

DATE FILED: September 26, 2018 5:37 PM
FILING ID: 2AB89412B555D
CASE NUMBER: 2018CV149

EXHIBIT A

SHERMAN & HOWARD L.L.C.

City of Fort Collins, Colorado
City Attorney's Office
P.O. Box 580
Fort Collins, CO 80522-0580

INVOICE NO. 731069
JUNE 29, 2018

RE: Sutherland Litigation

FOR PROFESSIONAL SERVICES RENDERED
From 4/30/18 through 6/16/18 in
accordance with the itemized statement
attached:

| | |
|--------------------|------------------------|
| TIME COST: | 2,678.75 |
| LESS 10% DISCOUNT: | <u>-267.88</u> |
| OUR FEE: | 2,410.87 |
| DISBURSEMENTS: | <u>0.00</u> |
| INVOICE TOTAL: | <u><u>2,410.87</u></u> |

cc:
John Duval

| DATE | DESCRIPTION OF SERVICES BILLED |
|----------------------------|---|
| 04/30/18 John Mill | HOURS: 0.50 RATE: 545 COST: 272.50 Read complaint by Mr. Sutherland. |
| 05/01/18 John Mill | HOURS: 1.50 RATE: 545 COST: 817.50 Prepared for and had call with Ms. Daggett, Mr. Duval [REDACTED] [REDACTED] regarding Sutherland lawsuit. |
| 05/11/18 Amanda Milgrom | HOURS: 0.25 RATE: 360 COST: 90.00 Reviewed Complaint. |
| 05/30/18 John Mill | HOURS: 0.25 RATE: 545 COST: 136.25 Spoke with Mr. Duvall regarding case status, Timnath's potential notice and bond issuance date. |
| 06/12/18 John Mill | HOURS: 2.50 RATE: 545 COST: 1,362.50 Reviewed Tinmath and Compass's Motion to Dismiss, counterclaims and Motion to enjoin further pro se filings by Mr. Sutherland; drafted email to Ms. Daggett and Mr. Duval regarding issues and recommendations. |
| FEES: | 2,678.75 |

SHERMAN & HOWARD L.L.C.

City of Fort Collins, Colorado
City Attorney's Office
P.O. Box 580
Fort Collins, CO 80522-0580

INVOICE NO. 734168
AUGUST 13, 2018

RE: Sutherland Litigation

FOR PROFESSIONAL SERVICES RENDERED
From 6/25/18 through 7/14/18 in
accordance with the itemized statement
attached:

| | |
|--------------------|-------------------------|
| TIME COST: | 17,491.25 |
| LESS 10% DISCOUNT: | <u>-1,749.13</u> |
| OUR FEE: | 15,742.12 |
| DISBURSEMENTS: | <u>267.58</u> |
| INVOICE TOTAL: | <u><u>16,009.70</u></u> |

cc:
John Duval

| DATE | DESCRIPTION OF SERVICES BILLED |
|----------------------------|---|
| 06/25/18 John Mill | HOURS: 1.00 RATE: 545 COST: 545.00 Read two court orders regarding Mr. Sutherland's motions to intervene in proposed metro district matters; read string of emails from Mr. Sutherland regarding broadband vote and bonds; read information on City's plan for broadband service. |
| 06/27/18 John Mill | HOURS: 2.25 RATE: 545 COST: 1,226.25 Reviewed relevant documents from City [REDACTED]; reviewed other cases involving Mr. Eric Sutherland; reviewed Complaint against City; drafted memo [REDACTED]; reviewed Court Order denying Mr. Sutherland's challenge to ballot title for broadband measure on November 2017 ballot. |
| 06/28/18 Amanda Milgrom | HOURS: 0.75 RATE: 360 COST: 270.00 Strategized with Mr. Mill about potential arguments for Motion to Dismiss and next steps. |
| 06/28/18 John Mill | HOURS: 2.00 RATE: 545 COST: 1,090.00 Revised memo [REDACTED]; reviewed Court orders in Sutherland cases against Poudre School District; considered arguments regarding lack of standing; met with Ms. Milgrom regarding research on standing issue and potential motion to dismiss; drafted email to Mr. Duval regarding needed documents. |
| 06/29/18 Amanda Milgrom | HOURS: 1.75 RATE: 360 COST: 630.00 Researched standing and other legal issues for Motion to Dismiss. |
| 07/02/18 Amanda Milgrom | HOURS: 1.75 RATE: 360 COST: 630.00 Conferred with Mr. Mill on issue of standing; researched issue of standing and drafted analysis. |
| 07/02/18 John Mill | HOURS: 2.50 RATE: 545 COST: 1,362.50 Spoke with Mr. Woodward regarding court hearing on Timnath's motion to dismiss claims by Mr. Sutherland; drafted email to clients; spoke with Mr. Duval regarding standing and other issues; reviewed relevant City Charter provisions; revised memo regarding key issues; spoke briefly with Ms. Milgrom regarding research on standing; [REDACTED]; read part of Plaintiff's response to Timnath. |
| 07/03/18 Amanda Milgrom | HOURS: 1.00 RATE: 360 COST: 360.00 Conferred with Mr. Mill about Motion to Dismiss, including issues of standing [REDACTED]; had e-mail correspondence with clients about standing issue; [REDACTED] |

[REDACTED]

07/03/18
John Mill
HOURS: 1.50 RATE: 545 COST: 817.50
Read emails from Mr. Sutherland; drafted response; drafted email to Mr. Duval.

