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8

9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA**
11 **SOUTHERN DIVISION**

12 SECURITIES AND EXCHANGE
COMMISSION,

13 Plaintiff,

14 v.

15 MEDICAL CAPITAL HOLDINGS, INC.;
16 MEDICAL CAPITAL CORPORATION;
MEDICAL PROVIDER FUNDING
17 CORPORATION VI; SIDNEY M. FIELD; and
JOSEPH J. LAMPARIELLO,

18 Defendants.
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Case No. 8:09-CV-0818-DOC (RNBx)

**DECLARATION OF LEONARD A. RODES
IN SUPPORT OF FOURTH INTERIM FEE
APPLICATION OF TRACHTENBERG
RODES & FRIEDBERG LLP, COUNSEL
FOR RECEIVERSHIP ENTITY MEDICAL
CAPITAL CORPORATION AND ITS
AFFILIATES AND SUBSIDIARIES**

Date: February 13, 2012
Time: 8:30 a.m.
Ctrm: 9D
Judge: Hon. David O. Carter

1 TRACHTENBERG RODES & FRIEDBERG LLP
LEONARD RODES (LR 3675)
2 STEPHEN ARENA (SA 6391)
545 Fifth Avenue
3 Suite 640
New York, NY 10017
4 Telephone: (212) 972-2929
Facsimile: (212) 972-7581
5 E-mail: LRodes@TRFLaw.com
E-mail SArena@TRFLaw.com

6 Counsel for Receivership Entity
7 MEDICAL CAPITAL CORPORATION
AND ITS AFFILIATES AND SUBSIDIARIES

8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 SOUTHERN DIVISION
11

12 SECURITIES AND EXCHANGE
COMMISSION,

13 Plaintiff,

14 vs.

15 MEDICAL CAPITAL HOLDINGS, INC.;
16 MEDICAL CAPITAL CORPORATION;
MEDICAL PROVIDER FUNDING
17 CORPORATION VI; SIDNEY M. FIELD;
AND JOSEPH J. LAMPARIELLO,

18 Defendants.
19
20

Case No. SA CV09-0818 DOC (RNBx)

**DECLARATION OF LEONARD A.
RODES IN SUPPORT OF FOURTH
INTERIM FEE APPLICATION OF
TRACHTENBERG RODES &
FRIEDBERG LLP, COUNSEL FOR
RECEIVERSHIP ENTITY MEDICAL
CAPITAL CORPORATION AND ITS
AFFILIATES AND SUBSIDIARIES**

Date: February 13, 2012

Time: 8:30 a.m.

Ctrm: 9D

Judge: Hon. David O. Carter

21 I, Leonard A. Rodes declare as follows:

22 1. I am a partner with the law firm of Trachtenberg Rodes & Friedberg LLP ("TR&F"),
23 in New York, New York. My law firm has been retained by Thomas A. Seaman ("Receiver") to act
24 as, and currently serves as, counsel for Medical Capital Corporation and its affiliates and subsidiaries
25 ("Medical Capital"). I submit this declaration in support of TR&F's Fourth Interim Fee Application,
26 filed concurrently herewith.

27 2. In October 2009, the Receiver retained TR&F to investigate, research, and foreclose
28 on any liens Medical Capital may possess on property owned by Parkway Hospital Associates,

1 including mortgages held by Medical Provider Financial Corporation III in connection with real
2 property located at 70-35 113th Street, Forest Hills, New York 11375 (the "Foreclosure Matter"). I
3 am lead counsel for the Receiver and Medical Capital in the Foreclosure Matter and the attorney
4 primarily responsible for the supervision of the legal work performed in connection therewith. I have
5 personally reviewed the billings in this matter and, therefore, have personal knowledge of the facts
6 stated in this declaration, which I would testify to if called upon to do so.

7 3. Attached collectively hereto as Exhibit A are true and correct copies of the five (5)
8 invoices generated by TR&F in the course of its representation of Medical Capital for professional
9 services and expenses incurred from June 1, 2011 through November 30, 2011 (the "Fourth
10 Application Period") in connection with the Foreclosure Matter.

