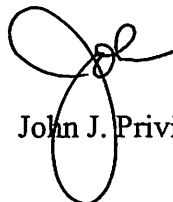
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from April 16, 2009 through May 15, 2009.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0235842.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

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EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

May 26, 2009

Billed through 05/15/2009

Bill number 010772 - 90444 - 144912 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

04/16/2009	JJP	Extended conference with Sandy Lewis regarding status and strategy; review constitutional issues for final reply brief.	1.50 hrs.	300.00 /hr	450.00
04/16/2009	JFL	E-mails to client and Farm Bureau; teleconferences with client and Cynthia Feathers.	0.75 hrs.	175.00 /hr	131.25
04/17/2009	JJP	Study Amicus Brief from Farm Bureau and markup same.	0.75 hrs.	300.00 /hr	225.00
04/21/2009	JFL	Attention to preparations re: reply brief; conference with John J. Privitera	0.50 hrs.	175.00 /hr	87.50
04/23/2009	JFL	Teleconference with client re: strategy on Reply Brief.	0.50 hrs.	175.00 /hr	87.50
04/24/2009	JFL	Attention to caselaw under the EAJA.	0.25 hrs.	175.00 /hr	43.75
04/27/2009	JFL	Teleconference and attention to e-mail of client.	0.50 hrs.	175.00 /hr	87.50
04/28/2009	JFL	Teleconferences with client; attention to legal research and drafting Reply Brief; teleconferences with John J. Privitera.	6.10 hrs.	175.00 /hr	1,067.50
04/29/2009	JJP	Draft portions of brief and conferences with Sandy Lewis regarding same.	1.50 hrs.	300.00 /hr	450.00
04/29/2009	JFL	Teleconferences with client; attention to drafting Reply Brief and studying APA's Reply Brief.	4.00 hrs.	175.00 /hr	700.00
04/30/2009	JJP	Draft portions of brief and conference with Sandy Lewis regarding same.	2.00 hrs.	300.00 /hr	600.00
04/30/2009	JFL	Teleconferences with client; attention to drafting reply brief	1.75 hrs.	175.00 /hr	306.25

Bill number	010772	- 90444	- 144912	
05/01/2009	JFL	Teleconferences with client; attention to case summary review	0.50 hrs.	175.00 /hr 87.50
05/03/2009	JFL	Attention to reply brief	1.75 hrs.	175.00 /hr 306.25
05/04/2009	JJP	Redraft portions of brief; conference with Sandy Lewis regarding same.	1.50 hrs.	300.00 /hr 450.00
05/04/2009	JFL	Attention to research and drafting Reply Brief; teleconference with client	4.50 hrs.	175.00 /hr 787.50
05/05/2009	JJP	Draft and redraft substantial portions of Third Department Brief; deliver to Sandy Lewis and review with him.	3.00 hrs.	300.00 /hr 900.00
05/05/2009	JFL	Conferences with John J. Privitera; attention to drafting and revising Reply Brief	5.50 hrs.	175.00 /hr 962.50
05/06/2009	JJP	Revise Brief and telephone call with Sandy Lewis regarding same.	1.75 hrs.	300.00 /hr 525.00
05/06/2009	JFL	Attention to e-mail correspondence; conference with John J. Privitera; revisions to brief; teleconferences with client	2.50 hrs.	175.00 /hr 437.50
05/07/2009	JJP	Draft reply brief and conferences with Sandy Lewis regarding same.	1.50 hrs.	300.00 /hr 450.00
05/07/2009	JFL	Reviewed administrative record; reviewed and revised Reply Brief; attention to e-mails and teleconferences from client	2.25 hrs.	175.00 /hr 393.75
05/08/2009	JJP	Finalize and edit reply brief; conferences with Sandy Lewis regarding same.	2.25 hrs.	300.00 /hr 675.00
05/08/2009	JFL	Attention to reviewing, revising and finalizing Reply Brief; filing and service of same; teleconferences and e-mail with client	4.75 hrs.	175.00 /hr 831.25
05/11/2009	JFL	Attention to e-mail correspondence; teleconference with Court re: calendar	0.25 hrs.	175.00 /hr 43.75
05/12/2009	JFL	Reviewed letter from Appellate Division; e-mailed same to client	0.25 hrs.	175.00 /hr 43.75
05/15/2009	JJP	Telephone call with Sandy Lewis and prepare for oral argument.	0.75 hrs.	300.00 /hr 225.00
Total fees for this matter				\$11,355.00
DISBURSEMENTS				
Long Distance Telephone				1.69
				\$1.69
BILLING SUMMARY				
Jacob F. Lamme		36.60	175.00	\$6,405.00
John J. Privitera		16.50	300.00	\$4,950.00
TOTAL FEES				53.10 hrs \$11,355.00

010772 LEWIS, BARBARA AND SANDY
Bill number 010772 - 90444 - 144912

TOTAL DISBURSEMENTS	\$1.69
TOTAL CHARGES FOR THIS BILL	<u>\$11,356.69</u>
NET BALANCE FORWARD	<u>\$193,370.97</u>
TOTAL BALANCE NOW DUE	\$204,727.66

**McNamee, Lochner,
Titus & Williams, P.C.**

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

ATTORNEYS AT LAW

June 30, 2009

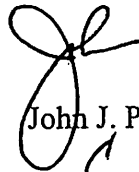
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from May 16, 2009 through June 15, 2009.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

*Barbara & Sandy -
Thanks.
Joe*

{M0235842.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

June 30, 2009

Billed through 06/15/2009

Bill number 010772 - 90444 - 145789 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

05/17/2009	JFL	Prepared Argument notebook. 1.75 hrs. 175.00 /hr	306.25
05/18/2009	JJP	Telephone call with Sandy Lewis regarding oral argument strategy. 0.50 hrs. 300.00 /hr	150.00
05/18/2009	JFL	Teleconferences with client and court; attention to e-mail. 0.75 hrs. 175.00 /hr	131.25
05/20/2009	JJP	Conference with Sandy Lewis regarding status and strategy. 1.00 hrs. 300.00 /hr	300.00
05/22/2009	JJP	Draft portions of oral argument. 1.00 hrs. 300.00 /hr	300.00
05/24/2009	JJP	Prepare for oral argument. 2.00 hrs. 300.00 /hr	600.00
05/26/2009	JJP	Prepare for oral argument. 3.50 hrs. 300.00 /hr	1,050.00
05/26/2009	JFL	Extended attention to oral argument preparation; participation in moot court with Farm Bureau counsel and John J. Privitera 4.25 hrs. 175.00 /hr	743.75
05/27/2009	JJP	Prepare for and participate in oral argument. 7.50 hrs. 300.00 /hr	2,250.00
05/27/2009	JFL	Extended attention to preparation for appellate argument; teleconference with Jessica Pasko; attended argument 6.50 hrs. 175.00 /hr	1,137.50
05/28/2009	JFL	Attention to e-mails and press articles re: appellate argument 0.75 hrs. 175.00 /hr	131.25
05/29/2009	JJP	Correspondence with Sandy Lewis and review issues regarding mistatements at oral argument. 0.50 hrs. 300.00 /hr	150.00
06/09/2009	JFL	Conference call with client; attention to press issues; legal research re: press	

Bill number 010772 - 90444 - 145789

		issues; attention to audio file			
			1.75 hrs.	175.00 /hr	306.25
06/10/2009	JFL	Attention to press issues; conferences and e-mails with client			
			1.75 hrs.	175.00 /hr	306.25
06/11/2009	JJP	Attention to transcript of oral argument and telephone conference with Sandy Lewis regarding same.			
			0.75 hrs.	300.00 /hr	225.00
06/11/2009	JFL	Attention to oral argument audio and transcript			
			2.90 hrs.	175.00 /hr	507.50
06/12/2009	JJP	Telephone conference with Sandy Lewis regarding oral argument; draft note to Danny Hakim.			
			1.75 hrs.	300.00 /hr	525.00
06/12/2009	JFL	Teleconferences and e-mails with client re: appeal issues			
			0.80 hrs.	175.00 /hr	140.00
06/13/2009	JJP	Telephone call with Sandy Lewis regarding status and strategy.			
			0.50 hrs.	300.00 /hr	150.00

		Total fees for this matter			\$9,410.00
		DISBURSEMENTS			
		Long Distance Telephone			1.33

					\$1.33
		BILLING SUMMARY			
		Jacob F. Lamme	21.20	175.00	\$3,710.00
		John J. Privitera	19.00	300.00	\$5,700.00

		TOTAL FEES	40.20 hrs		\$9,410.00
		TOTAL DISBURSEMENTS			\$1.33

		TOTAL CHARGES FOR THIS BILL			\$9,411.33
		NET BALANCE FORWARD			<u>\$204,727.66</u>
		TOTAL BALANCE NOW DUE			\$214,138.99

McNamee, Lochner, Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA
Direct Dial
(518) 447-3337
Direct Fax
(518) 447-3368
privitera@mltw.com

July 22, 2009

Lewis Family Farm
Sandy & Barbara Lewis
1212 Whallons Bay Road
Essex, NY 12936-9726


Dear Sandy:

Attached please find a copy of our bill, which covers fees and expenses from on or about June 15 through Tuesday.

