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ATTORNEYS AT LAW

February 12, 2010

VIA FIRST-CLASS MAIL
& FACSIMILE – (518) 473-2534

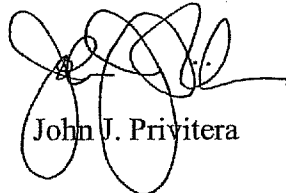
Loretta Simon, Esq.
Assistant Attorney General
State of New York
Office of the Attorney General
The Capitol
Albany, New York 12224

RE: Lewis Family Farm, Inc. v. Adirondack Park Agency
Index No. 315-08/332-08

Dear Ms. Simon:

In accordance with the Court's February 3 2010 Order, enclosed please find a true and complete copy of all billing records covering services rendered and expenses incurred in Lewis Family Farm's action against the APA, including the appeal therefrom and the present application, through December, 2009.

Very truly yours,



John J. Privitera

JJP/klh
Enclosure
cc: Hon. Richard B. Meyer

{M0317588.1}

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

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Lewis Family Farm, Inc.
Whallons Bay Road
Essex, NY 12939

Client No. 010772 / 90444

DATE	TIMEKEEPER	HOURS	BILLABLE RATE	FEES BILLED	DESCRIPTION
03/26/08	JJP	2.50	300	\$750.00	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.
03/26/08	JFL	3.25	150	\$487.50	Reviewed APA's determination; legal research regarding availability of stay; conferences with John J. Privitera regarding strategy.
03/27/08	JJP	0.50	300	\$150.00	Follow up with Sandy Lewis regarding status and strategy.
03/27/08	JFL	0.25	150	\$37.50	Meeting with John J. Privitera regarding Article 78 petition.
03/28/08	JJP	1.25	300	\$375.00	Review stay issues; telephone call with APA regarding stay; telephone call with Sandy Lewis regarding status of dispute and filing of petition.
03/28/08	JFL	0.25	150	\$37.50	Meeting with John J. Privitera regarding Article 78 and motion for stay.
03/31/08	JJP	0.75	300	\$225.00	Draft portions of brief and telephone call with Sandy Lewis regarding same.
04/01/08	JJP	0.75	300	\$225.00	Outline briefing issues with Jacob Lamme and research; review status and strategy with Barbara Lewis.
04/02/08	JJP	1.50	300	\$450.00	Series of telephone conferences with Sandy Lewis regarding strategy and review petition and stay issues.
04/02/08	JFL	5.50	150	\$825.00	Extended attention to drafting petition for Special Proceeding review of Agency's Determination.
04/03/08		1.00	300	\$300.00	Draft portions of petition and stay documents and telephone call with Sandy Lewis regarding same.
04/03/08	JFL	5.75	150	\$862.50	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.
04/04/08	JJP	1.25	300	\$375.00	Conferences with Sandy Lewis regarding status and strategy; draft portions of Petition and Stay materials.
04/04/08	JFL	6.00	150	\$900.00	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.
04/07/08	JJP	7.25	300	\$2,175.00	Conference with the Farm Bureau; draft Petition and Motion for Stay.
04/07/08	JFL	7.75	150	\$1,162.50	Extended attention to Article 78 Petition, affidavits and Memorandum in Support of Stay; teleconferences with Essex County Clerk and Supreme Court Clerk.
04/08/08	JJP	2.50	300	\$750.00	Telephone calls with Sandy Lewis; correspondence with the Farm Bureau; telephone calls with opposing counsel and review correspondence and papers relating to motion for stay.
04/08/08	JFL	11.25	150	\$1,687.50	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.
04/09/08	FJS	0.40	250	\$100.00	Conference with John J. Privitera re possible motion to Appellate Division for stay pending appeal
04/09/08	JJP	3.00	300	\$900.00	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.
04/09/08	JFL	1.75	150	\$262.50	Meeting with John J. Privitera; attention to Article 78, Motion for Stay; and affidavits of service.
04/10/08	FJS	0.60	250	\$150.00	Conference with John J. Privitera re stay; obtain motion papers
04/10/08	JJP	3.50	300	\$1,050.00	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
04/10/08	JFL	7.00	150	\$1,050.00	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.
04/11/08	JJP	9.50	300	\$2,850.00	Prepare for, travel to and attend oral argument in front of Judge Meyer in Elizabethtown on Motion for Stay; follow up telephone calls with Sandy Lewis.
04/11/08	JFL	7.25	150	\$1,087.50	Attention to APA's opposition to stay; conferences with John J. Privitera; extended attention to issues surrounding stay and options re: appeal.
04/12/08	JJP	1.75	300	\$525.00	Work on cross appeal papers.
04/12/08	JFL	4.75	150	\$712.50	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.
04/13/08	JFL	8.10	150	\$1,215.00	Extended attention to appellate strategy, Order to Show Cause and Affirmation in Support; legal research and conference with John J. Privitera.
04/14/08	FRV	3.70	125	\$462.50	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.
04/14/08	JJP	6.25	300	\$1,875.00	Draft series of motions including supplemental motion for stay and motion to consolidate; amend petition; series of telephone calls with Sandy Lewis and Barbara Lewis
04/14/08	JFL	10.25	150	\$1,537.50	Extended attention to motion to reargue and renew motion for stay; conferences with John J. Privitera; attention to Amended Petition.
04/15/08	JFL	2.50	150	\$375.00	Served Loretta Simon, Esq. with motions; teleconference with Essex Clerk regarding Notice of Appeal in previous action; prepared Appellate papers regarding automatic stay.

