

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

REZA ZANDIAN A/K/A GOLAMREZA  
ZANDIANJAZI A/K/A GHOLAM REZA  
ZANDIAN A/K/A REZA JAZI A/K/A J.  
REZA JAZI A/K/A G. REZA JAZI A/K/A  
GHONOREZA ZANDIAN JAZI, AN  
INDIVIDUAL,

Appellant,

vs.

JED MARGOLIN, AN INDIVIDUAL,

Respondent.

**Nevada Supreme Court  
Case No. 65960**

**APPEAL**

from the FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR CARSON CITY  
THE HONORABLE JAMES T. RUSSELL, District Judge

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**JOINT APPENDIX**

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**VOLUME III**

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JASON WOODBURY  
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*Attorneys for Appellant, Reza Zandian*

**ALPHABETICAL INDEX TO JOINT APPENDIX (“J.A.”)**

***REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM  
REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI aka G. REZA  
JAZI aka GHONOREZA ZANDIAN JAZI, an individual,  
Appellant,***

***vs.***

***JED MARGOLIN, an individual,  
Respondent.***

**Nevada Supreme Court Case Number: 65960**

<b><u>DOCUMENT</u></b>	<b><u>DATE</u></b>	<b><u>VOL.</u></b>	<b><u>PAGES (J.A.)</u></b>
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<i>Additional Summons on Amended Complaint</i>	Nov. 7, 2011	I	24-28
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<u>DOCUMENT</u>	<u>DATE</u>	<u>VOL.</u>	<u>PAGES (J.A.)</u>
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*Attorneys for Plaintiff Jed Margolin*

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ALAN GLOVER  
BY            CLERK  
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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

**FIRST MEMORANDUM OF POST-  
JUDGMENT COSTS AND FEES**

Judgment having been entered in the above entitled action on June 24, 2013 against Defendants, jointly and severally, Plaintiff Jed Margolin, by and through his counsel of record, Adam P. McMillen, Esquire of Watson Rounds, P.C., submits Plaintiff's First Memorandum of Post-Judgment Costs and Fees and requests the Clerk tax such costs and fees, as follows:

POST-JUDGMENT ATTORNEYS' FEES  
(JUNE 24, 2013 THROUGH MARCH 26, 2014) ..... \$ 34,787.50

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COSTS (JUNE 24, 2013 THROUGH MARCH 26, 2014):

- Postage/photocopies (in-house) \$ 619.75
  - Fees (filing fees and recording fees) 154.00
  - Research 271.46
  - Witness Fees (Subpoenas) 444.38
  - Process service/courier fees 433.00
- \$ 1,922.59

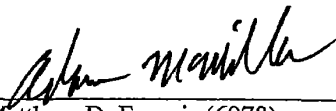
**TOTAL:** \$ 36,710.09

**AFFIRMATION Pursuant to NRS 239B.030**

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

DATED: April 2, 2014.

WATSON ROUNDS, P.C.

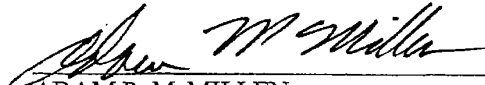
BY:   
Matthew D. Francis (6978)  
Adam P. McMillen (10678)  
WATSON ROUNDS  
5371 Kietzke Lane  
Reno, NV 89511  
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*Attorneys for Plaintiff Jed Margolin*

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**DECLARATION OF ADAM P. MCMILLEN**

I, ADAM P. McMILLEN, declare under the penalty of perjury that the foregoing costs and fees are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed.

DATED: April 2, 2014.

  
ADAM P. MCMILLEN  
Attorney for Plaintiff Jed Margolin

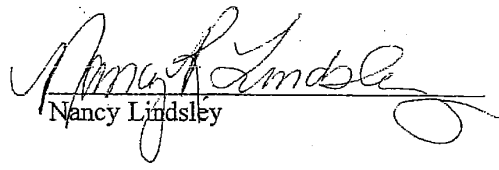
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**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of Watson Rounds, and that on this date, I deposited for mailing, in a sealed envelope, with first-class postage prepaid, a true and correct copy of the foregoing document, **FIRST MEMORANDUM OF POST-JUDGMENT COSTS AND FEES**, addressed as follows:

Jason D. Woodbury  
Severin A. Carlson  
Kaempfer Cröwell  
510 West Fourth Street  
Carson City, Nevada 89703  
*Attorneys for Defendant, Reza Zandian*

Dated: April 2<sup>nd</sup>, 2014

  
Nancy Lindsley

1 JASON D. WOODBURY  
Nevada Bar No. 6870  
2 KAEMPFER CROWELL  
510 West Fourth Street  
3 Carson City, Nevada 89703  
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4 Facsimile: (775) 882-0257  
JWoodbury@kcnvlaw.com  
5 **Attorneys for Reza Zandian**

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ALAN GLOVER  
C. GRIBBLE  
BY: DEPUTY CLERK

6 IN THE FIRST JUDICIAL DISTRICT COURT  
7 OF THE STATE OF NEVADA IN AND FOR  
8 CARSON CITY

9 JED MARGOLIN, an individual,  
10 Plaintiff,

11 vs.

12 OPTIMA TECHNOLOGY CORPORATION,  
a California corporation, OPTIMA  
13 TECHNOLOGY CORPORATION, a Nevada  
corporation, REZA ZANDIAN aka  
14 GOLAMREZA ZANDIANJAZI aka  
GHOLAM REZA ZANDIAN aka REZA  
15 JAZI aka J. REZA JAZI aka G. REZA JAZI  
aka GHONOREZA ZANDIAN JAZI, an  
16 individual, DOE Companies 1-10, DOE  
Corporations 11-20, and DOE Individuals  
17 21-30,

Case No. 09OC00579 1B

Dept. No. I

18 Defendants.

19  
20 **MOTION TO RETAX AND SETTLE COSTS**

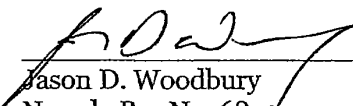
21 COMES NOW, Defendant REZA ZANDIAN ("ZANDIAN"), by and through his  
22 attorneys, Kaempfer Crowell, and hereby moves this Court to retax and settle the costs  
23 in the above-referenced proceeding. This *Motion* is made pursuant to NRS 18.110(4),  
24 18.160(3), and NRS 18.170, and is based on NRS 18.005, 18.020, 18.050, 18.110, 18.160  
and 18.170, the attached memorandum of points and authorities, all papers and

KAEMPFER CROWELL  
510 West Fourth Street,  
Carson City, Nevada 89703

1 pleadings on file in this matter and any evidence received and arguments entertained by  
2 the Court at any hearing on this *Motion*.

3 DATED this 8<sup>th</sup> day of April, 2014.

4 **KAEMPFER CROWELL**

5  
6   
7 Jason D. Woodbury  
8 Nevada Bar No. 6870  
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10 Carson City, Nevada 89703  
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12 Facsimile: (775) 882-0257  
13 [JWoodbury@kcnvlaw.com](mailto:JWoodbury@kcnvlaw.com)  
14 ***Attorneys for Reza Zandian***

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KAEMPFER CROWELL  
510 West Fourth Street  
Carson City, Nevada 89703



1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I. Relevant Procedural Background<sup>1</sup>**

3 On September 24, 2012, this Court entered a default against Defendant, Optima  
4 Technology Corporation, a California corporation, and Optima Technology Corporation,  
5 a Nevada corporation (collectively referred to as “OTC”).<sup>2</sup> On September 27, 2012,  
6 Plaintiff served notice that the default against OTC had been entered.<sup>3</sup> A month later,  
7 Plaintiff applied for default judgment against OTC, which was granted on October 31,  
8 2012.<sup>4</sup> Notice of the entry of default judgment against OTC was filed on November 6,  
9 2012.<sup>5</sup>

10 This Court entered a default against ZANDIAN on March 28, 2013 and notice of  
11 the default was filed April 5, 2013.<sup>6</sup> Plaintiff subsequently applied for default judgment,  
12 the application was granted and notice of the default judgment was filed on June 27,  
13 2013.<sup>7</sup>

14 Later, beginning in December 2013 and culminating with this Court’s denial in  
15 February, 2014, ZANDIAN attempted to have the default judgment against him set  
16 aside.<sup>8</sup> The case has been appealed, and the appeal is pending.<sup>9</sup> On April 2, 2014,

17  
18 <sup>1</sup> The presentation of the procedural background material to this *Motion* is not intended and should not be  
19 construed as an admission that there were not procedural deficiencies in regard to the proceedings  
20 recited. That is to say, for instance, that a representation that a “notice” was made is not intended as a  
21 representation that the referenced “notice” was made in a legally valid and procedurally sufficient  
22 manner.

23 <sup>2</sup> See *Default* (Sept. 24, 2012).

24 <sup>3</sup> See *Notice of Entry of Default* (Sept. 27, 2012).

<sup>4</sup> See *Application for Default J.* (Oct. 30, 2012); *Default J.* (Oct. 31, 2012).

<sup>5</sup> See *Notice of Entry of J.* (Nov. 6, 2012).

<sup>6</sup> See *Default* (Mar. 28, 2013); *Amended Not. of Entry of Default* (April 5, 2013).

<sup>7</sup> See *Application for Default J.* (April 17, 2013); *Default J.* (June 24, 2013); *Notice of Entry of Default J.*  
(June 27, 2013).

<sup>8</sup> See generally, *Order Denying Defendant Reza Zandian aka Golamreza Zandianjazi aka Gholam Reza  
Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka Ghonoreza Zandian Jazi’s Motion to Set  
Aside Default Judgment* (Feb. 6, 2014).

1 Plaintiff served by mail a document entitled *First Memorandum of Post-Judgment*  
2 *Costs and Fees* (“*Memorandum*”). This *Motion* is filed in response.

3 **II. Argument**

4 **A. Plaintiff should be denied costs and fees because the**  
5 ***Memorandum* is procedurally defective.**

6 As a threshold matter, it is not possible to determine whether Plaintiff’s  
7 *Memorandum* is presented under NRS 18.110—for costs incurred during the course of  
8 an action—under NRS 18.160—for costs incurred following entry of judgment—or under  
9 NRS 18.170—for costs incurred following entry of judgment which are not specified in  
10 NRS 18.160.<sup>9</sup> On the one hand, the *Memorandum*’s reference to “post-judgment”  
11 suggests that its basis is NRS 18.160 or NRS 18.170. But on the other hand, the  
12 *Memorandum* references a request for costs of “postage,” “photocopies,” “filing fees and  
13 recording fees,” “research,” “witness fees” and “process service/courier fees.” None of  
14 those items are identified in NRS 18.160 or NRS 18.170 as costs which may be recovered  
15 following a judgment. Rather, those items are within the definition of “costs” as that  
16 term is used in NRS 18.010.<sup>11</sup> This seems to indicate that the *Memorandum* is  
17 presented under the authority of NRS 18.010. Fortunately, this Court need not resolve  
18 the confusion over the legal basis for the *Memorandum* because regardless of whether  
19 the *Memorandum* is presented under NRS 18.010, NRS 18.160, or NRS 18.170, it is  
20 procedurally defective.

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21 <sup>9</sup> See, e.g., *Notice of Appeal* (Mar. 12, 2014).

22 <sup>10</sup> Plaintiff does not identify the authority upon which he relies for the *Memorandum*’s request. The  
23 absence of any authority in the *Memorandum* is, in and of itself, sufficient cause to reject it. See FJDCR  
24 15(5).

25 <sup>11</sup> See NRS 18.005 which provides in pertinent part: “*For the purposes of NRS 18.010 to 18.150,*  
26 *inclusive, the term ‘costs’ means: 1. Clerks’ fees.... 4. Fees for witnesses at trial, pretrial hearing and*  
27 *deposing witnesses .... 7. The fee of any sheriff or licensed process server for the delivery or service of any*  
28 *summons or subpoena used in the action.... 12. Reasonable costs for photocopies.... 14. Reasonable*  
29 *costs for postage.... 17.... [R]easonable and necessary expenses for computerized services for legal*  
30 *research.” (Emphasis added).*

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**1. If the Memorandum is presented pursuant to NRS 18.010, it is untimely.**

In pertinent part, NRS 18.110 provides:

The party in whose favor judgment is rendered, and who claims costs, **must** file with the clerk, and serve a copy upon the adverse party, **within 5 days after the entry of judgment**, or such further time as the court or judge may grant, a memorandum of the items of the costs in the action or proceeding....<sup>12</sup>

Notice of the default judgments against OTC and ZANDIAN were filed on November 6, 2012, and June 27, 2013 respectively. The *Memorandum* was not filed within five days after the entry of those judgments. Therefore, it is untimely under NRS 18.110 and the *Motion* should be granted.<sup>13</sup>

While NRS 18.110 does permit a court to grant further time beyond the five days, Plaintiff has not requested that additional time.<sup>14</sup> As such, the *Memorandum* does not satisfy the clear requirements of NRS 18.110(1) and should be denied.

**2. If the Memorandum is presented pursuant to NRS 18.160, it is untimely and requests costs which are not allowed.**

NRS 18.160 provides that a request the recovery of post-judgment costs may be served and filed “at any time or times not more than 6 months after the items have been incurred.”<sup>15</sup> The *Memorandum* of Plaintiff, however, filed April 2, 2014, is a request for costs allegedly incurred from “June 24, 2013 through March 26, 2014.” Even if it applies in these circumstances, the language of NRS 18.160(2) expressly restricts recoverable costs to those “incurred” from October 3, 2013 to April 2, 2014—six months.

<sup>12</sup> NRS 18.110(1) (emphasis added).

<sup>13</sup> See *Securities Inv. Co. v. Donnelley*, 89 Nev. 341, 349, 513 P.2d 1238, 1243 (1973) (affirming denial of costs when memorandum of costs filed more than five days after judgment).

<sup>14</sup> Indeed, it seems notable that even if Plaintiff had requested additional time to serve the *Memorandum*, such request would have almost certainly been rejected. The *Memorandum* is not merely a few days, or even weeks late. It was filed nearly a year and a half after the OTC judgment and over nine months after the ZANDIAN judgment. Such an extraordinary delay cannot conceivably be justified.

<sup>15</sup> NRS 18.160(2).

1 The *Memorandum* provides no information as to when the costs were incurred.<sup>16</sup>  
2 Therefore, the *Motion* should be granted.

3 But even to the extent that the *Memorandum* does requests costs which were  
4 incurred within the six month time frame fixed by NRS 18.160(2), the *Motion* should  
5 still be granted because the *Memorandum* seeks categories of costs which are not  
6 allowed by NRS 18.160(1). In fact, **none** of the costs itemized in the *Memorandum* is  
7 allowed by NRS 18.160(1).<sup>17</sup> As such, NRS 18.160 does not provide Plaintiff a legal basis  
8 to receive the costs he seeks and the *Motion* should be granted.

9 **3. If the Memorandum is presented pursuant to NRS 18.170,**  
10 **it should be rejected because it was not preceded or**  
11 **accompanied by a motion.**

12 When a party seeks post-judgment costs outside the scope of the categories  
13 specified by NRS 18.160, NRS 18.170 provides the procedure and states, in pertinent  
14 part:

15 A judgment creditor claiming costs or necessary disbursements reasonably  
16 incurred in aid of the collection of a judgment or of any execution issued thereon,  
17 other than those specified in NRS 18.160, including items which have been  
18 disallowed by the judge in the supplemental proceeding, shall serve the adverse  
19 party either personally or by mail, and file, at any time or times not more than 6  
20 months after such item has been incurred and prior to the time the judgment is  
21 fully satisfied, a **notice of motion for an order allowing the same**,  
22 specifying the items claimed and the amount thereof, and supported by an  
23 affidavit of the party or the party's attorney or agent stating that to the best of his  
24 or her knowledge and belief the items are correct and showing that the costs were  
reasonable, and the disbursements reasonably and necessarily incurred. The  
court or judge hearing **such motion** shall make such order respecting the costs  
or disbursements so claimed as the circumstances justify, allowing the same in  
whole or in part, or disallowing the same.

