

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

The Staff of the Missouri Public Service Commission,)	
)	
)	
Complainant,)	
)	
v.)	
)	Case No. WC-2010-0227
Aspen Woods Apartment Associates, LLC,)	
and National Water & Power, Inc.)	
)	
Respondents.)	

**AFFIDAVIT OF AMY CHEN
IN SUPPORT OF RESPONDENT
ASPEN WOODS APARTMENT ASSOCIATES, L.L.C.'S
MOTION FOR ATTORNEYS' FEES AND EXPENSES**

COMES NOW, the Affiant, Amy Chen, and having been first duly sworn does state upon her oath as follows:

1. I, Amy Chen, am over the age of eighteen (18) and competent to testify.
2. I am employed by the law firm of Husch Blackwell, LLP, 235 E. High Street, Suite 200, Jefferson City, Missouri, as the Assistant Office Administrator. Husch Blackwell, LLP, is sometimes referred to below as "the Firm." As Assistant Office Administrator, I am the custodian of the financial records for the Jefferson City office of Husch Blackwell, LLP. My responsibilities as Assistant Office Administrator include issuing invoices for services and receiving and processing payments on those invoices.
3. BPG Properties, LLC ("BPG") is a client of the Firm. Exhibit 1 to this Affidavit is an itemized statement of the fees and other expenses incurred and billed by

Husch Blackwell, LLP, for services rendered from February 2, 2010, through January 31, 2011, to BPG in the above-captioned matter. The descriptions of work performed on Exhibit 1 represent the services rendered by the attorneys and paralegals in connection with the firm's representation of BPG in the above-captioned matter. Exhibit 1 represents the amounts incurred and billed for the services rendered as described in the narrative portion of the Exhibit. Services are billed on a tenth (1/10) of an hour basis. Also included are expenses which are attributable to BPG, such as photocopying charges, long distance telephone charges, transcript fees or other similar charges itemized on the statement.

4. The Firm assigns "matter numbers" to track the fees and services attributable to each different matter on which its employees work.

5. The Firm's attorneys and paralegals make individual entries that describe the matter number, the nature of their work, and the time spent on the work at or near the time they render services. These entries are stored in the Firm's accounting software, and are used to prepare bills, invoices, and other financial statements. These entries are records kept by the Firm in the ordinary course of business.

6. Expenses are also recorded by persons with personal knowledge at or near the time the expenses are incurred. Records of expenses are also stored in the Firm's accounting software, and are used to prepare bills, invoices, and other financial statements. These records are kept by the Firm in the ordinary course of business.

7. The textual descriptions, time entries, and expenses listed in Exhibit 1 are records kept in the ordinary course of the Firm's business. Only the fees, expenses, and other costs attributable to the above-captioned matter are included.

8. The billing rates for attorneys and legal assistants changed for work performed on or after January 1, 2011.

FURTHER AFFIANT SAYETH NOT.

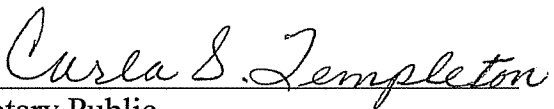

AMY CHEN

2-11-11
Date

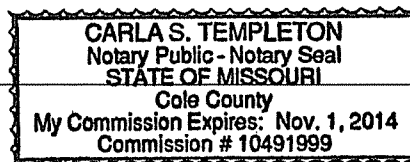
STATE OF MISSOURI)
) ss.
COUNTY OF COLE)

On this 11th day of Feb., 2011, before me personally appeared Amy Chen, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that she executed the same as her free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year above written.


Notary Public

My Commission expires: _____



Respectfully submitted,

HUSCH BLACKWELL, LLP

By: /s/ Lowell D. Pearson
LOWELL D. PEARSON #46217
235 East High Street, Suite 200
P.O. Box 1251
Jefferson City, MO 65102
Telephone: 573-635-9118
Facsimile: 573-634-7854
Email: lowell.pearson@huschblackwell.com

COUNSEL FOR ASPEN WOODS APARTMENT
ASSOCIATES, LLC

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing was served by hand-delivery, facsimile transmission, certified mail, electronic mail and/or United States mail, postage prepaid, to the following parties of record this 14th day of February, 2011:

Jennifer Hernandez
General Counsel Office
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Lewis R. Mills, Jr.
Public Counsel
Missouri Office of the Public Counsel
P.O. Box 2230
Jefferson City, MO 65102-2230

Craig S. Johnson
Johnson & Sporleder, LLP
304 E. High Street, Suite 200
P.O. Box 1670
Jefferson City, MO 65102

Paul Boudreau
Brydon Swearengen & England, P.C.
312 East Capitol Avenue
Jefferson City, MO 65101

/s/ Lowell D. Pearson

HUSCH BLACKWELL

P.O. BOX 790379, SAINT LOUIS, MISSOURI 63179, (314) 480-1500, Federal ID No. 26-1688286