Thank you for your prompt payment so that we can move toward the attorney's fee motion; the motion requires you to file an affidavit saying that you have paid fees.

If it is easier to wire the money, attached please find wiring instructions.

Very truly yours,



John J. Privitera

JJP/klh

Enclosure

{M0265940.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

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EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

July 22, 2009

Billed through 07/20/2009

Bill number 010772 - 90444 - 146560 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

07/02/2009	CLRK	Researching and drafting memo regarding CPLR 8600 counsel fees. 3.50 hrs. 75.00 /hr	262.50
07/13/2009	JJP	Study case developments and review issues with Sandy Lewis. 0.50 hrs. 300.00 /hr	150.00
07/16/2009	JJP	Study opinion and conferences with Sandy Lewis and Barbara Lewis regarding implications of decision; telephone conferences with Amicus Counsel, Farm Bureau; respond to inquiries from the press and review Appellate issues with Farm Bureau counsel. 4.00 hrs. 300.00 /hr	1,200.00
07/16/2009	JFL	Reviewed Appellate Division's Decision; conferences with John J. Privitera and client re: strategy; e-mails re: same 2.00 hrs. 175.00 /hr	350.00
07/17/2009	JFL	Attention to e-mails and reports re: Appellate Decision 0.50 hrs. 175.00 /hr	87.50
07/20/2009	JJP	Provide advice to Lewis Farm regarding farmhouse construction, APA appeal rights and right to counsel fees. 1.50 hrs. 300.00 /hr	450.00
07/20/2009	JFL	Teleconferences with client and conference with John J. Privitera re: strategy on EAJA motion 1.50 hrs. 175.00 /hr	262.50
Total fees for this matter			\$2,762.50

DISBURSEMENTS

Sanjeev Devabhakthuni; Travel on 6/10 5.50

\$5.50

BILLING SUMMARY

Law Clerks 3.50 75.00 \$262.50

010772 LEWIS, BARBARA AND SANDY

Page 2

Bill number 010772 - 90444 - 146560

Jacob F. Lamme

4.00

175.00

\$700.00

John J. Privitera

6.00

300.00

\$1,800.00

TOTAL FEES

13.50 hrs

\$2,762.50

TOTAL DISBURSEMENTS

\$5.50

TOTAL CHARGES FOR THIS BILL

\$2,768.00

NET BALANCE FORWARD

\$214,138.99

TOTAL BALANCE NOW DUE

\$216,906.99

**McNamee, Lochner,
Titus & Williams, P.C.**

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

August 31, 2009

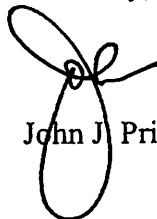
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from June 16, 2009 through August 15, 2009.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0235842.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

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677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

August 31, 2009

Billed through 08/15/2009

Bill number 010772 - 90444 - 147574 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

07/02/2009	CLRK	Researching and drafting memo regarding EAJA fees. 4.00 hrs. 75.00 /hr	300.00
07/02/2009	CLRK	Researching and drafting memo regarding EAJA counsel fees. 5.00 hrs. 75.00 /hr	375.00
07/02/2009	CLRK	Researching and drafting memo regarding CPLR 8601 counsel fees. 4.00 hrs. 75.00 /hr	300.00
07/20/2009	JJP	Review New York Law under CPLR and conference with Sandy Lewis regarding appeal rights and right to attorney's fees under New York Law. 1.00 hrs. 300.00 /hr	300.00
07/22/2009	JJP	Conferences with Sandy Lewis and Jake Lamme regarding appeal process and attorney fee rights under New York Law. 0.75 hrs. 300.00 /hr	225.00
07/23/2009	JFL	Conferences with John J. Privitera re: Appellate Decision; attention to file 0.30 hrs. 175.00 /hr	52.50
07/24/2009	JJP	Conference with Sandy Lewis regarding right to farm, right to Attorney's fees and New York Law regarding same. 1.25 hrs. 300.00 /hr	375.00
07/27/2009	JFL	Attention to Article 86 of CPLR; e-mail and conference with client re: same 0.25 hrs. 175.00 /hr	43.75
08/04/2009	JJP	Review counsel fee statute and cases; general attention to application for counsel fees and expenses. 0.50 hrs. 300.00 /hr	150.00
08/04/2009	JFL	Attention to strategy and legal research re: EAJA motion; conferences with John J. Privitera and bookkeeping re: same 1.50 hrs. 175.00 /hr	262.50
08/05/2009	JJP	Research scope of attorney fee claim and defenses; draft portions of brief. 1.25 hrs. 300.00 /hr	375.00
08/05/2009	JFL	Extended attention to brief and affidavit exhibits for EAJA motion	

Bill number 010772 - 90444 - 147574

		3.75 hrs.	175.00 /hr	656.25
08/06/2009	JJP	Draft portions of brief in support of attorney's fee application and attention to terms of affidavit by Lewis Family Farm, Inc.		
		0.75 hrs.	300.00 /hr	225.00
08/06/2009	JFL	Legal research re: EAJA under federal law and NYS case law; conferences with John J. Privitera and client; began drafting affidavits in support of motion		
		4.75 hrs.	175.00 /hr	831.25
08/07/2009	JJP	Draft portions of Motion for attorney's fees and brief in support thereof; research scope of claim and defenses.		
		1.75 hrs.	300.00 /hr	525.00
08/07/2009	JFL	Extended attention to EAJA motion; reviewed caselaw and record; draft brief in support and affidavits in support; conference with John J. Privitera		
		7.50 hrs.	175.00 /hr	1,312.50
08/09/2009	JFL	Attention to EAJA motion brief		
		2.25 hrs.	175.00 /hr	393.75
08/10/2009	JJP	Draft portions of brief in support of attorney's fee application.		
		1.25 hrs.	300.00 /hr	375.00
08/10/2009	JFL	Extended attention to drafting and revising motion papers for EAJA motion; additional legal research re: same; teleconferences with client		
		7.50 hrs.	175.00 /hr	1,312.50
08/11/2009	JFL	Legal research re: EAJA motion		
		0.75 hrs.	175.00 /hr	131.25
08/12/2009	JJP	Review and markup final affidavits and brief in support of motion for attorney's fees and expenses under Equal Access to Justice Act, Article 86 of the CPLR.		
		1.25 hrs.	300.00 /hr	375.00
08/12/2009	JFL	Finalized motion papers; teleconferences with client; conferences with John J. Privitera		
		3.75 hrs.	175.00 /hr	656.25
08/13/2009	JFL	Revise Affidavit exhibits; attention to filing EAJA motion; travel to and from Essex County		
		8.25 hrs.	175.00 /hr	1,443.75
Total fees for this matter				----- \$10,996.25
DISBURSEMENTS				
				45.00
				145.75
				11.40
				17.26
				----- \$219.41
BILLING SUMMARY				
		13.00	75.00	\$975.00
		40.55	175.00	\$7,096.25
		9.75	300.00	\$2,925.00

010772 LEWIS, BARBARA AND SANDY
Bill number 010772 - 90444 - 147574

Page 3

TOTAL FEES	63.30 hrs	<u>\$10,996.25</u>
TOTAL DISBURSEMENTS		\$219.41
TOTAL CHARGES FOR THIS BILL		<u>\$11,215.66</u>
NET BALANCE FORWARD		<u>\$216,906.99</u>
TOTAL BALANCE NOW DUE		\$228,122.65

JOHN J. PRIVITERA

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(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

McNamee, Lochner, Titus & Williams, P.C.