11 4. I have been practicing law primarily in New York for nearly thirty (30) years and have
12 extensive experience in, among other things, corporate law, contract law, business torts, commercial
13 law, real estate, and securities. I earned my undergraduate degree from Princeton University in 1979
14 and my law degree from Boston University in 1983. I am admitted to practice before all New York
15 State courts, the U. S. District Courts for the Southern and Eastern Districts of New York, and the
16 U.S. Court of Appeals for the Third and Fourth Circuits. The other attorney working on the
17 aforementioned matters is Stephen Arena, an associate at TR&F. Mr. Arena has been practicing law
18 for over five (5) years and has experience representing clients in connection with complex
19 commercial litigation, commercial transactions, structured finance and mortgage loan securitization.
20 Mr. Arena received a Bachelor of Science in Business Administration from the State University of
21 New York at Albany in 1998, and his J.D. *cum laude* from Seton Hall University School of Law in
22 2005. Mr. Arena is admitted to practice in the state of New York and the U.S. District Courts for the
23 Southern and Eastern Districts of New York.

24 5. TR&F has collected its time charges and expenses in a computer database under a
25 distinct client-matter number specifically created for its representation of the Receiver and Medical
26 Capital in connection with the Foreclosure Matter.

27 6. We have worked diligently in representing the interests of the Receiver and Medical
28 Capital. I have staffed each task as efficiently as possible. Our normal hourly rates for attorneys'

1 services are consistent with the rates charged by other New York City attorneys with similar expertise
2 and experience. Indeed, while my hourly rate charged to most existing clients and all new clients was
3 increased (for the first time in several years) from \$450/hour to \$500/hour as of January 1, 2010 (i.e.,
4 only two months after TR&F was retained by the Receiver), I have, at the request of the Receiver,
5 maintained my hourly rate at \$450/hour throughout the Foreclosure Matter.

6 7. Further, at the request of the Receiver, I have credited the Receiver's account in the
7 amount of \$1,675.00 to offset any time charges based on fee application work during the Fourth
8 Application Period. Those credits appear as entries dated June 30, 2011 and September 30, 2011 on
9 the invoices annexed as Exhibit A.

10 8. During the Fourth Application Period, TR&F spent 227.55 hours in connection with
11 the Foreclosure Matter, totaling \$70,905.00 in fees which, as explained above, we wrote down by
12 \$1,675.00, for a total of \$69,230.00, resulting in a blended rate of \$304.24 per hour.

13 9. Accordingly, by TR&F's Fourth Interim Fee Application, TR&F seeks approval of
14 \$69,230.00, in fees, which were incurred at a rate of \$450 per hour for partner time and \$300 per hour
15 for associate time. TR&F requests that the Receiver be authorized to pay 90% of the requested fees
16 or, \$62,307.00, at this time.

17 10. TR&F also seeks reimbursement of \$8,499.58 in costs that it advanced in connection
18 with the Foreclosure Matter. TR&F requests that the Receiver be authorized to pay 100% of the
19 requested costs, or \$8,499.58, at this time. These costs are detailed in the attached invoices (Exhibit
20 A) and include: printing, copying and document management expense (\$4,815.17) and online
21 database charges including Westlaw (\$3,520.69).

22 11. I believe this request is fair and reasonable and that the fees and costs incurred are
23 necessary to accomplish the Receiver's goals in the Foreclosure Matter. TR&F's request for
24 compensation is based on its customary billing rates charged in similar matters. TR&F's billing rates
25 are comparable to those charged in New York City on similarly complex commercial matters.

26 I declare under penalty of perjury under the laws of the United States of America that the
27 foregoing is true and correct.