BPG Properties, LLC
C/O Loretta Kelly, Esq.
General Counsel BPG Properties, Ltd.
3000 Centre Square West
1500 Market Street
Philadelphia, PA 19102

PAYMENT DUE UPON RECEIPT

Our Reference No. 0058062-0000005

Date: February 10, 2011

Re: Staff of MO Public Service Comm v Aspen Woods Apartments LLC

Invoice No. *****

For Professional Services Rendered and Costs Advanced Through January 31, 2011

Date	Professional Services	Hours
02/02/10	Telephone conference with Loretta Kelly; review Complaint. E. DeGroot	0.50
02/02/10	Review information on Aspen Woods Properties; telephone conference with Loretta Kelly regarding public service commission issues. K. Mueller	0.40
02/04/10	Initial review of PSC complaint (.5); telephone conference with Loretta Kelly (.1); conference with J. Roodhouse (.1); give instructions re file set-up (.2) L. Pearson	0.90
02/05/10	Detailed review of complaint (.9); review Public Service Commission docket (.3); review Public Service Commission rules re contested cases (.4); review statutes cited in complaint (.4) L. Pearson	2.00
02/08/10	Discussion with L. Pearson re PSC complaint (.6); phone conference with K. Mueller re procedure of PSC and steps to be taken in determining course of litigation strategy(.3) J. Roodhouse	0.90

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Exhibit 1

Date	Professional Services	Hours
02/08/10	Telephone conference with Loretta Kelly and J. Roodhouse (.6); draft memorandum to file re same (.4); review email from Loretta Kelly and contract with NWP (.4); draft email to Kathleen Mueller re case status (.2) L. Pearson	1.60
02/09/10	Draft consent to joint representation for Aspen Woods entities and Barry Howard, and transmit same to Loretta Kelly (.8) L. Pearson	0.80
02/15/10	Review recent Public Service Commission decision and draft letter to Loretta Kelly re same (1.2) L. Pearson	1.20
02/26/10	Telephone call to Loretta Kelly; conference with J. Roodhouse regarding Answer. L. Pearson	0.30
03/01/10	Analyze PSC complaint and take preliminary notes on suggested responses (.4); phone conference with Loretta Kelly (.3); draft Answer (.6); email and phone correspondence with NWP counsel Michael Foote (.1) J. Roodhouse	1.40
03/02/10	Confer with L. Pearson re PSC procedure and strategy in filing responsive pleadings and motions to dismiss (.3); phone conference with Loretta Kelly re advised filings (.1); phone conference with NWP counsel Michael Foote (.2); draft answer and provide draft to L. Pearson (.9); confer with L. Pearson re revisions (.2); revise Answer for Aspen Woods Apartments Associates, LLC (.6) J. Roodhouse	2.30
03/02/10	Review and comment on draft answer (.3); conference with J. Roodhouse re strategy for same (.3) L. Pearson	0.60
03/03/10	Draft Answer for Barry Howard and Aspen LLC (1.1); confer with L. Pearson re revisions (.2); email drafts and recommendation to Loretta Kelly re fictitious entity (.2); research and draft motion to dismiss Barry Howard (1.9); review PSC rules for electronic filings and requirements for service (.3) J. Roodhouse	3.70
03/03/10	Review and comment on motion to dismiss Barry Howard L. Pearson	0.20
03/04/10	Confer with L. Pearson (.1); final revisions to Answers and Motion to dismiss (.1); email correspondence to Loretta with final drafts (.2); coordinate filing details with staff for filing with PSC (.3) J. Roodhouse	0.70

Date	Professional Services	Hours
03/04/10	Draft email to Loretta Kelly re strategy for case and transmitting answers and motion to dismiss Barry Howard L. Pearson	0.20
03/08/10	Review PSC filings and NWP's Answer (.3); email correspondence to Loretta Kelly (.1) J. Roodhouse	0.40
03/08/10	Review orders to show cause, answer and scheduling order received from PSC L. Pearson	0.30
03/09/10	Phone conference with Jennifer Hernandez re issues in Barry Howard's motion to dismiss and scheduling for meeting with L. Pearson and J. Roodhouse J. Roodhouse	0.20
03/12/10	Phone conference with PSC attorney Jennifer Hernandez and L. Pearson J. Roodhouse	0.30
03/12/10	Telephone conference with Jennifer Hernandez, counsel for PSC and J. Roodhouse (.4); draft status report to Loretta Kelly (.4); review motion filed by previous owners and transmit same to Loretta Kelly (.2) L. Pearson	1.00
03/15/10	Review email correspondence re case status (.1); analyze PSC's response to Barry Howard Motion to Dismiss (.2) J. Roodhouse	0.30
03/15/10	Review PSC order re non-owner defendants and transmit same to client L. Pearson	0.30
03/16/10	Review recent PSC filings and confer with L. Pearson (.2); phone call to Loretta Kelly re affidavit for Barry Howard (.1) J. Roodhouse	0.30
03/16/10	Review answer filed by NWP and transmit same to Loretta Kelly L. Pearson	0.20
03/17/10	Phone call from Loretta Kelly (.1); phone conference with L. Pearson and Loretta Kelly (.2); followup discussion with L. Pearson (.1); review draft affidavit from Loretta Kelly, discuss with L. Pearson (.2); phone call to PSC attorney Jennifer Hernandez to discuss sufficiency of affidavit for Howard's dismissal J. Roodhouse	0.70
03/17/10	Telephone conference with Loretta Kelly and J. Roodhouse (.2); conference with J. Roodhouse (.1); review affidavit from non-owner parties (.2); telephone call to Craig Johnson, counsel for NWP (.1) L. Pearson	0.60

