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2 Adam P. McMillen (10678)  
3 WATSON ROUNDS  
4 5371 Kietzke Lane  
5 Reno, NV 89511  
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8 *Attorneys for Plaintiff Jed Margolin*

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**In The First Judicial District Court of the State of Nevada  
In and for Carson City**

**JED MARGOLIN, an individual,**

**Plaintiff,**

**vs.**

**OPTIMA TECHNOLOGY CORPORATION,  
a California corporation, OPTIMA  
TECHNOLOGY CORPORATION, a Nevada  
corporation, REZA ZANDIAN  
aka GOLAMREZA ZANDIANJAZI  
aka GHOLAM REZA ZANDIAN  
aka REZA JAZI aka J. REZA JAZI  
aka G. REZA JAZI aka GHONONREZA  
ZANDIAN JAZI, an individual, DOE  
Companies 1-10, DOE Corporations 11-20,  
and DOE Individuals 21-30,**

**Defendants.**

**Case No.: 090C00579 1B**

**Dept. No.: 1**

**DECLARATION OF ADAM P.  
MCMILLEN IN SUPPORT OF  
PLAINTIFF'S APPLICATION FOR  
ATTORNEY'S FEES AND COSTS**

I, Adam P. McMillen, do hereby declare and state as follows:

1. I am a lawyer at the law firm of Watson Rounds located at 5371 Kietzke Lane, Reno, Nevada 89511. This declaration is based upon my personal knowledge, and is made in support of Plaintiff's Application for Attorney's Fees and Costs.

2. I am an attorney responsible for the billings in this case. I can authenticate the following information as true and correct. The time and amount billed has been reviewed and edited and the fees and costs charged are reasonable.

1           3.       In its January 14, 2013 Order Granting Plaintiff's Motion for Sanctions Under  
2 NRCP 37, the Court stated that "Plaintiff shall be awarded his fees and costs incurred in  
3 bringing his Motion, and file an application for fees and a memorandum of costs relating to  
4 his Motion." The following is a list of the fees and costs specifically relating to Plaintiff's  
5 Motion for Sanctions Under NRCP 37. A true and correct copy of a redacted client ledger for  
6 the following entries is attached hereto as Exhibit 1.

7           3A.       On December 12, 2012, Matthew Francis, a partner at Watson Rounds, and I  
8 spent a total of 4.9 hours drafting the Motion for Sanctions and the accompanying declaration  
9 of Adam P. McMillen. Our hourly rate for this matter is \$300 per-hour. The task necessarily  
10 required review of legal authorities, chronicling the discovery dispute for the Court,  
11 researching, and compiling exhibits for the Motion. *See* Exhibit 1.

12           3B.       On December 12, 2012, my assistant Nancy Lindsley reviewed the draft  
13 Motion for Sanctions and declaration of Adam P. McMillen in Support thereof. Ms. Lindsley  
14 also prepared the exhibits for the Motion. Additionally, on December 14, 2012, Ms. Lindsley  
15 spent .5 revising the draft motion and filing and serving the motion. Ms. Lindsley spent 1.5  
16 hours on this project. Her hourly rate as a paralegal for this matter is \$125 per-hour. *See*  
17 Exhibit 1.

18           3C.       On January 8, 2013, Matthew Francis and I spent a total of 2.8 hours drafting a  
19 proposed order on the motion. Also on January 8, 2013, Ms. Lindsley spent .8 hours on this  
20 project, determining if a response or opposition had been filed and in preparing a proposed  
21 request for submission of the motion. On January 10, 2013, Ms. Lindsley spent .5 hours  
22 revising the request for submission and filing and serving the same; and, on January 16, 2013,  
23 Ms. Lindsley prepared a draft Notice of Entry of Order Granting Sanctions and filed and  
24 served the same. Ms. Lindsley spent a total of 1.8 hours on this project. Postage, photocopies  
25 and courier costs for filing and serving the Motion equated to \$69.20. *See* Exhibit 1.

26           4.       As delineated above and in Exhibit 1, Matthew Francis and I spent a total of  
27 7.7 hours in bringing Plaintiff's Motion For Sanctions Under NRCP 37, which equates to a  
28 grand total of \$2,310.00. Ms. Lindsley spent a total of 3.3 hours of billable work on this

1 project, which equates to a grand total of \$412.50. The total fees requested are therefore  
2 \$2,722.50.

3 5. The costs involved with this project equated to \$69.20. The costs requested are  
4 therefore \$69.20.

5 I declare under penalty of perjury that the foregoing is true and correct to the best of  
6 my knowledge.

7 **AFFIRMATION PURSUANT TO NRS 239B.030**

8 The undersigned does hereby affirm that the preceding document does not contain the  
9 social security number of any person.