25 In other words, NRS 18.170 requires a procedure different than NRS 18.110 or NRS  
26 18.160 because it concerns costs which are of a different nature. Nevada law allows a

<sup>16</sup> Because the time frame—chosen by Plaintiff—commenced “June 24, 2013” presumably, that is when it  
is alleged that post-judgment costs began accruing. As such, clearly some of the costs Plaintiff has  
included are disallowed.

1 prevailing party to request costs by “memorandum” under NRS 18.110 and NRS 18.160  
2 because those provisions are restricted to costs which have been “pre-determined,” in a  
3 sense, to be valid. NRS 18.170, unlike those statutes allows costs beyond those “pre-  
4 determined” categories. However, that statute balances the interests of the parties by  
5 requiring the requesting party to present a “motion” to the Court for approval of the  
6 costs requested.

7 Of course, Plaintiff has not followed that procedure in this case. The requests for  
8 costs is not presented in a motion—complete with a sufficient explanation of the costs  
9 and legal authority for their allowance—but, rather, a memorandum which provides  
10 only the minimal information of a general category of the cost and the alleged amount  
11 incurred for that category. This is grossly insufficient under NRS 18.170 and even the  
12 most liberal construction of the *Memorandum* cannot turn it into a “motion” which  
13 remotely satisfies the letter or purpose of the statute.

14 Consequently, regardless of whether Plaintiff’s legal basis for the Memorandum  
15 is NRS 18.110, NRS 18.160, or NRS 18.170, the *Memorandum* is procedurally and fatally  
16 defective and the *Motion* should be granted.

17 **B. Plaintiff is not entitled to attorneys’ fees even if allowed to  
18 recover costs.**

19 The procedural defects addressed above do not even touch upon the most blatant  
20 deficiency of the *Memorandum*: the request for attorneys’ fees disguised as costs.  
21 Attorneys’ fees are not the same thing as “costs” for purposes of Chapter 18 of Nevada  
22 Revised Statutes.<sup>17</sup> For some unexplained—and unauthorized—reason, however,

23  
24 <sup>17</sup> Compare NRS 18.160(1)(a) – (f) with *Memorandum* at 1:27 – 2:5.

<sup>18</sup> See NRS 18.005, .160.

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510 West Fourth Street  
Carson City, Nevada 89703

1 Plaintiff's *Memorandum* includes a request for \$34,787.50 in "post-judgment attorneys'  
2 fees" as though it was such a cost.

3 Attorneys' fees are not recoverable unless authorized by a statute, rule, or  
4 contractual provision.<sup>19</sup> None provides a legal basis to award Plaintiff's fees as the  
5 *Memorandum* requests.

6 The general statute authorizing recovery of fees by a prevailing party, NRS  
7 18.010, does not apply to the circumstances of this case. Further, there is no evidence  
8 that any offer of judgment was rejected by ZANDIAN or OTC which would trigger a  
9 potential award of fees under any statute or rule of civil procedure. No other rule exists  
10 which would allow Plaintiff to recover fees in this case.<sup>20</sup> The judgments at issue in this  
11 case did not include recovery for attorneys' fees subsequent to the entry of judgment.  
12 And there has never any allegation by Plaintiff that he and OTC and/or ZANDIAN were  
13 parties to *any* contract together—must less any contract which provided for the  
14 recovery of attorneys' fees in this litigation.

15 For these reasons, this Court should reject the *Memorandum* and grant the  
16 *Motion*, and deny Plaintiff's attempt to recover attorneys' fees disguised as costs.

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24 <sup>19</sup> See, e.g., *Horgan v. Felton*, 123 Nev. 577, 170 P.3d 982, 986 (2007).

<sup>20</sup> Indeed, to the extent that a rule applies to this situation, it contravenes the *Memorandum's* request. NRCP 54(d) requires that fees must be requested by motion, that the motion must be filed within 20 days

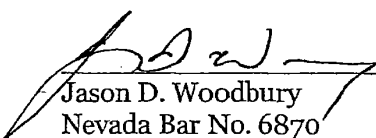
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**III. Conclusion**

For all the reasons hereinabove, it is respectfully requested that this Court grant this Motion.

DATED this 9<sup>th</sup> day of April, 2014.

**KAEMPFER CROWELL**

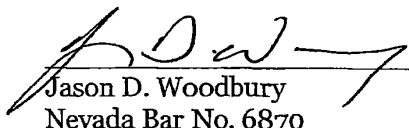
  
\_\_\_\_\_  
Jason D. Woodbury  
Nevada Bar No. 6870  
510 West Fourth Street  
Carson City, Nevada 89703  
Telephone: (775) 884-8300  
Facsimile: (775) 882-0257  
[JWoodbury@kcnvlaw.com](mailto:JWoodbury@kcnvlaw.com)  
**Attorneys for Reza Zandian**

**AFFIRMATION pursuant to NRS 239B.030**

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

DATED this 9<sup>th</sup> day of April, 2014.

**KAEMPFER CROWELL**

  
\_\_\_\_\_  
Jason D. Woodbury  
Nevada Bar No. 6870  
510 West Fourth Street  
Carson City, Nevada 89703  
Telephone: (775) 884-8300  
Facsimile: (775) 882-0257  
[JWoodbury@kcnvlaw.com](mailto:JWoodbury@kcnvlaw.com)  
**Attorneys for Reza Zandian**

KAEMPFER CROWELL  
610 West Fourth Street  
Carson City, Nevada 89703

of the notice of entry of judgment, and that it must "specify" the "statute, rule, or other grounds" authorizing the award of fees. The Memorandum does none of these.

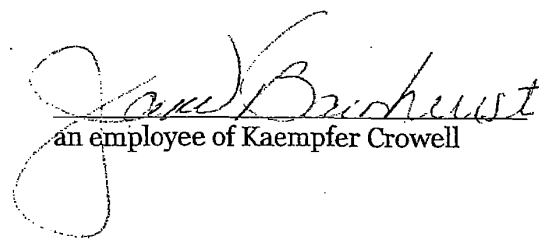
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**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I hereby certify that service of the foregoing **MOTION TO RETAX AND SETTLE COSTS** was made this date by depositing a true copy of the same for mailing at Carson City, Nevada, addressed to each of the following:

Matthew D. Francis  
Adam P. McMillen  
WATSON ROUNDS  
5371 Kietzke Lane  
Reno, NV 89511

DATED this 9 day of April, 2014.

  
an employee of Kaempfer Crowell



1 JASON D. WOODBURY  
Nevada Bar No. 6870  
2 SEVERIN A. CARLSON  
Nevada Bar No. 9373  
3 KAEMPFER CROWELL  
510 West Fourth Street  
4 Carson City, Nevada 89703  
Telephone: (775) 884-8300  
5 Facsimile: (775) 882-0257  
jwoodbury@kcnvlaw.com  
6 **Attorneys for Defendant,**  
**REZA ZANDIAN**

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2014 APR 17 AM 10:51  
ALAN GLOVER  
BY ~~CLERK~~  
**C. CRUTY**

8 IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
9  
10 IN AND FOR CARSON CITY

11 JED MARGOLIN, an individual,  
12  
13 Plaintiff,

Case No. 09 OC 00579 1B  
Dept. No. I

14 us.

15 OPTIMA TECHNOLOGY CORPORATION,  
16 a California corporation, OPTIMA  
17 TECHNOLOGY CORPORATION, a Nevada  
18 corporation, REZA ZANDIAN aka  
19 GOLAMREZA ZANDIANJAZI aka  
GHOLAM REZA ZANDIAN aka REZA  
JAZI aka J. REZA JAZI aka G. REZA JAZI  
aka GHONOREZA ZANDIAN JAZI, an  
individual, DOE Companies 1-10, DOE  
Corporations 11-20, and DOE Individuals  
21-30,  
20 Defendants.

21 **STIPULATION AND ORDER TO WITHDRAW MOTION FILED BY**  
22 **REZA ZANDIAN ON MARCH 24, 2014**

23 COME NOW, WATSON ROUNDS, counsel for Plaintiff, JED MARGOLIN, by and  
24 through ADAM McMILLEN, and KAEMPFER CROWELL, counsel for Defendant, REZA

KAEMPFER CROWELL  
510 W. Fourth Street  
Carson City, Nevada 89703

1 ZANDIAN, by and through JASON WOODBURY and hereby stipulate that the Motion  
2 filed by REZA ZANDIAN appearing in Proper Person on March 24, 2014, be withdrawn.

3 Dated this 14 day of April, 2014. Dated this 15<sup>th</sup> day of April, 2014.

4 **WATSON ROUNDS**

**KAEMPFER CROWELL**

5  
6 By: *Adam McMullen*  
7 ADAM P. McMILLEN  
8 Nevada Bar No. 10678  
9 5371 Kietzke Lane  
10 Reno, NV 89511  
11 Telephone: (775) 324-4100  
12 Facsimile: (775) 333-8171  
13 Email: [amcmullen@watsonrounds.com](mailto:amcmullen@watsonrounds.com)  
14 **Attorneys for Plaintiff,**  
15 **JED MARGOLIN**

6 By: *J. D. Woodbury*  
7 JASON D. WOODBURY  
8 Nevada Bar No. 6870  
9 510 West Fourth Street  
10 Carson City, Nevada 89703  
11 Telephone: (775) 884-8300  
12 Facsimile: (775) 882-0257  
13 Email: [jwoodbury@kcnvlaw.com](mailto:jwoodbury@kcnvlaw.com)  
14 **Attorneys for Defendant,**  
15 **REZA ZANDIAN**

16  
17 **IT IS SO ORDERED.**

18 DATED this 17<sup>th</sup> day of April, 2014.

19  
20  
21 *James T. Russell*  
22 JAMES T. RUSSELL  
23 District Judge  
24

Case 5:14-cv-00001-K  
on 04/15/14  
City, W. M.  
Nevada - P.F.  
da F. P. R.  
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22

1 JASON D. WOODBURY  
Nevada Bar No. 6870  
2 KAEMPFER CROWELL  
510 West Fourth Street  
3 Carson City, Nevada 89703  
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JWoodbury@kcnvlaw.com  
5 **Attorneys for Reza Zandian**

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2014 APR 21 PM 3:48  
ALAN GLOVER  
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BY V. Albrecht  
DEPUTY

6 IN THE FIRST JUDICIAL DISTRICT COURT  
7 OF THE STATE OF NEVADA IN AND FOR  
8 CARSON CITY

9 JED MARGOLIN, an individual,  
10 Plaintiff,

11 vs.

Case No. 09OC00579 1B  
Dept. No. I

12 OPTIMA TECHNOLOGY CORPORATION,  
a California corporation, OPTIMA  
13 TECHNOLOGY CORPORATION, a Nevada  
corporation, REZA ZANDIAN aka  
14 GOLAMREZA ZANDIANJAZI aka  
GHOLAM REZA ZANDIAN aka REZA  
15 JAZI aka J. REZA JAZI aka G. REZA JAZI  
aka GHONOREZA ZANDIAN JAZI, an  
16 individual, DOE Companies 1-10, DOE  
Corporations 11-20, and DOE Individuals  
17 21-30,  
18 Defendants.

19  
20 **OPPOSITION TO MOTION FOR WRIT OF EXECUTION**

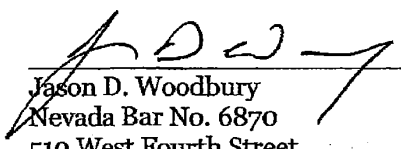
21 COMES NOW, Defendant REZA ZANDIAN ("ZANDIAN"), by and through his  
22 attorneys, Kaempfer Crowell, and hereby opposes the *Motion for Writ of Execution*  
23 ("*Motion*") served by mail on April 2, 2014. This *Opposition* is made pursuant to  
24 FJDCR 15(3) and is based on the attached memorandum of points and authorities, all

KAEMPFER CROWELL  
510 West Fourth Street  
Carson City, Nevada 89703

1 papers and pleadings on file in this matter and any evidence received and arguments  
2 entertained by the Court at any hearing on the *Motion*.

3 DATED this 21<sup>st</sup> day of April, 2014.

4 **KAEMPFER CROWELL**

5  
6 

7 Jason D. Woodbury  
8 Nevada Bar No. 6870  
9 510 West Fourth Street  
10 Carson City, Nevada 89703  
11 Telephone: (775) 884-8300  
12 Facsimile: (775) 882-0257  
13 JWoodbury@kcnvlaw.com  
14 ***Attorneys for Reza Zandian***

15  
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KAEMPFER CROWELL  
510 West Fourth Street  
Carson City, Nevada 89703

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I. Procedural Background**

3 On June 24, 2013, this Court entered default judgment in the amount of  
4 \$1,495,775.74 in this case.<sup>1</sup> On April 2, 2014, Plaintiff served the instant *Motion*.  
5 Attached to the *Motion* are two exhibits. The first, Exhibit 1, is a document entitled  
6 "*First Memorandum of Post-Judgment Costs and Fees*." The second, Exhibit 2, is  
7 actually a series of documents each entitled "*Writ of Execution*" some of which purport  
8 to be issued to the Sheriff of Washoe County and some of which purport to be issued to  
9 the Constable of Clark County.

10 On April 9, 2014, ZANDIAN filed a *Motion to Retax and Settle Costs* ("*Motion to*  
11 *Retax*") in response to the *First Memorandum of Post-Judgment Costs and Fees*.<sup>2</sup> The  
12 *Motion to Retax* is pending and has not been addressed at this time.

13 **II. Argument**

14 **A. This Court should deny Plaintiff's *Motion* to issue the proposed**  
15 ***Writs* because they include fees and costs which this Court has**  
16 **not granted.**

17 The proposed *Writs* presented to this Court by Plaintiff include the following  
18 amounts as "sums [which] have accrued since the entry of judgment."<sup>3</sup> Two of these  
19 items, \$34,787.50 in attorney's fees and \$1,022.59 in "accrued costs" reflect the costs

20 <sup>1</sup> See *Default J.* at 2:19 – 3:3 (June 24, 2013). This Court's *Default Judgment* reflects that the judgment  
21 includes "damages, along with pre-judgment interest, attorney's fees and costs." *Id.* at 2:21-22. However,  
22 the *Default Judgment* does not itemize the amount of each category and only reflects a lump sum of  
23 \$1,495,775.74. Plaintiff's proposed *Writ of Execution* does itemize these categories and sums as follows:  
24 "\$900,000.00 principal," "\$83,761.25 attorney's fees", "\$488,545.89 interest, and" "\$24,021.96 costs,  
making a total amount of \$1,495,775.74". *Exhibit 2 to Motion for Writ of Execution* at 2:1-5 (hereinafter  
referred to as "proposed *Writs*"). Adding to the confusion, the sums of the categories listed in Plaintiff's  
proposed writs do not equal what is reported as the "total amount." (\$900,000 + \$83,761.25 +  
\$488,545.89 + \$24,021.96 = \$1,497,329.10 not \$1,495,775.74). Plaintiff, however, offers no explanation  
for the discrepancy between the categories and total and, to date, has made no effort to correct any error.  
For this reason alone, this Court should deny the *Motion* and require clarification by Plaintiff. A writ of  
execution must be precise.

<sup>2</sup> See *Motion to Retax and Settle Costs* (April 9, 2014).

1 and fees requested in the *First Memorandum of Post-Judgment Costs and Fees*. Those  
2 fees and costs are disputed and this Court has yet to resolve any dispute as to their  
3 amount. Indeed, there is significant doubt that Plaintiff has any legal basis to recover  
4 post-judgment fees in this case. In any event, however, the proposed *Writs* do not  
5 accurately reflect the previous orders of this Court and should be rejected.

6 More egregious, Plaintiff's proposed *Writs* reflect a higher sum than this Court  
7 has actually awarded—even assuming the adoption of the *First Memorandum of Post-*  
8 *Judgment Costs and Fees*. The proposed *Writs* would have this Court authorize  
9 execution for the total sum of \$1,592,091.22.<sup>4</sup> One would assume that this sum consists  
10 of the amount previously awarded by this Court, \$1,495,775.74, added to the sum  
11 requested in the *First Memorandum of Post-Judgment Costs and Fees*, \$93,315.40.  
12 However, those two figures add up to 1,589,091.14, \$3,000.08 less than the sum  
13 reflected in the proposed *Writs*. No explanation for this is provided in the *Motion*.  
14 Simply, the proposed *Writs* are erroneous on their face and this Court should decline  
15 their issuance.