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Date	Professional Services	Hours
03/19/10	Email correspondence with Loretta Kelly re Barry Howard affidavit and motion to dismiss (.1); review correspondence from PSC attorney Jennifer Hernandez (.1); prepare affidavit and accompanying motion for filing (.3) J. Roodhouse	0.50
03/19/10	Review affidavit to be filed and emails re same L. Pearson	0.20
03/23/10	Attend pre-hearing conference L. Pearson	0.80
03/23/10	Attend PSC status hearing with L. Pearson (.8); left voice mail for Loretta Kelly and counsel for NWP (.1) J. Roodhouse	0.90
03/30/10	Analyze email correspondence and proposed joint scheduling order from PSC attorney Jennifer Hernandez (.2); email correspondence with L. Pearson and Loretta Kelly (.1) J. Roodhouse	0.30
04/01/10	Analyze Order of PSC requiring follow-up status report and scheduling order (.1); telephone conference with Lowell Pearson and Craig Johnson, local attorney for NWP (.4); telephone conference with Loretta Kelly (.1); e-mail correspondence to Loretta Kelly with PSC Order (.1). J. Roodhouse	0.70
04/01/10	Telephone conference with Craig Johnson (.4); telephone conference with Loretta Kelly (.1). L. Pearson	0.50
05/03/10	Phone conference with Loretta Kelly and L. Pearson J. Roodhouse	0.20
05/03/10	Telephone conference with Loretta Kelly and J. Roodhouse L. Pearson	0.20
05/07/10	Phone call from NWP attorney Craig Johnson (.1); receive and review email correspondence from Craig Johnson (.2); confer with L. Pearson re Johnson phone call and case strategy (.1) J. Roodhouse	0.40
05/07/10	Conference with J. Roodhouse (.2); review two PSC cases re jurisdiction (.4) L. Pearson	0.60
05/10/10	Confer with L. Pearson re discovery strategies (.2); phone call with Loretta Kelly and followup discussion with L. Pearson (.2) J. Roodhouse	0.40

Date	Professional Services	Hours
05/10/10	Conference with J. Roodhouse re discovery plan (.2); telephone conference with Loretta Kelly and J. Roodhouse (.2) L. Pearson	0.40
05/17/10	Voicemail left with Loretta Kelly re status update phone conference J. Roodhouse	0.10
05/20/10	Email to Loretta Kelly re phone conference J. Roodhouse	0.10
05/21/10	Review email correspondence from Loretta Kelly (.1); confer with L. Pearson (.1); begin draft of data requests to serve on Missouri Public Service Commission (1.1) J. Roodhouse	0.30
05/24/10	Phone call to Loretta Kelly (.1); draft data requests to Missouri Public Service Commission (.2) J. Roodhouse	0.30
05/25/10	Review withdrawal motion by Craig Johnson, counsel for NPW (.2); telephone call to Craig Johnson (.1); e-mails to and from Loretta Kelly re same (.2) L. Pearson	0.50
05/26/10	Draft and finalize document requests to Missouri Public Service Commission and National Water & Power, Inc. (3.3); phone conference with L. Pearson and Loretta Kelly re case strategy (.3) J. Roodhouse	3.60
05/26/10	Telephone conference with Loretta Kelly and J. Roodhouse L. Pearson	0.30
05/27/10	Revise and file discovery requests (.6); review discovery requests from PSC to NPW (.3); transmit same to Loretta Kelly (.1) L. Pearson	1.00
05/28/10	Review filings in public service commission (.2); draft response to commission's order directing filing re Craig Johnson's motion for leave to withdraw (.2); confer with L. Pearson (.1) J. Roodhouse	0.50
05/28/10	Review Commission's order directing response re NPW (.1); conference with J. Roodhouse re response (.1) L. Pearson	0.20
06/09/10	Telephone conference with NWP local counsel Craig Johnson regarding NWP discovery responses. J. Roodhouse	0.20