DATE	TIMEKEEPER	HOURS	BILLABLE RATE	FEES BILLED	DESCRIPTION
04/15/08	JJP	2.25	300	\$675.00	Series of conferences with Sandy Lewis regarding status and strategy; review Appellate strategy and prepare for possible appeal; discuss issues with journalists.
04/16/08	JJP	2.00	300	\$600.00	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.
04/17/08	JJP	1.25	300	\$375.00	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.
04/18/08	JJP	1.25	300	\$375.00	Outline new affidavits in support of motion to renew the stay.
04/21/08	JJP	3.00	300	\$900.00	Series of telephone conferences with the Press; telephone conference with the Court regarding scheduling; outline and file new motion to renew stay.
04/21/08	JFL	2.25	150	\$337.50	Teleconference with John J. Privitera regarding APA's cross-motion to transfer; legal research regarding same.
04/22/08	JJP	1.75	300	\$525.00	Attention to Attorney General's cross motion and issues regarding stay.
04/22/08	JFL	8.25	150	\$1,237.50	Extended attention to APA's cross-motion to transfer; drafted memorandum of law in opposition and John J. Privitera Affirmation; teleconferences with Essex County Clerk and client; reviewed APA's motion papers opposing motion to reargue the stay; conferences with John J. Privitera.
04/23/08	JJP	3.75	300	\$1,125.00	Extended conferences with Sandy Lewis regarding status and strategy; attention to and response to Attorney General's cross motion regarding stay.
04/23/08	JFL	1.75	150	\$262.50	Teleconferences with client; revised and finalized memorandum of law in opposition to APA's cross-motion to transfer actions to Justice Ryan.
04/24/08	JJP	2.75	300	\$825.00	Outline Third Department motion for Stay; conferences with Sandy Lewis regarding same.
04/25/08	JFL	1.25	150	\$187.50	Attention to Judge Meyer's Decision; conference with John J. Privitera regarding appellate strategy.
04/27/08	JFL	1.50	150	\$225.00	Legal research regarding status quo; revised Appellate Motion papers.
04/28/08	FJS	0.40	250	\$100.00	Telephone conference call with motion clerk of Appellate Division and J. Privitera and J. Lamme
04/28/08	JJP	8.00	300	\$2,400.00	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.
04/28/08	JFL	7.25	150	\$1,087.50	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.
04/29/08	JJP	2.50	300	\$750.00	Attention to finalization of papers for third department extension; review stay order and issues with Sandy Lewis.
04/29/08	JFL	3.75	150	\$562.50	Attention to filing and service of Appellate Motion for Stay; conference with John J. Privitera; correspondence to Judge Meyer; e-mails with client.
04/30/08	JJP	0.50	300	\$150.00	Attention to septic system issues and compliance with Court Order for dormitory building; telephone call with Sandy Lewis.
04/30/08	JFL	0.25	150	\$37.50	Conference with John J. Privitera regarding briefing strategy.
05/05/08	JJP	2.00	300	\$600.00	Draft letter to Attorney General's office regarding septic; revise letter to be signed by Ferris; attention to filings on escrow; series of telephone conferences with Court Clerk, County Treasurer, Sandy Lewis and Barbara Lewis regarding status and review septic drawing.
05/06/08	JJP	1.25	300	\$375.00	Attention to extension of time to appeal and telephone calls regarding checks and reply papers relating thereto.
05/06/08	JFL	1.00	150	\$150.00	Attention to AG's motion papers in opposition to Appellate Division motion for a stay.
05/07/08	JJP	2.75	300	\$825.00	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.
05/07/08	JFL	5.50	150	\$825.00	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.
05/08/08	JJP	2.25	300	\$675.00	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.
05/08/08	JFL	4.75	150	\$712.50	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.
05/09/08	JFL	3.25	150	\$487.50	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.
05/09/08	JFL	1.00	150	\$150.00	Began legal research re: advisory opinions and collateral estoppel for the Art. 78 brief.
05/10/08	JJP	1.25	300	\$375.00	Draft portions of brief regarding statutory definitions.
05/12/08	JJP	0.75	300	\$225.00	Review 1971 report regarding farming.
05/12/08	JFL	1.00	150	\$150.00	Teleconference with client re: status of Appellate motion; attention to legal research re: advisory opinions and collateral estoppel.
05/13/08	JFL	2.50	150	\$375.00	Attention to briefing schedule for Article 78 proceeding; teleconference with and letters to Loretta Simon, Esq.; conference with John J. Privitera regarding scheduling.
05/14/08	JJP	0.75	300	\$225.00	Conference with Cynthia Feathers regarding amicus brief focus and telephone call with Sandy Lewis regarding same.
05/14/08	JFL	1.00	150	\$150.00	Attention to briefing issues; drafted letter to Judge Meyer; teleconference and e-mail with John J. Privitera.
05/15/08	JJP	1.00	300	\$300.00	Telephone calls with Sandy Lewis regarding status and strategy.
05/16/08	JJP	1.00	300	\$300.00	Telephone calls with Sandy Lewis; study new approach to Ryan's decision and outline brief.
05/16/08	JFL	4.00	150	\$600.00	Conference with John J. Privitera; legal research regarding collateral estoppel.
05/19/08	JFL	2.50	150	\$375.00	Legal research regarding administrative record in Article 78 proceeding and collateral estoppel; meeting with law clerk regarding same.
05/20/08	JFL	3.50	150	\$525.00	Reviewed legal research regarding collateral estoppel; began drafting Memo of Law in Support of Petition; attention to Notice of Entry of Third Department's Decision on the Stay.
05/21/08	JJP	1.00	300	\$300.00	Correspondence with Court and telephone calls regarding status and review Court orders.
05/21/08	JFL	0.75	150	\$112.50	Teleconference with Loretta Simon, Esq. regarding Record and return date; letter to Judge Meyer regard Third Department decision.
05/22/08	JFL	2.00	150	\$300.00	Attention to Memorandum of Law in Support of Article 78 Petition
05/23/08	JJP	1.50	300	\$450.00	Telephone calls with Sandy Lewis; series of new letters regarding the stay; attention to revised briefing.
05/23/08	JFL	4.00	150	\$600.00	Conferences with John J. Privitera; extended attention to memorandum of law in support of Article 78 proceeding and motion to dismiss.