ATTORNEYS AT LAW

September 30, 2009

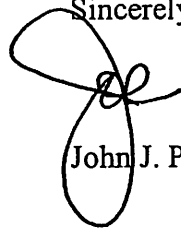
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from August 16, 2009 through September 15, 2009.

Please call me if you have any questions.


Sincerely,



John J. Privitera

JJP/klh
Enc.

*Sandy - thoughts about
Amy taking care of this?*



{M0235842.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
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EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

September 30, 2009

Billed through 09/15/2009

Bill number 010772 - 90444 - 148445 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

08/17/2009	JFL	Teleconference and e-mail with client	0.25 hrs.	175.00 /hr	43.75
08/18/2009	JFL	Teleconferences with client; conference with John J. Privitera	0.25 hrs.	175.00 /hr	43.75
08/19/2009	JFL	Teleconferences with client; attention to issues re: motion for fees and letter re: costs awarded by Judge Meyer	2.25 hrs.	175.00 /hr	393.75
08/20/2009	JJP	Prepare for and participate in press conference and series of telephone calls with press and Sandy Lewis regarding same; correspondence with New York Times.	2.00 hrs.	300.00 /hr	600.00
08/20/2009	JFL	Attention to e-mail correspondence and participate in press conference; conference with John J. Privitera	1.50 hrs.	175.00 /hr	262.50
08/21/2009	JJP	Telephone calls with Sandy Lewis regarding strategy and review media.	0.75 hrs.	300.00 /hr	225.00
08/21/2009	JFL	Teleconferences with client; attention to press articles and reactions.	1.50 hrs.	175.00 /hr	262.50
08/25/2009	JFL	Teleconferences with client and Attorney General's office re: \$200; letter to Attorney General's office; e-mail to client.	1.75 hrs.	175.00 /hr	306.25
08/26/2009	JJP	Conferences with Farm Bureau regarding Amicus representation and conference with Sandy Lewis regarding same.	0.50 hrs.	300.00 /hr	150.00
08/28/2009	JFL	Teleconferences with client and Judge Meyer's chambers; drafted letter to Judge Meyer.	1.00 hrs.	175.00 /hr	175.00
08/29/2009	JFL	E-mails with client.			

Bill number	010772	- 90444	- 148445				
		0.25 hrs.		175.00 /hr		43.75	
08/31/2009	JJP	Telephone call with Sandy Lewis regarding opposition to motion for counsel fees; study Attorney General's papers in opposition; read cases and statute relating to Attorney General's arguments; draft portion of opposition papers and conference with Jacob Lamme regarding focus of reply papers.					
		3.50 hrs.		300.00 /hr		1,050.00	
08/31/2009	JFL	Reviewed State's opposition to EAJA motion; teleconferences with client; meetings with John J. Privitera re: strategy					
		3.50 hrs.		175.00 /hr		612.50	
09/01/2009	JJP	Conference with Fran Smith regarding fee determination; conference with Howard Aubin regarding North Country counsel and prevailing rates; extended conference with Sandy Lewis regarding brief, law, facts and strategy; write portions of reply brief; outline research and writing responsibilities with Jacob Lamme.					
		5.25 hrs.		300.00 /hr		1,575.00	
09/01/2009	JFL	Reviewed State's opposition papers; researched and drafted portions of reply papers; conferences with John J. Privitera re: strategy; teleconferences with client; e-mail to opposing counsel; letter to Judge Meyer.					
		7.50 hrs.		175.00 /hr		1,312.50	
09/02/2009	JJP	Draft portions of reply to AG's opposition to Attorney fee application.					
		1.00 hrs.		300.00 /hr		300.00	
09/02/2009	JFL	Teleconference and e-mails from client.					
		0.25 hrs.		175.00 /hr		43.75	
09/03/2009	JJP	Read some of the cases cited by the AG in opposition to Attorney fee application.					
		0.75 hrs.		300.00 /hr		225.00	
09/04/2009	JFL	Teleconference with client.					
		0.25 hrs.		175.00 /hr		43.75	
09/08/2009	JJP	Draft letter to the Court regarding the Amicus Brief and conference with Sandy Lewis regarding Affidavit in support of reply papers.					
		1.00 hrs.		300.00 /hr		300.00	
09/08/2009	JFL	Attention to Farm Bureau's Amicus motion and the State's opposition thereto; conference with John J. Privitera.					
		1.50 hrs.		175.00 /hr		262.50	
09/09/2009	JJP	Draft portions of brief and conference with Sandy Lewis regarding structure and strategy.					
		2.00 hrs.		300.00 /hr		600.00	
09/10/2009	JJP	Conference with Sandy Lewis and draft portions of reply brief.					
		0.75 hrs.		300.00 /hr		225.00	
09/12/2009	JJP	Research ethics issues raised by government lawyers; draft portions of brief; study federal equal access to justice act cases cited by the government; study record regarding Cecil Wray misrepresentations as to "no issue of fact"; revise affirmation.					
		5.00 hrs.		300.00 /hr		1,500.00	
09/14/2009	JJP	Draft and revise brief and affidavit.					
		2.25 hrs.		300.00 /hr		675.00	
09/14/2009	JFL	Teleconference with client re: status					

Bill number	010772	- 90444	- 148445		
		0.25 hrs.		175.00 /hr	43.75
09/15/2009	JJP	Write sections of brief in reply; interview affiants.			
		2.25 hrs.		300.00 /hr	675.00
09/15/2009	JFL	Conferences with John J. Privitera; attention to items for rely papers; e-mails from client			
		0.60 hrs.		175.00 /hr	105.00

Total fees for this matter

\$12,055.00

DISBURSEMENTS

BILLING SUMMARY

Jacob F. Lamme	22.60	175.00	\$3,955.00
John J. Privitera	27.00	300.00	\$8,100.00

TOTAL FEES

49.60 hrs

\$12,055.00

TOTAL CHARGES FOR THIS BILL

\$12,055.00

NET BALANCE FORWARD

\$228,122.65

TOTAL BALANCE NOW DUE

\$240,177.65

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

McNamee, Lochner, Titus & Williams, P.C.

ATTORNEYS AT LAW

October 31, 2009

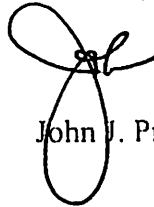
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from September 16, 2009 through October 15, 2009.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0235842.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

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EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

October 30, 2009

Billed through 10/15/2009

Bill number 010772 - 90444 - 149776 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

09/16/2009	JJP	Attention to drafting and rewriting of affidavit in reply.		
		1.25 hrs.	300.00 /hr	375.00
09/16/2009	JFL	Conference with John J. Privitera; attention to reply papers for EAJA fees motion		
		0.75 hrs.	175.00 /hr	131.25
09/17/2009	JJP	Draft supporting affidavit; conference with affiants regarding same; attention to ethics argument in brief.		
		2.00 hrs.	300.00 /hr	600.00
09/18/2009	JJP	Draft brief and conference with Sandy Lewis regarding same.		
		1.50 hrs.	300.00 /hr	450.00
09/18/2009	JFL	Attention to reply papers		
		0.50 hrs.	175.00 /hr	87.50
09/19/2009	JFL	Attention to reviewing drafts of reply papers on EAJA motion		
		1.25 hrs.	175.00 /hr	218.75
09/21/2009	JJP	Draft brief.		
		2.25 hrs.	300.00 /hr	675.00
09/21/2009	JFL	Extended attention to drafting and revising reply papers on motion for counsel fees pursuant to Article 86 of CPLR		
		10.80 hrs.	175.00 /hr	1,890.00
09/22/2009	JJP	Edit and finalize brief.		
		1.50 hrs.	300.00 /hr	450.00
09/22/2009	JFL	Attention to research drafting and revising reply papers in connection with the EAJA motion for counsel fees; teleconferences with client; conferences with John J. Privitera		
		5.25 hrs.	175.00 /hr	918.75
09/23/2009	JJP	Telephone call with Sandy Lewis regarding status.		
		0.50 hrs.	300.00 /hr	150.00
09/24/2009	JJP	Telephone call with Sandy Lewis regarding amicus issues, court		