07/05/18
Amanda Milgrom
HOURS: 3.25 RATE: 360 COST: 1,170.00
Researched [REDACTED] arguments for Motion to Dismiss.

07/05/18
John Mill
HOURS: 0.75 RATE: 545 COST: 408.75
Reviewed April 3, 2018 minutes of council and electric utility enterprise; drafted emails [REDACTED] regarding additional needed documents; drafted email to Mr. Duval [REDACTED].

07/06/18
Amanda Milgrom
HOURS: 1.50 RATE: 360 COST: 540.00
Conferred with Mill about [REDACTED]; reviewed memorandum [REDACTED].

07/06/18
John Mill
HOURS: 3.50 RATE: 545 COST: 1,907.50
Read Official Statement regarding Sutherland claims; read [REDACTED]; considered issues for call; had call with Mr. Duval.

07/08/18
Amanda Milgrom
HOURS: 1.25 RATE: 360 COST: 450.00
Began drafting Motion to Dismiss.

07/09/18
Amanda Milgrom
HOURS: 2.75 RATE: 360 COST: 990.00
Drafted additional parts of Motion to Dismiss.

07/10/18
Amanda Milgrom
HOURS: 0.75 RATE: 360 COST: 270.00
Continued drafting Motion to Dismiss.

07/11/18
Amanda Milgrom
HOURS: 3.50 RATE: 360 COST: 1,260.00
Continued drafting Motion to Dismiss; had telephone conference with Mr. Duval about standing argument.

07/12/18
Amanda Milgrom
HOURS: 3.75 RATE: 360 COST: 1,350.00
Had email correspondence with Mr. Mill about standing argument; continued work on Motion to Dismiss.

07/12/18
John Mill
HOURS: 1.25 RATE: 545 COST: 681.25
Reviewed draft motion to dismiss and considered issues and needed revisions.

07/13/18
Amanda Milgrom
HOURS: 3.50 RATE: 360 COST: 1,260.00
Had telephone conference with Mr. Mill about revisions to Motion to Dismiss; revised Motion to Dismiss.

07/13/18
John Mill

HOURS: 0.50 RATE: 545 COST: 272.50
Spoke with Ms. Milgrom regarding revisions to motion to
dismiss.

FEES: **17,491.25**

DISBURSEMENTS:

| | | |
|----------------------------|--------|---------------------|
| Computer Assisted Research | 194.08 | |
| Filing Fees | 73.50 | |
| | <hr/> | |
| | | <hr/> 267.58 |

TOTAL FEES AND DISBURSEMENTS: **\$ 16,009.70**

SHERMAN & HOWARD L.L.C.

City of Fort Collins, Colorado
City Attorney's Office
P.O. Box 580
Fort Collins, CO 80522-0580

INVOICE NO. 735911
AUGUST 29, 2018

RE: Sutherland Litigation

FOR PROFESSIONAL SERVICES RENDERED
From 7/16/18 through 8/18/18 in
accordance with the itemized statement
attached:

| | |
|--------------------|-------------------------|
| TIME COST: | 14,688.75 |
| LESS 10% DISCOUNT: | <u>-1,468.88</u> |
| OUR FEE: | 13,219.87 |
| DISBURSEMENTS: | <u>935.92</u> |
| INVOICE TOTAL: | <u><u>14,155.79</u></u> |

cc:
John Duval

| DATE | DESCRIPTION OF SERVICES BILLED |
|----------------------------|--|
| 07/16/18 John Mill | HOURS: 1.00 RATE: 545 COST: 545.00 Revised motion to dismiss. |
| 07/17/18 Amanda Milgrom | HOURS: 7.00 RATE: 360 COST: 2,520.00 Revised Motion to Dismiss; drafted affidavits for Mr. Beckstead and Ms. Knoll; had telephone conference with Mr. Duvall, Ms. Daggett, and Mr. Mill about Motion to Dismiss. |
| 07/17/18 John Mill | HOURS: 3.00 RATE: 545 COST: 1,635.00 Made further changes to motion to dismiss; conferred with Ms. Milgrom regarding revisions and affidavit; had call with Ms. Daggett and Mr. Duval regarding motion; drafted conferral email to Mr. Sutherland; spoke with Ms. Milgrom regarding affidavits and revisions; reviewed and revised draft motion and two draft affidavits; revised motion. |
| 07/18/18 Amanda Milgrom | HOURS: 5.50 RATE: 360 COST: 1,980.00 Revised Motion to Dismiss; had telephone conference with Mr. Duvall and Mr. Beckstead about Mr. Beckstead's affidavit; revised affidavits. |
| 07/18/18 John Mill | HOURS: 4.75 RATE: 545 COST: 2,588.75 Gave direction to Ms. Milgrom; reviewed latest drafts of affidavits and motion; revised proposed order; reviewed and revised Beckstead affidavit; spoke with Mr. Duval [REDACTED]. |
| 08/07/18 John Mill | HOURS: 0.50 RATE: 545 COST: 272.50 Reviewed various motions and responses [REDACTED]. [REDACTED] drafted email to clients regarding status and fees. |
| 08/08/18 John Mill | HOURS: 1.50 RATE: 545 COST: 817.50 Read Mr. Sutherland's email regarding dismissing some but not all of his claims; drafted email to Mr. Duval with recommendations; spoke with Mr. Duval; spoke with Mr. Burris (counsel for Timnath) regarding his response to Mr. Sutherland; drafted response to Mr. Sutherland. |
| 08/10/18 Amanda Milgrom | HOURS: 1.50 RATE: 360 COST: 540.00 Reviewed Plaintiff's Response to Motion to Dismiss; conferred with Mr. Mill about arguments for reply brief. |
| 08/11/18 Amanda Milgrom | HOURS: 1.75 RATE: 360 COST: 630.00 Researched validity and scope of recital statutes as related to issuing municipal bonds. |