DATE	TIMEKEEPER	HOURS	BILLABLE RATE	FEES BILLED	DESCRIPTION
05/26/08	JFL	1.00	150	\$150.00	Attention to memorandum of law in support of petition
05/27/08	FJS	0.30	250	\$75.00	Conference with J. Lamme re issues about appeal and stay pending appeal
05/27/08	JJP	1.75	300	\$525.00	Review brief points, outline and write portions thereof; further research regarding due process claims; correspondence regarding Adirondack Local Government Review Board; telephone calls with Sandy Lewis regarding farm.
05/27/08	JFL	5.00	150	\$750.00	Extended attention to drafting memorandum of law in support of Article 78 Petition and Motion for Summary Judgment.
05/28/08	JJP	2.00	300	\$600.00	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.
05/28/08	JFL	6.40	150	\$960.00	Extended attention to memorandum of law in support of Article 78 petition; legal research regarding substantial evidence.
05/29/08	JJP	2.50	300	\$750.00	Conferences with Sandy Lewis regarding Adirondack Local Government Review Board, Amicus brief, and other issues; study Amicus brief and attention to rewrite of portions of Lewis brief.
05/29/08	JFL	2.50	150	\$375.00	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.
05/30/08	JJP	2.00	300	\$600.00	Write brief and telephone calls with Sandy Lewis.
05/30/08	JFL	5.75	150	\$862.50	Conference with John J. Privitera; teleconference with client; extended attention to memorandum of law revisions; attention to Judge Meyer's letter and procedural implications.
05/31/08	JJP	3.00	300	\$900.00	Write and revise brief and telephone calls with Sandy Lewis regarding same.
06/02/08	JJP	5.00	300	\$1,500.00	Draft brief and review common issues and themes of briefs with Cynthia Feathers and Sandy Lewis.
06/02/08	JFL	8.50	150	\$1,275.00	Extended attention to finalizing and drafting Memorandum of Law in Support of Petition, Affirmation and Notice of Motion; teleconferences with client and Judge Meyer's chambers; conferences with John J. Privitera re: strategy.
06/03/08	JHS	2.25	185	\$416.25	Conference with John J. Privitera, Esq.; researched Internal Revenue Code regarding taxation and deductions from agricultural business; draft insert to brief.
06/03/08	JJP	4.00	300	\$1,200.00	Finalize main brief.
06/03/08	JFL	7.50	150	\$1,125.00	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.
06/04/08	JJP	1.25	300	\$375.00	Telephone calls and correspondence with Sandy Lewis regarding brief.
06/04/08	JFL	0.75	150	\$112.50	Teleconferences with client; attention to file management.
06/05/08	JFL	0.50	150	\$75.00	Teleconference with client; attention to file.
06/06/08	JFL	0.25	150	\$37.50	Teleconference with client regarding strategy.
06/10/08	JFL	1.75	150	\$262.50	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.
06/11/08	JFL	2.25	150	\$337.50	Attention to Attorney General's opposition papers; several teleconferences with client; conference with John J. Privitera; attention to strategy.
06/12/08	JJP	1.50	300	\$450.00	Review issues with Sandy Lewis; read new cases regarding error of law argument.
06/13/08	JJP	1.50	300	\$450.00	Attention to assistance regarding website development; review correspondence and court orders regarding amicus and scheduling; review status with Sandy Lewis.
06/16/08	JJP	1.75	300	\$525.00	Review Attorney General papers and outline response.
06/16/08	JFL	4.00	150	\$600.00	Extended attention to Agency's motion to dismiss petition; conferences with John J. Privitera; began drafting reply memorandum of law.
06/17/08	JJP	4.50	300	\$1,350.00	Prepare for oral argument; attention to reply memorandum of law.
06/17/08	JFL	8.75	150	\$1,312.50	Extend attention to reply memorandum of law, conferences with John J. Privitera; teleconferences with client and Cynthia Feathers, Esq.
06/18/08	CLRK	2.00	75	\$150.00	Gathering of Cases in Preparation for Argument
06/18/08	JJP	4.75	300	\$1,425.00	Finalize reply brief; review file; organize case law and other materials in preparation for oral argument and travel to Elizabethtown.
06/18/08	JFL	6.75	150	\$1,012.50	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.
06/18/08	JFL	0.50	150	\$75.00	Attention to Agency's improper Reply Affirmation.
06/19/08	JJP	10.00	300	\$3,000.00	Prepare for and participate in oral argument of Article 78 petition; travel.
06/19/08	JFL	10.25	150	\$1,537.50	Prepared for, traveled to, and attended hearing in Essex County for argument on Article 78.
06/20/08	JFL	1.00	150	\$150.00	Telephone conference with client; attention to press coverage; attention to file.
06/23/08	JJP	0.50	300	\$150.00	Telephone conference with Sandy Lewis regarding status.
06/30/08	JJP	0.75	300	\$225.00	Telephone conference with Sandy Lewis; telephone conference with Fred Monroe regarding action plan.
07/02/08	JJP	5.00	300	\$1,500.00	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.
07/02/08	JFL	3.00	150	\$450.00	Teleconference with Judge Meyer's chambers; attention to Decision; conferences with John J. Privitera, Esq. and client regarding strategy.
07/03/08	JJP	0.50	300	\$150.00	Conference with Sandy Lewis regarding status; further review of Court's opinion.
07/08/08	JFL	1.00	150	\$150.00	Conference with Loretta Simon; attention to file; e-mails to John J. Privitera and client; teleconferences with client; letter to Loretta Simon.
07/11/08	JFL	2.00	150	\$300.00	Teleconferences with client; teleconference with Cynthia Feathers; correspondence from Judge Meyer
07/14/08	JFL	2.75	150	\$412.50	Reviewed Agency's opposition to Appellate Motion to Extend Time to Appeal; drafted, served and filed Reply Affidavit.
07/15/08	JFL	0.75	150	\$112.50	Attention to e-mail and teleconference with client.
07/23/08	JJP	2.25	300	\$675.00	Draft papers in support of summary judgment and attention to answer.
07/23/08	JFL	0.50	150	\$75.00	Conference with John J. Privitera; teleconference with client.
07/25/08	JJP	0.50	300	\$150.00	Series of telephone calls with Sandy Lewis
07/28/08	JFL	0.75	150	\$112.50	Teleconferences with client; attention to file.
07/31/08	JJP	4.75	300	\$1,425.00	Draft brief in support of summary judgment.
07/31/08	JFL	4.75	150	\$712.50	Teleconferences with client; conferences with John J. Privitera; reviewed APA's Papers Opposing Article 78 Petition.
08/01/08	JJP	1.00	300	\$300.00	Telephone conferences with Sandy Lewis
08/01/08	JFL	1.00	150	\$150.00	Conferences with John J. Privitera; teleconferences with client
08/03/08	JJP	0.50	300	\$150.00	Telephone call with Sandy Lewis regarding appeal, status and strategy.
08/04/08	JFL	2.00	150	\$300.00	Attention to APA's appeal of Judge Meyer's Decision; conference with Francis J. Smith; legal research; teleconferences with client.