Bill number 010772 - 90444 - 149776

		correspondence and scheduling.	0.50 hrs.	300.00 /hr	150.00
09/24/2009	JFL	Teleconferences with client and Court; conference call with John J. Privitera and Cynthia Feathers; e-mails to client re: motion papers.	2.75 hrs.	175.00 /hr	481.25
10/02/2009	JFL	Reviewed Farm Bureau's amicus memo of law; conference with John J. Privitera; legal research re: same	1.00 hrs.	175.00 /hr	175.00
10/06/2009	JFL	E-mail from client; review Farm Bureau's Amicus brief.	0.25 hrs.	175.00 /hr	43.75
10/09/2009	JFL	Teleconference with client; attention to case summary	0.50 hrs.	175.00 /hr	87.50
10/13/2009	JJP	Review Attorney General's "Motion to Strike."	0.50 hrs.	300.00 /hr	150.00
10/13/2009	JFL	Reviewed State's cross-motion/sur-reply; teleconferences with client; conference with John J. Privitera re: strategy; outlined response	1.75 hrs.	175.00 /hr	306.25
10/14/2009	JJP	Conference with Sandy Lewis regarding Motion to Strike; outline response.	1.00 hrs.	300.00 /hr	300.00
10/14/2009	JFL	Attention to State's cross-motion to strike; conference with John J. Privitera re: strategy for response; attention to case summary	1.25 hrs.	175.00 /hr	218.75
10/15/2009	JJP	Conference with Sandy Lewis regarding defense of Motion to Strike.	0.75 hrs.	300.00 /hr	225.00

Total fees for this matter \$8,083.75

DISBURSEMENTS

Copy Charges 408.60
 Postage 19.80

 \$428.40

BILLING SUMMARY

Jacob F. Lamme	26.05	175.00	\$4,558.75
John J. Privitera	11.75	300.00	\$3,525.00

TOTAL FEES 37.80 hrs \$8,083.75

TOTAL DISBURSEMENTS \$428.40

TOTAL CHARGES FOR THIS BILL \$8,512.15

NET BALANCE FORWARD \$240,177.65

TOTAL BALANCE NOW DUE \$248,689.80

010772 LEWIS, BARBARA AND SANDY

Page 3

Bill number 010772 - 90444 - 149776

**McNamee, Lochner,
Titus & Williams, P.C.**

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

November 30, 2009

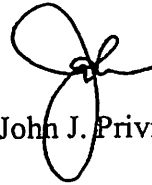
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period from October 16, 2009 through November 15, 2009.

Please call me if you have any questions.


Sincerely,



John J. Privitera

JJP/klh
Enc.

*Sandy Can you please
respond to my last
email?*



{M0235842.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

November 20, 2009

Billed through 11/15/2009

Bill number 010772 - 90444 - 150771 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

10/15/2009	JFL	Teleconferences with client 0.25 hrs.	175.00 /hr	43.75
10/16/2009	JFL	Attention to case summary; e-mails with John J. Privitera 0.40 hrs.	175.00 /hr	70.00
10/17/2009	JJP	Draft memorandum in opposition to motion to strike. 0.75 hrs.	300.00 /hr	225.00
10/20/2009	JJP	Draft memorandum in opposition to motion to strike. 0.50 hrs.	300.00 /hr	150.00
10/20/2009	JFL	Conference with John J. Privitera re: reply to State's cross-motion; drafted and revised reply papers 3.25 hrs.	175.00 /hr	568.75
10/21/2009	JFL	Revised and finalized Memo of Law; conferences with John J. Privitera and client 1.75 hrs.	175.00 /hr	306.25
10/22/2009	JFL	Finalized papers in opposition to State's "cross-motion to strike"; teleconferences with client; conference with John J. Privitera 2.00 hrs.	175.00 /hr	350.00
10/26/2009	JJP	Prepare for oral argument. 0.50 hrs.	300.00 /hr	150.00
10/26/2009	JFL	Attention to correspondence from Court; conference with John J. Privitera; teleconferences with client; e-mail to client 1.00 hrs.	175.00 /hr	175.00
10/28/2009	JJP	Prepare for oral argument. 2.25 hrs.	300.00 /hr	675.00
10/28/2009	JFL	Attention to preparations for oral argument; conferences with J. Privitera; teleconferences with client. 2.50 hrs.	175.00 /hr	437.50
10/29/2009	JJP	Prepare for, travel to and participate in oral argument in Essex County.		

010772 LEWIS, BARBARA AND SANDY

Bill number	010772	- 90444	- 150771		
		8.50 hrs.	300.00 /hr		2,550.00
10/29/2009	JFL	Travel to and attend oral argument on EAJA motion for fees.			
		7.25 hrs.	175.00 /hr		1,268.75
10/30/2009	JJP	Conference with Sandy Lewis regarding status.			
		0.50 hrs.	300.00 /hr		150.00
11/09/2009	JFL	Teleconference with client re: status			
		0.25 hrs.	175.00 /hr		43.75

Total fees for this matter	\$7,163.75
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DISBURSEMENTS

Jacob F. Lamme; Travel to Elizabethtown	134.75
PARS International Corp - plaque	400.00
PARS International Corp - plaque balance	390.90
Postage	5.22

-----	\$930.87
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BILLING SUMMARY

Jacob F. Lamme	18.65	175.00	\$3,263.75
John J. Privitera	13.00	300.00	\$3,900.00

TOTAL FEES	31.65 hrs	\$7,163.75
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TOTAL DISBURSEMENTS	\$930.87
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TOTAL CHARGES FOR THIS BILL	\$8,094.62
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NET BALANCE FORWARD	<u>\$248,689.80</u>
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TOTAL BALANCE NOW DUE	\$256,784.42
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McNamee, Lochner,
Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

February 28, 2010

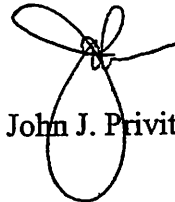
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period through February 15, 2010.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0235842.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

February 28, 2010

Billed through 02/15/2010

Bill number 010772 - 90444 - 153189 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

12/18/2009	JFL	Teleconference with client re: status of case			
			0.30 hrs.	175.00 /hr	52.50
02/03/2010	JJP	Preliminary review of opinion on attorney's fees; telephone conference with Sandy Lewis and Jacob Lamme; respond to press inquiries.			
			2.50 hrs.	300.00 /hr	750.00
02/03/2010	JFL	Reviewed Court's Decision on Article 86 Motion; conferences with John J. Privitera, Esq. and client; attention to hearing preparation; prepared Notice of Entry			
			3.75 hrs.	175.00 /hr	656.25
02/03/2010	JFL	Teleconferences with John J. Privitera, Esq. re: strategy for hearing			
			1.00 hrs.	175.00 /hr	175.00
02/04/2010	JJP	Study court's opinion on counsel fees; telephone calls with Sandy Lewis regarding status, rights and balance of proceeding; conferences with witnesses and prepare portions of submission ordered by the Court.			
			1.75 hrs.	300.00 /hr	525.00
02/04/2010	JFL	Extended attention to preparation for the hearing; reviewed billings for compliance with Court's Order; conference with John J. Privitera, Esq. and client re: strategy			
			5.50 hrs.	175.00 /hr	962.50
02/05/2010	JJP	Telephone conferences with expert witnesses; prepare submission; conference with Sandy Lewis regarding status and strategy.			
			2.25 hrs.	300.00 /hr	675.00
02/05/2010	JFL	Preparation for hearing; conference with John J. Privitera, Esq. re: strategy; attention to LFF billing records pursuant to Court Order			
			3.00 hrs.	175.00 /hr	525.00
02/08/2010	JJP	Telephone conference regarding status and strategy with Sandy Lewis.			
			0.75 hrs.	300.00 /hr	225.00
02/11/2010	JJP	Review Attorney General letter to the Court seeking to shut down hearing; review status and strategy with Sandy Lewis.			