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Executed on January 13, 2012, in New York, New York

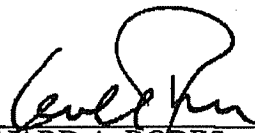

LEONARD A. RODES

EXHIBIT A

Trachtenberg Rodes & Friedberg LLP

545 Fifth Avenue
New York, New York 10017

Thomas Seaman
Thomas Seaman Company
3 Park Plaza, Suite 550
Irvine, California 92614 United States

July 12, 2011

File Number: 486-001
Invoice Number: 4768

Re: Parkway Hospital Foreclosure Action

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Jun-01-11	Prepare L. DiLascio subpoena production for service.	0.50	150.00	SA
Jun-03-11	Work on revised drafts of third fee application, and fwd t/ SArena for review; further revisions; email drafts and associated invoices t/ MFarrell	2.00	900.00	LAR
	Review revised loan report; review loan documents for confirmation of calculations; revise interrogatory responses; revise fee applications.	1.70	510.00	SA
Jun-06-11	Prepare notice of entry of motion to dismiss decision and order for service and filing.	0.70	210.00	SA
Jun-07-11	CF w/ SArena re discovery responses, approach thereto; attn t/ SA email t/ SVavek and JPatterson w/ draft discovery documents	0.20	90.00	LAR
	Revise responses to interrogatories and document demand.	0.70	210.00	SA
Jun-08-11	Review/edit draft discovery responses; CF w SArena re same	1.00	450.00	LAR
	Revise responses to interrogatories and document demand; meeting with L. Rodes; calls with S. Vavak and A. Juroe; review loan balance calculation; draft letter to Nouveau.	3.20	960.00	SA

Jun-10-11	Review Parkway's response to MPFCIII's document demand.	0.50	150.00	SA
Jun-13-11	Review Parkway document responses; review letter from H. Koh regarding subpoenas; begin drafting outline for R. Aquino deposition.	2.50	750.00	SA
Jun-14-11	CFs w/ SArena re discovery issues, inclg scheduling of defendants' depositions; attn t/ SArena email t/ HKoh re document production and depositions; emails w/ court reporter re deposition schedule	0.50	225.00	LAR
	Calls with A. Juroe regarding interrogatory responses; review loan documents and letters regarding calculation of outstanding balance; call with S. Vavak regarding documents for deposition and production; call with T. Fates regarding deposition of R. Aquino; review documents and note to prepare outline for deposition of R. Aquino.	5.70	1,710.00	SA
Jun-15-11	Draft deposition outline for R. Aquino; locate and review documents for deposition exhibits; review loan documents re defaults; review complaint allegations; calls with S. Vavak; review Parkway appeal; correspondence with H. Koh; review judgments and liens provided by C. Cheski.	7.70	2,310.00	SA
Jun-16-11	Review notice of appeal; research regarding appeal; calls with S. Vavak, M. Rapaport and A. Juroe; revise interrogatory reponses; revise deposition outline for Aquino; prepare outline and discovery files for compliance conference.	5.20	1,560.00	SA
Jun-17-11	CFs w/ SArena re discovery status and re deposition outline for Aquino	0.40	180.00	LAR
	Finalize interrogatories for service; calls with A. Juroe; review documents for production; review balance notices and spreadsheets for conformity.	2.50	750.00	SA
Jun-22-11	Attn t/ several emails fr/ SVavak	0.10	45.00	LAR
Jun-23-11	Further attn t/ SVavak emails; review procedural history document, edit same, and return revised draft t/ SVavak; summarize matter billing through 5/31 for SVavak	0.50	225.00	LAR

Jun-28-11	Attend compliance conference; review loan file for original documents; draft list for S. Vavak.	4.20	1,260.00	SA
Jun-29-11	CFs w/ SArena re status and next steps (incl sched conf call w SVavak and JPatterson)	0.20	90.00	LAR
	Call with S. Vavak; review office record for original loan documents.	0.20	60.00	SA
Jun-30-11	Write Off (credit for time spent in June 2011 on fee application work)		-1,000.00	LAR
	Totals	40.20	\$11,795.00	

DISBURSEMENTS

		Disbursements	Receipts
May-31-11	Photocopy Charges (2053 pages @ .20 per page)	410.60	
	Scanning Charges (405 pages @ .25 per page)	101.25	
	Postage Expense (4 @ 1.08, 6 @ 4.97)	34.14	
	West Information Charges	328.13	
Jun-30-11	Photocopy Charges (2801 @ .20 per page)	560.20	
	Scanning Charges (91 @ .25 per page)	22.75	
	Postage Expense	48.56	
	West Information Charges	312.00	
	Totals	\$1,817.63	\$0.00