DATE	TIMEKEEPER	HOURS	BILLABLE RATE	FEES BILLED	DESCRIPTION
08/06/08	JFL	1.50	150	\$225.00	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.
08/07/08	JJP	2.50	300	\$750.00	Draft brief regarding third department; telephone calls with Sandy Lewis and third department regarding scheduling.
08/07/08	JFL	5.25	150	\$787.50	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.
08/08/08	JJP	1.50	300	\$450.00	Draft portions of brief and telephone call with Sandy Lewis regarding same.
08/08/08	JFL	1.25	150	\$187.50	Finalized, filed, and served response to Agency's Motion for permission to appeal; teleconference with client.
08/12/08	JJP	2.25	300	\$675.00	Study government brief and outline responses; series of conferences with Sandy Lewis, Doug Eakley, Esq., and Jacob Lamme regarding status and strategy;
08/12/08	JFL	1.50	150	\$225.00	Conference call with client and John J. Privitera
08/18/08	JJP	1.25	300	\$375.00	Telephone calls and correspondence with Sandy Lewis regarding status and strategy.
08/18/08	JFL	1.50	150	\$225.00	Conference calls with John J. Privitera, Esq. and client; drafted demand letter to Loretta Simon;
08/19/08	JJP	1.00	300	\$300.00	Telephone conferences with Sandy Lewis regarding status and strategy
08/19/08	JFL	0.25	150	\$37.50	Teleconference with client; email from client.
08/21/08	JJP	0.25	300	\$75.00	Telephone calls with Sandy Lewis regarding status and strategy.
08/21/08	JJP	0.75	300	\$225.00	Telephone calls with Sandy Lewis regarding status and strategy.
08/28/08	JJP	0.75	300	\$225.00	Series of telephone calls with Sandy Lewis regarding status and strategy.
08/29/08	JJP	1.00	300	\$300.00	Extended telephone conference with Sandy regarding status and Appellate issues
09/10/08	FJS	0.40	250	\$100.00	Conference with J. Privitera and J. Lamme re appellate issues; telephone with J. Ranous, Appellate Division motion clerk, re pending appeals
09/10/08	JFL	1.50	150	\$225.00	Meetings with John J. Privitera and Francis J. Smith re: appellate strategy; e-mail to Loretta Simon; e mail to client
09/15/08	JFL	0.75	150	\$112.50	Teleconferences with client re: website; attention to affidavits.
10/02/08	JFL	0.75	150	\$112.50	Teleconferences with client; e-mail to Loretta Simon re: transcript
10/06/08	JJP	0.25	300	\$75.00	Review correspondence from Sandy Lewis.
10/07/08	JJP	0.50	300	\$150.00	Telephone call with Sandy Lewis regarding status.
10/08/08	JJP	0.75	300	\$225.00	Conference with Sandy Lewis regarding status of dispute, record on appeal and transcript.
10/14/08	JJP	0.75	300	\$225.00	Telephone conference with Sandy Lewis and review materials and draft memorandum regarding status and strategy.
10/15/08	JFL	0.25	150	\$37.50	Teleconference with client re: June 19th transcript
11/19/08	FJS	0.30	250	\$75.00	Conference with J. Lamme re effect of decision on appeal
11/19/08	JJP	5.25	300	\$1,575.00	Study Judge Meyer decision and review with Sandy Lewis, Barbara Lewis, Cynthia Feathers and Jacob Lamme.
11/19/08	JFL	7.25	150	\$1,087.50	Extended attention to studying Judge Meyer's decision; drafted and served Notice of Entry; teleconferences with client and county treasurer; drafted proposed judgment; researched various appellate issues.
11/20/08	FJS	0.40	250	\$100.00	Conference with J. Lamme re stay and appeal issues; telephone with L. Gallo, Appellate Division motion clerk
11/20/08	JJP	4.50	300	\$1,350.00	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.
11/20/08	JFL	8.00	150	\$1,200.00	Extended attention to issues re: County treasurer and appeals; meetings with John J. Privitera; teleconferences with client and Appellate Division.
11/21/08	JJP	5.00	300	\$1,500.00	Attention to correspondence with the Court, final judgment by the Court, release of \$50,000 from escrow and extended conferences with Sandy Lewis regarding same.
11/21/08	JFL	4.00	150	\$600.00	Attention to various issues surrounding judgment and civil penalty release from escrow; teleconferences with Judge Meyer and county officials; meetings with John J. Privitera.
11/24/08	JFL	0.50	150	\$75.00	Teleconferences with client; e-mails, etc.
12/01/08	JJP	1.00	300	\$300.00	Telephone call with Sandy Lewis regarding strategy; review Third Department scheduling order;
12/01/08	JFL	0.50	150	\$75.00	Teleconference with client.
12/02/08	JJP	0.25	300	\$75.00	Telephone call with Sandy Lewis and correspondence regarding status.
12/02/08	JFL	1.00	150	\$150.00	Attention to correspondence from Attorney General's office; teleconference with John J. Privitera; attention to reply.
12/03/08	JJP	1.25	300	\$375.00	Research and study equal access to justice issues and review with Jacob Lamme; draft letter in response to Loretta Simon regarding final judgment.
12/03/08	JFL	5.25	150	\$787.50	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.
12/04/08	JJP	0.50	300	\$150.00	Telephone conference with Sandy Lewis regarding status and finalize letter to Loretta Simon.
12/04/08	JFL	0.75	150	\$112.50	Teleconference with client re: recent correspondence with Attorney General; e-mails to client re: same
12/18/08	JJP	0.75	300	\$225.00	Telephone conferences with Sandy Lewis regarding status and Appellate strategy.
12/22/08	JJP	0.75	300	\$225.00	Review Appellate strategy in light of notice of appeal with Sandy Lewis.
12/22/08	JFL	3.00	150	\$450.00	Teleconference with Appellate Division Clerk's Office; attention to drafting motion consolidation papers
12/23/08	JJP	1.75	300	\$525.00	Draft motion in Third Department regarding advanced briefing schedule; conferences with Sandy and Barbara regarding status and strategy; and series of conferences with Sandy Lewis regarding same.
12/23/08	JFL	4.25	150	\$637.50	Attention to drafting motion consolidation papers; finalized and served appellate motion papers
12/24/08	JFL	0.50	150	\$75.00	Attention to e-mails with client and providing motion to client
12/29/08	JJP	0.75	300	\$225.00	Conference with Sandy Lewis and Farm Bureau regarding Appellate strategy.
12/30/08	JJP	1.25	300	\$375.00	Series of conferences with Sandy Lewis regarding Appellate timing and submissions; conference with Sandy Lewis and Farm Bureau representatives regarding support.
12/31/08	JJP	0.50	300	\$150.00	Telephone call with Sandy Lewis regarding Appellate strategy.
01/05/09	JJP	1.00	300	\$300.00	Draft papers regarding consolidation of appeals in the Third Department; conference with Sandy Lewis relating thereto.
01/05/09	JFL	5.75	150	\$862.50	Teleconferences with client (extended conference call); attention to APA's opposition to consolidation motion; drafted Reply Affidavit and served and filed same with Third Department
01/06/09	JJP	0.75	300	\$225.00	Telephone call with Sandy Lewis regarding Farm Bureau and alliances and Amicus Brief
01/06/09	JFL	1.00	150	\$150.00	Teleconference and e-mail with client; corrected reply affidavit; drafted letter to Appellate Division