| | |
|----------------------------|--|
| 08/13/18 Amanda Milgrom | HOURS: 2.50 RATE: 360 COST: 900.00 Continued researching legal arguments for Reply in support of Motion to Dismiss; conferred with Mr. Mill about drafting Reply; began drafting Reply. |
| 08/13/18 John Mill | HOURS: 0.50 RATE: 545 COST: 272.50 Read Plaintiff's motion for reconsideration regarding Timnath/Compass and Court's order; spoke with Ms. Milgrom regarding reply supporting City's motion to dismiss; drafted email to clients. |
| 08/14/18 Amanda Milgrom | HOURS: 2.50 RATE: 360 COST: 900.00 Continued drafting Reply in support of Motion to Dismiss. |
| 08/14/18 John Mill | HOURS: 1.00 RATE: 545 COST: 545.00 Reviewed draft reply; spoke with Ms. Milgrom regarding revisions. |
| 08/15/18 Amanda Milgrom | HOURS: 0.75 RATE: 360 COST: 270.00 Revised Reply in support of Motion to Dismiss per Mr. Duval's feedback. |
| 08/15/18 John Mill | HOURS: 0.50 RATE: 545 COST: 272.50 Reviewed and revised reply brief in support of City's motion to dismiss. |

FEES: **14,688.75**

DISBURSEMENTS:

| | | |
|----------------------------|--------|---------------|
| Postage | 7.90 | |
| Computer Assisted Research | 914.52 | |
| Filing Fees | 13.50 | |
| | | 935.92 |

TOTAL FEES AND DISBURSEMENTS: **\$ 14,155.79**

SHERMAN & HOWARD L.L.C.

City of Fort Collins, Colorado
City Attorney's Office
P.O. Box 580
Fort Collins, CO 80522-0580

INVOICE NO. 737567
SEPTEMBER 20, 2018

RE: Sutherland Litigation

FOR PROFESSIONAL SERVICES RENDERED
From 9/5/18 through 9/15/18 in
accordance with the itemized statement
attached:

| | |
|--------------------|------------------------|
| TIME COST: | 2,123.75 |
| LESS 10% DISCOUNT: | <u>-212.38</u> |
| OUR FEE: | 1,911.37 |
| DISBURSEMENTS: | <u>266.92</u> |
| INVOICE TOTAL: | <u><u>2,178.29</u></u> |

cc:
John Duval

| DATE | DESCRIPTION OF SERVICES BILLED |
|----------------------------|---|
| 09/05/18 Amanda Milgrom | HOURS: 0.75 RATE: 360 COST: 270.00 Drafted Bill of Costs. |
| 09/05/18 John Mill | HOURS: 0.50 RATE: 545 COST: 272.50 Read Court Order dismissing all claims against the City; drafted email to clients. |
| 09/06/18 John Mill | HOURS: 0.25 RATE: 545 COST: 136.25 Read email from Mr. Duval; read order regarding fees, costs in other case; considered costs issues; drafted email to Mr. Duval. |
| 09/11/18 John Mill | HOURS: 1.00 RATE: 545 COST: 545.00 Read Order awarding attorney's fees to Timnath and drafted email to clients; spoke with Ms. Milgrom regarding motion for fees and costs; read email from Ms. Daggett regarding fees; drafted email regarding fees and hourly rates. |
| 09/12/18 Amanda Milgrom | HOURS: 2.50 RATE: 360 COST: 900.00 Drafted Motion for Attorneys' Fees and Bill of Costs; drafted Affidavit of Mr. Mill. |

FEES: **2,123.75**

DISBURSEMENTS:

| | | |
|----------------------------|--------|---------------|
| Computer Assisted Research | 253.29 | |
| Copies | 0.13 | |
| Filing Fees | 13.50 | |
| | 266.92 | 266.92 |

TOTAL FEES AND DISBURSEMENTS: **\$ 2,178.29**