10 DATED this 15<sup>th</sup> day of February, 2013.

WATSON ROUNDS

11 By: 

12 Matthew D. Francis

13 Adam P. McMillen

5371 Kietzke Lane

14 Reno, NV 89511

15 Telephone: (775) 324-4100

16 Facsimile: (775) 333-8171

17 Attorneys for Plaintiff

1 CERTIFICATE OF SERVICE

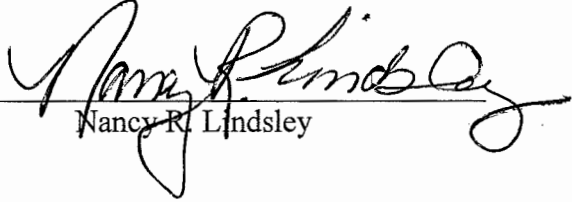
2 Pursuant to NRCP 5(b), I certify that I am an employee of Watson Rounds, and that on  
3 this date, I deposited for mailing, in a sealed envelope, with first-class postage prepaid, a true  
4 and correct copy of the foregoing document, **DECLARATION OF ADAM P. MCMILLEN**  
5 **IN SUPPORT OF PLAINTIFF'S APPLICATION FOR ATTORNEY'S FEES AND**  
6 **COSTS**, addressed as follows:

7 Reza Zandian  
8 8775 Costa Verde Blvd.  
9 San Diego, CA 92122

10 Reza Zandian  
11 8775 Costa Verde Blvd, Apt. 501  
12 San Diego, CA 92122

13 Alborz Zandian  
14 9 Almanzora  
15 Newport Beach, CA 92657-1613

16 Dated: February 15, 2013.

  
Nancy R. Lindsley

# Exhibit 1

# Exhibit 1

Date	Received From/Paid To	Chq#	----- General -----			Bld	Trust Activity -----			
Entry #	Explanation	Rec#	Rcpts	Disbs	Fees	Inv#	Acc	Rcpts	Disbs	Balance

5457	Margolin, Jed									
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**REDACTED**

Dec 12/2012	Lawyer: APM 2.80 Hrs X 300.00									
1066012	Draft motion for sanctions against Zandian.				840.00	119477				
Dec 12/2012	Lawyer: APM 0.60 Hrs X 300.00									
1066018	Draft declaration in support of motion for sanctions against Zandian.				180.00	119477				
Dec 12/2012	Lawyer: NRL 1.00 Hrs X 125.00									
1066032	Review/proof Motion for Sanctions; and, Declaration of APM in Support of Same; commence compilation of exhibits to declaration.				125.00	119477				
Dec 13/2012	Lawyer: MDF 1.50 Hrs X 300.00									
1066448	Review and revise motion for sanctions and McMillen declaration in support thereof/Conference with APM re: same				450.00	119477				

Date	Received From/Paid To	Chq#	Dec/ 1/2012 To Feb/11/2013		Fees	Bld	Trust Activity			Balance
			Entry #	Explanation			Rec#	General	Inv#	
Dec 14/2012	Lawyer: NRL 0.50 Hrs X 125.00									
1066136	Revise Motion for Sanctions; file and serve same.				62.50	119477				
Dec 14/2012	Expense Recovery									
1066679	Postage	15928		5.70		119477				
Dec 14/2012	Expense Recovery									
1068233	Photocopies 114 @ 0.25 - Motion for sanctions/declaration	15947		28.50		119477				
Dec 17/2012	Reno/Carson Messenger Service, In									
1067317	Courier expense			35.00		119477				

**REDACTED**

Date	Entry #	Received From/Paid To Explanation	Chq# Rec#	----- General -----		Fees	Bld  ----- Trust Activity -----					
				Rcpts	Disbs		Inv#	Acc	Rcpts	Disbs	Balance	
		119477										
Jan 8/2013	1070095	Lawyer: APM 0.10 Hrs X 300.00 Draft request for submission of motion for sanctions.				30.00	119936					
Jan 8/2013	1070111	Lawyer: APM 0.80 Hrs X 300.00 Draft proposed order granting motion for sanctions.				240.00	119936					
Jan 8/2013	1070137	Lawyer: NRL 0.80 Hrs X 125.00 Telephone conference with Court Clerk to determine if response to Motion for Sanctions had been filed; preparation of of proposed Request for Submission of Motion for Sanctions; review file to determine date General Denial filed; telephone conference with Court Clerk to determine same.				100.00	119936					
Jan 8/2013	1070213	Lawyer: MDF 1.00 Hrs X 300.00 Review proposed order granting motion for sanctions/Draft and review emails to and from APM re: same/Forward order to APM				300.00	119936					
Jan 10/2013	1070820	Lawyer: APM 0.40 Hrs X 300.00 Continue drafting proposed order on motion for sanctions against Zandian.				120.00	119936					
Jan 10/2013	1070844	Lawyer: NRL 0.50 Hrs X 125.00 Revise Request for Submission; serve and file same with proposed Order Granting Motion.				62.50	119936					
Jan 10/2013	1071121	Lawyer: MDF 0.50 Hrs X 300.00 Review proposed order on motion for sanctions/Conference with APM re: same				150.00	119936					

**REDACTED**

Jan 16/2013	1071451	Lawyer: NRL 0.50 Hrs X 125.00 Preparation of draft Notice of Entry of Order Granting Sanctions; serve and file same.				62.50	119936					
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**REDACTED**