DATE	TIMEKEEPER	HOURS	BILLABLE RATE	FEES BILLED	DESCRIPTION
01/08/09	JJP	1.00	300	\$300.00	Conference with Barbara Lewis regarding status and strategy; conferences with Sandy Lewis regarding same.
01/09/09	JJP	1.50	300	\$450.00	Attention to surreply in the Third Department; conferences and other Appellate issues; conference with Sandy Lewis.
01/09/09	JFL	0.50	150	\$75.00	Attention to AG's Sur-Reply; e-mail and teleconference with John J. Privitera re: same.
01/15/09	JFL	0.25	150	\$37.50	Teleconferences with client and John J. Privitera re APA's contact at LFF's engineer
01/16/09	JJP	1.00	300	\$300.00	Conferences with Sandy Lewis regarding appeal; conference with Doug Ferris regarding contact from Doug Miller of the APA regarding stay application.
01/16/09	JFL	0.25	150	\$75.00	Attention to Appellate Division's Order
01/20/09	JJP	1.00	300	\$300.00	Correspondence with Cynthia Feathers regarding Farm Bureau executive strategy; conference with Sandy Lewis regarding executive strategy and appellate strategy.
01/21/09	JJP	0.50	300	\$150.00	Conference with Sandy Lewis; conference with Cynthia Feathers regarding Appellate strategy.
01/28/09	JJP	0.75	300	\$225.00	Conference with Sandy Lewis regarding Appellate strategy.
01/27/09	JJP	0.50	300	\$150.00	Telephone conference with Farm Bureau regarding appellate strategy.
02/02/09	JJP	0.50	300	\$150.00	Review issues and law regarding motion for a stay/injunction in the Third Department.
02/02/09	JFL	0.25	150	\$37.50	Attention to Record on Appeal; teleconference with Loretta Simon re: same
02/03/09	JJP	0.75	300	\$225.00	Attention to issues regarding motion for stay or injunction; draft portions of brief regarding constitutional impact; telephone conference with Sandy Lewis regarding same.
02/03/09	JFL	2.25	150	\$337.50	Teleconferences and e-mails with client re: APA's motion for a stay; teleconference and e-mail with Douglas Ferris, P.E.
02/04/09	JJP	2.50	300	\$750.00	Draft opposition to motion for stay/injunction.
02/05/09	JJP	3.25	300	\$975.00	Draft Brief in opposition to motion for injunction.
02/05/09	JFL	1.75	150	\$262.50	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
02/05/09	JFL	2.25	150	\$337.50	Legal research re: procedural aspects of APA's motion for a stay; conference with John J. Privitera re: strategy for opposition
02/06/09	JJP	2.25	300	\$675.00	Draft brief in opposition to motion for injunction.
02/06/09	JFL	4.50	150	\$675.00	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.
02/10/09	JJP	1.75	300	\$525.00	Draft portions of brief in opposition to motion for injunction.
02/11/09	JFL	2.50	150	\$375.00	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.
02/12/09	JJP	3.25	300	\$975.00	Draft portions of brief in opposition to motion for injunction.
02/12/09	JFL	6.75	150	\$1,012.50	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.
02/13/09	FJS	0.30	250	\$75.00	Conference with John J. Privitera and J. Lamme re motion for preliminary injunction pending appeal
02/13/09	JJP	4.00	300	\$1,200.00	Draft brief in opposition to motion for injunction.
02/13/09	JFL	6.50	150	\$975.00	Teleconference with Loretta Simon re: finalization of Table of Contents for Record on Appeal; attention to drafting stay opposition papers
02/14/09	JJP	3.00	300	\$900.00	Draft portions of brief in opposition to motion for stay.
02/14/09	JFL	4.50	150	\$675.00	Attention to drafting Memorandum of Law in Opposition to Agency's Motion for Injunction
02/15/09	JJP	1.75	300	\$525.00	Draft brief in opposition to motion for injunction.
02/16/09	JJP	2.25	300	\$675.00	Draft brief in opposition to motion for injunction.
02/17/09	JJP	1.75	300	\$525.00	Finalize brief in opposition to motion for injunction.
02/17/09	JFL	4.25	150	\$637.50	Attention to drafting, revising and finalizing papers in opposition to injunction; filed and served the same
02/18/09	JFL	1.75	150	\$262.50	Teleconferences with client and Loretta Simon re: Record on Appeal; e-mail to client; letter to Simon
02/19/09	JFL	2.75	150	\$412.50	Teleconferences with client; attention to reviewing Agency's proposed Record on Appeal; reviewed Farm Bureau's Amicus Motion; drafted letter to Loretta Simon, Esq.
02/23/09	JJP	0.50	300	\$150.00	Review reply regarding motion for injunction in Third Department; draft letter to the Court
02/23/09	JFL	1.75	150	\$262.50	Reviewed Agency's reply papers in support of the Motion for an Injunction; teleconferences and e-mails with client re: same
02/23/09	JFL	0.50	150	\$75.00	Legal research in preparation for appeal
02/27/09	JFL	0.50	175	\$87.50	E-mail to client re: AG's response to amicus motion; meeting with John J. Privitera re: appellate strategy
03/02/09	JJP	1.00	300	\$300.00	Study government brief and preliminary outline of response.
03/02/09	JFL	3.75	175	\$656.25	E-mail to Loretta Simon; attention to Agency's Appellate papers; teleconferences with client; meeting with John J. Privitera; letter to Julie Sheridan
03/03/09	JJP	0.50	300	\$150.00	Further review of government brief and discuss same with Sandy Lewis.
03/03/09	JFL	8.00	175	\$1,400.00	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
03/04/09	JJP	0.50	300	\$150.00	Series of conferences with Sandy Lewis regarding briefing.
03/04/09	JFL	7.00	175	\$1,225.00	Teleconferences with client; extended attention to drafting respondent's Brief on Appeal
03/05/09	JJP	0.75	300	\$225.00	Draft portions of response brief.
03/05/09	JFL	4.00	175	\$700.00	Teleconference with client re: comments on Appellant's Brief; continued drafting Respondent's brief.
03/06/09	JJP	1.00	300	\$300.00	Draft outline to brief.
03/06/09	JFL	2.00	175	\$350.00	Meeting with John J. Privitera; attention to Respondent's Brief; drafted letter to Appellate Division re: Respondent's Brief page limit extension
03/09/09	JJP	0.50	300	\$150.00	Telephone conferences with Sandy Lewis regarding status, strategy amicus brief and overall argument.
03/09/09	JFL	0.25	175	\$43.75	E-mails and teleconference re: Court's ruling on amicus motion
03/10/09	JFL	3.00	175	\$525.00	E-mail and teleconferences with client re: APA meeting status and Court's ruling on Amicus Motion; attention to issues re: Record on Appeal; travel to Camelot to retrieve Record
03/11/09	JJP	0.50	300	\$150.00	Telephone calls with Sandy Lewis regarding government brief.
03/11/09	JFL	0.50	175	\$87.50	Teleconference with client; attention to issues re: Record on Appeal
03/16/09	JFL	0.25	175	\$43.75	Attention to issues re: the appeal.
03/18/09	JJP	2.00	300	\$600.00	Attention to Brief.
03/18/09	JFL	0.50	175	\$87.50	Telephone conference with client; email to client; attention to issues re: appeal.
03/19/09	JFL	1.00	175	\$175.00	Telephone conference with Cynthia Feathers, Esq. re: Appellate Brief strategy; Attention to issues re: brief and appeal.
03/20/09	JJP	2.00	300	\$600.00	Revise Brief.