Date	Professional Services	Hours
06/10/10	Telephone conference with Jennifer Hernandez. J. Roodhouse	0.40
06/11/10	Conference with L. Pearson regarding telephone conference with Jennifer Hernandez (.3); analyze Aspen Woods Lease, Utility Addendum and Contract provisions with NWP to verify statements made by Jennifer Hernandez (.2); prepare e-mail memoranda to Loretta Kelly providing status update and documenting telephone conferences with NWP Craig Johnson and Jennifer Hernandez (.8). J. Roodhouse	1.30
06/11/10	Conference with J. Roodhouse regarding telephone conference with Jennifer Hernandez (.3). L. Pearson	0.30
06/15/10	Analyze discovery requests from PSC to Aspen Woods and forward to client for discussion (.5); review e-mail correspondence from Loretta Kelly and Order granting Craig Johnson's Motion to Withdraw (.1). J. Roodhouse	0.60
06/16/10	Telephone conference with L. Pearson and Loretta Kelly (.5); conference with L. Pearson regarding discovery responses (.2). J. Roodhouse	0.70
06/16/10	Review discovery responses (.3); telephone conference with Loretta Kelly (.5); conference with J. Roodhouse (.2). L. Pearson	1.00
06/17/10	Analyze e-mail correspondence and documents produced by Missouri PSC (.7); prepare memorandum to Aspen staff to assist with responding to discovery requests (.2). J. Roodhouse	0.90
06/17/10	Conference with J. Roodhouse regarding PSC's responses to our discovery (.2). L. Pearson	0.20
06/18/10	Prepare memorandum paraphrasing PSC document requests for Aspen staff. J. Roodhouse	0.90
06/21/10	Prepare memo to assist with document production. J. Roodhouse	0.70

Date	Professional Services	Hours
06/22/10	Analyze e-mail correspondence from client and memorandum from Michael Foote (.2); analyze discovery requests, responses and objections and organize same for meeting with L. Pearson (.4); conference with L. Pearson regarding discovery issues and strategies for responding to discovery and seeking withheld documents from PSC (.7); revise memorandum summarizing PSC document requests (.1); prepare e-mail correspondence to Loretta Kelly including documents produced by PSC noting documents of interest (.4); prepare e-mail correspondence to Loretta Kelly regarding Aspen location and copying of documents responsive to PSC requests (.3). J. Roodhouse	2.10
06/22/10	Review all discovery materials to develop strategy for possible discovery disputes and for response (1.0); meeting with J. Roodhouse regarding same (.4). L. Pearson	1.40
06/23/10	Prepare letter to Jennifer Hernandez (.7); telephone conference with L. Pearson and Loretta Kelly (.3). J. Roodhouse	1.00
06/23/10	Telephone conference with Loretta Kelly and J. Roodhouse (.3). L. Pearson	0.30
06/24/10	Prepare letter to PSC attorney (.1); telephone conference with Jennifer Hernandez regarding discovery disputes (.3); prepare e-mail to Loretta Kelly and L. Pearson regarding telephone call (.3); voicemail message to Craig Johnson regarding discovery (.1). J. Roodhouse	0.80
06/25/10	Telephone conference with Craig Johnson (.3); send discovery materials to Craig Johnson (.3). L. Pearson	0.60
06/30/10	Analyze NWP responses to PSC Staff's Interrogatories and Request for Production of Documents (.7); review e-mail correspondence from L. Pearson regarding additional discovery requests to file (.1). J. Roodhouse	0.80
07/01/10	Confer with L. Pearson re additional discovery requests (.2); draft email correspondence to Loretta Kelly containing NWP responses to PSC discovery requests(.3); draft first set of interrogatories to PSC and NWP, proof and prepare for service and filing of certificates of service (1.9); voice mail left for Craig Johnson re interrogatories (.1) J. Roodhouse	2.50
07/02/10	Review NWP discovery requests served on PSC (.2); email correspondence with NWP counsel Craig Johnson re discovery issues (.2); meeting with counsel for NWP Craig Johnson and L. Pearson (1.0) J. Roodhouse	1.40