Bill number 010772 - 90444 - 153189

		0.50 hrs.	300.00 /hr	150.00
02/12/2010	JJP	Finalize submission regarding attorney's fee report ordered by the Court; draft letter to Court regarding evidentiary hearing and response to Attorney General regarding same; series of conferences with Sandy Lewis regarding same.		
		1.50 hrs.	300.00 /hr	450.00
02/15/2010	JFL	Reviewed correspondence re: hearing and e-mails with John J. Privitera, Esq. and client; conference with John J. Privitera, Esq.		
		0.75 hrs.	175.00 /hr	131.25

Total fees for this matter

\$5,277.50

DISBURSEMENTS

Federal Express

12.18

Postage

1.22

\$13.40

BILLING SUMMARY

Jacob F. Lamme

14.30

175.00

\$2,502.50

John J. Privitera

9.25

300.00

\$2,775.00

TOTAL FEES

23.55 hrs

\$5,277.50

TOTAL DISBURSEMENTS

\$13.40

TOTAL CHARGES FOR THIS BILL

\$5,290.90

NET BALANCE FORWARD

\$256,784.42

TOTAL BALANCE NOW DUE

\$262,075.32

McNamee, Lochner,
Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

March 31, 2010

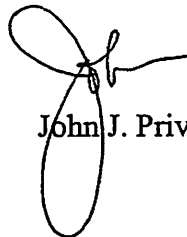
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period through March 15, 2010.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0235842.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

March 31, 2010

Billed through 03/15/2010

Bill number 010772 - 90444 - 153944 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

02/17/2010	JJP	Prepare for Court hearing and review testimony with Sandy Lewis; interview expert witnesses for Affidavits and/or testimony.	1.50 hrs.	300.00 /hr	450.00
02/17/2010	JFL	Teleconference with Court re: status of hearing; conference with John J. Privitera, Esq. re: strategy for hearing and submissions	1.50 hrs.	175.00 /hr	262.50
02/18/2010	JJP	Series of telephone conferences and calls regarding scheduling; telephone calls and meetings with expert witnesses; conferences with Sandy Lewis regarding status and strategy.	1.75 hrs.	300.00 /hr	525.00
02/18/2010	JFL	Conferences with John J. Privitera, Esq. and client re: hearing strategy; teleconference with Court and Loretta Simon	0.75 hrs.	175.00 /hr	131.25
02/19/2010	CLRK	Researching and drafting memo regarding calculation of EAJA fee award	6.00 hrs.	75.00 /hr	450.00
02/19/2010	JJP	Research regarding relationship between federal and state law on reasonable fees; conference with Sandy Lewis regarding status and strategy; telephone calls and correspondence with experts; telephone calls with the court regarding scheduling; draft portions of affidavit in support of fees and research regarding State Bar complete report on fees.	1.75 hrs.	300.00 /hr	525.00
02/19/2010	JFL	Extended attention to outlining and drafting pre-hearing submission; conference with John J. Privitera, Esq.	6.00 hrs.	175.00 /hr	1,050.00
02/20/2010	JJP	Draft Privitera affidavit and other expert affidavits and further research on federal law regarding rates and conferences with Jacob Lamme regarding structure of Lamme Affidavit and additional filings and expert submissions; conference with Sandy Lewis regarding status and strategy.	3.00 hrs.	300.00 /hr	900.00

Bill number 010772 - 90444 - 153944

02/20/2010	JFL	Attention to drafting pre-hearing submission papers; legal research; conferences with John J. Privitera, Esq. 4.25 hrs. 175.00 /hr 743.75
02/22/2010	CM	Telephone conference with Mike Cunningham re: supporting affidavits. 0.50 hrs. 275.00 /hr 137.50
02/22/2010	JJP	Series of interviews with witnesses; draft affidavit; markup and edit draft affidavits; conferences with Sandy Lewis; prepare for and participate in conference with the Court regarding scheduling and attorney general's request to cancel court hearing. 3.75 hrs. 300.00 /hr 1,125.00
02/22/2010	JFL	Conference with John J. Privitera, Esq. re: EAJA submission strategy after conference call with Court and AG; conference with client; legal research under State and Federal EAJA 2.50 hrs. 175.00 /hr 437.50
02/23/2010	CM	Cunningham affidavit; conference with Jake Lamme 0.50 hrs. 275.00 /hr 137.50
02/23/2010	JJP	Series of conferences with Sandy Lewis regarding status and strategy with respect to hearing on fees; revise and edit Privitera Affidavit; draft Hoffman Affidavit; structure portions of Feathers Affidavit; further research on structural differences between federal and state law under Equal Access to Justice. 2.50 hrs. 300.00 /hr 750.00
02/23/2010	JFL	Reviewed 2004 Survey relied on by Agency; conference with John J. Privitera, Esq.; drafted affidavits in support of EAJA motion 2.25 hrs. 175.00 /hr 393.75
02/25/2010	JJP	Correspondence with experts and telephone conference with Sandy regarding Lewis Affidavit and strategy. 0.50 hrs. 300.00 /hr 150.00
02/26/2010	CM	E-mail to Mike Cunningham re affidavit 0.50 hrs. 275.00 /hr 137.50
02/26/2010	JJP	Series of conferences with Sandy Lewis and Jacob Lamme regarding New York State filing of notice of appeal; research regarding cross appeal rights; extended conference with Sandy Lewis regarding standard of review costs and issues relating in cross appeal rights and Third Department appeal. 1.25 hrs. 300.00 /hr 375.00
02/26/2010	JFL	Extended attention to drafting EAJA submission documents; teleconference with client; reviewed APA's Notice of Appeal; conference call with client and John J. Privitera, Esq. re: appellate strategy 4.50 hrs. 175.00 /hr 787.50
02/27/2010	JJP	Revise draft Lewis Affidavit in Support of Attorney's Fees. 1.25 hrs. 300.00 /hr 375.00
02/27/2010	JFL	Teleconference with client re: APA's Notice of Appeal and strategy related thereto 0.30 hrs. 175.00 /hr 52.50
03/01/2010	JJP	Redraft portions of affirmations in support of fees. 0.75 hrs. 300.00 /hr 225.00
03/01/2010	JFL	Attention to EAJA submissions and affidavits; teleconference with client;

		e-mails with experts	3.25 hrs.	175.00 /hr	568.75
03/02/2010	JFL	Teleconference with client re: affidavit and issues re: EAJA motion; continued drafting and revising submission; legal research re: EAJA; e-mail to John J. Privitera, Esq.			
			4.00 hrs.	175.00 /hr	700.00
03/03/2010	JJP	Redraft and edit portions of affirmations in support of Attorney's fees; review with Sandy Lewis.			
			1.25 hrs.	300.00 /hr	375.00
03/03/2010	JFL	Extended attention to drafting, revising and finalizing EAJA submissions; conference with John J. Privitera, Esq.; teleconference and e-mails with client; drafted Notice of Cross Appeal			
			5.00 hrs.	175.00 /hr	875.00
03/04/2010	JJP	Draft, revise, edit and finalize letter to the Court and affirmations in support of Attorney's fee award; review federal case cited by the Court.			
			1.75 hrs.	300.00 /hr	525.00
03/04/2010	JFL	Conference with John J. Privitera, Esq. and client; revised and finalized submission on EAJA motion			
			6.00 hrs.	175.00 /hr	1,050.00
03/04/2010	JFL	Drafted Notice of Cross Appeal and letter to Clerk and counsel			
			0.50 hrs.	175.00 /hr	87.50
03/04/2010	JFL	E-mails to client re: motion; extended conference with client re: appellate strategy			
			1.50 hrs.	175.00 /hr	262.50
03/05/2010	JJP	Conference with Sandy Lewis regarding status and strategy.			
			0.75 hrs.	300.00 /hr	225.00
03/05/2010	JFL	Teleconference with client re: motion and website materials			
			1.00 hrs.	175.00 /hr	175.00
03/08/2010	JJP	Conference with Sandy Lewis regarding status.			
			0.25 hrs.	300.00 /hr	75.00
03/09/2010	JJP	Conference with Sandy Lewis.			
			0.25 hrs.	300.00 /hr	75.00
03/15/2010	JFL	Conferences and e-mails with client re: Spiegel/APA case.			
			1.25 hrs.	175.00 /hr	218.75