DATE	TIMEKEEPER	HOURS	BILLABLE RATE	FEES BILLED	DESCRIPTION
03/20/09	JFL	7.75	175	\$1,356.25	Extended attention to Respondent's Brief on Appeal; Telephone conference with client & conference with John J. Privitera re: same.
03/21/09	JJP	2.00	300	\$600.00	Revise brief.
03/21/09	JFL	1.75	175	\$306.25	Attention to revising & drafting Respondent's Brief on Appeal; email draft of same to John J. Privitera.
03/23/09	JJP	2.00	300	\$600.00	Draft brief.
03/23/09	JFL	5.75	175	\$1,006.25	Telephone conferences with client & Cynthia Feathers, Esq.; extended attention to drafting and revising Respondents' Appellate Brief.
03/24/09	JJP	5.00	300	\$1,500.00	Draft brief.
03/24/09	JFL	2.50	175	\$437.50	Meetings with John J. Privitera; letter to Appellate Division; Attention to Respondents' Brief on Appeal.
03/25/09	JJP	3.00	300	\$900.00	Draft brief.
03/25/09	JFL	7.50	175	\$1,312.50	Meetings with John J. Privitera; extended attention to drafting and revising Respondents' Brief on Appeal.
03/26/09	JHS	1.00	185	\$185.00	Conference with John J. Privitera, Esq.; revise brief point regarding Internal Revenue Code.
03/26/09	JJP	2.00	300	\$600.00	Draft brief.
03/26/09	JFL	4.75	175	\$831.25	Teleconference with client; e-mail with Cynthia Feathers, Esq.; attention to drafting and revising Respondents' Brief on Appeal.
03/27/09	JFL	7.50	175	\$1,312.50	Extended attention to drafting and revising Respondents' Brief on Appeal.
03/28/09	JJP	2.00	300	\$600.00	Finish brief.
03/29/09	JFL	5.50	175	\$962.50	Revised Respondents' Brief pursuant to John J. Privitera's changes; cite checked case law in Brief.
03/30/09	FJS	0.80	250	\$200.00	Review respondents' brief; conference with J. Lamme re same.
03/30/09	JFL	7.00	175	\$1,225.00	Extended attention to revising Respondents' Brief on Appeal; teleconferences with John J. Privitera, Cynthia Feathers and client.
03/31/09	JFL	3.25	175	\$568.75	Revised and finalized Respondents' Brief on Appeal; teleconferences with client.
04/01/09	MPB	0.90	175	\$157.50	Proofread Appellate Brief.
04/01/09	JFL	3.50	175	\$612.50	Teleconferences with client; finalized and served respondents' Brief on Appeal.
04/06/09	JFL	1.00	175	\$175.00	Reviewed Farm Bureau's Amicus Brief; attention to issues on appeal; teleconference with client.
04/10/09	JJP	0.50	300	\$150.00	Meet with Jacob Lamme regarding status and strategy on briefing.
04/10/09	JFL	0.25	175	\$43.75	Meeting with John J. Privitera re: appeal.
04/13/09	JJP	1.75	300	\$525.00	Study constitutional issues for reply papers.
04/15/09	JFL	0.25	175	\$43.75	Attention to Appellate Division's schedule; teleconference with client.
04/16/09	JJP	1.50	300	\$450.00	Extended conference with Sandy Lewis regarding status and strategy; review constitutional issues for final reply brief.
04/16/09	JFL	0.75	175	\$131.25	E-mails to client and Farm Bureau; teleconferences with client and Cynthia Feathers.
04/17/09	JJP	0.75	300	\$225.00	Study Amicus Brief from Farm Bureau and markup same.
04/21/09	JFL	0.50	175	\$87.50	Attention to preparations re: reply brief; conference with John J. Privitera.
04/23/09	JFL	0.50	175	\$87.50	Teleconference with client re: strategy on Reply Brief.
04/24/09	JFL	0.25	175	\$43.75	Attention to caselaw under the EAJA.
04/27/09	JFL	0.50	175	\$87.50	Teleconference and attention to e-mail of client.
04/28/09	JFL	6.10	175	\$1,067.50	Teleconferences with client; attention to legal research and drafting Reply Brief; teleconferences with John J. Privitera.
04/29/09	JJP	1.50	300	\$450.00	Draft portions of brief and conferences with Sandy Lewis regarding same.
04/29/09	JFL	4.00	175	\$700.00	Teleconferences with client; attention to drafting Reply Brief and studying APA's Reply Brief.
04/30/09	JJP	2.00	300	\$600.00	Draft portions of brief and conference with Sandy Lewis regarding same.
04/30/09	JFL	1.75	175	\$306.25	Teleconferences with client; attention to drafting reply brief.
05/01/09	JFL	0.50	175	\$87.50	Teleconferences with client; attention to case summary review.
05/03/09	JFL	1.75	175	\$306.25	Attention to reply brief.
05/04/09	JJP	1.50	300	\$450.00	Redraft portions of brief; conference with Sandy Lewis regarding same.
05/04/09	JFL	4.50	175	\$787.50	Attention to research and drafting Reply Brief; teleconference with client.
05/05/09	JJP	3.00	300	\$900.00	Draft and redraft substantial portions of Third Department Brief; deliver to Sandy Lewis and review with him.
05/05/09	JFL	5.50	175	\$962.50	Conferences with John J. Privitera; attention to drafting and revising Reply Brief.
05/06/09	JJP	1.75	300	\$525.00	Revise Brief and telephone call with Sandy Lewis regarding same.
05/06/09	JFL	2.50	175	\$437.50	Attention to e-mail correspondence; conference with John J. Privitera; revisions to brief; teleconferences with client.
05/07/09	JJP	1.50	300	\$450.00	Draft reply brief and conferences with Sandy Lewis regarding same.
05/07/09	JFL	2.25	175	\$393.75	Reviewed administrative record; reviewed and revised Reply Brief; attention to e-mails and teleconferences from client.
05/08/09	JJP	2.25	300	\$675.00	Finalize and edit reply brief; conferences with Sandy Lewis regarding same.
05/08/09	JFL	4.75	175	\$831.25	Attention to reviewing, revising and finalizing Reply Brief; filing and service of same; teleconferences and e-mail with client.
05/11/09	JFL	0.25	175	\$43.75	Attention to e-mail correspondence; teleconference with Court re: calendar.
05/12/09	JFL	0.25	175	\$43.75	Reviewed letter from Appellate Division; e-mailed same to client.
05/15/09	JJP	0.75	300	\$225.00	Telephone call with Sandy Lewis and prepare for oral argument.
05/17/09	JFL	1.75	175	\$306.25	Prepared Argument notebook.
05/18/09	JJP	0.50	300	\$150.00	Telephone call with Sandy Lewis regarding oral argument strategy.
05/18/09	JFL	0.75	175	\$131.25	Teleconferences with client and court; attention to e-mail.
05/20/09	JJP	1.00	300	\$300.00	Conference with Sandy Lewis regarding status and strategy.
05/22/09	JJP	1.00	300	\$300.00	Draft portions of oral argument.
05/24/09	JJP	2.00	300	\$600.00	Prepare for oral argument.
05/26/09	JJP	3.50	300	\$1,050.00	Prepare for oral argument.
05/26/09	JFL	4.25	175	\$743.75	Extended attention to oral argument preparation with John J. Privitera.
05/27/09	JJP	7.50	300	\$2,250.00	Prepare for and participate in oral argument.
05/27/09	JFL	6.50	175	\$1,137.50	Extended attention to preparation for appellate argument; attended argument.
05/29/09	JJP	0.50	300	\$150.00	Correspondence with Sandy Lewis and review issues regarding misstatements by government at oral argument.
06/12/09	JJP	1.75	300	\$525.00	Telephone conference with Sandy Lewis regarding oral argument.
06/12/09	JFL	0.80	175	\$140.00	Teleconferences and e-mails with client re: appeal issues.
06/13/09	JJP	0.50	300	\$150.00	Telephone call with Sandy Lewis regarding status and strategy.
07/13/09	JJP	0.50	300	\$150.00	Study case developments and review issues with Sandy Lewis.