Date	Professional Services	Hours
07/02/10	Meet with Craig Johnson and J. Roodhouse (1.0); detailed review of all discovery for NWP (.5) L. Pearson	1.50
07/06/10	Exchange e-mails with Loretta Kelly re discovery (.4) L. Pearson	0.40
07/07/10	Phone conference with Loretta Kelly and L. Pearson re meeting with Craig Johnson (.5); analyze documents produced by client for production to PSC (1.4); analyze documents sent by Loretta Kelly re tenant complaint (.2) J. Roodhouse	2.10
07/07/10	Telephone conference with Loretta Kelly and J. Roodhouse (.5); telephone conference with K. Mueller (.2) L. Pearson	0.70
07/08/10	Analyze documents compiled by client for production to PSC (2.5); phone conferences with Anne-Marie Niklaus and Melissa Tarris re additional materials needed (.2); receive and review additional materials sent from Melissa Tarris (.3); confer with L. Pearson re potentially privileged documents (.1); phone conference with Loretta Kelly re disclosure of tenant-identifying information (.1); coordinate labelling of documents for production with support staff (.2); draft responses to interrogatories (.2) J. Roodhouse	3.60
07/09/10	Draft responses to PSC interrogatories (.9); draft email correspondence to Loretta Kelly re questions on interrogatory responses (.3); email correspondence with Anne-Marie Niklaus and Deborah Kast (.2); draft objections and responses to PSC requests for production of documents (1.9) J. Roodhouse	3.30
07/12/10	Draft interrogatory responses (.9); revise responses to PSC requests for documents (.7) J. Roodhouse	1.60
07/12/10	Conference with J. Roodhouse re discovery (.2) L. Pearson	0.20
07/13/10	Compare NWP responses to Aspen draft responses to PSC interrogatories (.4); revise drafts and present to L. Pearson for review (1.5); analyze L. Pearson edits and incorporate into drafts (.8); phone conference with Loretta Kelly (.1); finalize drafts of discovery responses (.2); draft email correspondence with drafts attached for Loretta Kelly's review (.3) J. Roodhouse	3.30
07/13/10	Review and comment on draft discovery responses (.5) L. Pearson	0.50

Date	Professional Services	Hours
07/14/10	Confer with L. Pearson (.2); receive and review email correspondence from Loretta Kelly and suggested revisions (.2); draft email correspondence to Loretta Kelly and incorporate suggested edits (.2); prepare discovery responses and documents for service and filing (.5) J. Roodhouse	1.10
07/19/10	Receive signed Mathes affidavit from Loretta Kelly, amend interrogatory responses and certificate of service J. Roodhouse	0.30
07/22/10	Receive, review and respond to email correspondence from opposing counsel Jennifer Hernandez re privilege log of documents withheld by PSC J. Roodhouse	0.20
07/26/10	Receive and review NWP's objections to 2nd set of interrogatories (.1); receive and review correspondence and privilege log from PSC staff of responsive documents not produced on grounds of privilege or statutory bar (.4) J. Roodhouse	0.50
07/26/10	Conference with J. Roodhouse re privilege log and other discovery issues L. Pearson	0.20
07/27/10	Draft email correspondence to Loretta Kelly attaching PSC privilege log J. Roodhouse	0.20
07/28/10	Confer with L. Pearson re discovery issues (.2); voicemail left with Loretta Kelly re decision to pursue PSC privilege log documents (.1) J. Roodhouse	0.30
07/28/10	Conference with J. Roodhouse re discovery (.2) L. Pearson	0.20
07/29/10	Review email correspondence between L. Pearson and Loretta Kelly (.1); phone conference with PSC attorney Jennifer Hernandez (.1); draft email to Loretta Kelly re phone conference (.2); followup phone conversations with L. Pearson and Loretta Kelly (.2) J. Roodhouse	0.60
07/29/10	Conference with J. Roodhouse re privilege log by PSC L. Pearson	0.20
07/30/10	Review PSC's status report (.1); conference with J. Roodhouse (.1); exchange e-mails with Loretta Kelly re same (.4) L. Pearson	0.60
08/03/10	Review objections to discovery from PSC (.2); exchange e-mails with Loretta Kelly (.2) L. Pearson	0.40

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Date	Professional Services	Hours
08/04/10	Exchange e-mails with Loretta Kelly re apartment association (.3) L. Pearson	0.30
08/05/10	Conference with J. Roodhouse re status report due on August 16 (.2) L. Pearson	0.20
08/06/10	Review recent court of appeals case (.3); exchange e-mails with Loretta Kelly (.2) L. Pearson	0.50
08/17/10	Telephone conference with Loretta Kelly and representatives of National Apartment Association and St. Louis Apartment Association (.7); telephone conference with Jennifer Hernandez (.2) L. Pearson	0.90
08/18/10	Telephone conference with Jennifer Hernandez (.2); telephone conference with Loretta Kelly (.1) L. Pearson	0.30
08/19/10	Two telephone conferences with Loretta Kelly (.3); telephone conference with Craig Johnson (.2) L. Pearson	0.50
08/23/10	Exchange e-mails with Jennifer Hernandez, counsel for PSC (.2); exchange e-mails with Loretta Kelly (.4) L. Pearson	0.60
08/24/10	Exchange e-mails with Jennifer Hernandez and Craig Johnson re scheduling of settlement meeting (.3); draft e-mail to Loretta Kelly (.1); telephone conference with Jennifer Hernandez (.2); exchange e-mails with Loretta Kelly (.2) L. Pearson	0.80
08/25/10	Prepare for and attend settlement conference (2.6) L. Pearson	2.60
08/30/10	Review Missouri Public Service Commission website for pleadings (.2); prepare documents for review by L. Pearson (.2) D. Bullock	0.10
08/30/10	Telephone conference with Loretta Kelly (.3); review Universal Utilities case and other cases and draft analysis of same and transmit to Loretta Kelly (.6); multiple e-mails to and from Craig Johnson and Jennifer Hernandez re procedural order (.4); telephone conference with Jennifer Hernandez re PSC Staff's proposal for negotiations (.2); telephone conference with Craig Johnson (.2) L. Pearson	1.70
08/31/10	Telephone call from Craig Johnson (.1); e-mail exchange with Jennifer Hernandez (.2) L. Pearson	0.30