Total Fees & Disbursements

\$13,612.63

Previous Balance

\$92,047.15

Previous Payments

\$0.00

Balance Due Now

\$105,659.78

TRACHTENBERG RODES & FRIEDBERG LLP
545 FIFTH AVENUE
NEW YORK, NEW YORK 10017

Thomas Seaman
Thomas Seaman Company
3 Park Plaza, Suite 550
Irvine, California 92614 United States

September 9, 2011

File Number: 486-001
Invoice Number: 4827

Re: Parkway Hospital Foreclosure Action

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Jul-01-11	Attn t/ emails betw/ SArena, SVavak and JPatterson re conf call	0.10	45.00	LAR
	Review payment due notifications from A. Juroe; attempt to resolve outstanding questions	1.50	450.00	SA
Jul-05-11	Attempt to resolve outstanding discovery questions; review T-Mobile discovery requests.	0.70	210.00	SA
Jul-12-11	Emails w/ SVavak and MFarrell re fee application status.	0.20	90.00	LAR
Jul-14-11	Conf call w JPatterson and SVavak; attn t/ JPatterson emails re SDNY action re license; review docket in licensing action, and fwd selected items t/ SArena.	1.20	540.00	LAR
	Prep and conf call with S. Vavak, J. Patterson and L. Rodes; call with A. Juroe; review of documents to be produced; review and update witness list; research re summary judgment motion evidence.	3.70	1,110.00	SA
Jul-15-11	Review documents produced by Parkway; research re evidence rules; research re foreclosure brief.	2.70	810.00	SA
Jul-18-11	Meeting w/ L. Rodes; review documents produced by Parkway; inquiry into Parkway bankruptcy documents to located supportive evidence.	4.30	1,290.00	SA

Invoice #: 4827

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September 9, 2011

Jul-19-11	Review Parkway documents; research re similar foreclosure action; meeting with L. Rodes.	3.50	1,050.00	SA
Jul-20-11	Review Parkway documents; research foreclosure matters for summary judgment papers.	2.60	780.00	SA
Jul-21-11	Prepare MPFCIII documents for service; research re motion to dismiss; research summary judgment motions in NY County; draft outline of motion papers.	3.50	1,050.00	SA
Jul-22-11	Research re motion to dismiss; research supporting affidavits per Westlaw and Lexis commentary; search for pending foreclosures in NY county; draft outline of motion papers; review Parkway, Nouveau and T-Mobile answers.	5.70	1,710.00	SA
Jul-25-11	Draft outline for motion papers; identify foreclosure actions in NY county; meeting with L. Rodes; attention to document production.	4.20	1,260.00	SA
Jul-27-11	Research re summary judgment motion.	1.70	510.00	SA
Jul-28-11	Research re summary judgment motion; calls to court re part rules.	2.10	630.00	SA
Jul-29-11	Begin drafting ancillary motion papers; research motion paper form.	2.70	810.00	SA
Aug-09-11	Emails w/ MDennis at Allen Matkins	0.10	45.00	LAR
	Review R. Aquino deposition outline for exhibits needed for motion for summary judgment.	2.70	810.00	SA
Aug-10-11	Revise, finalize and email third interim fee app t/ MDennis; add'l emails re same	1.00	450.00	LAR
Aug-12-11	Emails w/ Luci Benavidez re fee appl; emails w/ SVavak re status	0.20	90.00	LAR
Aug-15-11	Locate documents in production set that were to be used in the R. Aquino deposition.	2.30	690.00	SA
Aug-16-11	Meeting with L. Rodes re motion for summary judgment; review outline and notes.	1.60	480.00	SA