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KAMPER CROWELL  
P.C. 401 Fourth Street  
Carson City, Nevada 89703

<sup>3</sup> Proposed *Writs* at 2:7.

<sup>4</sup> Proposed *Writs* at 2:17-19.

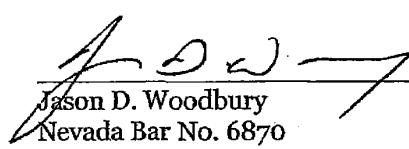
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**III. Conclusion**

For all these reasons explained herein, it is respectfully requested that this Court deny the *Motion*.

DATED this 21<sup>st</sup> day of April, 2014.

**KAEMPFER CROWELL**

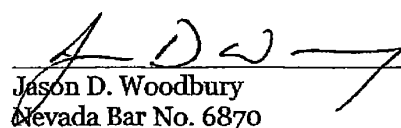
  
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Jason D. Woodbury  
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Telephone: (775) 884-8300  
Facsimile: (775) 882-0257  
[JWoodbury@kcnvlaw.com](mailto:JWoodbury@kcnvlaw.com)  
*Attorneys for Reza Zandian*

**AFFIRMATION pursuant to NRS 239B.030**

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

DATED this 21<sup>st</sup> day of April, 2014.

**KAEMPFER CROWELL**

  
\_\_\_\_\_  
Jason D. Woodbury  
Nevada Bar No. 6870  
510 West Fourth Street  
Carson City, Nevada 89703  
Telephone: (775) 884-8300  
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*Attorneys for Reza Zandian*

KAEMPFER CROWELL  
510 West Fourth Street  
Carson City, Nevada 89703

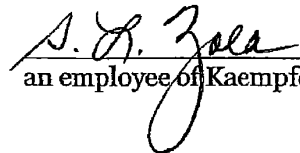
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**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I hereby certify that service of the foregoing  
**OPPOSITION TO MOTION FOR WRIT OF EXECUTION** was made this date by  
depositing a true copy of the same for mailing at Carson City, Nevada, addressed to each  
of the following:

Matthew D. Francis  
Adam P. McMillen  
WATSON ROUNDS  
5371 Kietzke Lane  
Reno, NV 89511

DATED this 21<sup>st</sup> day of April, 2014.

  
an employee of Kaempfer Crowell

KAEMPFER CROWELL  
510 West Fourth Street  
Carson City, Nevada 89703



ORIGINAL

1 Matthew D. Francis (6978)  
Adam P. McMillen (10678)  
2 WATSON ROUNDS  
5371 Kietzke Lane  
3 Reno, NV 89511  
Telephone: 775-324-4100  
4 Facsimile: 775-333-8171  
*Attorneys for Plaintiff Jed Margolin*

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2014 APR 21 PM 4:16

ALAN GLOVER  
BY            CLERK  
DEPUTY

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

10  
11 JED MARGOLIN, an individual,  
12 Plaintiff,  
13 vs.

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

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

**REPLY IN SUPPORT OF MOTION  
FOR WRIT OF EXECUTION AND  
OPPOSITION TO MOTION TO  
RETAX AND SETTLE COSTS**

22 Plaintiff Jed Margolin, by and through his attorneys of record, hereby files the  
23 following Reply in Support of Motion for Writ of Execution, filed April 2, 2014, and  
24 Opposition to Reza Zandian's ("Zandian") Motion to Retax and Settle Costs, filed on April 9,  
25 2014. Plaintiff hereby withdraws his Motion for Writ of Execution, and will be filing a  
26 Motion for Order Allowing Costs and Necessary Disbursements, shortly. Once the Motion for  
27 Order Allowing Costs and Necessary Disbursements is ruled upon, Plaintiff will renew the  
28 Motion for Writ of Execution.


1 Plaintiff's withdrawal of the Motion for Writ of Execution is done without prejudice.  
2 Plaintiff does not admit any of the points made in Zandian's Motion to Retax and Settle Costs.  
3 Plaintiff's withdrawal of the Motion for Writ of Execution moots Zandian's Motion to Retax  
4 and Settle Costs.

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

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

8 DATED: April 21, 2014.

WATSON ROUNDS

9 By:   
10 Matthew D. Francis (6978)  
11 Adam P. McMillen (10678)  
12 WATSON ROUNDS  
13 5371 Kietzke Lane  
14 Reno, NV 89511  
15 Telephone: 775-324-4100  
16 Facsimile: 775-333-8171  
17 *Attorneys for Plaintiff Jed Margolin*

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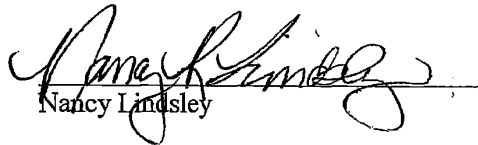
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**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of Watson Rounds, and that on this date, I deposited for mailing, in a sealed envelope, with first-class postage prepaid, a true and correct copy of the foregoing document, **REPLY IN SUPPORT OF MOTION FOR WRIT OF EXECUTION AND OPPOSITION TO MOTION TO RETAX AND SETTLE COSTS**, addressed as follows:

Jason D. Woodbury  
Severin A. Carlson  
Kaempfer Crowell  
510 West Fourth Street  
Carson City, Nevada 89703  
*Attorneys for Defendant, Reza Zandian*

Dated: April 21, 2014

  
Nancy Lindsley

ORIGINAL

1 Matthew D. Francis (6978)  
Adam P. McMillen (10678)  
2 WATSON ROUNDS  
5371 Kietzke Lane  
3 Reno, NV 89511  
Telephone: 775-324-4100  
4 Facsimile: 775-333-8171  
*Attorneys for Plaintiff Jed Margolin*

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2014 APR 28 PM 3: 57

ALAN GLOYER  
CLERK  
BY *[Signature]*  
DEPUTY

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

11 JED MARGOLIN, an individual,  
12 Plaintiff,

13 vs.

14 OPTIMA TECHNOLOGY CORPORATION,  
a California corporation, OPTIMA  
15 TECHNOLOGY CORPORATION, a Nevada  
corporation, REZA ZANDIAN  
16 aka GOLAMREZA ZANDIANJAZI  
17 aka GHOLAM REZA ZANDIAN  
aka REZA JAZI aka J. REZA JAZI  
18 aka G. REZA JAZI aka GHONONREZA  
ZANDIAN JAZI, an individual, DOE Companies  
19 1-10, DOE Corporations 11-20, and DOE  
20 Individuals 21-30,

21 Defendants.

Case No.: 090C00579 1B

Dept. No.: 1

**MOTION FOR ORDER ALLOWING  
COSTS AND NECESSARY  
DISBURSEMENTS AND  
MEMORANDUM OF POINTS AND  
AUTHORITIES IN SUPPORT  
THEREOF**

22 Plaintiff Jed Margolin has incurred various postjudgment collection costs and fees.

23 Pursuant to the judgment, NRS 18.160, NRS 18.170, and NRS 598.0999(2), Plaintiff moves  
24 this Court for an order awarding him postjudgment interest, costs and attorneys' fees.  
25

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**POINTS AND AUTHORITIES**

**I. Postjudgment Interest**

On June 24, 2013, the Court entered Default Judgment against Defendants. Notice of entry of the Default Judgment was filed on June 27, 2014. In the Default Judgment, the Court entered judgment in favor of Plaintiff against Defendants, jointly and severally, in the sum of \$1,495,775.74, plus interest at the legal rate, pursuant to NRS 17.130, thereon, from the date of default until the judgment is satisfied.

The award of interest in this case is governed by NRS 17.130(2), which states that the postjudgment interest computation in a proceeding to enforce a judgment is subject to either the parties' contract, the judgment against the party, or as otherwise provided by law. Accordingly, the interest computation in this case is governed by the judgment against Defendants. Because the original judgment was entered in Nevada and the judgment set the interest rate at the legal rate of interest according to NRS 17.130, the interest rate is 5.25 percent per-annum, or \$215.15 per-day. Further, because Plaintiff is enforcing the Nevada judgment according to its terms, which does not provide for compound interest, simple interest is appropriate. Accordingly, Plaintiff is owed simple interest at 5.25 percent or \$215.15 per-day from June 27, 2014, the date of notice of entry of the judgment, through April 18, 2014. It is 296 days from June 27, 2014 to April 18, 2014. Multiplying 296 days by \$215.15 equals \$63,684.40 in accrued interest.

**II. Postjudgment Costs**

NRS 18.160(1)(f) allows “[c]osts or disbursements incurred in connection with any proceeding supplementary to execution which have been approved as to necessity, propriety and amount by the judge ordering or conducting the proceeding.” (emphasis added). NRS 18.170 further provides that a “judgment creditor claiming costs or necessary disbursements reasonably in aid of collection of a judgment or of any execution issued thereon...” must file a

1 motion for costs and necessary disbursements “at any time or times not more than 6 months  
2 after such item has been incurred.” “The court or judge hearing such motion shall make such  
3 order respecting the costs or disbursements so claimed as the circumstances justify, allowing  
4 the same in whole or in part, or disallowing the same.” NRS 18.170.

5 Plaintiff has incurred the following costs or disbursements reasonably in aid of  
6 execution of the judgment in the last six months:

7 COSTS (October 18, 2013 THROUGH April 18, 2014):

8

9 • Postage/photocopies (in-house)	\$ 481.20
• Research	285.31
10 • Witness Fees (Subpoenas)	215.66
• Process service/courier fees	<u>373.00</u>
	<u>\$1,355.17</u>

11

12 The above items are correct and reasonable and the disbursements reasonably and  
13 necessarily incurred, postjudgment. See Declaration of Adam McMillen (“McMillen Decl.”),  
14 dated April 24, 2014, ¶¶ 11-13 and Exhibits 4-5.

15 **III. Postjudgment Attorney’s Fees**

16 “The district court may award attorney fees only if authorized by a rule, contract, or  
17 statute.” *Barney v. Mt. Rose Heating & Air Conditioning*, 124 Nev. 821, 825, 192 P.3d 730,  
18 733 (2008) (citing *Albios v. Horizon Communities, Inc.*, 122 Nev. 409, 417, 132 P.3d 1022,  
19 1028 (2006)). A district court’s award of attorney fees and costs is reviewed for an abuse of  
20 discretion. *Albios*, 122 Nev. at 417, 132 P.3d at 1027–28 (attorney fees); *Bobby Berosini, Ltd.*  
21 *v. PETA*, 114 Nev. 1348, 1352, 971 P.2d 383, 385 (1998) (costs).  
22

23 Under Plaintiff’s Deceptive Trade Practices claim, “[t]he court in any such action may,  
24 **in addition to any other relief or reimbursement, award reasonable attorney’s fees and**  
25 **costs.**” NRS 598.0999(2) (emphasis added). Although NRS 598.0999(2) does not explicitly  
26 provide for attorney fees incurred postjudgment, the statute does not expressly exclude  
27 postjudgment attorney fees from its purview, and for public policy reasons, NRS 598.0999(2)  
28

1 should be liberally interpreted as allowing for postjudgment attorney fees so as to further the  
2 statute's purpose to ensure that those that engage in deceptive trade practices are penalized and  
3 deterred from engaging in such practices and so that an attorney fee award properly includes  
4 the reasonable fees incurred in seeking the fees. *See Barney*, 124 Nev. at 825-26, 192 P.3d at  
5 733-34 (mechanic lien statute did not expressly provide for attorney fees incurred  
6 postjudgment, however, statute did not expressly exclude postjudgment attorney fees from its  
7 purview and was liberally interpreted to allow postjudgment attorney fees "so as to further the  
8 lien statutes' purpose to ensure that contractors are paid in whole for their work."); *see also*  
9 *Rosen v. LegacyQuest*, A136985, 2014 WL 1372114 (Cal. Ct. App. Mar. 21, 2014) (judgment  
10 creditor, who had recovered statutory attorney fees in connection with underlying judgment,  
11 authorized to recover attorney fees incurred in enforcing underlying judgment under the statute  
12 authorizing recovery of judgment creditor's "reasonable and necessary costs of enforcing a  
13 judgment," since the statute authorizing the underlying attorney fee award established that the  
14 fee award was "otherwise provided by law" within meaning of the fee statute) (an attorney fee  
15 award properly includes the reasonable fees incurred in seeking the fees); *see also Ketchum v.*  
16 *Moses* (2001) 24 Cal.4th 1122, 104 Cal.Rptr.2d 377, 17 P.3d 735 (judgment creditor entitled  
17 to fees incurred in enforcing the right to mandatory fees under statute).

20 "In Nevada, 'the method upon which a reasonable fee is determined is subject to the  
21 discretion of the court,' which 'is tempered only by reason and fairness.'" *Shuette v. Beazer*  
22 *Homes Holdings Corp.*, 124 P. 3d 530, 121 Nev. 837 (2005) (citing *University of Nevada v.*  
23 *Tarkanian*, 110 Nev. 581, 594, 591, 879 P.2d 1180, 1188, 1186 (1994)). "Accordingly, in  
24 determining the amount of fees to award, the court is not limited to one specific approach; its  
25 analysis may begin with any method rationally designed to calculate a reasonable amount,  
26 including those based on a 'lodestar' amount or a contingency fee." *Id.* (citations omitted).  
27 "The lodestar approach involves multiplying 'the number of hours reasonably spent on the  
28

1 case by a reasonable hourly rate.” *Id.* at n. 98 (citing *Herbst v. Humana Health Ins. of*  
2 *Nevada*, 105 Nev. 586, 590, 781 P.2d 762, 764 (1989)).

3           However, before awarding attorney’s fees, the district court must make findings  
4 concerning the reasonableness of the award, as required by *Brunzell v. Golden Gate National*  
5 *Bank*, 455 P.2d 31, 85 Nev. 345 (1969) and *Shuette v. Beazer Homes Holdings Corp.*, 124 P.  
6 3d 530, 121 Nev. 837 (2005). *See Barney*, 124 Nev. at 829-30, 192 P.3d at 735-37.

7           According to *Brunzell*, the factors that the district court should consider in awarding  
8 attorney fees, with no one factor controlling, is as follows:

- 9
- 10 (1) the advocate's qualities, including ability, training, education, experience,  
professional standing, and skill;
  - 11 (2) the character of the work, including its difficulty, intricacy, importance, as  
12 well as the time and skill required, the responsibility imposed, and the  
prominence and character of the parties when affecting the importance of the  
litigation;
  - 13 (3) the work performed, including the skill, time, and attention given to the  
work; and
  - 14 (4) the result—whether the attorney was successful and what benefits were  
15 derived.

16 *Barney*, 192 P.3d at 736 (citing *Brunzell*, 85 Nev. at 349, 455 P.2d at 33).

17           According to *Shuette*, the district court is required to “provide[ ] sufficient reasoning  
18 and findings in support of its ultimate determination.” *Id.* (citing *Shuette*, 121 Nev. at 865, 124  
19 P.3d at 549).