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Date	Professional Services	Hours
09/01/10	Attend Pre-trial Conference. L. Pearson	1.50
09/02/10	Telephone conference with Loretta Kelly and National and Missouri Apartment Associations. L. Pearson	0.60
09/03/10	Review and comment on draft of scheduling order; exchange e-mails with opposing counsel regarding same. L. Pearson	0.40
09/08/10	Review scheduling order and transmit same to Loretta Kelly (.2); give instructions regarding docketing (.1); draft memo to National Apartment Association regarding Missouri law and regarding scheduling order (.8). L. Pearson	1.10
09/08/10	Review filings on the Public Service Commission website. D. Bullock	0.30
09/15/10	Review draft of statement to Apartment Association members. L. Pearson	0.10
09/22/10	Review e-mail from Jennifer Hernandez and proposed amended complaint (.3); review file regarding Jennifer Hernandez's claim that discovery responses were incomplete (.2); draft e-mail to Loretta Kelly outlining strategy (.4). L. Pearson	0.90
09/26/10	Draft e-mail message to Loretta Kelly (.2); draft e-mail message to national and state association representatives (.2). L. Pearson	0.40
10/01/10	Telephone call from Craig Johnson L. Pearson	0.20
10/06/10	Review Motion for Leave to Amend and Amended Complaint (.4); draft e-mail to Loretta Kelly re same (.2); draft e-mail to associations re same (.2); telephone conference with Scott Haislip and Mike Semko re same (.3); provide information to them regarding intervention (.2); legal research in support of opposition to Motion to Amend (1.3); draft Opposition to Motion for Leave to Amend (2.1); telephone call from Craig Johnson (.1) L. Pearson	4.80
10/06/10	Retrieve electronically filed pleading (.1); forward copy to L. Pearson (.1) D. Bullock	0.20
10/07/10	Finalize draft of Opposition to Motion to Amend Complaint and transmit to Loretta Kelly L. Pearson	1.00

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Date	Professional Services	Hours
10/11/10	Review NWP's Opposition to Motion to Amend and transmit same to Loretta Kelly (.2); e-mails to and from Loretta Kelly re our opposition and affidavit (.3) L. Pearson	0.50
10/12/10	Retrieve electronically filed pleading (.1); forward copy to L. Pearson (.1) D. Bullock	0.20
10/12/10	Revise Opposition to Motion to Amend Complaint and file same (.5); two telephone conferences with Craig Johnson (.3); review draft of fact section of Motion for Summary Determination and make comments to Craig Johnson (.7); review two orders from PSC and transmit same to Loretta Kelly (.2); exchange multiple e-mails to Loretta Kelly re Motion for Summary Determination outreach to National Association and other topics (1.1) L. Pearson	3.10
10/13/10	Draft e-mail to Loretta Kelly re PSC order and review same L. Pearson	0.30
10/14/10	Review Mathes Affidavit and comment on same (.4) L. Pearson	0.40
10/19/10	Review PSC filings (.1); prepare copy of order for review by L. Pearson (.1) D. Bullock	0.20
10/19/10	Review Motion to Intervene and transmit same to Loretta Kelly. L. Pearson	0.30
10/20/10	Review order from PSC and transmit same to Loretta Kelly (.2); prepare statement in support of NAA's intervention (.1); transmit to Loretta Kelly NWP's statement in support of intervention (.1) L. Pearson	0.40
10/20/10	Retrieve electronically filed pleadings and forward to L. Pearson D. Bullock	0.20
10/22/10	Review briefs filed by PSC staff re Motion to Amend Complaint (.4); draft e-mail to counsel for NAA re case status (.2) L. Pearson	0.60
10/22/10	Retrieve electronically filed pleadings and forward to L. Pearson D. Bullock	0.10