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07/16/09	JJP	4.00	300	\$1,200.00	Study opinion and conferences with Sandy Lewis and Barbara Lewis regarding implications of decision; telephone conferences with Amicus Counsel, Farm Bureau; respond to inquiries and review Appellate issues with Farm Bureau counsel.
07/16/09	JFL	2.00	175	\$350.00	Reviewed Appellate Division's Decision; conferences with John J. Privitera and client re: strategy; e-mails re: same
07/16/09	CLRK	3.50	75	\$262.50	Researching and drafting memo regarding CPLR 8600 counsel fees.
07/17/09	JFL	0.50	175	\$87.50	Attention to e-mails and reports re: Appellate Decision
07/17/09	CLRK	4.00	75	\$300.00	Researching and drafting memo regarding EAJA fees.
07/18/09	CLRK	5.00	75	\$375.00	Researching and drafting memo regarding EAJA counsel fees.
07/20/09	CLRK	4.00	75	\$300.00	Researching and drafting memo regarding CPLR 8601 counsel fees.
07/20/09	JJP	1.00	300	\$300.00	Review New York Law under CPLR and conference with Sandy Lewis regarding appeal rights and right to attorney's fees under New York Law.
07/20/09	JJP	1.50	300	\$450.00	Provide advice to Lewis Farm regarding farmhouse construction, APA appeal rights and right to counsel fees.
07/20/09	JFL	1.50	175	\$262.50	Teleconferences with client and conference with John J. Privitera re: strategy on EAJA motion
07/22/09	JJP	0.75	300	\$225.00	Conferences with Sandy Lewis and Jake Lamme regarding appeal rights and right to counsel fees
07/22/09	JFL	0.30	175	\$52.50	Conferences with John Privitera regarding appeal and right to counsel fees
07/24/09	JJP	1.25	300	\$375.00	Conferences with Sandy Lewis regarding right to farm, right to attorney's fees and New York law regarding the same
07/27/09	JJP	0.25	175	\$43.75	Attention to Article 86 of the CPLR; e-mail to client regarding the same
08/04/09	JFL	1.50	175	\$262.50	Attention to strategy and legal research for EAJA motion; conferences with John J. Privitera
08/04/09	JJP	0.50	300	\$150.00	Review counsel fee statute and cases; attention to application for fees
08/05/09	JFL	3.75	175	\$656.25	Attention to drafting brief and affidavit for EAJA motion
08/05/09	JJP	2.00	300	\$600.00	Research scope of counsel fees application; attention to portions of brief and affidavits
08/06/09	JFL	4.75	175	\$831.25	Legal research regarding EAJA under federal and New York law; conferences with John J. Privitera and client; continued drafting motion papers
08/07/09	JFL	7.50	175	\$1,312.50	Extended attention to legal research and drafting motion papers for EAJA motion
08/07/09	JJP	1.75	300	\$525.00	Draft portions of brief in support of motion for counsel fees; research scope of claim and defenses
08/09/09	JFL	2.25	175	\$393.75	Revised motion papers for EAJA motion
08/10/09	JFL	7.50	175	\$1,312.50	Extended attention to drafting motion papers for EAJA motion
08/10/09	JJP	2.50	300	\$750.00	Review and markup final affidavits and brief in support of EAJA motion
8/11/2009	JFL	0.75	175	131.25	Legal research re: EAJA motion
8/12/2009	JFL	3.75	175	656.25	Finalized motion papers; teleconferences with client; conferences with John J. Privitera
8/12/2009	JJP	1.25	300	375.00	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.
8/13/2009	JFL	8.25	175	1,443.75	Revise Affidavit exhibits; attention to filing EAJA motion; travel to and from Essex County
8/17/2009	JFL	0.25	175	43.75	Teleconference and e-mail with client
8/18/2009	JFL	0.25	175	43.75	Teleconferences with client; conference with John J. Privitera
8/19/2009	JFL	2.25	175	393.75	Teleconferences with client; attention to issues re: motion for fees and letter re: costs awarded by Judge Meyer
8/20/2009	JJP	2.00	300	600.00	Prepare for and participate in press conference and series of telephone calls with press and Sandy Lewis regarding same; correspondence with New York Times.
8/20/2009	JFL	1.50	175	262.50	Attention to e-mail correspondence and participate in press conference; conference with John J. Privitera
8/21/2009	JFL	1.50	175	262.50	Teleconferences with client; attention to press articles and reactions.
8/21/2009	JJP	0.75	300	225.00	Telephone calls with Sandy Lewis regarding strategy and review media.
8/26/2009	JJP	0.50	300	150.00	Conferences with Farm Bureau regarding Amicus representation and conference with Sandy Lewis regarding same.
8/28/2009	JFL	1.00	175	175.00	Teleconferences with client and Judge Meyer's chambers; drafted letter to Judge Meyer.
8/29/2009	JFL	0.25	175	43.75	E-mails with client.
8/31/2009	JJP	3.50	300	1,050.00	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.
8/31/2009	JFL	3.50	175	612.50	Reviewed State's opposition to EAJA motion; teleconferences with client; meetings with John J. Privitera re: strategy
9/1/2009	JFL	7.50	175	1,312.50	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.
9/1/2009	JJP	5.25	300	1,575.00	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.
9/2/2009	JJP	1.00	300	300.00	Draft portions of reply to AG's opposition to Attorney fee application.
9/2/2009	JFL	0.25	175	43.75	Teleconference and e-mails from client.
9/3/2009	JJP	0.75	300	225.00	Read some of the cases cited by the AG in opposition to Attorney fee application.
9/4/2009	JFL	0.25	175	43.75	Teleconference with client.
9/8/2009	JFL	1.50	175	262.50	Attention to Farm Bureau's Amicus motion and the State's opposition thereto; conference with John J. Privitera.
9/8/2009	JJP	1.00	300	300.00	Draft letter to the Court regarding the Amicus Brief and conference with Sandy Lewis regarding Affidavit in support of reply papers.
9/9/2009	JJP	2.00	300	600.00	Draft portions of brief and conference with Sandy Lewis regarding structure and strategy.
9/10/2009	JJP	0.75	300	225.00	Conference with Sandy Lewis and draft portions of reply brief.
9/12/2009	JJP	5.00	300	1,500.00	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.
9/14/2009	JJP	2.25	300	675.00	Draft and revise brief and affidavit.
9/14/2009	JFL	0.25	175	43.75	Teleconference with client re: status
9/15/2009	JFL	0.60	175	105.00	Conferences with John J. Privitera; attention to items for reply papers; e-mails from client
9/15/2009	JJP	2.25	300	675.00	Write sections of brief in reply; interview affiants.
9/16/2009	JJP	1.25	300	375.00	Attention to drafting and rewriting of affidavit in reply.
9/16/2009	JFL	0.75	175	131.25	Conference with John J. Privitera; attention to reply papers for EAJA fees motion
9/17/2009	JJP	2.00	300	600.00	Draft supporting affidavit; conference with affiants regarding same; attention to ethics argument in brief.

DATE	TIMEKEEPER	HOURS	BILLABLE RATE	FEES BILLED	DESCRIPTION
9/18/2009	JJP	1.50	300	450.00	Draft brief and conference with Sandy Lewis regarding same.
9/18/2009	JFL	0.50	175	87.50	Attention to reply papers
9/19/2009	JFL	1.25	175	218.75	Attention to reviewing drafts of reply papers on EAJA motion
9/21/2009	JFL	10.80	175	1,890.00	Extended attention to drafting and revising reply papers on motion for counsel fees pursuant to Article 86 of CPLR
9/21/2009	JJP	2.25	300	675.00	Draft brief.
9/22/2009	JJP	1.50	300	450.00	Edit and finalize brief.
9/22/2009	JFL	5.25	175	918.75	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
9/23/2009	JJP	0.50	300	150.00	Telephone call with Sandy Lewis regarding status.
9/24/2009	JJP	0.50	300	150.00	Telephone call with Sandy Lewis regarding amicus issues, court correspondence and scheduling.
9/24/2009	JFL	2.75	175	481.25	Teleconferences with client and Court; conference call with John J. Privitera and Cynthia Feathers; e-mails to client re: motion papers
10/2/2009	JFL	1.00	175	175.00	Reviewed Farm Bureau's amicus memo of law; conference with John J. Privitera; legal research re: same
10/6/2009	JFL	0.25	175	43.75	E-mail from client; review Farm Bureau's Amicus brief.
10/9/2009	JFL	0.50	175	87.50	Teleconference with client; attention to case summary
10/13/2009	JFL	1.75	175	306.25	Reviewed State's cross-motion/sur-reply; teleconferences with client; conference with John J. Privitera re: strategy; outlined response
10/13/2009	JJP	0.50	300	150.00	Review Attorney General's "Motion to Strike."
10/14/2009	JJP	1.00	300	300.00	Conference with Sandy Lewis regarding Motion to Strike; outline response.
10/14/2009	JFL	1.25	175	218.75	Attention to State's cross-motion to strike; conference with John J. Privitera re: strategy for response; attention to case summary
10/15/2009	JFL	0.25	175	43.75	Teleconferences with client
10/15/2009	JJP	0.75	300	225.00	Conference with Sandy Lewis regarding defense of Motion to Strike.
10/16/2009	JFL	0.40	175	70.00	Attention to case summary; e-mails with John J. Privitera
10/17/2009	JJP	0.75	300	225.00	Draft memorandum in opposition to motion to strike.
10/20/2009	JJP	0.50	300	150.00	Draft memorandum in opposition to motion to strike.
10/20/2009	JFL	3.25	175	568.75	Conference with John J. Privitera re: reply to State's cross-motion; drafted and revised reply papers
10/21/2009	JFL	1.75	175	306.25	Revised and finalized Memo of Law; conferences with John J. Privitera and client
10/22/2009	JFL	2.00	175	350.00	Finalized papers in opposition to State's "cross-motion to strike"; teleconferences with client; conference with John J. Privitera
10/26/2009	JFL	1.00	175	175.00	Attention to correspondence from Court; conference with John J. Privitera; teleconferences with client; e-mail to client
10/26/2009	JJP	0.50	300	150.00	Prepare for oral argument.
10/26/2009	JJP	2.25	300	675.00	Prepare for oral argument.
10/28/2009	JFL	2.50	175	437.50	Attention to preparations for oral argument; conferences with J. Privitera; teleconferences with client.
10/29/2009	JFL	7.25	175	1,268.75	Travel to and attend oral argument on EAJA motion for fees.
10/29/2009	JJP	8.50	300	2,550.00	Prepare for, travel to and participate in oral argument in Essex County.
10/30/2009	JJP	0.50	300	150.00	Conference with Sandy Lewis regarding status.
11/9/2009	JFL	0.25	175	43.75	Teleconference with client re: status
12/18/2009	JFL	0.30	175	52.50	Teleconference with client re: status of case