Invoice #: 4827

Page 3

September 9, 2011

Aug-22-11	Begin drafting Arena affidavit of regularity; research re foreclosure procedure; compile certain procedure documents from case file; review foreclosure treatises and case law.	7.50	2,250.00	SA
Aug-23-11	Draft Seaman Affidavit; search for documentary evidence to support motion.	6.40	1,920.00	SA
Aug-24-11	Research re motion for summary judgment; draft Seaman affidavit; search for supporting documentation; review of document production.	6.60	1,980.00	SA
Aug-25-11	Draft Seaman Affidavit.	3.50	1,050.00	SA
Aug-30-11	Attn t/ SVavak email re status; CF w/ SArena re same and re MSJ	0.20	90.00	LAR
	Meeting with L. Rodes; research re status of case; locate documents to proceed with motion papers.	1.25	375.00	SA
Aug-31-11	Attn t/ SArena draft email re status; revise and send email t/ SVavak re status of case; attn t/ SVavak email in response	0.30	135.00	LAR
	Pull together documents and research prepared for summary judgment motion to provide to L. Rodes; revisions to brief and affidavits; review discovery status and prior meeting notes; draft email.	2.75	825.00	SA
	Totals	76.80	\$23,535.00	

DISBURSEMENTS

	Disbursements	Receipts
Jul-31-11	Photocopy Charges (3491 @ .20 per page)	698.20
	Scanning Charges (1638 @ .25 per page)	409.50
	Postage Expense (3 @ 1.08)	3.24
	West Information Charges	802.76
Aug-15-11	Production Support	94.50
Aug-31-11	Photo Copy Charges (4191 @ .20 per page)	838.20
	Scanning Charges (1638 @ .25 per page)	409.50
	West Information Charges	162.26

Invoice #: 4827 Page 4 #:13555

September 9, 2011

Totals	\$3,418.16	\$0.00
Total Fees & Disbursements		\$26,953.16
Previous Balance		\$105,659.78
Previous Payments		\$0.00
Balance Due Now		\$132,612.94

Trachtenberg Rodes & Friedberg LLP

545 Fifth Avenue
New York, New York 10017

Thomas Seaman
Thomas Seaman Company
3 Park Plaza, Suite 550
Irvine, California 92614 United States

October 10, 2011

File Number: 486-001
Invoice Number: 4877

Re: Parkway Hospital Foreclosure Action

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Sep-02-11	Attn t/ emails re loan sale and CF w/ SArena re same	0.40	180.00	LAR
	Review DIP and foreclosure loan documents in connection with A. Klokow inquiry; conf with L. Rodes re same.	0.80	240.00	SA
Sep-07-11	Emails w/ SVavak and Allen Matkins lawyers re DIP carve out issue and other issues presented by possible loan sale, and re conf call to discuss same; review draft LSA; set up and participate in long conf call w/ Anne Klokow and Ted Fates and SArena re same	2.00	900.00	LAR
	Review loan documents in connection with sale issue; call with A. Klokow, L. Rode and T. Fates.	2.75	825.00	SA
Sep-09-11	Emails w/ TFates re tax lien, and online research re same; CF w/ SArena re same	1.00	450.00	LAR
Sep-13-11	Call with T. Fates.	0.20	60.00	SA
Sep-14-11	CF w/ SArena re tax lien and other questions posed by TFates.	0.30	135.00	LAR
	Research re senior interest in note and DIP proceeds; confs with L. Rodes; call with T. Fates.	2.50	750.00	SA
Sep-15-11	CF w/ SArena re tax lien issue.	0.10	45.00	LAR

	Research re foreclosure deficiency and its affect on structuring the sale of the senior loans and the receiver's interests in bankruptcy court; attention to summary judgment motion.	4.60	1,380.00	SA
Sep-16-11	Review and revise summary judgment motion papers.	5.50	1,650.00	SA
Sep-19-11	Work on brief and affidavits; call with T. Fates.	8.50	2,550.00	SA
Sep-20-11	Draft summary judgment motion papers; prepare exhibits for L. Rodes to take on trip.	5.50	1,650.00	SA
Sep-21-11	Revise T. Seaman Affidavit for summary judgment motion.	1.50	450.00	SA
Sep-22-11	Research regarding foreclosure motion and foreclosure sale; call with T. Fates; draft motion brief; revise T. Seaman affidavit.	6.20	1,860.00	SA
Sep-23-11	Draft summary judgment brief; research re same.	4.70	1,410.00	SA
Sep-26-11	Emails w/ SArena re tax lienors.	0.10	45.00	LAR
	Call with S. Vavak; calls and research regarding procedure for sale and NYC liens; preparation for conference call.	3.60	1,080.00	SA
Sep-27-11	Appearance at conference.	3.00	900.00	SA
Sep-28-11	TC w/ SArena re tax lienors and strategy to deal with same.	0.50	225.00	LAR
	Research re foreclosure sale issue and taxes; calls with real estate counsel; call with L. Rodes; conference call with T. Fates and S. Vavak.	4.20	1,260.00	SA
Sep-29-11	Calls with real estate counsel re foreclosure sale and tax liens; research re same; calls with T. Fates; call with NYC tax lien holder counsel; attention to emails re lien issues.	3.90	1,170.00	SA
Sep-30-11	Write Off (credit for time spent in July-Sept 2011 related to fee applications)		-675.00	LAR
	Totals	61.85	\$18,540.00	