20           As set forth in Plaintiff’s counsel’s declaration, the lodestar amount of postjudgment  
21 attorney’s fees is \$34,632.50. *See* McMillen Decl., ¶¶ 2-6A and Exhibit 2. This amount only  
22 includes reasonable attorney’s fees from October 18, 2013 to April 18, 2014, as follows: 14.4  
23 hours of work performed by attorney Matthew D. Francis at \$300 per-hour (\$4,320.00); 81.5  
24 hours of work performed by attorney Adam P. McMillen at \$300 per-hour (\$24,450.00); and  
25 46.9 hours of work performed by paralegal Nancy Lindsley at \$125 per-hour (\$5,862.50). *Id.*  
26 This lodestar amount is reasonable under the *Brunzell* factors as follows.  
27

28 ///



1                   **(1) Factors 1 and 2 - The Advocate's Qualities, Including Ability, Training,**  
2                   **Education, Experience, Professional Standing, and Skill and The Novelty**  
3                   **and Difficulty of The Questions Involved, and The Time and Skill Involved**

4                   The issues related to this case included: (a) whether Plaintiff's patents were entitled to  
5 protection; (b) whether Defendants fraudulently assigned Plaintiff's patents; and (c), whether  
6 Plaintiff was damaged by Defendants' conduct. McMillen Decl., ¶ 7. The patent and  
7 deceptive trade practices issues, and the unique facts surrounding them, involved careful  
8 consideration and research. *Id.* In general, patent and deceptive trade practices litigation is a  
9 niche practice that requires a high degree of legal skill and care in order to be performed  
10 properly and effectively. *Id.* Each of these causes of action, coupled with the unique facts of  
11 this matter, required thorough research and careful analysis. *Id.*

12                   In addition, the postjudgment collection efforts so far have included attempting to find  
13 Zandian's collectible assets, including researching and investigating his property in Nevada  
14 and California and moving for a debtor's examination. *Id.* Considering Zandian's elusive  
15 behavior to date and elaborate financial arrangements with a multitude of companies and  
16 individuals, Plaintiff has been forced to incur a significant amount of attorney's fees in  
17 attempting to collect on the judgment. *Id.*

18                   Accordingly, Plaintiff's claimed postjudgment attorney's fees are reasonable under  
19 these factors:  
20

21                   **(2) Factor 3 – The Time and Labor Required**

22                   Plaintiff's counsel has been required to research Zandian's vast real estate holdings in  
23 Nevada. McMillen Decl., ¶ 9. Plaintiff's counsel has recorded the judgment in each Nevada  
24 County where Zandian holds property. *Id.* Plaintiff's counsel has researched and subpoenaed  
25 Zandian's financial information from several financial institutions. *Id.* Plaintiff's counsel has  
26 moved the court for a debtor's examination of Zandian. *Id.* The time and labor required  
27 relating to collections efforts are set forth in detail in Plaintiffs' counsel's declaration, and  
28

1 incorporated by reference herein. McMillen Decl., ¶¶ 5-10 and Exhibits 2-3. In sum, the time  
2 expended for the work product in this case is more than reasonable.

3 **(3) Factor 4 - The Result—Whether The Attorney Was Successful And What**  
4 **Benefits Were Derived**

5 Plaintiff prevailed on all of his causes of action in this case. Plaintiff's case against  
6 Defendants resulted in a Default Judgment being entered against Defendants on Plaintiff's  
7 causes of action. Specifically, the Court ordered Defendants to pay Plaintiff \$1,495,775.74,  
8 plus interest. In addition, through postjudgment efforts, Plaintiff's counsel has successfully  
9 liened Zandian's Nevada real estate to secure the judgment and Plaintiff's counsel is in the  
10 process of securing appropriate writs of execution to satisfy the judgment. Thus, Plaintiff  
11 obtained the results sought, and this factor weighs in favor of the reasonableness of Plaintiff's  
12 fee request.

13 In sum, an analysis of the *Brunzell* factors and other applicable case law proves  
14 Plaintiff's fees in the lodestar amount of \$34,632.50 are reasonable and should be awarded.

15 **IV. Conclusion**

16 For the reasons stated above, Plaintiff respectfully requests that this Motion for Order  
17 Allowing Costs and Necessary Disbursements be granted in full.

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

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

21 DATED: April 25, 2014.

22 WATSON ROUNDS

23 By: Adam McMillen  
24 Matthew D. Francis (6978)  
25 Adam P. McMillen (10678)  
26 WATSON ROUNDS  
27 5371 Kietzke Lane  
28 Reno, NV 89511  
Telephone: 775-324-4100  
Facsimile: 775-333-8171  
*Attorneys for Plaintiff Jed Margolin*



ORIGINAL

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4 5371 Kietzke Lane  
5 Reno, NV 89511  
6 Telephone: 775-324-4100  
7 Facsimile: 775-333-8171  
8 *Attorneys for Plaintiff Jed Margolin*

REC'D & FILED

2014 APR 28 PM 3: 57

ALAN GLOVER  
CLERK  
BY *[Signature]*  
DEPUTY

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  
MCMILLEN IN SUPPORT OF  
PLAINTIFF'S MOTION FOR ORDER  
ALLOWING COSTS AND  
NECESSARY DISBURSEMENTS**

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

1. I am counsel of record for Plaintiff Jed Margolin in this matter. This declaration is based upon my personal knowledge and is made in support of Plaintiff's Motion for Order Allowing Costs and Necessary Disbursements.

1           2. I am an associate in the law firm of Watson Rounds. I have over 7 years of  
2 experience as a litigator in intellectual property and business litigation matters. Watson  
3 Rounds is an AV-rated law firm.

4           3. Matthew D. Francis is a partner in the law firm of Watson Rounds. He has over 14  
5 years of experience in the fields of intellectual property and business litigation, including  
6 reported decisions.

7           4. Between October 18, 2013 and April 18, 2014, my and Mr. Francis's hourly billing  
8 rate for this litigation was \$300 per-hour. It is my understanding that the customary fee  
9 charged by attorneys with our experience for similar patent and deceptive trade practices  
10 matters in Nevada ranges between \$275-\$450 per-hour. It is also my understanding that  
11 intellectual property litigators in major markets, such as San Francisco, Los Angeles, New  
12 York, and Boston charge in excess of these amounts, and in some instances, over \$500 per-  
13 hour. According to the 2002 Altman Weil "Survey of Law Firm Economics," the median  
14 partner hourly rates for intellectual property litigation exceeded well over \$300 per-hour in  
15 2002. A true and correct copy of the 2002 Altman Weil Survey entitled "Mining the Surveys:  
16 Which Specialties Command the Highest Rates," is attached hereto as Exhibit 1. This Survey  
17 was conducted over a decade ago. Furthermore, in 2012, the Ninth Circuit upheld a District of  
18 Nevada fee award in a trade dress action in the amount of \$836,899.99, and approved  
19 attorneys' fees ranging between \$320 to \$685 per hour. *See Secalt S.A. v. Wuxi Shenxi Const.*  
20 *Machinery Co., Ltd.*, 668 F.3d 677, 689 (9th Cir. 2012).

21           4A. Nancy Lindsley, my current secretary and paralegal, has over 30 years of  
22 paralegal experience and has worked almost exclusively on intellectual property matters  
23 during her tenure at Watson Rounds. Mrs. Lindsley's hourly rate for this action is \$125 per-  
24 hour.

25           5. The itemization and description of the work performed for the fees sought herein is  
26 set forth in a true and correct copy of Plaintiff's client ledger dated April 23, 2014, and  
27 attached hereto as Exhibit 2. Attached collectively hereto as Exhibit 3 are true and correct  
28 redacted copies of the actual invoices sent to Plaintiff, which list all activity performed on the

1 file, including fees and costs. Each of the bills set forth in Exhibit 3 was reviewed and edited,  
2 and is reasonable.

3 6. The personal abbreviations contained in Exhibits 2 and 3 mean the following: MDF  
4 = Matthew D. Francis; NRL = Nancy R. Lindsley; APM = Adam P. McMillen. Attorneys and  
5 paralegals at Watson Rounds bill in 1/10 of an hour increments.

6 6A. It is part of my ordinary business practice to review each invoice before it is sent  
7 to a client. All of the invoices sent to Plaintiff were personally reviewed by me or by Mr.  
8 Francis prior to being sent to Plaintiff for payment. As detailed below, Plaintiff requests  
9 reasonable attorneys' fees for this action in the amount of \$34,632.50. This amount only  
10 includes attorney's fees from October 18, 2013 to April 18, 2014, as follows: 14.4 hours of  
11 work performed by attorney Matthew D. Francis at \$300 per hour (\$4,320.00); 81.5 hours of  
12 work performed by attorney Adam P. McMillen at \$300 per hour (\$24,450.00); and 46.90  
13 hours of work performed by paralegal Nancy Lindsley at \$125 per hour (\$5,862.50).  
14 \$34,632.50 is the lodestar amount Plaintiff is requesting from the Court. *See* Exhibit 2.

15 7. This was a fraudulent patent assignment and deceptive trade practices action. The  
16 issues related to this case included: (a) whether Plaintiff's patents were entitled to protection;  
17 (b) whether Defendants fraudulently assigned Plaintiff's patents; and (c) whether Plaintiff was  
18 damaged by Defendants' conduct. The patent and deceptive trade practices issues, and the  
19 unique facts surrounding them, involved careful consideration and research. In general, patent  
20 and deceptive trade practices litigation is a niche practice that requires a high degree of legal  
21 skill and care in order to be performed properly and effectively. Each of these causes of  
22 action, coupled with the unique facts of this matter, required thorough research and careful  
23 analysis. In addition, the postjudgment collection efforts so far have included attempting to  
24 find Zandian's collectible assets, including researching and investigating his property in  
25 Nevada and California and moving for a debtor's examination. Considering Zandian's elusive  
26 behavior to date and elaborate financial arrangements with a multitude of companies and  
27 individuals, Plaintiff has been forced to incur a significant amount of attorney's fees in  
28 attempting to collect on the judgment.

1           8. On June 24, 2013, the Court entered Default Judgment against Defendants. In the  
2 Default Judgment, the Court entered judgment in favor of Plaintiff against Defendants, jointly  
3 and severally, in the sum of \$1,495,775.74, plus interest at the legal rate, pursuant to NRS  
4 17.130, therein from the date of default until the judgment is satisfied.

5           9. In order to begin collecting on the judgment, our office has been required to do the  
6 following: research Zandian's vast real estate holdings in Nevada; record the judgment in  
7 each Nevada County where Zandian holds property; research and subpoena Zandian's  
8 financial information from several financial institutions; move the Court for a debtor's  
9 examination of Zandian; among other things. *See* Exhibits 2 and 3.

10           10. The total amount of postjudgment fees relating to the above-identified areas of  
11 work identified in paragraph 9 is \$34,632.50. Again, this is the lodestar amount that Plaintiff  
12 is claiming.

13           11. Plaintiff incurred a total of \$1,355.17 in postjudgment costs as a result of this  
14 action. More specifically, Plaintiff incurred the following costs:

15           COSTS (October 18, 2013 THROUGH April 18, 2014):

16           • Postage/photocopies (in-house)	\$ 481.20
17           • Research	285.31
18           • Witness Fees (Subpoenas)	215.66
19           • Process service/courier fees	<u>373.00</u>
	<u>\$1,355.17</u>

20           *See* Exhibit 4, which is a true and correct copy of a client ledger for Plaintiff's postjudgment  
21 costs and disbursements; *see also* Exhibit 5, which is a true and correct copy of the invoices  
22 and receipts for the Plaintiff's postjudgment costs.

23           12. As mentioned above, Plaintiff's total requested postjudgment fees in this case are  
24 \$34,632.50. Plaintiff's total requested postjudgment costs in this case are \$1,355.17.

25           13. To the best of my knowledge and belief the above items are correct and  
26 reasonable, and they have been necessarily and reasonably incurred in this action or  
27 proceeding.  
28

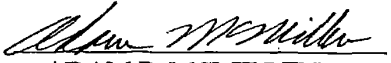
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I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

**Affirmation Pursuant to NRS 239B.030**

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

Dated: April 25, 2014

By:   
ADAM P. MCMILLEN



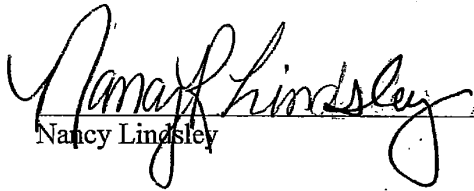
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**CERTIFICATE OF SERVICE**

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

Jason D. Woodbury  
Severin A. Carlson  
Kaempfer Crowell  
510 West Fourth Street  
Carson City, Nevada 89703  
*Attorneys for Defendant, Reza Zandian*

Dated: April 25, 2014

  
Nancy Lindsley

**EXHIBIT LIST**

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	
EXHIBIT NO.	DESCRIPTION	PAGE(S)																										
1	2002 Altman Weil Survey entitled, "Mining the Surveys: Which Specialties Command the Highest Rates"	4																										
2	Plaintiff's client ledger dated April 17, 2014, reflecting fees incurred between October 18, 2013 through April 18, 2014	8																										
3	Statements for professional services rendered to Plaintiff from October, 2013 through April, 2014	39																										
4	Plaintiff's client ledger dated April 17, 2014, reflecting costs incurred between October 18, 2013 through April 18, 2014	3																										
5	Invoices and receipts for Plaintiff's postjudgment costs reflected on Exhibit 4	14																										

**EXHIBIT LIST**

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<b>EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>PAGE(S)</b>
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5	Invoices and receipts for Plaintiff's postjudgment costs reflected on Exhibit 4	14

# Exhibit 1

# Exhibit 1

**MINING THE SURVEYS:  
WHICH SPECIALTIES COMMAND THE HIGHEST RATES?**

**by Ward Bower**

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The annual Altman Weil *Survey of Law Firm Economics* compiles billing rate information by geographic region, by state, by firm size, by size of population of the community in which the firm is located, by year admitted to the bar and by specialty, for both partners and associates. Specialty information is divided into litigation and non-litigation specialties.

**Non-Litigation Specialties**

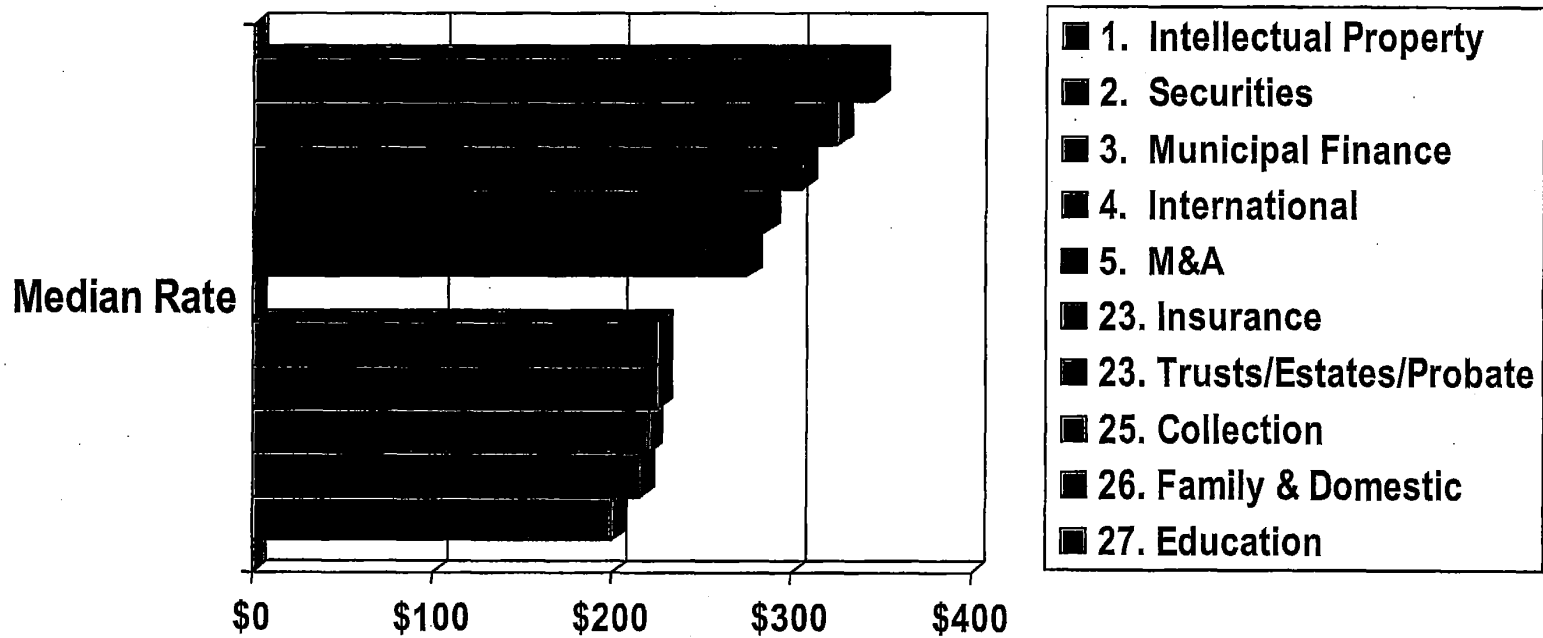
Twenty-seven non-litigation specialties are covered. The first chart (following) shows the top and bottom five non-litigation specialties, by median hourly billing rate for partners/ shareholders. The top median rate goes to partners and shareholders in intellectual property practice at \$345 per hour. The bottom goes to partner/ shareholders in Education specialty practice — \$200 per hour, less than 60% of the median rates of partners/ shareholders in intellectual property practice. On an 1,800 billable hour year, that would amount to a difference of \$261,000 in personal billings, annually.