TOTAL FEES

\$203,157.25

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

ATTORNEYS AT LAW

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FAX: (518) 426-4260

677 Broadway
P.O. Box 459
Albany, New York 12201

Lewis Family Farm, Inc.
Whallons Bay Road
Essex, NY 12939

Client No. 010772 / 90444

DATE	EXPENSE	DESCRIPTION
06/19/08	\$0.14	Long Distance Telephone
06/19/08	\$126.25	James Girvin; Travel
06/19/08	\$133.83	Jacob F. Lamme; Travel
06/20/08	\$1.28	Long Distance Telephone
06/20/08	\$0.31	Long Distance Telephone
06/20/08	\$0.14	Long Distance Telephone
06/24/08	\$1.29	Long Distance Telephone
06/25/08	\$260.04	John J. Privitera; Travel to Elizabeth town 6/18-19/08, mileage (129.28), meals (25.55) and hotel (105.21)
06/30/08	\$193.68	Lexis-Nexis
06/30/08	\$40.32	Lexis-Nexis
07/02/08	\$18.00	Copy Charges
07/02/08	\$2.00	Long Distance Telephone
07/03/08	\$57.00	Copy Charges
07/03/08	\$45.00	State of New York; Witness Fee - 3rd dept
07/09/08	\$0.89	Long Distance Telephone
07/10/08	\$0.43	Long Distance Telephone
07/11/08	\$125.00	National Corporate Research, LTD; Certified Copies
07/11/08	\$1.72	Long Distance Telephone
07/16/08	\$0.25	Long Distance Telephone
07/16/08	\$0.24	Long Distance Telephone
07/18/08	\$0.83	Long Distance Telephone
07/22/08	\$0.11	Long Distance Telephone
07/25/08	\$0.77	Long Distance Telephone
07/25/08	\$0.54	Long Distance Telephone
07/29/08	\$0.28	Long Distance Telephone
07/30/08	\$27.60	Copy Charges
07/30/08	\$33.00	Copy Charges
07/30/08	\$20.70	Copy Charges
07/30/08	\$9.90	Copy Charges
07/31/08	\$99.03	Lexis-Nexis; Online Research
07/31/08	\$248.19	Kinko's copy expense
07/31/08	\$0.56	Long Distance Telephone
08/05/08	\$0.97	Long Distance Telephone

DATE	EXPENSE	DESCRIPTION
08/05/08	\$0.83	Long Distance Telephone
08/11/08	\$0.14	Long Distance Telephone
08/11/08	\$0.47	Long Distance Telephone
08/13/08	\$0.43	Long Distance Telephone
08/15/08	\$1.33	Long Distance Telephone
08/15/08	\$1.50	Long Distance Telephone
08/15/08	\$1.65	Long Distance Telephone
08/19/08	\$1.96	Long Distance Telephone
08/22/08	\$1.37	Long Distance Telephone
08/29/08	\$1.14	Long Distance Telephone
09/04/08	\$0.38	Long Distance Telephone
09/08/08	\$0.52	Long Distance Telephone
09/08/08	\$0.18	Long Distance Telephone
09/08/08	\$0.34	Long Distance Telephone
09/09/08	\$2.94	Long Distance Telephone
09/09/08	\$0.49	Long Distance Telephone
09/12/08	\$1.04	Long Distance Telephone
09/12/08	\$0.12	Long Distance Telephone
09/22/08	\$0.14	Long Distance Telephone
09/28/08	\$4.80	Postage
09/29/08	\$0.85	Long Distance Telephone
10/02/08	\$2.56	Long Distance Telephone
10/07/08	\$0.55	Long Distance Telephone
10/13/08	\$0.28	Long Distance Telephone
10/20/08	\$387.22	Camelot Legal Copy; Copy Charges
10/20/08	\$1.30	Long Distance Telephone
10/22/08	\$0.83	Long Distance Telephone
10/31/08	\$1.23	Long Distance Telephone
10/31/08	\$0.55	Long Distance Telephone
11/06/08	\$0.15	Long Distance Telephone
11/10/08	\$0.58	Long Distance Telephone
11/10/08	\$0.29	Long Distance Telephone
11/20/08	\$2.78	Long Distance Telephone
11/24/08	\$0.83	Long Distance Telephone
11/30/08	\$10.38	Vendor Federal Express; Federal Express
12/01/08	\$6.75	Copy Charges
12/16/08	\$0.36	Long Distance Telephone
12/23/08	\$25.20	Copy Charges
12/23/08	\$6.60	Copy Charges
12/23/08	\$45.00	State of New York; Motion fee
12/30/08	\$5.06	Postage
12/30/08	\$1.27	Long Distance Telephone
12/30/08	\$2.93	Long Distance Telephone
12/31/08	\$4.36	Long Distance Telephone
01/21/09	\$152.40	Copy Charges
01/22/09	\$171.45	Copy Charges
02/02/09	\$33.13	OK Copy Valet; Copy Charges
02/03/09	\$1.22	Long Distance Telephone
02/17/09	\$63.60	Copy Charges
03/12/09	\$404.24	Camelot Legal Copy; Copy Charges
03/18/09	\$11.40	Vendor Federal Express; Federal Express

DATE	EXPENSE	DESCRIPTION
03/18/09	\$11.40	Vendor Federal Express; Federal Express
03/24/09	\$0.25	Long Distance Telephone
04/01/09	\$171.00	Copy Charges
04/02/09	\$0.16	Long Distance Telephone
04/20/09	\$0.55	Long Distance Telephone
05/06/09	\$0.43	Long Distance Telephone
05/06/09	\$0.61	Long Distance Telephone
05/11/09	\$0.10	Long Distance Telephone
05/19/09	\$0.52	Long Distance Telephone
05/29/09	\$0.81	Long Distance Telephone
06/18/09	\$5.50	Sanjeev Devabhakthuni; Travel on 6/10
07/30/09	\$11.40	Vendor Federal Express; Federal Express
08/12/09	\$45.00	Essex County Clerk; Motion Fee
08/12/09	\$145.75	Jacob F. Lamme; Travel
08/14/09	\$17.26	Postage
09/23/09	\$408.60	Copy Charges
09/23/09	\$19.80	Postage
10/23/09	\$5.23	Postage
10/28/09	\$134.75	Jacob F. Lamme; Travel

Expense Total

\$3,796.53