Total fees for this matter

 \$15,333.75

DISBURSEMENTS

Essex County Clerk; Notice of Cross Appeal	65.00
Fedex Kinko's; Copy Charges	57.34
Copy Charges	231.45
Federal Express	31.72
Postage	15.88
Long Distance Telephone	0.13

 \$401.52

010772 LEWIS, BARBARA AND SANDY
Bill number 010772 - 90444 - 153944

Page 4

BILLING SUMMARY

Law Clerks	6.00	75.00	\$450.00
Jacob F. Lamme	44.55	175.00	\$7,796.25
Christopher Massaroni	1.50	275.00	\$412.50
John J. Privitera	22.25	300.00	\$6,675.00

TOTAL FEES	74.30 hrs		\$15,333.75
TOTAL DISBURSEMENTS			\$401.52

TOTAL CHARGES FOR THIS BILL			\$15,735.27
NET BALANCE FORWARD			<u>\$262,075.32</u>
TOTAL BALANCE NOW DUE			\$277,810.59

McNamee, Lochner,
Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

April 30, 2010

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period March 16, 2010 through April 15, 2010.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

(M0235842.1)

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

April 30, 2010

Billed through 04/15/2010

Bill number 010772 - 90444 - 154819 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

03/17/2010	JJP	Revise and edit statement for Sandy Lewis.	1.25 hrs.	300.00 /hr	375.00
03/19/2010	JJP	Telephone call and correspondence regarding status of Attorney Fee issue.	0.75 hrs.	300.00 /hr	225.00
03/20/2010	JFL	Teleconferences with client; reviewed State's opposition papers; e-mail to John J. Privitera	1.50 hrs.	175.00 /hr	262.50
03/22/2010	JJP	Telephone conference with Sandy Lewis regarding opposition from Attorney General's Office regarding attorney's fees.	0.75 hrs.	300.00 /hr	225.00
03/22/2010	JFL	Telephone conferences with John J. Privitera and client re: APA's opposition papers; drafted letter to Judge Meyer; e-mail to client	2.25 hrs.	175.00 /hr	393.75
03/23/2010	JJP	Revise letter to Judge and conference with Sandy Lewis regarding same.	1.00 hrs.	300.00 /hr	300.00
03/23/2010	JFL	Reviewed and revised letter to Judge Meyer; teleconference with client; e-mail to John J. Privitera	1.00 hrs.	175.00 /hr	175.00
03/24/2010	JFL	Teleconference with client re: state's submission	0.25 hrs.	175.00 /hr	43.75
03/24/2010	JFL	Conference with John J. Privitera re: Meyer letter	0.25 hrs.	175.00 /hr	43.75
03/25/2010	JJP	Telephone conference with Sandy Lewis regarding status and strategy.	0.50 hrs.	300.00 /hr	150.00
03/31/2010	JFL	Reviewed State's pre-calendar statement; conference with John J. Privitera	0.25 hrs.	175.00 /hr	43.75

Total fees for this matter

\$2,237.50

010772 LEWIS, BARBARA AND SANDY

Page 2

Bill number 010772 - 90444 - 154819

DISBURSEMENTS

Long Distance Telephone

0.25

\$0.25

BILLING SUMMARY

Jacob F. Lamme

5.50

175.00

\$962.50

John J. Privitera

4.25

300.00

\$1,275.00

TOTAL FEES

9.75 hrs

\$2,237.50

TOTAL DISBURSEMENTS

\$0.25

TOTAL CHARGES FOR THIS BILL

\$2,237.75

NET BALANCE FORWARD

\$277,810.59

TOTAL BALANCE NOW DUE

\$280,048.34

McNamee, Lochner,
Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

July 31, 2010

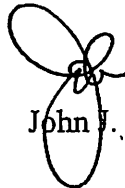
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period April 16, 2010 through July 15, 2010.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0235842.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW
TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

July 30, 2010

Billed through 07/15/2010

Bill number 010772 - 90444 - 157411 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

04/27/2010	JFL	E-mails and teleconferences with John J. Privitera and client; letter to Judge Meyer	0.75 hrs.	175.00 /hr	131.25
05/19/2010	JJP	Telephone call with Sandy Lewis regarding Martina.	0.50 hrs.	300.00 /hr	150.00
05/24/2010	JJP	Telephone call with Sandy Lewis regarding Martina planning.	0.50 hrs.	300.00 /hr	150.00
Total fees for this matter					\$431.25

DISBURSEMENTS

BILLING SUMMARY

Jacob F. Lamme	0.75	175.00	\$131.25
John J. Privitera	1.00	300.00	\$300.00
TOTAL FEES	1.75 hrs		\$431.25

TOTAL CHARGES FOR THIS BILL \$431.25

NET BALANCE FORWARD \$280,048.34

TOTAL BALANCE NOW DUE \$280,479.59

**McNamee, Lochner,
Titus & Williams, P.C.**

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

September 30, 2010

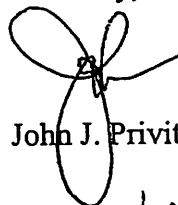
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period July 16, 2010 through September 15, 2010.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

*Sandy -
We have to take
care of this.*

(M0235842.1)

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

September 30, 2010

Billed through 09/15/2010

Bill number 010772 - 90444 - 158982 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

07/28/2010	JJP	Conference call with Wil Doolittle.			
		1.00 hrs.	300.00 /hr		300.00
07/28/2010	JFL	Teleconference with client re: status			
		0.25 hrs.	175.00 /hr		43.75
09/01/2010	JJP	Conference with Sandy Lewis regarding petroleum tankage.			
		0.50 hrs.	300.00 /hr		150.00
09/08/2010	JFL	Teleconferences with client and Will Doolittle; conference with John J. Privitera			
		0.30 hrs.	175.00 /hr		52.50
09/14/2010	JFL	Reviewed Doolittle articles; teleconference with client			
		0.50 hrs.	175.00 /hr		87.50
09/15/2010	JJP	Advise Sandy Lewis regarding tank issues and concentrated animal feeding operation permits.			
		0.50 hrs.	300.00 /hr		150.00

Total fees for this matter

\$783.75

DISBURSEMENTS

BILLING SUMMARY

Jacob F. Lamme	1.05	175.00	\$183.75
John J. Privitera	2.00	300.00	\$600.00

TOTAL FEES

3.05 hrs

\$783.75

TOTAL CHARGES FOR THIS BILL

\$783.75

NET BALANCE FORWARD

\$280,479.59

TOTAL BALANCE NOW DUE

\$281,263.34

010772 LEWIS, BARBARA AND SANDY
Bill number 010772 - 90444 - 158982

Page 2

McNamee, Lochner,
Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

November 30, 2010

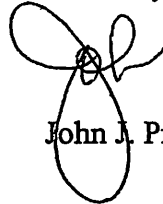
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period September 16, 2010 through November 15, 2010.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0235842.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

November 30, 2010

Billed through 11/15/2010

Bill number 010772 - 90444 - 160746 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

10/01/2010	JJP	Telephone call with the Court regarding status; telephone call with Sandy Lewis regarding same.	0.50 hrs.	300.00 /hr	150.00
10/01/2010	JFL	Conference with John J. Privitera; teleconference with Court	0.25 hrs.	175.00 /hr	43.75
11/05/2010	JFL	Legal research re: appeal timeframes and strategy; conference with John J. Privitera; teleconference with Cynthia Feathers; drafted memo to file	1.00 hrs.	175.00 /hr	175.00
11/15/2010	JJP	Conferences with Sandy Lewis regarding agricultural service buildings.	0.75 hrs.	300.00 /hr	225.00
Total fees for this matter					\$593.75

DISBURSEMENTS

BILLING SUMMARY

Jacob F. Lamme	1.25	175.00	\$218.75
John J. Privitera	1.25	300.00	\$375.00

TOTAL FEES 2.50 hrs \$593.75

TOTAL CHARGES FOR THIS BILL \$593.75

NET BALANCE FORWARD \$281,263.34

TOTAL BALANCE NOW DUE \$281,857.09

397701

**McNamee, Lochner,
Titus & Williams, P.C.**

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

December 27, 2010

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period November 16, 2010 through December 15, 2010.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