**Litigation Specialties**

In the 26 litigation specialties reported in the 2002 Altman Weil Survey of Law Firm Economics, there is even a greater difference — \$296 per hour between the highest (antitrust — \$430) and lowest (workers' compensation — \$134). On a 1,800 hour work year, that difference would translate to a staggering \$532,800 differential in personal billings!

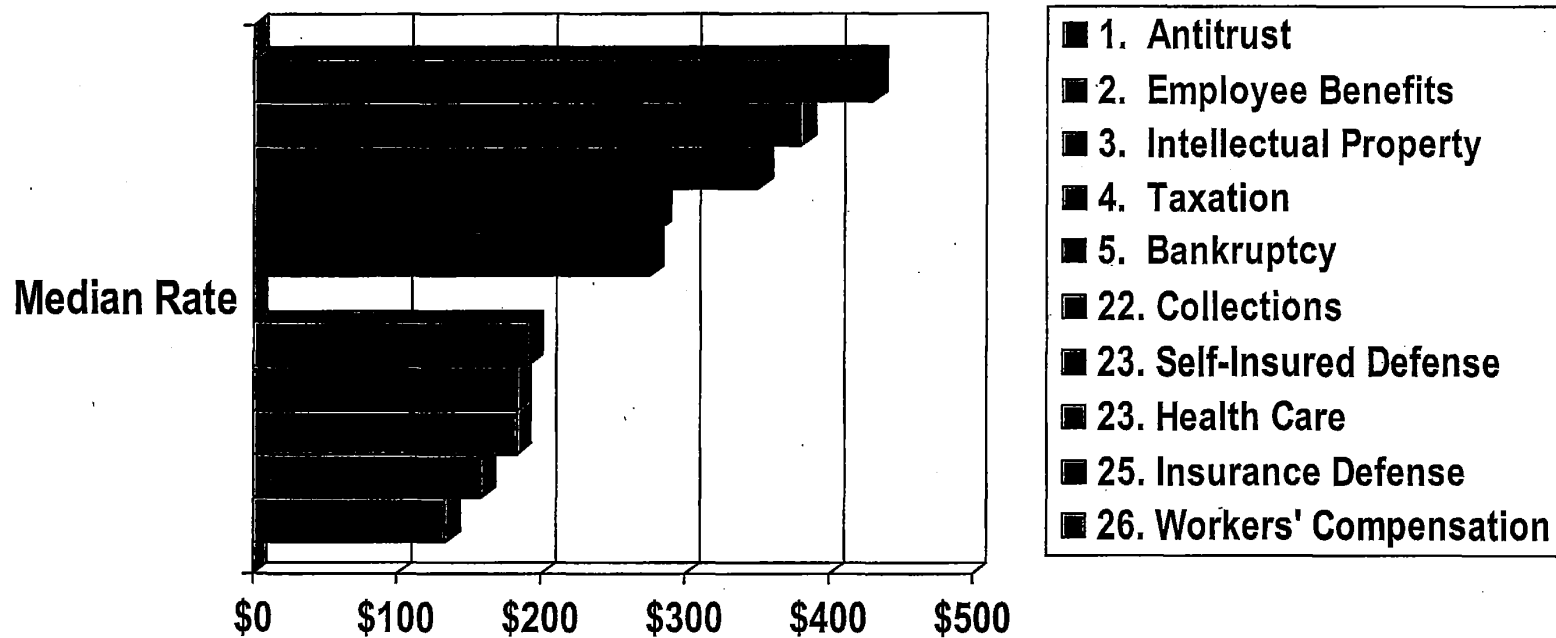
The second chart depicts the top and bottom five median partner/ shareholder hourly billing rates for litigation specialties reported in the 2002 Survey.

# Median Partner/ Shareholder Hourly Rates, by Specialty — Non-Litigation Areas (top five, bottom five)



Source: 2002 Altman Weil *Survey of Law Firm Economics*

# Median Partner/ Shareholder Hourly Rates, by Specialty — Litigation Areas (top five, bottom five)



Source: 2002 Altman Weil Survey of Law Firm Economics

# Exhibit 2

# Exhibit 2



Date	Fee / Time	Hours	Amount	Inv#	Billing
Entry #	Explanation				Status
5457	Margolin, Jed				
5457.01	Patent theft analysis & litigation				
Oct 18/2013	Lawyer: NRL 1.50 Hrs X 125.00	NRL - Nancy R. Lindsley	1.50	187.50 12409	Billed
1115373	Telephone conference with Charles Schwab re password to access CD; access CD-compile information; save to clien				
Oct 18/2013	Lawyer: NRL 1.00 Hrs X 125.00	NRL - Nancy R. Lindsley	1.00	125.00 12409	Billed
1115374	Telephone conference with Wells Fargo regarding redactions in documents produced; preparation of Second Amended				
Oct 24/2013	Lawyer: NRL 0.50 Hrs X 125.00	NRL - Nancy R. Lindsley	0.50	62.50 12409	Billed
1115875	Email to Jed				
Oct 28/2013	Lawyer: NRL 0.80 Hrs X 125.00	NRL - Nancy R. Lindsley	0.80	100.00 12409	Billed
1116086	Brief conference with Jed				
Oct 28/2013	Lawyer: NRL 0.20 Hrs X 125.00	NRL - Nancy R. Lindsley	0.20	25.00 12409	Billed
1116091	Review email from MDF				
Oct 28/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12409	Billed
1116101	Review letter, dated 10/7/13, from Charles Schwab regarding subpoenaed documents.				
Oct 29/2013	Lawyer: NRL 0.50 Hrs X 125.00	NRL - Nancy R. Lindsley	0.50	62.50 12409	Billed
1116297	Telephone conference with Wells Fargo regarding subpoena duces tecum; review previous SDT and response to same;				
Oct 30/2013	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12409	Billed
1116490	Communicate with Fred Sadri				
Oct 30/2013	Lawyer: NRL 1.00 Hrs X 125.00	NRL - Nancy R. Lindsley	1.00	125.00 12409	Billed
1116520	Commence preparation of Analysis of Information from Financial Institutions				
Nov 1/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12455	Billed
1116933	Received telephone call from Eli Abrishami				
Nov 1/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12455	Billed
1116934	Draft email to Eli Abrishami				
Nov 1/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12455	Billed
1116935	Review email, dated 11/1/13, from Eli Abrishami				
Nov 4/2013	Lawyer: APM 0.40 Hrs X 300.00	APM - Adam P. McMillen	0.40	120.00 12455	Billed
1117495	Review 18 pages of detailed Notes by Jed Margolin, dated 10/27/13,				
Nov 8/2013	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00 12455	Billed
1118457	Communicate with Fred Sadri				
Nov 8/2013	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12455	Billed
1118462	Review new subpoena to Bank of America.				
Nov 8/2013	Lawyer: NRL 1.00 Hrs X 125.00	NRL - Nancy R. Lindsley	1.00	125.00 12455	Billed
1118480	Telephone conference with Wells Fargo regarding subpoena; preparation of SDT to Bank of America				
Nov 13/2013	Lawyer: NRL 0.50 Hrs X 125.00	NRL - Nancy R. Lindsley	0.50	62.50 12455	Billed
1118849	Finalize BofA SDT for service				
Nov 20/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12455	Billed
111932	Communicate with representative from Bank of America regarding their request for additional information for Zan				
Dec 2/2013	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12501	Billed
1121016	Communicate with Fred Sadri				
Dec 2/2013	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12501	Billed
1121017	Draft email to Jed Margolin				
Dec 2/2013	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12501	Billed
1121030	Communicate with Nancy Lindsley				
Dec 2/2013	Lawyer: NRL 1.50 Hrs X 125.00	NRL - Nancy R. Lindsley	1.50	187.50 12501	Billed
1121051	Review subpoena responses; preparation of SDT to Etrade and revised SDT to Charles Schw				
Dec 4/2013	Lawyer: NRL 0.20 Hrs X 125.00	NRL - Nancy R. Lindsley	0.20	25.00 12501	Billed
1121458	Discuss SDT's with APM;				
Dec 6/2013	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00 12501	Billed
1121789	Review letter, dated 12/6/13, from Geoffrey Hawkins regarding his representation of Zandian.				
Dec 6/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12501	Billed
1121790	Draft email to Jed Margolin regarding				
Dec 6/2013	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00 12501	Billed
1121792	Communicate with Jed Margolin				
Dec 6/2013	Lawyer: APM 0.40 Hrs X 300.00	APM - Adam P. McMillen	0.40	120.00 12501	Billed
1121793	Communicate with Johnathan Fayeghi regarding				
Dec 6/2013	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00 12501	Billed
1121794	Communicate with Matt Francis				
Dec 6/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12501	Billed
1121795	Draft email to Jed Margolin				
Dec 6/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12501	Billed
1121796	Review Third Amended Subpoena to Charles Schwab				
Dec 6/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12501	Billed
1121797	Review Subpoena to E-Trade.				
Dec 6/2013	Lawyer: MDF 0.50 Hrs X 300.00	MDF - Matthew D. Francis	0.50	150.00 12501	Billed
1123234	Conference with APM				
Dec 9/2013	Lawyer: APM 0.40 Hrs X 300.00	APM - Adam P. McMillen	0.40	120.00 12501	Billed
1122207	Review email, dated 12/8/13, from Jed Margolin				
Dec 10/2013	Lawyer: NRL 0.00 Hrs X 125.00	NRL - Nancy R. Lindsley	0.00	0.00 12501	Billed
1122113					
Dec 10/2013	Lawyer: APM 2.70 Hrs X 300.00	APM - Adam P. McMillen	2.70	810.00 12501	Billed
1122191	Draft motion for debtor's examination.				
Dec 10/2013	Lawyer: NRL 0.00 Hrs X 125.00	NRL - Nancy R. Lindsley	0.00	0.00 12501	Billed
1122281	Process for service two (2) Subpoenas Duces Tecum ETrade and Charles Schwab & Co., Inc.				
Dec 11/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12501	Billed
1122290	Review email, dated 12/10/13, from Jed Margolin				
Dec 11/2013	Lawyer: APM 0.70 Hrs X 300.00	APM - Adam P. McMillen	0.70	210.00 12501	Billed
1122291	Revise motion for debtor's examination				
Dec 11/2013	Lawyer: NRL 1.00 Hrs X 125.00	NRL - Nancy R. Lindsley	1.00	125.00 12501	Billed
1122315	Finalize Motion for Judgment Debtor's Examination; compile exhibits and prepare exhibit list; serve all parties				
Dec 13/2013	Lawyer: MDF 0.30 Hrs X 300.00	MDF - Matthew D. Francis	0.30	90.00 12501	Billed
1123393	Review motion for debtor's examination				
Dec 17/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12501	Billed

Date	Fee / Time	Explanation	Hours	Amount	Inv#	Billing Status
Entry #						
1123556	Review email, dated 12/17/13, from Jed Margolin					
Dec 17/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12501	Billed
1123557	Review email, dated 12/17/13, from Donna Johnson					
Dec 17/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12501	Billed
1123558	Draft email to Jed Margolin					
Dec 17/2013	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	12501	Billed
1123559	Draft email to Donna Johnson					
Dec 17/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12501	Billed
1123568	Review and respond to email, dated 12/17/13, from Donna Johnson					
Dec 18/2013	Lawyer: NRL 1.50 Hrs X 125.00	NRL - Nancy R. Lindsley	1.50	187.50	12501	Billed
1123752	Scan documents received from Wells Fargo and Bank of America					
Dec 18/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12501	Billed
1125569	Review and respond to email, dated 12/18/13, from Donna Johnson					
Dec 19/2013	Lawyer: NRL 1.50 Hrs X 125.00	NRL - Nancy R. Lindsley	1.50	187.50	12501	Billed
1123884	Continued scanning of financial documents; compare scanned to original for reference; burn to DVD/CD for client					
Dec 19/2013	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	12501	Billed
1123893	Communicate with Donna Johnson					
Dec 19/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12501	Billed
1123894	Review email, dated 12/19/13, from Donna Johnson					
Dec 19/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12501	Billed
1123895	Draft email to Jed Margolin					
Dec 30/2013	Lawyer: APM 0.40 Hrs X 300.00	APM - Adam P. McMillen	0.40	120.00	12501	Billed
1124315	Review Zandian's motion to set aside default judgment, dated 12/19/13.					
Dec 30/2013	Lawyer: APM 0.60 Hrs X 300.00	APM - Adam P. McMillen	0.60	180.00	12501	Billed
1124392	Review Westlaw people map report of Zandian					
Dec 30/2013	Lawyer: APM 0.90 Hrs X 300.00	APM - Adam P. McMillen	0.90	270.00	12501	Billed
1124393	Begin review of Wells Fargo documents.					
Dec 30/2013	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00	12501	Billed
1124394	Begin review of Bank of America documents.					
Dec 31/2013	Lawyer: APM 1.10 Hrs X 300.00	APM - Adam P. McMillen	1.10	330.00	12501	Billed
1124477	Finish review of Zandian's motion to set aside					
Dec 31/2013	Lawyer: APM 0.50 Hrs X 300.00	APM - Adam P. McMillen	0.50	150.00	12501	Billed
1124478	Finish review of Zandian's people map from Westlaw					
Dec 31/2013	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00	12501	Billed
1124485	Review detailed email, dated 12/22/13, from Jed Margolin					
Dec 31/2013	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12501	Billed
1124486	Draft email to Jed Margolin					
Dec 31/2013	Lawyer: NRL 1.00 Hrs X 125.00	NRL - Nancy R. Lindsley	1.00	125.00	12501	Billed
1124499	Initial review records from Charles Schwab; scan to file					
Jan 2/2014	Lawyer: MDF 0.50 Hrs X 300.00	MDF - Matthew D. Francis	0.50	150.00	12547	Billed
1124989	Review motion to stay proceedings					
Jan 3/2014	Lawyer: APM 0.40 Hrs X 300.00	APM - Adam P. McMillen	0.40	120.00	12547	Billed
1125010	Review and respond to detailed email, dated 1/3/14, from Jed Margolin					
Jan 6/2014	Lawyer: APM 0.40 Hrs X 300.00	APM - Adam P. McMillen	0.40	120.00	12547	Billed
1125168	Review email, dated 1/6/14, and attachments, from Jed Margolin					
Jan 6/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12547	Billed
1125169	Draft email to Jed Margolin					
Jan 8/2014	Lawyer: APM 3.60 Hrs X 300.00	APM - Adam P. McMillen	3.60	1080.00	12547	Billed
1125435	Draft opposition to motion to set aside.					
Jan 9/2014	Lawyer: NRL 2.00 Hrs X 125.00	NRL - Nancy R. Lindsley	2.00	250.00	12547	Billed
1125661	Review/proof Opposition to Motion to Set Aside Judgment; compile exhibits; arrange for filing and delivery to c					
Jan 9/2014	Lawyer: APM 4.90 Hrs X 300.00	APM - Adam P. McMillen	4.90	1470.00	12547	Billed
1125668	Finish drafting opposition to motion to set aside default judgment.					
Jan 9/2014	Lawyer: APM 0.40 Hrs X 300.00	APM - Adam P. McMillen	0.40	120.00	12547	Billed
1125669	Revise proposed order on motion for debtor's examination.					
Jan 9/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12547	Billed
1125679	Review email, dated 1/8/14, from Jed Margolin					
Jan 9/2014	Lawyer: MDF 0.50 Hrs X 300.00	MDF - Matthew D. Francis	0.50	150.00	12547	Billed
1125888	Review opposition to motion to set aside.					
Jan 13/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	12547	Billed
1126575	Communicate with Judge Russell's assistant regarding debtor's examination on 2/11/14 at 9:00 a.m.					
Jan 14/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12547	Billed
1126679	Communicate with Angela, Judge Russell's assistant, regarding debtor's examination.					
Jan 14/2014	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00	12547	Billed
1126680	Begin preparing for debtor's examination.					
Jan 14/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12547	Billed
1126692	Draft email to Jed Margolin					
Jan 14/2014	Lawyer: NRL 0.50 Hrs X 125.00	NRL - Nancy R. Lindsley	0.50	62.50	12547	Billed
1126704	Telephone conference with staff from opposing counsel requesting transmittal of Opposition to Motion to Set Asi					
Jan 14/2014	Lawyer: MDF 0.30 Hrs X 300.00	MDF - Matthew D. Francis	0.30	90.00	12547	Billed
1127397	Conference with APM					
Jan 16/2014	Lawyer: APM 2.50 Hrs X 300.00	APM - Adam P. McMillen	2.50	750.00	12547	Billed
1126936	Draft opposition to Zandian's motion to stay proceedings.					
Jan 16/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	12547	Billed
1126939	Review order granting motion for debtor examination, dated 1/13/14.					
Jan 16/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12547	Billed
1126941	Review notice of entry of order for debtor's examination.					
Jan 16/2014	Lawyer: NRL 1.50 Hrs X 125.00	NRL - Nancy R. Lindsley	1.50	187.50	12547	Billed
1126950	Review Opposition to Motion for Stay to Enforce Judgment, and Order Granting Plaintiff's Motion for Debtor Exam					
Jan 16/2014	Lawyer: NRL 0.20 Hrs X 125.00	NRL - Nancy R. Lindsley	0.20	25.00	12547	Billed
1126953	Preparation of memo of telephone conference with client					
Jan 16/2014	Lawyer: MDF 1.20 Hrs X 300.00	MDF - Matthew D. Francis	1.20	360.00	12547	Billed
1127386	Review and revise opposition to motion to stay proceedings/Review order granting					