Date	Professional Services	Hours
10/25/10	Review staff's Response re Motion for Leave to File Amended Complaint and transmit same to Loretta Kelly (.4); review staff's opposition to NAA's Motion to Intervene and transmit same to Loretta Kelly (.3); additional e-mails to and from Loretta Kelly (.2); telephone conference with Craig Johnson (.3); telephone conference with Mike Semko of NAA (.1) review and comment on summary determination papers (1.2); respond to e-mail from PSC staff re scheduling (.2) L. Pearson	2.70
10/26/10	Telephone call from Craig Johnson (.2); transmit final draft of Motion for Summary Determination to Loretta Kelly and give approval to Craig Johnson (.1); review NAA's brief re intervention and transmit same to Loretta Kelly (.2); exchange e-mails with counsel for NAA (.1) L. Pearson	0.60
10/27/10	Retrieve electronically filed pleadings from the PSC website and forward to L. Pearson D. Bullock	0.10
10/28/10	Review commission orders re intervention and amended complaint and send same to client (.4); draft notice re attorneys fees (.2) L. Pearson	0.60
10/29/10	Comment on draft of joint procedural order (.2); exchange e-mail with Loretta Kelly re same (.1); telephone conference with Jennifer Hernandez re same (.2); draft notice re attorneys' fees and transmit same to Loretta Kelly (.4) L. Pearson	0.90
11/01/10	Review NAA's Summary Judgment Motion (.3); e-mails to and from Loretta Kelly (.2) L. Pearson	0.50
11/02/10	Telephone conference with Craig Johnson L. Pearson	0.20
11/03/10	Review draft of Scheduling Motion from Jennifer Hernandez and respond to same L. Pearson	0.20
11/05/10	Review PSC staff Motion to Change Hearing Schedule and transmit same to Loretta Kelly L. Pearson	0.20
11/08/10	Review PSC Staff's response to our Notice of Intent re attorneys' fees and transmit same to Loretta Kelly L. Pearson	0.20
11/09/10	Review the Public Service Commission web site and retrieve electronically filed order (.1); prepare forwarding e-mail to AL. Pearson (.1); docket new hearing date (.1) D. Bullock	0.30

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Date	Professional Services	Hours
11/09/10	Review Scheduling Order, transmit same to Loretta Kelly, and exchange e-mails with Loretta Kelly re hearing issues L. Pearson	0.30
11/17/10	Telephone conference with Loretta Kelly (.2); review PSC rules re service of amended complaints (.5); draft motion for extension for time to respond to amended complaint(.6) L. Pearson	1.30
11/18/10	Review Order re answer and transmit same to Loretta Kelly L. Pearson	0.30
11/19/10	Telephone conference with Loretta Kelly (.2); draft partial answer memorandum and file same (.3); review NWP's answer and transmit same to Loretta Kelly (.2) L. Pearson	0.70
11/22/10	Exchange e-mails with Loretta Kelly L. Pearson	0.20
11/22/10	Retrieve electronically filed pleading for L. Pearson D. Bullock	0.10
11/24/10	Review staff's response to Motion for Summary Determination (.4); telephone conference with Craig Johnson re reply (.3); forward same to Loretta Kelly and prepare summary for her (.3); second telephone conference with Craig Johnson (.2); review PSC staff's response to order directing filing of statement of intent and transmit same to Loretta Kelly (.2) L. Pearson	1.40
12/01/10	Review orders from PSC re Motion for Summary Determination and subsequent information to be filed (.2); research on PSC's docket re deadlines (.3); two telephone conferences with Craig Johnson re Joint Response to Opposition to Motion for Summary Determination (.4); prepare status report to Loretta Kelly (.5) L. Pearson	1.40
12/03/10	Telephone conference with Craig Johnson, Loretta Kelly and Jim Mathes (.4); prepare and file Notice of Withdrawal of John Roodhouse (.1); review and comment on draft affidavit of Jim Mathes (.3) L. Pearson	0.80
12/06/10	Review draft of Reply Memorandum re Motion for Summary Determination and prepare comments on same for Craig Johnson L. Pearson	4.00
12/07/10	Further work preparing comments on draft of reply memorandum L. Pearson	2.10