DISBURSEMENTS

		Disbursements	Receipts
Sep-26-11	Note of Issue Fee	30.00	
Sep-30-11	Postage Expense (3 @ 1.08)	3.24	
	Photocopy Charges (714 @ .20 per page)	142.80	
	Scanning Charges (496 @ .25 per page)	124.00	
	West Information Charges	1,426.69	
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	Totals	\$1,726.73	\$0.00
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Total Fees & Disbursements			\$20,266.73
Previous Balance			\$132,612.94
Previous Payments			\$79,791.15
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Balance Due Now			\$73,088.52

TRACHTENBERG RODES & FRIEDBERG LLP
 545 FIFTH AVENUE
 NEW YORK, NEW YORK 10017

Thomas Seaman
 Thomas Seaman Company
 3 Park Plaza, Suite 550
 Irvine, California 92614 United States

November 4, 2011

File Number: 486-001
 Invoice Number: 4888

Re: Parkway Hospital Foreclosure Action

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Oct-05-11	Attention to lien holder stipulation.	0.70	210.00	SA
Oct-06-11	Attention to stipulation with NYC Lien Holder, attention to motion for summary judgment.	2.20	660.00	SA
Oct-07-11	Emails w/ SArena re stipulation re NYC lien holder issue; review draft motion papers, and email SArena w/ OK to send to clients; attn t/ SArena email of draft motion papers to clients.	1.20	540.00	LAR
	Revise summary judgment motion papers and lien holder stipulation; distribute drafts of papers and stipulation.	1.30	390.00	SA
Oct-11-11	Review correspondence from Nouveau.	1.25	375.00	SA
Oct-13-11	Emails w/ SArena and CF w/ SArena re Nouveau issue.	0.20	90.00	LAR
	Call with J. Patterson re comments to summary judgment motion papers; call with T. Fates re Seaman affidavit; conf with L. Rodes re motion papers; revisions to motion papers; review of exhibits.	3.20	960.00	SA
Oct-14-11	Review draft of memorandum of law, and edit same; CF w/ SArena re same, re Nouveau issue, and re timing for filing motion.	1.50	675.00	LAR
	Revise Seaman Aff. to reflect correct exhibits and fill in other missing information.	1.75	525.00	SA

Oct-16-11	Revisions to summary judgment brief and supporting affidavits.	0.70	210.00	SA
Oct-17-11	Revise Seaman Aff. to reflect correct exhibits and fill in other missing information; revise other motion papers; sent stip to lienholder counsel.	1.75	525.00	SA
Oct-18-11	Attention to revisions of motion papers; prepare documents for vendor; meeting with legal assistant re covers, backs, service etc.; attention to stipulation with lien holder.	1.20	360.00	SA
Oct-20-11	Prepare papers for filing; prepare and review table of contents and table of authorities; correct mistakes in DTI document processing; call w/ T. Fates re deficiency; research re same.	3.20	960.00	SA
Oct-21-11	Attention to finalizing papers and service.	0.70	210.00	SA
Oct-26-11	Review emails and questions re sale agreement and deficiency judgments.	0.75	225.00	SA
Oct-27-11	Attn t/ SArena email re Parkway loan sale, contract language, and motion in bankruptcy court for deficiency judgment.	0.10	45.00	LAR
	Research deficiency procedure and law; review sale agreement; draft email to L. Rodes for discussion.	2.20	660.00	SA
Oct-28-11	Emails w/ SArena re loan sale agreement and motion for deficiency in bkcy court issue.	0.10	45.00	LAR
	Research re loan sale agreement section; calls with T. Fates and S. Vavak; email to L. Rodes; draft email to T. Fates and S. Vavak.	1.80	540.00	SA
	Totals	25.80	\$8,205.00	