Date	Fee / Time	Hours	Amount	Inv#	Billing Status
Entry #	Explanation				
Jan 17/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12547	Billed
1126979	Communicate with Nancy Lindsley				
Jan 17/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12547	Billed
1126985	Review memo from Nancy Lindsley, dated 1/17/14;				
Jan 17/2014	Lawyer: NRL 1.00 Hrs X 125.00	1.00	125.00	12547	Billed
1127035	Review Wells Fargo documents in anticipation of preparation of SDT for deposit detail; telephone conference with				
Jan 23/2014	Lawyer: APM 0.30 Hrs X 300.00	0.30	90.00	12547	Billed
1127509	Continue drafting questions for debtor's examination of Zandian				
Jan 23/2014	Lawyer: APM 0.90 Hrs X 300.00	0.90	270.00	12547	Billed
1127516	Review and respond to email, dated 1/23/14, from Jed Margolin				
Jan 23/2014	Lawyer: APM 0.30 Hrs X 300.00	0.30	90.00	12547	Billed
1127519	Research process of service on E*Trade as they have not responded to subpoena and they do not have any branches				
Jan 23/2014	Lawyer: APM 0.20 Hrs X 300.00	0.20	60.00	12547	Billed
1127524	Begin review Zandian's reply in support of motion to set aside default, dated 1/21/14.				
Jan 23/2014	Lawyer: MDF 0.50 Hrs X 300.00	0.50	150.00	12547	Billed
1127628	Review reply in support of motion to set aside default judgment and affidavit in support thereof/Review request				
Jan 28/2014	Lawyer: NRL 1.00 Hrs X 125.00	1.00	125.00	12547	Billed
1127844	Review Federal Express from E*Trade Financial; duplicate for client; save to file				
Jan 29/2014	Lawyer: NRL 1.00 Hrs X 125.00	1.00	125.00	12547	Billed
1127944	Preparation of email to client				
Jan 31/2014	Lawyer: MDF 0.30 Hrs X 300.00	0.30	90.00	12547	Billed
1128477	Draft and review e-mails to and from law clerk and client, et al. re: order denying motion to set aside				
Jan 31/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12547	Billed
1129051	Review email, dated 1/31/14, from Samantha Valerius, judge's law clerk, regarding request for proposed order.				
Feb 1/2014	Lawyer: APM 0.20 Hrs X 300.00	0.20	60.00	12624	Billed
1129052	Review and respond to email, dated 2/1/14, from Jed Margolin				
Feb 5/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1128543	Review voicemail from Fred Sadri				
Feb 4/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1128895	Begin drafting order denying motion to set aside.				
Feb 5/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129034	Review email, dated 2/5/14, from Jed Margolin				
Feb 5/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129035	Draft email to Jed Margolin				
Feb 5/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129036	Review another email from Jed Margolin				
Feb 5/2014	Lawyer: APM 3.70 Hrs X 300.00	3.70	1110.00	12624	Billed
1129038	Draft proposed order denying Zandian's motion to set aside the judgment.				
Feb 5/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129048	Draft email to Samantha Valerius regarding proposed order denying motion to set aside judgment				
Feb 5/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129053	Review Zandian's reply in support of motion for stay of proceedings to enforce the judgment, dated 1/29/14.				
Feb 5/2014	Lawyer: MDF 1.00 Hrs X 300.00	1.00	300.00	12624	Billed
1129234	Review and revise proposed order denying Defendants' Motion to Set aside/Conferences with APM re: same				
Feb 6/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129184	Review email, dated 2/6/14, from Samantha Valerius, judge's law clerk, regarding judge signing order denying mo				
Feb 6/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129185	Draft email to Samantha Valerius, judge's law clerk, regarding judge signing order denying motion to set aside				
Feb 6/2014	Lawyer: APM 0.30 Hrs X 300.00	0.30	90.00	12624	Billed
1129186	Draft email to Jonathon Fayeghi regarding debtor's examination.				
Feb 6/2014	Lawyer: APM 0.20 Hrs X 300.00	0.20	60.00	12624	Billed
1129187	Telephone conference with Fred Sadri				
Feb 6/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129195	Review email, dated 2/6/14, from Johnathon Fayeghi regarding Zandian's debtor's examination.				
Feb 6/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129196	Draft email to Johnathon Fayeghi regarding Zandian's debtor's examination.				
Feb 6/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129197	Draft email to Jed Margolin				
Feb 6/2014	Lawyer: MDF 0.40 Hrs X 300.00	0.40	120.00	12624	Billed
1129284	Conference with APM				
Feb 7/2014	Lawyer: NRL 0.70 Hrs X 125.00	0.70	87.50	12624	Billed
1129524	Review Order Denying Motion to Set Aside Default Judgment; scan and transmit to opposing counsel; preparation o				
Feb 7/2014	Lawyer: APM 0.20 Hrs X 300.00	0.20	60.00	12624	Billed
1129542	Call and email John Fayeghi regarding Zandian's non-response to order to produce documents prior to debtor's ex				
Feb 7/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129551	Draft email to Jed Margolin				
Feb 7/2014	Lawyer: APM 0.30 Hrs X 300.00	0.30	90.00	12624	Billed
1129554	Review order denying Zandian's motion to set aside judgment, dated 2/6/14.				
Feb 7/2014	Lawyer: MDF 0.80 Hrs X 300.00	0.80	240.00	12624	Billed
1130702	Conference with APM				
Feb 10/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129743	Draft another email to John Fayeghi regarding tomorrow's debtor's examination of Zandian.				
Feb 10/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129744	Draft debtor's examination questions.				
Feb 10/2014	Lawyer: APM 0.30 Hrs X 300.00	0.30	90.00	12624	Billed
1129746	Review and respond to email, dated 2/10/14, from John Fayeghi regarding debtor's examination				
Feb 10/2014	Lawyer: APM 0.80 Hrs X 300.00	0.80	240.00	12624	Billed
1129748	Draft email to Court regarding Zandian not appearing before the court tomorrow on debtor's examination.				
Feb 10/2014	Lawyer: APM 0.20 Hrs X 300.00	0.20	60.00	12624	Billed
1129756	Review email, dated 2/10/14, from Angela Jeffries regarding vacating debtor's examination and requesting a moti				
Feb 10/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed
1129757	Draft email to Angela Jeffries regarding vacating debtor's examination and requesting a motion for order to sho				
Feb 10/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00	12624	Billed

Date	Fee / Time	Hours	Amount	Inv#	Billing
Entry #	Explanation				Status
Feb 10/2014	1129758 Draft email to Jed Margolin [REDACTED] Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12624	Billed
Feb 10/2014	1129759 Review Wells Fargo's response to \$55,000 transaction to Zandian. Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00 12624	Billed
Feb 10/2014	1129760 Review email, dated 2/10/14, from Jed Margolin [REDACTED] Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12624	Billed
Feb 10/2014	1129761 Respond to Jed Margolin's email [REDACTED] Lawyer: MDF 1.00 Hrs X 300.00	MDF - Matthew D. Francis	1.00	300.00 12624	Billed
Feb 11/2014	1130645 Conference with APM re: [REDACTED] Lawyer: NRL 1.00 Hrs X 125.00	NRL - Nancy R. Lindsley	1.00	125.00 12624	Billed
Feb 11/2014	1130034 Reorganize file materials; review emails between APM and opposing counsel and court Lawyer: APM 4.40 Hrs X 300.00	APM - Adam P. McMillen	4.40	1320.00 12624	Billed
Feb 11/2014	1130053 Draft Motion for Order to Show Cause Regarding Contempt, as requested by the court. Lawyer: MDF 1.30 Hrs X 300.00	MDF - Matthew D. Francis	1.30	390.00 12624	Billed
Feb 11/2014	1130138 Review and revise motion to show cause why Defendant should not be held in contempt/ Lawyer: NRL 1.00 Hrs X 125.00	NRL - Nancy R. Lindsley	1.00	125.00 12624	Billed
Feb 12/2014	1130659 Finalize Motion for Order to Show Cause Re Contempt vs. Zandian; compile exhibits; transmit for filing; serve v Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12624	Billed
Feb 12/2014	1130680 Finish drafting motion for contempt sanctions. Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00 12624	Billed
Feb 24/2014	1131791 Review Zandian's substitution of attorney's, dated 2/21/14. Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12624	Billed
Feb 24/2014	1131793 Draft email to Jed Margolin [REDACTED] Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12624	Billed
Mar 4/2014	1131860 Review and respond to Jed Margolin's email, dated 2/24/14, [REDACTED] Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12651	Billed
Mar 4/2014	1132838 Review voicemail, dated 3/4/14, from Fred Sadri [REDACTED] Lawyer: APM 0.70 Hrs X 300.00	APM - Adam P. McMillen	0.70	210.00 12651	Billed
Mar 4/2014	1132839 Review Opposition to Motion for Order to Show Cause Regarding Contempt, dated 3/3/14. Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12651	Billed
Mar 4/2014	1132840 Draft email to Jed Margolin [REDACTED] Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12651	Billed
Mar 4/2014	1132853 Review and respond to email, dated 3/4/14, from Jed Margolin [REDACTED] Lawyer: MDF 0.80 Hrs X 300.00	MDF - Matthew D. Francis	0.80	240.00 12651	Billed
Mar 4/2014	1132931 Review opposition to motion for order to show cause re: contempt/Draft and review e-mails to and from APM re: s Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12651	Billed
Mar 5/2014	1134283 Review email, dated 3/4/14, from Jed Margolin [REDACTED] Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12651	Billed
Mar 5/2014	1133305 Review voicemail from Fred Sadri [REDACTED] Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00 12651	Billed
Mar 5/2014	1133306 Telephone conference with Fred Sadri [REDACTED] Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12651	Billed
Mar 5/2014	1134285 Review email, dated 3/5/14, from Jed Margolin [REDACTED] Lawyer: NRL 1.00 Hrs X 125.00	NRL - Nancy R. Lindsley	1.00	125.00 12651	Billed
Mar 8/2014	1136894 Review Opposition to Motion for OSC; calendar reply to same; review Carson City County website to confirm if Za Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12651	Billed
Mar 10/2014	1134292 Review email, dated 3/8/14, from Jed Margolin [REDACTED] Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12651	Billed
Mar 11/2014	1134284 Review attachments attached to 3/4/14 email from Jed Margolin [REDACTED] Lawyer: APM 0.50 Hrs X 300.00	APM - Adam P. McMillen	0.50	150.00 12651	Billed
Mar 11/2014	1134398 Review Jed Margolin's comments [REDACTED] Lawyer: APM 3.90 Hrs X 300.00	APM - Adam P. McMillen	3.90	1170.00 12651	Billed
Mar 12/2014	1134399 Draft reply in support of motion for contempt sanctions Lawyer: APM 1.60 Hrs X 300.00	APM - Adam P. McMillen	1.60	480.00 12651	Billed
Mar 12/2014	1134505 Continue drafting reply in support of motion for contempt sanctions. Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12651	Billed
Mar 13/2014	1134512 Review email, dated 3/12/14, from Jed Margolin [REDACTED] Lawyer: NRL 1.50 Hrs X 125.00	NRL - Nancy R. Lindsley	1.50	187.50 12651	Billed
Mar 13/2014	1134610 Review and finalize Reply ISO Motion for OSC; preparation of Request for Submission; telephone conference with Lawyer: MDF 1.00 Hrs X 300.00	MDF - Matthew D. Francis	1.00	300.00 12651	Billed
Mar 13/2014	1134630 Review and revise Reply ISO Motion for Order to Show Cause Regarding Contempt/Review appellate documents/Confer Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12651	Billed
Mar 13/2014	1134671 Finish drafting reply in support of motion for contempt sanctions. Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12651	Billed
Mar 13/2014	1134677 Review notice of appeal. Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12651	Billed
Mar 13/2014	1134678 Review case appeal statement. Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00 12651	Billed
Mar 13/2014	1134679 Review notice of cash deposit by Zandian. Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00 12651	Billed
Mar 14/2014	1134680 Perform legal research [REDACTED] Lawyer: NRL 0.50 Hrs X 125.00	NRL - Nancy R. Lindsley	0.50	62.50 12651	Billed
Mar 17/2014	1134747 Download Appellate documents; change NV Supreme Court profile Lawyer: NRL 1.00 Hrs X 125.00	NRL - Nancy R. Lindsley	1.00	125.00 12651	Billed
Mar 18/2014	1134907 Download file-stamped documents; calendar Nevada Supreme Court Appeal deadlines Lawyer: NRL 0.50 Hrs X 125.00	NRL - Nancy R. Lindsley	0.50	62.50 12651	Billed
Mar 19/2014	1135027 Download and save appeal documents. Lawyer: NRL 1.00 Hrs X 125.00	NRL - Nancy R. Lindsley	1.00	125.00 12651	Billed
Mar 19/2014	1135392 Review Nevada Supreme Court docket; review Order Denying Request for Submission; and Notice of Assignment to Se Lawyer: MDF 0.50 Hrs X 300.00	MDF - Matthew D. Francis	0.50	150.00 12651	Billed
Mar 19/2014	1135437 Review order rejecting request for submission relating to contempt application/Review Nevada Supreme Court sche Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00 12651	Billed
Mar 19/2014	1136412 Review email, dated 3/19/14, from Jed Margolin [REDACTED]				

Watson Rounds  
Client Fees Listing  
Oct/18/2013 To Apr/18/2014  
Working Lawyer