(M0235842.1)

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mitw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

December 27, 2010

Billed through 12/15/2010

Bill number 010772 - 90444 - 161420 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

11/18/2010	JFL	Conferences with John J. Privitera; reviewed Decision; teleconferences with client, Essex County Clerk and Will Doolittle.			
		2.00 hrs.	175.00 /hr		350.00
11/19/2010	JFL	Conference with John J. Privitera; Attention to APA's Appellate Division motion; draft notice of entry.			
		0.70 hrs.	175.00 /hr		122.50
11/20/2010	JJP	Draft Motion to Reargue.			
		2.00 hrs.	300.00 /hr		600.00
11/22/2010	JFL	Conference with John J. Privitera; reviewed Affirmation.			
		0.25 hrs.	175.00 /hr		43.75
11/24/2010	JFL	Reviewed APA's motion to extend appeal; teleconference with Court clerk; drafted cross-motion papers; filed and served same; teleconferences and e-mails with client			
		3.00 hrs.	175.00 /hr		525.00
11/29/2010	JJP	Attention to Motion in the Third Department.			
		0.25 hrs.	300.00 /hr		75.00
11/29/2010	JFL	Reviewed submission by APA; letter to Appellate Division; letter to Essex County Clerk; drafted judgment; teleconference with Clerk's office; e-mail to client; confer with John J. Privitera; teleconferences with client			
		2.00 hrs.	175.00 /hr		350.00
11/30/2010	JFL	Teleconference and e-mail to client; teleconference and e-mail to Essex County Clerk; revised judgment			
		0.75 hrs.	175.00 /hr		131.25
12/02/2010	JJP	Research and revise Motion to Reargue.			
		1.25 hrs.	300.00 /hr		375.00
12/06/2010	JFL	Attention to final judgment; drafted notice of entry; e-mail to client; teleconference with client.			
		0.40 hrs.	175.00 /hr		70.00
12/08/2010	JJP	Revise motion to reargue.			

Bill number	010772	- 90444	- 161420		
		0.50 hrs.	300.00 /hr		150.00
12/10/2010	JJP	Prepare for and participate in conferences with Sandy Lewis regarding procedural rights and pending matters.			
		1.75 hrs.	300.00 /hr		525.00
12/10/2010	JFL	Teleconference with client and John J. Privitera re: motion to reargue and possible appeal.			
		0.30 hrs.	175.00 /hr		52.50
12/15/2010	JJP	Draft motion to reargue and conferences with Jacob Lamme and Sandy Lewis regarding same.			
		2.50 hrs.	300.00 /hr		750.00
12/15/2010	JFL	Teleconference with client re: possible motion.			
		0.25 hrs.	175.00 /hr		43.75

Total fees for this matter

\$4,163.75

DISBURSEMENTS

State of New York; Motion fee				45.00
Copy Charges				5.85
Postage				3.83

\$54.68

BILLING SUMMARY

Jacob F. Lamme	9.65	175.00	\$1,688.75
John J. Privitera	8.25	300.00	\$2,475.00

TOTAL FEES

17.90 hrs

\$4,163.75

TOTAL DISBURSEMENTS

\$54.68

TOTAL CHARGES FOR THIS BILL

\$4,218.43

NET BALANCE FORWARD

\$281,857.09

TOTAL BALANCE NOW DUE

\$286,075.52

McNamee, Lochner, Titus & Williams, P.C.

JOHN J. PRIVITERA

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(518) 447-3337

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(518) 447-3368

privitera@mltw.com

ATTORNEYS AT LAW

January 31, 2011

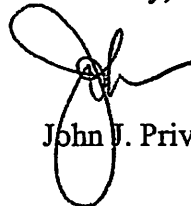
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period December 16, 2010 through January 15, 2011.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0235842.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

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677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

January 31, 2011

Billed through 01/15/2011

Bill number 010772 - 90444 - 162306 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

12/16/2010	JJP	Draft motion to reargue; conferences with Sandy Lewis; edit and finalize. 3.50 hrs. 300.00 /hr 1,050.00
12/16/2010	JFL	Extended attention to motion to reargue; conferences with John J. Privitera and client re: strategy; conference and letter to Essex County Clerk; compiled motion record; e-mail to client. 8.25 hrs. 175.00 /hr 1,443.75
12/17/2010	JFL	Teleconference with client re: motion and procedures. 0.25 hrs. 175.00 /hr 43.75
12/22/2010	JJP	Attention to appeal, motion to reargue and Third Department Order of Consolidation and designation. 0.75 hrs. 300.00 /hr 225.00
12/22/2010	JFL	Attention to Decision from Appellate Division; drafted Notice of Entry; e-mail and teleconference with client; correspondence from Loretta Simon; attention to record; conference with John J. Privitera re: return date; teleconference with Court Clerk and e-mail to Loretta Simon. 1.50 hrs. 175.00 /hr 262.50
12/23/2010	JFL	Teleconference with Loretta Simon; e-mail to same; attention to motion to reargue 0.50 hrs. 175.00 /hr 87.50
12/28/2010	JFL	Conference with John J. Privitera; letter to Court 0.50 hrs. 175.00 /hr 87.50
01/05/2011	JJP	Study procedural status and prepare for conference with Sandy Lewis. 0.50 hrs. 300.00 /hr 150.00
01/06/2011	JJP	Conference call with Sandy Lewis regarding status and strategy regarding oral argument on motion to reargue, appeal, cross appeals and status. 2.75 hrs. 300.00 /hr 825.00
01/06/2011	JFL	Conference call with John J. Privitera and client re: status and strategy; drafted and served Notice of Appeal; letter to clerk 1.85 hrs. 175.00 /hr 323.75

010772 LEWIS, BARBARA AND SANDY

Page 2

Bill number 010772 - 90444 - 162306

01/10/2011 JFL Call from Clerk's office; drafted and served Pre-Calendar Statement

1.25 hrs.

175.00 /hr

218.75

Total fees for this matter

\$4,717.50

DISBURSEMENTS

Essex County Clerk; Motion fee

45.00

Essex County Clerk; Notice of Appeal

65.00

Copy Charges

324.45

Federal Express

16.40

Postage

8.67

Long Distance Telephone

4.02

\$463.54

BILLING SUMMARY

Jacob F. Lamme

14.10

175.00

\$2,467.50

John J. Privitera

7.50

300.00

\$2,250.00

TOTAL FEES

21.60 hrs

\$4,717.50

TOTAL DISBURSEMENTS

\$463.54

TOTAL CHARGES FOR THIS BILL

\$5,181.04

NET BALANCE FORWARD

\$286,075.52

TOTAL BALANCE NOW DUE

\$291,256.56

**McNamee, Lochner,
Titus & Williams, P.C.**

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

February 28, 2011

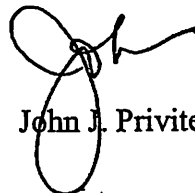
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period January 16, 2011 through February 15, 2011.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0235842.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

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677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

February 28, 2011

Billed through 02/15/2011

Bill number 010772 - 90444 - 163258 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

01/25/2011 JFL Reviewed APA's opposition papers; conferences with John J. Privitera;
drafted reply affirmation; conferences with client; revised and finalized
reply.