DISBURSEMENTS

		Disbursements	Receipts
Sep-30-11	PACER Charges	42.64	
Oct-24-11	Notice of Motion Fee	45.00	
Oct-31-11	Westlaw Charges	104.87	

Photocopy Charges (523 pages @ .20 per page)	104.60	
Scanning Charges (34 pages @ .25 per page)	8.50	
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Totals	\$305.61	\$0.00
		<hr/>
Total Fees & Disbursements		\$8,510.61
Previous Balance		\$73,088.52
Previous Payments		\$0.00
		<hr/>
Balance Due Now		\$81,599.13

TRACHTENBERG RODES & FRIEDBERG LLP

545 FIFTH AVENUE
NEW YORK, NEW YORK 10017

Thomas Seaman
Thomas Seaman Company
3 Park Plaza, Suite 550
Irvine, California 92614 United States

December 1, 2011

File Number: 486-001
Invoice Number: 4976

Re: Parkway Hospital Foreclosure Action

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Nov-01-11	CFs w/ SArena, and attn t/ SArena emails w/ AKlokow re loan sale agreement	0.30	135.00	LAR
	Review loan sale agreement section; review deficiency form judgment; call with A. Klokow; call with possible replacement counsel for H. Koh.	1.50	450.00	SA
Nov-02-11	Research re loan sale agreement questions.	1.60	480.00	SA
Nov-07-11	Attn t/ SArena email re Parkway change of counsel, and emails w/ him re anticipated adjournment request	0.20	90.00	LAR
	Research replacement of counsel law; research NY law on setting foreclosure bid amount; calls to real estate counsel.	2.50	750.00	SA
Nov-08-11	Emails w/ SArena re change of counsel issues	0.20	90.00	LAR
	Research regarding setting foreclosure bid amount; call with T. Fates; emails re loan sale; draft email memo to L. Rodes re law on setting bid amount.	5.70	1,710.00	SA
Nov-09-11	Read and consider SArena email re Anne K request for opinion on NY law respecting bid limitation; TC w/ SArena re same; attn t/ SArena email re standing research; brief research re CPLR and RPAPL provisions	0.70	315.00	LAR

	Call with loan buyer's counsel and T. Fates; call with L. Rodes; research re sales issues; revise email re loan sale agreement; additional sale agreement research per L. Rodes questions.	3.50	1,050.00	SA
Nov-10-11	Attn t/ SArena email t/ AKlokow re NY law re bid limitation	0.10	45.00	LAR
Nov-11-11	Attn t/ status email from SArena re call from new Parkway lawyer	0.10	45.00	LAR
	Calls with S. Hans (new Parkway counsel); review timing on summary judgment motion and e-Courts information; call with Marc Rapaport re motion and adjournment; draft email to L. Rodes re status.	1.60	480.00	SA
Nov-15-11	Prep for court appearance; review loan sale agreement.	1.20	360.00	SA
Nov-16-11	TC w/ SArena re modification of summary judgment motion schedule.	0.20	90.00	LAR
	Appearance at return date on summary judgment motion; call with A. Klokow; call with S. Vavak; call with L. Rodes; discussion re Aquino judgment.	3.40	1,020.00	SA
Nov-22-11	Emails w/ MFarrell.	0.10	45.00	LAR
	Totals	22.90	\$7,155.00	

DISBURSEMENTS

		Disbursements	Receipts
Nov-17-11	Outside Production Support (DTI Skyline)	832.77	
Nov-29-11	FedEx Charges	103.13	
Nov-30-11	Postage Expense (1 @ 1.28)	1.28	
	Photocopy Charges (289 pages @ .20 per page)	57.80	
	Westlaw Charges	236.47	
	Totals	\$1,231.45	\$0.00

Total Fees & Disbursements	\$8,386.45
Previous Balance	\$81,599.13
Previous Payments	\$0.00
Balance Due Now	\$89,985.58