Date	Fee / Time	Explanation	Hours	Amount	Inv#	Billing Status
Entry #						
Mar 20/2014	Lawyer: APM 0.40 Hrs X 300.00	APM - Adam P. McMillen	0.40	120.00	12651	Billed
1135506	Communicate with Matt Francis					
Mar 20/2014	Lawyer: APM 0.90 Hrs X 300.00	APM - Adam P. McMillen	0.90	270.00	12651	Billed
1135507	Telephonic conference with Jed Margolin					
Mar 20/2014	Lawyer: APM 0.40 Hrs X 300.00	APM - Adam P. McMillen	0.40	120.00	12651	Billed
1135512	Draft letter to Jason Woodbury requesting debtor's examination and documents from Zandian.					
Mar 20/2014	Lawyer: NRL 0.20 Hrs X 125.00	NRL - Nancy R. Lindsley	0.20	25.00	12651	Billed
1135530	Finalize letter to Jason Woodbury; transmit via email and US Mail					
Mar 20/2014	Lawyer: MDF 0.50 Hrs X 300.00	MDF - Matthew D. Francis	0.50	150.00	12651	Billed
1135900	Conference with Adam McMillen re:					
Mar 20/2014	Lawyer: APM 0.50 Hrs X 300.00	APM - Adam P. McMillen	0.50	150.00	12651	Billed
1136416	Review email, dated 3/20/14, from Jed Margolin					
Mar 22/2014	Lawyer: APM 0.50 Hrs X 300.00	APM - Adam P. McMillen	0.50	150.00	12651	Billed
1136422	Review email, dated 3/21/14, from Jed Margolin regarding					
Mar 25/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	12651	Billed
1135892	Review and respond to email, dated 3/25/14, from Jed Margolin					
Mar 25/2014	Lawyer: APM 0.40 Hrs X 300.00	APM - Adam P. McMillen	0.40	120.00	12651	Billed
1135893	Review and respond to email, dated 3/25/14, from Jed Margolin					
Mar 25/2014	Lawyer: APM 0.40 Hrs X 300.00	APM - Adam P. McMillen	0.40	120.00	12651	Billed
1136737	Review email, dated 3/25/14, from Jed Margolin					
Mar 26/2014	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00	12651	Billed
1135890	Review email, dated 3/26/14, from Jed Margolin					
Mar 26/2014	Lawyer: APM 0.50 Hrs X 300.00	APM - Adam P. McMillen	0.50	150.00	12651	Billed
1135891	Review email, dated 3/25/14, from Jed Margolin					
Mar 26/2014	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00	12651	Billed
1135893	Review email, dated 3/26/14, from Jed Margolin					
Mar 26/2014	Lawyer: APM 0.60 Hrs X 300.00	APM - Adam P. McMillen	0.60	180.00	12651	Billed
1135894	Telephone call with Jed Margolin					
Mar 26/2014	Lawyer: MDF 1.00 Hrs X 300.00	MDF - Matthew D. Francis	1.00	300.00	12651	Billed
1135954	Review property title documents/Conference with APM re:					
Mar 27/2014	Lawyer: NRL 2.00 Hrs X 125.00	NRL - Nancy R. Lindsley	2.00	250.00	12651	Billed
1135975	Review notes and research regarding execution vs real property; review Jed's email and enclosures; commence pre					
Mar 27/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	12651	Billed
1135990	Review filed copy of district court docket entries, filed with supreme court on 3/25/14.					
Mar 28/2014	Lawyer: NRL 2.50 Hrs X 125.00	NRL - Nancy R. Lindsley	2.50	312.50	12651	Billed
1136128	Commence preparation of Motion for Writ of Execution, Writ of Execution and First Memorandum of Post-Judgment C					
Mar 28/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	12651	Billed
1136134	Draft writ of execution.					
Mar 31/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12651	Billed
1136403	Review and respond to email, dated 3/31/14, from Jed Margolin					
Mar 31/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12651	Billed
1136404	Revise first memo of post-judgment costs and fees.					
Mar 31/2014	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00	12651	Billed
1136405	Revise writ of execution.					
Mar 31/2014	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00	12651	Billed
1136407	Review email, dated 3/28/14, from Jason Woodbury regarding Zandian's motion filed recently					
Mar 31/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	12651	Billed
1136433	Communicate with Jed Margolin regarding					
Mar 31/2014	Lawyer: NRL 2.00 Hrs X 125.00	NRL - Nancy R. Lindsley	2.00	250.00	12651	Billed
1136549	Finalize First Memorandum of Costs; Motion for Issuance of Writ; recalculate interest; and preparation of of Af					
Mar 31/2014	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00	12651	Billed
1136862	Review email, dated 4/1/14, from Jed Margolin					
Mar 31/2014	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00	12651	Billed
1136865	Review proposed motion for writ of execution.					
Mar 31/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	12651	Billed
1136870	Review voicemail from Fred Sadri and return his call.					
Mar 31/2014	Lawyer: NRL 2.50 Hrs X 125.00	NRL - Nancy R. Lindsley	2.50	312.50	12651	Billed
1137007	Finalize Motion for Writ of Execution; telephone conference with Steve Wood of Washoe County Sheriff's Office r					
Apr 1/2014	Lawyer: NRL 1.00 Hrs X 125.00	NRL - Nancy R. Lindsley	1.00	125.00		Unbilled
1137094	Review Clark County and Washoe County deeds for insertion of legal description into Writs of Execution; revise					
Apr 1/2014	Lawyer: NRL 0.50 Hrs X 125.00	NRL - Nancy R. Lindsley	0.50	62.50		Unbilled
1137101	Review emails; calendar response to Motion for Writ of Execution					
Apr 2/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00		Unbilled
1137194	Review email, dated 4/2/14, from Jed Margolin					
Apr 2/2014	Lawyer: APM 1.20 Hrs X 300.00	APM - Adam P. McMillen	1.20	360.00		Unbilled
1137195	Review Zandian's motion to dismiss and vacate default judgment.					
Apr 2/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00		Unbilled
1137196	Draft email to Jason Woodbury regarding debtor's examination and bizarre motion filed by Zandian.					
Apr 2/2014	Lawyer: APM 0.60 Hrs X 300.00	APM - Adam P. McMillen	0.60	180.00		Unbilled
1137197	Review file stamped motion to dismiss in Abrishami v Gold Canyon, dated 3/24/14.					
Apr 2/2014	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00		Unbilled
1137199	Review file-stamped motion, dated 3/24/14.					
Apr 2/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00		Unbilled
1137200	Telephone conference with Fred Sadri.					
Apr 2/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00		Unbilled
1137201	Review letter, dated 12/4/13, from Kristin Luis to Judge Wilson regarding Gold Canyon case.					
Apr 2/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00		Unbilled
1137206	Review and respond to email, dated 4/2/14, from Jed Margolin					
Apr 2/2014	Lawyer: APM 2.80 Hrs X 300.00	APM - Adam P. McMillen	2.80	840.00		Unbilled
1137210	Draft confidential settlement brief.					
Apr 2/2014	Lawyer: NRL 1.00 Hrs X 125.00	NRL - Nancy R. Lindsley	1.00	125.00		Unbilled
1137225	Brief review Motion and supporting documents filed by Zandian; calendar response to same.					
Apr 2/2014	Lawyer: MDF 1.00 Hrs X 300.00	MDF - Matthew D. Francis	1.00	300.00		Unbilled



Date	Fee / Time	Hours	Amount	Inv#	Billing Status
Entry #	Explanation				
1137244	Review Zandian's Motion to Dismiss and related documents/Review and revise Supreme Court mediation brief/Confer				
Apr 3/2014	Lawyer: NRL 1.00 Hrs X 125.00	NRL - Nancy R. Lindsley	1.00	125.00	Unbilled
1137587	Review/revise Respondent's Confidential Settlement Conference Statement; transmit via fax; telephone conference				
Apr 3/2014	Lawyer: NRL 0.50 Hrs X 125.00	NRL - Nancy R. Lindsley	0.50	62.50	Unbilled
1137589	Telephone conference with Reno Carson Messenger Service to arrange for personal delivery of Settlement Conferen				
Apr 3/2014	Lawyer: APM 0.60 Hrs X 300.00	APM - Adam P. McMillen	0.60	180.00	Unbilled
1137599	Finish drafting confidential settlement brief				
Apr 4/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	Unbilled
1138024	Review notification from Supreme Court of Zandian's filing of docketing statement				
Apr 4/2014	Lawyer: APM 0.50 Hrs X 300.00	APM - Adam P. McMillen	0.50	150.00	Unbilled
1138025	Review Zandian's docketing statement				
Apr 4/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	Unbilled
1138027	Review issued notice for Zandian to provide proof of service of docketing statement upon settlement judge.				
Apr 7/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	Unbilled
1138107	Review filed proof of service affidavit of service of docketing statement, dated 4/7/14				
Apr 7/2014	Lawyer: NRL 0.50 Hrs X 125.00	NRL - Nancy R. Lindsley	0.50	62.50	Unbilled
1138125	Review and download filed Appellate documents				
Apr 8/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	Unbilled
1138186	Review email, dated 4/8/14, from Jed Margolin [REDACTED]				
Apr 8/2014	Lawyer: APM 0.50 Hrs X 300.00	APM - Adam P. McMillen	0.50	150.00	Unbilled
1138187	Review supreme court forms for responding to Zandian's docketing statement				
Apr 8/2014	Lawyer: APM 1.00 Hrs X 300.00	APM - Adam P. McMillen	1.00	300.00	Unbilled
1138191	Telephone call with Jed Margolin [REDACTED]				
Apr 8/2014	Lawyer: NRL 0.50 Hrs X 125.00	NRL - Nancy R. Lindsley	0.50	62.50	Unbilled
1138198	Telephone conference with Steve Wood of the Washoe County Sheriff's office re execution vs. real properties; le				
Apr 8/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	Unbilled
1138223	Review email, dated 4/8/14, from Jed Margolin [REDACTED]				
Apr 9/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	Unbilled
1138213	Draft opposition to Zandian's motion to dismiss				
Apr 9/2014	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00	Unbilled
1138215	Review and respond to emails, dated 4/9/14, from Jason Woodbury regarding Zandian's motion to dismiss				
Apr 9/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	Unbilled
1138216	Draft email to Jed Margolin [REDACTED]				
Apr 9/2014	Lawyer: NRL 0.30 Hrs X 125.00	NRL - Nancy R. Lindsley	0.30	37.50	Unbilled
1138250	Telephone conference with Court Clerk re issuance of writs; preparation of memo to APM re same				
Apr 9/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	Unbilled
1138532	Review and respond to email from Nancy Lindsley [REDACTED]				
Apr 10/2014	Lawyer: NRL 0.50 Hrs X 125.00	NRL - Nancy R. Lindsley	0.50	62.50	Unbilled
1138333	Review Motion to Retax and Settle Costs; calendar response to same				
Apr 11/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	Unbilled
1138506	Review and respond to email, dated 4/11/14, from Jed Margolin [REDACTED]				
Apr 14/2014	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00	Unbilled
1138500	Meet with Matt Francis [REDACTED]				
Apr 14/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	Unbilled
1138502	Review email, dated 4/14/14, from Jed Margolin [REDACTED]				
Apr 14/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	Unbilled
1138507	Draft email to Jason Woodbury regarding stipulation to withdraw motion to dismiss from Zandian				
Apr 14/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	Unbilled
1138511	Review and respond to another email, dated 4/14/14, from Jed Margolin [REDACTED]				
Apr 14/2014	Lawyer: APM 0.70 Hrs X 300.00	APM - Adam P. McMillen	0.70	210.00	Unbilled
1138512	Revise declaration for JP Lee, gather old letters regarding same and draft email to JP Lee requesting him to si				
Apr 14/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	Unbilled
1138513	Review filed copy of District court Docket Entries, dated 4/10/14				
Apr 14/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	Unbilled
1138521	Review email, dated 4/14/14, from Jason Woodbury regarding stipulation to withdraw Zandian's motion to dismiss				
Apr 14/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	Unbilled
1138522	Review first draft of Jason Woodbury's proposed stipulation to withdraw Zandian's motion to dismiss				
Apr 14/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	Unbilled
1138523	Draft emails to Jason Woodbury regarding proposed stipulation to withdraw Zandian's motion to dismiss				
Apr 14/2014	Lawyer: NRL 0.50 Hrs X 125.00	NRL - Nancy R. Lindsley	0.50	62.50	Unbilled
1138547	Transmit executed Stipulation and Order to Withdraw Motion to Jason Woodbury				
Apr 15/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	Unbilled
1138697	Begin review of Zandian's motion to retax, dated 4/9/14				
Apr 15/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	Unbilled
1138698	Review email, dated 4/15/14, from Tiffany Dube regarding request for declaration from JP Lee				
Apr 15/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	Unbilled
1138699	Review letter, dated 4/15/14, from JP Lee regarding request for declaration				
Apr 15/2014	Lawyer: MDF 0.50 Hrs X 300.00	MDF - Matthew D. Francis	0.50	150.00	Unbilled
1138834	Review motion to retax costs/Emails with APM re: same				
Apr 16/2014	Lawyer: NRL 0.80 Hrs X 125.00	NRL - Nancy R. Lindsley	0.80	100.00	Unbilled
1138801	Generate report reflecting costs incurred from 6/26/2013 to present; commence preparation of revised Memorandum				
Apr 16/2014	Lawyer: APM 1.40 Hrs X 300.00	APM - Adam P. McMillen	1.40	420.00	Unbilled
1138816	Finish review of Zandian's motion to retax				
Apr 16/2014	Lawyer: APM 1.70 Hrs X 300.00	APM - Adam P. McMillen	1.70	510.00	Unbilled
1138817	Begin drafting opposition to Zandian's motion to retax				
Apr 16/2014	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00	Unbilled
1138819	Review and respond to email, dated 4/15/14, from Jed Margolin [REDACTED]				
Apr 16/2014	Lawyer: APM 0.30 Hrs X 300.00	APM - Adam P. McMillen	0.30	90.00	Unbilled
1138862	Meet with Matt Francis [REDACTED]				
Apr 16/2014	Lawyer: APM 0.20 Hrs X 300.00	APM - Adam P. McMillen	0.20	60.00	Unbilled
1138863	Draft email to Jed Margolin [REDACTED]				
Apr 16/2014	Lawyer: APM 0.10 Hrs X 300.00	APM - Adam P. McMillen	0.10	30.00	Unbilled
1138864	Communicate with David Wasick regarding mediation				

Date	Fee / Time	Hours	Amount	Inv#	Billing Status
Entry #	Explanation				
Apr 16/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00		Unbilled
1138865	Draft email to Jed Margolin				
Apr 16/2014	Lawyer: APM 3.40 Hrs X 300.00	3.40	1020.00		Unbilled
1138866	Draft motion for post judgment fees and costs				
Apr 16/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00		Unbilled
1138869	Review email, dated 4/17/14, from Jason Woodbury regarding settlement conference in May				
Apr 17/2014	Lawyer: APM 0.30 Hrs X 300.00	0.30	90.00		Unbilled
1138879	Review and respond to emails, dated 4/18/14, from Jed Margolin				
Apr 17/2014	Lawyer: MDF 0.50 Hrs X 300.00	0.50	150.00		Unbilled
1139139	Review emails re: settlement issues/Conference with APM re: same and Voicemail from David Wasick				
Apr 18/2014	Lawyer: NRL 0.50 Hrs X 125.00	0.50	62.50		Unbilled
1138926	Generate reports from ECLaw for fees and costs from October 21, 2013 through April 21, 2014				
Apr 18/2014	Lawyer: NRL 1.00 Hrs X 125.00	1.00	125.00		Unbilled
1138927	Review/proof Motion for Order Allowing Costs and APM Dec iso same; compile exhibits				
Apr 18/2014	Lawyer: APM 0.20 Hrs X 300.00	0.20	60.00		Unbilled
1138934	Draft email to David Wasick and Woodbury regarding settlement conference				
Apr 18/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00		Unbilled
1138936	Review email, dated 4/18/14, from David Wasick setting settlement conference for May 21, 2014				
Apr 18/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00		Unbilled
1138937	Draft email to Jed Margolin				
Apr 18/2014	Lawyer: APM 1.60 Hrs X 300.00	1.60	480.00		Unbilled
1138938	Finish drafting motion for postjudgment fees and costs				
Apr 18/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00		Unbilled
1138940	Review Supreme Court of Nevada's notice of filed copy of district court docket entries				
Apr 18/2014	Lawyer: APM 0.10 Hrs X 300.00	0.10	30.00		Unbilled
1138944	Review and respond to email, dated 4/18/14, from Jed Margolin				
	Unbilled:	33.10	8425.00		
	Billed:	109.70	26207.50		
	Total:	142.80	34632.50		
	Percent Billed:	76.82	75.67		