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Date	Professional Services	Hours
12/08/10	Telephone call from Craig Johnson (.4); review third draft of Reply Memorandum and provide comments to Craig Johnson (.8); review Loretta Kelly's comments and transmit same to Craig Johnson (.3); research on prospect of attorneys' fees under section 536.085 and draft e-mail to Loretta Kelly re same (.8) L. Pearson	2.30
12/13/10	Draft e-mail messages to Jennifer Hernandez (.2); review Motion for Reconsideration, transmit to Loretta Kelly and exchange e-mails with her re response (.3); telephone conference with Craig Johnson re Reply Memorandum (.4) L. Pearson	0.90
12/14/10	Draft and then revise Opposition to Motion for Reconsideration (3.5); review and comment on final draft of Reply Memorandum on Motion for Summary Determination (.8); draft Motion for Leave to File Affidavit (.3); telephone conference with Craig Johnson (.3) L. Pearson	4.90
12/15/10	Finalize and file Motion for Leave to File affidavit of Jim Mathes (.2); review NAA's Reply Memorandum in Support of Motion for Summary Determination (.4); telephone conference with Loretta Kelly re our Opposition to Motion for Reconsideration (.2); revise our Opposition to Motion for Reconsideration and transmit same to Loretta Kelly (1.2); telephone call to Craig Johnson re our Reply Memorandum in Support of Motion for Summary Determination (.4); final review of same (.6) L. Pearson	3.00
12/16/10	Review and comment on NWP's Opposition to Motion for Reconsideration (.5); transmit same to Loretta Kelly (.2); file our Opposition to Motion for Reconsideration and transmit same to Loretta Kelly (.3) L. Pearson	1.00
12/22/10	Review Commission's Order regarding Staff's Motion for Reconsideration (.3); transmit same to Loretta Kelly (.1); exchange e-mails with Loretta Kelly re same (.3); exchange e-mails with Paul Boudreau and Craig Johnson re oral argument and preparation for same (.4) L. Pearson	1.10
12/23/10	Review status report from Paul Boudreau and transmit same to client (.2); exchange e-mails with Loretta Kelly (.2) L. Pearson	0.40
12/27/10	Review draft affidavit of Jim Merciel and Motion to file same (.4); exchange e-mails with Loretta Kelly (.2); telephone conference with Loretta Kelly (.2) L. Pearson	0.80

Date	Professional Services	Hours
12/29/10	Meeting with Craig Johnson and Paul Boudreau re oral argument (1.2); review materials from Loretta Kelly re recovery of water billing (.4); transmit order re Mathes Affidavit (.2); prepare first draft of Opposition to Motion to File Merciel Affidavit (1.5) L. Pearson	3.30
12/31/10	Two telephone conferences with Craig Johnson (.3); comment on proposed joint statement re number of apartment complexes that are similarly situated (.4); initial preparation for oral argument (2.3); review staff's statement of similarly situated complexes and comment on same (.5) L. Pearson	3.50
01/03/11	Final preparation for hearing on Motion for Summary Determination (2.4); attend hearing (5.9) L. Pearson	8.30
01/04/11	Telephone conference with Loretta Kelly (.6); telephone conference with Craig Johnson (.5); file clean up from Oral Argument (.3) L. Pearson	1.40
01/07/11	Quick review of transcript from January 3, 2011 hearing and draft e-mail transmitting same to Loretta Kelly (.6); review Staff's Supplemental Filing to Commission and exchange e-mails with Craig Johnson about need for reply (.3) L. Pearson	0.90
01/07/11	Retrieve electronically filed pleading from the Public Service Commission website and e-mail to L. Pearson D. Bullock	0.10
01/10/11	Telephone conference with Craig Johnson (.1); review Staff's supplemental filing (.2) L. Pearson	0.30
01/11/11	Review draft of response to Staff's filing (.1); draft e-mail to Loretta Kelly (.1); draft e-mail to Craig Johnson (.1); draft and file statement re Madison Apartment Group (.1) L. Pearson	0.40
01/12/11	Attend PSC's agenda meeting (1.7); report to Loretta Kelly by phone call (.3) L. Pearson	2.00
01/13/11	Review orders from AHC and transmit same to Loretta Kelly (.3); research on fee issue (.3) L. Pearson	0.60
01/13/11	Retrieve electronically filed pleading from the Public Service Commission website and e-mail to L. Pearson D. Bullock	0.10

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Date	Professional Services	Hours
01/14/11	Prepare report on case to K. Mueller (.4); exchange e-mails with Loretta Kelly re attorneys' fees (.2) L. Pearson	0.60
01/28/11	Review and transmit to Loretta Kelly Notice of Rulemaking workshop L. Pearson	0.20
Total Hours		<u>157.20</u>

Timekeeper	Rate	Hours	Amount
L. Pearson	389.71	103.40	\$40,295.60
K. Mueller	455.00	0.40	\$182.00
J. Roodhouse	233.00	50.90	\$11,859.70
E. DeGroot	205.00	0.50	\$102.50
D. Bullock	165.10	2.00	\$330.20
Total Professional Services			<u>\$ 52,770.00</u>

Date	Description	Amount
01/11/11	Transcript Charges - Tiger Court Reporting, LLC Certified copy of transcript	\$237.60
	Telephone - Domestic LD	\$15.12
	Doc Reproduction - Black&White (728 x \$0.15)	\$109.20
	Extraordinary Postage (2 x \$4.68)	\$8.34
	Doc Reproduction - Color (16 x \$0.30)	\$4.80
Total Disbursements and Other Charges		<u>\$ 375.06</u>
Current Invoice Due		<u><u>\$ 53,145.06</u></u>

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