3.75 hrs. 175.00 /hr 656.25

Total fees for this matter

\$656.25

DISBURSEMENTS

BILLING SUMMARY

Jacob F. Lamme 3.75 175.00 \$656.25

TOTAL FEES 3.75 hrs ----- \$656.25

TOTAL CHARGES FOR THIS BILL \$656.25

NET BALANCE FORWARD \$291,256.56

TOTAL BALANCE NOW DUE \$291,912.81

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

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FAX: (518) 426-4260
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677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

March 24, 2011

Billed through 03/15/2011

Bill number 010772 - 90444 - 163784 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

02/16/2011	JFL	Conferences with client and John J. Privitera re: CASP; drafted letter to CASP.	0.75 hrs.	175.00 /hr	131.25
02/18/2011	JFL	Attention to letter and reviewed APA's motion to consolidate; conference with JJP.	0.50 hrs.	175.00 /hr	87.50
02/22/2011	JFL	Reviewed APA's motion for an extension; teleconference and email with client.	0.75 hrs.	175.00 /hr	131.25
03/01/2011	JFL	Drafted cross-motion for extension and to deed APA as "appellant"; e-mail with client; calls to Court and Loretta Simon re: CASP conference scheduling.	2.30 hrs.	175.00 /hr	402.50
03/07/2011	JFL	E-mail and teleconference with client re: CASP conference and settlement issues	0.50 hrs.	175.00 /hr	87.50
03/14/2011	JFL	Reviewed Appellate decision; e-mail to client; call with client re: ramifications and strategy for appeal.	1.00 hrs.	175.00 /hr	175.00

Total fees for this matter \$1,015.00

DISBURSEMENTS

State of New York; Motion fee 45.00

\$45.00

BILLING SUMMARY

Jacob F. Lamme 5.80 175.00 \$1,015.00

010772 LEWIS, BARBARA AND SANDY
Bill number 010772 - 90444 - 163784

Page 2

TOTAL FEES	5.80 hrs	<u>\$1,015.00</u>
TOTAL DISBURSEMENTS		<u>\$45.00</u>
TOTAL CHARGES FOR THIS BILL		\$1,060.00
NET BALANCE FORWARD		\$291,912.81
TOTAL BALANCE NOW DUE		\$292,972.81

McNamee, Lochner,
Titus & Williams, P.C.

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

ATTORNEYS AT LAW

April 29, 2011.

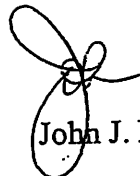
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period through April 15, 2011.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

(M0235842.1)

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

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677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

April 29, 2011

Billed through 04/15/2011

Bill number 010772 - 90444 - 164714 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

04/07/2011	JJP	Review opinion, status and strategy and place call to Attorney General's Office.	0.75 hrs.	300.00 /hr	225.00
04/07/2011	JFL	Reviewed Judge Meyer's decision; conference with John J. Privitera; e-mail and call with client	0.50 hrs.	175.00 /hr	87.50
Total fees for this matter					<u>\$312.50</u>

DISBURSEMENTS

BILLING SUMMARY

Jacob F. Lamme	0.50	175.00	\$87.50
John J. Privitera	0.75	300.00	\$225.00
TOTAL FEES	1.25 hrs		<u>\$312.50</u>
TOTAL CHARGES FOR THIS BILL			\$312.50
NET BALANCE FORWARD			\$292,972.81
TOTAL BALANCE NOW DUE			\$293,285.31

McNamee, Lochner,
Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

May 31, 2011

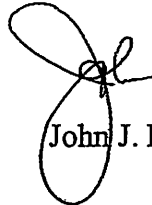
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period through May 15, 2011.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

(M0235842.1)

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

May 31, 2011

Billed through 05/15/2011

Bill number 010772 - 90444 - 165518 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

04/19/2011	JFL	Drafted CASP case statement for John J. Privitera's review	1.50 hrs.	175.00 /hr	262.50
04/22/2011	JJP	Prepare for CASP Conference; telephone call with AG's office.	0.50 hrs.	300.00 /hr	150.00
04/22/2011	JFL	Teleconferences with client re: fee application and CASP conference issues; conference with John J. Privitera	1.50 hrs.	175.00 /hr	262.50
04/26/2011	JJP	Prepare for and participate in CASP settlement conference with Sandy Lewis and Martina Baille.	3.50 hrs.	300.00 /hr	1,050.00
04/27/2011	JJP	Telephone calls with Press and Sandy regarding press inquiry.	1.00 hrs.	300.00 /hr	300.00
05/03/2011	JJP	Telephone calls with prosecutor and with Martina Baille regarding status.	0.50 hrs.	300.00 /hr	150.00
05/03/2011	JFL	Conference with John J. Privitera re: government's call re: extension and settlement	0.25 hrs.	175.00 /hr	43.75
05/04/2011	JFL	Teleconferences with client and John J. Privitera; letter to Julie Sheridan	0.50 hrs.	175.00 /hr	87.50
05/05/2011	JFL	Conference with John J. Privitera; calls with client; attention to settlement issues; e-mail from client	0.50 hrs.	175.00 /hr	87.50
05/06/2011	JFL	Call with client and Ark Lemal; scanned and e-mailed APA's motion to same	0.25 hrs.	175.00 /hr	43.75
05/11/2011	JJP	Review settlement issues with Sandy Lewis.	0.75 hrs.	300.00 /hr	225.00
05/12/2011	JJP	Attention to settlement issues and correspondence with New York State			

010772 LEWIS, BARBARA AND SANDY

Page 2

Bill number 010772 - 90444 - 165518

regarding same.

		0.75 hrs.	300.00 /hr	225.00
05/13/2011	JFL	Teleconference with client re: settlement issues		
		0.25 hrs.	175.00 /hr	43.75
05/13/2011	JFL	E-mail with John J. Privitera; attention to settlement issues		
		0.25 hrs.	175.00 /hr	43.75

Total fees for this matter

\$2,975.00

DISBURSEMENTS

BILLING SUMMARY

Jacob F. Lamme	5.00	175.00	\$875.00
John J. Privitera	7.00	300.00	\$2,100.00

TOTAL FEES 12.00 hrs ----- \$2,975.00

TOTAL CHARGES FOR THIS BILL \$2,975.00

NET BALANCE FORWARD \$293,285.31

TOTAL BALANCE NOW DUE \$296,260.31

McNamee, Lochner,
Titus & Williams, P.C.

ATTORNEYS AT LAW

JOHN J. PRIVITERA

Direct Dial
(518) 447-3337

Direct Fax
(518) 447-3368

privitera@mltw.com

June 30, 2011

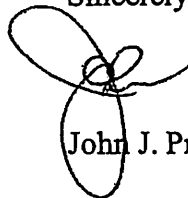
Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, New York 12936

Dear Barbara and Sandy:

Enclosed please find our bill for the period through June 15, 2011.

Please call me if you have any questions.

Sincerely,



John J. Privitera

JJP/klh
Enc.

{M0235842.1}

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

COUNSELORS AT LAW

TAX ID# 14-1551263

PHONE: (518) 447-3200
FAX: (518) 426-4260
EMAIL: bookkeep@mltw.com

677 BROADWAY
P.O. BOX 459
ALBANY, N.Y. 12201-0459

June 30, 2011

Billed through 06/15/2011

Bill number 010772 - 90444 - 166373 JJP

Barbara and Sandy Lewis
Lewis Family Farm
Whallons Bay Road
Essex, NY 12939

Application for Special Permit

FOR PROFESSIONAL SERVICES RENDERED

05/17/2011	JJP	Attention to appeal and settlement with Sandy Lewis.	0.50 hrs.	300.00 /hr	150.00
05/18/2011	JFL	Teleconference with client re: settlement issues	0.25 hrs.	175.00 /hr	43.75
05/27/2011	JJP	Conference call with Sandy Lewis regarding settlement.	0.50 hrs.	300.00 /hr	150.00
06/03/2011	JJP	Attention to press and correspondence regarding settlement.	0.50 hrs.	300.00 /hr	150.00
06/06/2011	JJP	Redraft settlement agreement and draft correspondence to Attorney General's Office.	0.50 hrs.	300.00 /hr	150.00
06/07/2011	JJP	Series of telephone calls and correspondence regarding settlement terms.	1.50 hrs.	300.00 /hr	450.00
06/08/2011	JJP	Series of conferences with Sandy Lewis and Attorney General's Office regarding settlement.	1.75 hrs.	300.00 /hr	525.00
06/09/2011	JFL	Attention to settlement issues; e-mail with Danny Hakim.	1.50 hrs.	175.00 /hr	262.50

Total fees for this matter

\$1,881.25

DISBURSEMENTS

BILLING SUMMARY

Jacob F. Lamme	1.75	175.00	\$306.25
John J. Privitera	5.25	300.00	\$1,575.00

TOTAL FEES

7.00 hrs

\$1,881.25

TOTAL CHARGES FOR THIS BILL

\$1,881.25

010772 LEWIS, BARBARA AND SANDY
Bill number 010772 - 90444 - 166373

NET BALANCE FORWARD	\$296,260.31
TOTAL BALANCE NOW DUE	\$298,141.56