\*\*\* Summary by Working Lawyer \*\*\*

Working Lawyer	Hours				Fees							
	Unbilled	Firm %	Billed	Firm %	Total	% Bld	Unbilled	Firm %	Billed	Firm %	Total	% Bld
MDF - Matthew D.	2.00	6.04	12.40	11.30	14.40	86.11	600.00	7.12	3720.00	14.19	4320.00	86.11
APM - Adam P. Mc	22.50	67.98	59.00	53.78	81.50	72.39	6750.00	80.12	17700.00	67.54	24450.00	72.39
NRL - Nancy R. Li	8.60	25.98	38.30	34.91	46.90	81.66	1075.00	12.76	4787.50	18.27	5862.50	81.66
Firm Total	33.10	100.00	109.70	100.00	142.80	76.82	8425.00	100.00	26207.50	100.00	34632.50	75.67

\*\*\* Summary by Responsible Lawyer \*\*\*

Responsible Lawyer	Hours				Fees							
	Unbilled	Firm %	Billed	Firm %	Total	% Bld	Unbilled	Firm %	Billed	Firm %	Total	% Bld
APM - Adam P. Mc	33.10	100.00	109.70	100.00	142.80	76.82	8425.00	100.00	26207.50	100.00	34632.50	75.67
Firm Total	33.10	100.00	109.70	100.00	142.80	76.82	8425.00	100.00	26207.50	100.00	34632.50	75.67

REPORT SELECTIONS - Client Fees Listing

Layout Template	Default
Advanced Search Filter	None
Requested by	Nancy
Finished	Thursday, April 24, 2014 at 01:39:37 PM
Ver	13.0 SP1 (13.0.20131028)
Date Range	Oct/18/2013 To Apr/18/2014
Matters	5457.01
Clients	All
Major Clients	All
Client Intro Lawyer	All
Matter Intro Lawyer	All
Responsible Lawyer	All
Assigned Lawyer	All
Type of Law	All
Select From	Active, Inactive, Archived Matters
Matters Sort by	Default
New Page for Each Lawyer	No
Firm Totals Only	No
Client balances only	No
Matter balances only	No
Entries Shown - Billed Only	Yes
Entries Shown - Unbilled	Yes
Entries Shown - Billable Tasks	Yes
Entries Shown - Write Up/Down Tasks	Yes
Entries Shown - No Charge Tasks	Yes
Entries Shown - Non Billable Tasks	Yes
Working Lawyer	All

# Exhibit 3

# Exhibit 3



**WATSON ROUNDS**

Tax ID#: 88-0319593

5371 Kietzke Lane

Reno, NV 89511

Ph: 775-324-4100

Fax: 775-333-8171

Jed Margolin  
1981 Empire Road  
Reno, Nevada 89521-7430

November 7, 2013

Attention:

File #: 5457.01

Inv #: 124091

RE: Patent theft analysis & litigation

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]



Invoice #:

124091

Page

	preparation of email to client [REDACTED] [REDACTED]			
	Telephone conference with Wells Fargo regarding redactions in documents produced; preparation of Second Amended SDT to Wells Fargo; arrange for service; serve Defendants; duplicate CD from Charles Schwab for client; organize file containing subpoena responses.	1.00	125.00	NRL
Oct-24-13	Email to Jed [REDACTED] continued organization of documents received in response to subpoenas duces tecum	0.50	62.50	NRL
Oct-28-13	Review letter, dated 10/7/13, from Charles Schwab regarding subpoenaed documents.	0.10	30.00	APM
	Brief conference with Jed [REDACTED] [REDACTED]	0.80	100.00	NRL
	Review email from MDF [REDACTED] left message for Merriam at Wells Fargo re same	0.20	25.00	NRL
Oct-29-13	Telephone conference with Wells Fargo regarding subpoena duces tecum; review previous SDT and response to same; and request they review/research and respond to SDT. Granted extension of time to respond to same	0.50	62.50	NRL
Oct-30-13	Communicate with Fred Sadri [REDACTED] [REDACTED]	0.20	60.00	APM
	Commence preparation of Analysis of Information from Financial Institutions	1.00	125.00	NRL
	<b>Totals</b>	<b>16.20</b>	<b>\$3,512.50</b>	

**DISBURSEMENTS**

**Disbursements**

**Receipts**

Nov-07-13	Payment for invoice: 124091			2,550.00
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Invoice #: 124091

Page

Payment for invoice: 124091 194.20

Payment for invoice: 124091 962.50

Oct-07-13	Research/DVD/USP from Charles Schwab	98.42	
Oct-18-13	Witness fee subpoena for Wells Fargo	25.00	
	Photocopies 54 @ 0.25 - Documents to Wells Fargo	13.50	
	Postage	5.28	
Oct-22-13	Process service expense	52.00	
	Totals	\$194.20	\$0.00
	<b>Total Current Fees &amp; Disbursements</b>		<b>\$3,706.70</b>
	Previous Balance		\$0.00
	Payments		\$0.00
	<b>Balance Due Now</b>		<b>\$0.00</b>
	Approved By: _____		

Retainer Balance: \$0.00

**Client shall pay Attorney's invoices on a Net 30 basis. Attorney may charge interest for any late payment of any sum due under this Agreement at the rate of eighteen percent (18%) per annum from the due date of the invoice until the date paid.**

Invoice #:

124091

Page

**TRUST STATEMENT**

<b>5457.01</b>		<b>Disbursements</b>	<b>Receipts</b>
	Trust Balance Forward		1,109.14
Oct-30-13	Received From: Jed Margolin Trust receipt		3,890.86
Nov-07-13	Paid To: Watson Rounds Payment for invoice: 124091	3,706.70	
	Total Trust	<hr/> <b>\$3,706.70</b>	<hr/> <b>\$5,000.00</b>
	<b>Trust Balance</b>		<b>\$1,293.30</b>

**WATSON ROUNDS**

Tax ID#: 88-0319593

5371 Kietzke Lane  
Reno, NV 89511

Ph: 775-324-4100

Fax: 775-333-8171

Jed Margolin  
1981 Empire Road  
Reno, Nevada 89521-7430

December 9, 2013

Attention:

File #: 5457.01

Inv #: 124555

RE: Patent theft analysis & litigation

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Nov-01-13	Received telephone call from Eli Abrishami [REDACTED]	0.10	30.00	APM
	Draft email to Eli Abrishami [REDACTED] [REDACTED]	0.10	30.00	APM
	Review email, dated 11/1/13, from Eli Abrishami [REDACTED]	0.10	30.00	APM
Nov-04-13	Review 18 pages of detailed Notes by Jed Margolin, dated 10/27/13, [REDACTED] [REDACTED]	0.40	120.00	APM
Nov-08-13	Communicate with Fred Sadri [REDACTED] [REDACTED]	0.30	90.00	APM
	Review new subpoena to Bank of America.	0.20	60.00	APM
	Telephone conference with Wells Fargo regarding subpoena; preparation of SDT to Bank of America	1.00	125.00	NRL
Nov-13-13	Finalize BofA SDT for service	0.50	62.50	NRL
Nov-20-13	Communicate with representative from Bank of America regarding their request for	0.10	30.00	APM

Invoice #:

124555

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additional information for Zandian related to our subpoena.

Totals	2.80	\$577.50
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**DISBURSEMENTS**

**Disbursements**

**Receipts**

Dec-09-13	Payment for invoice: 124555		390.00
	Payment for invoice: 124555		82.28
	Payment for invoice: 124555		187.50
Nov-13-13	Witness fee subpoena for Bank of America	25.00	
	Postage	5.28	
Nov-18-13	Process service expense	52.00	
	Totals	\$82.28	\$0.00

**Total Current Fees & Disbursements**

**\$659.78**

Previous Balance

\$0.00

Payments

\$0.00

**Balance Due Now**

**\$0.00**

Approved By: \_\_\_\_\_

Retainer Balance: \$0.00

**Client shall pay Attorney's invoices on a Net 30 basis. Attorney may charge interest for any late payment of any sum due under this Agreement at the rate of eighteen percent (18%) per annum from the due date of the invoice until the date paid.**

Invoice #:

124555

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**TRUST STATEMENT**

<b>5457.01</b>		<b>Disbursements</b>	<b>Receipts</b>
	Trust Balance Forward		1,293.30
Nov-27-13	Received From: Jed Margolin Trust receipt		3,706.70
Dec-09-13	Paid To: Watson Rounds Payment for invoice: 124555	659.78	
	Total Trust	<hr/> \$659.78	<hr/> \$5,000.00
	<b>Trust Balance</b>		<b>\$4,340.22</b>



**WATSON ROUNDS**

Tax ID#: 88-0319593

5371 Kietzke Lane  
Reno, NV 89511

Ph: 775-324-4100

Fax: 775-333-8171

Jed Margolin  
1981 Empire Road  
Reno, Nevada 89521-7430

January 13, 2014

Attention:

File #: 5457.01

Inv #: 125011

RE: Patent theft analysis & litigation

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Dec-02-13	Communicate with Fred Sadri [REDACTED] [REDACTED]	0.20	60.00	APM
	Draft email to Jed Margolin [REDACTED] [REDACTED]	0.20	60.00	APM
	Communicate with Nancy Lindsley [REDACTED] [REDACTED]	0.20	60.00	APM
	Review subpoena responses and [REDACTED] [REDACTED]; preparation of SDT to Etrade and revised SDT to Charles Schwab	1.50	187.50	NRL
Dec-04-13	Discuss SDT's with APM;	0.20	25.00	NRL
Dec-06-13	Conference with APM re: [REDACTED] [REDACTED]	0.50	150.00	MDF
	Review letter, dated 12/6/13, from Geoffrey Hawkins regarding his representation of Zandian.	0.30	90.00	APM
	Draft email to Jed Margolin [REDACTED] [REDACTED]	0.10	30.00	APM

Invoice #:

125011

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	Communicate with Jed Margolin [REDACTED] [REDACTED]	0.30	90.00	APM
	Communicate with Johnathan Fayeghi regarding threatened motion to set aside default judgment.	0.40	120.00	APM
	Communicate with Matt Francis [REDACTED] [REDACTED]	0.30	90.00	APM
	Draft email to Jed Margolin [REDACTED] [REDACTED]	0.10	30.00	APM
	Review Third Amended Subpoena to Charles Schwab.	0.10	30.00	APM
	Review Subpoena to E-Trade.	0.10	30.00	APM
Dec-09-13	Review email, dated 12/8/13, from Jed Margolin [REDACTED].	0.40	120.00	APM
Dec-10-13	Draft motion for debtor's examination.	2.70	810.00	APM
		0.00	0.00	NRL
	Process for service two (2) Subpoenas Duces Tecum - ETrade and Charles Schwab & Co., Inc.	0.00	0.00	NRL
Dec-11-13	Review email, dated 12/10/13, from Jed Margolin [REDACTED] [REDACTED]	0.10	30.00	APM
	Revise motion for debtor's examination [REDACTED]	0.70	210.00	APM
	Finalize Motion for Judgment Debtor's Examination; compile exhibits and prepare exhibit list; serve all parties via U.S. Mail	1.00	125.00	NRL
Dec-13-13	Review motion for debtor's examination	0.30	90.00	MDF
Dec-17-13	Review email, dated 12/17/13, from Jed Margolin [REDACTED] [REDACTED]	0.10	30.00	APM
	Review email, dated 12/17/13, from Donna Johnson [REDACTED] [REDACTED]	0.10	30.00	APM

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125011

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	Draft email to Jed Margolin [REDACTED] [REDACTED]	0.10	30.00	APM
	Draft email to Donna Johnson [REDACTED] [REDACTED]	0.20	60.00	APM
	Review and respond to email, dated 12/17/13, from Donna Johnson [REDACTED] [REDACTED]	0.10	30.00	APM
Dec-18-13	Review and respond to email, dated 12/18/13, from Donna Johnson [REDACTED] [REDACTED]	0.10	30.00	APM
	Scan documents received from Wells Fargo and Bank of America	1.50	187.50	NRL
Dec-19-13	Communicate with Donna Johnson [REDACTED] [REDACTED]	0.20	60.00	APM
	Review email, dated 12/19/13, from Donna Johnson [REDACTED]	0.10	30.00	APM
	Draft email to Jed Margolin [REDACTED] [REDACTED]	0.10	30.00	APM
	Continued scanning of financial documents; compare scanned to original for reference; burn to DVD/CD for client; preparation of letter to client transmitting same	1.50	187.50	NRL
Dec-30-13	Review Zandian's motion to set aside default judgment, dated 12/19/13.	0.40	120.00	APM
	Review Westlaw people map report of Zandian [REDACTED]	0.60	180.00	APM
	Begin review of Wells Fargo documents.	0.90	270.00	APM
	Begin review of Bank of America documents.	0.30	90.00	APM
Dec-31-13	Finish review of Zandian's motion to set aside.	1.10	330.00	APM
	Finish review of Zandian's people map from Westlaw [REDACTED] [REDACTED]	0.50	150.00	APM
	Review detailed email, dated 12/22/13, from	0.30	90.00	APM

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Jed Margolin [REDACTED]  
[REDACTED]

Draft email to Jed Margolin [REDACTED] 0.10 30.00 APM  
[REDACTED]

Initial review records from Charles Schwab; scan to file 1.00 125.00 NRL

Totals 19.00 \$4,527.50

**DISBURSEMENTS**

**Disbursements**

**Receipts**

Jan-13-14	Payment for invoice: 125011		687.85
	Payment for invoice: 125011		2,833.52
	Payment for invoice: 125011		621.74
	Payment for invoice: 125011		197.11
Dec-09-13	Photocopies 160 @ 0.25 - Service copies/2 SDTs	40.00	
Dec-10-13	Witness fee Charles Schwab	25.00	
	Witness fee - E-Trade Bank	25.00	
	Postage	8.96	
Dec-11-13	Photocopies 570 @ 0.25 - Motion for judgment/debtor exam	142.50	
	Postage	24.48	
Dec-12-13	Courier expense	16.00	
	Courier expense	37.00	
	Outside coping expense from BofA	115.66	
Dec-18-13	Photocopies 126 @ 0.25 - Banking documents	31.50	
Dec-19-13	Postage	1.72	
Dec-31-13	Legal research documents	153.92	
	Totals	\$621.74	\$0.00

Invoice #:

125011

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<b>Total Current Fees &amp; Disbursements</b>	<b>\$5,149.24</b>
Previous Balance	\$0.00
Payments	\$0.00
<b>Balance Due Now</b>	<b>\$809.02</b>
Approved By: _____	

Retainer Balance: \$0.00

**Client shall pay Attorney's invoices on a Net 30 basis. Attorney may charge interest for any late payment of any sum due under this Agreement at the rate of eighteen percent (18%) per annum from the due date of the invoice until the date paid.**

Invoice #:

125011

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**TRUST STATEMENT**

**5457.01**

**Disbursements**

**Receipts**

Trust Balance Forward

4,340.22

Jan-13-14

Paid To: Watson Rounds  
Payment for invoice: 125011

4,340.22

Total Trust

\$4,340.22

\$4,340.22

**Trust Balance**

**\$0.00**

**WATSON ROUNDS**

Tax ID#: 88-0319593

5371 Kietzke Lane  
Reno, NV 89511

Ph: 775-324-4100

Fax: 775-333-8171

Jed Margolin  
1981 Empire Road  
Reno, Nevada 89521-7430

February 10, 2014

Attention:

File #: 5457.01

Inv #: 125472

RE: Patent theft analysis & litigation

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Jan-02-14	Review motion to stay proceedings	0.50	150.00	MDF
Jan-03-14	Review and respond to detailed email, dated 1/3/14, from Jed Margolin [REDACTED]	0.40	120.00	APM
Jan-06-14	Review email, dated 1/6/14, and attachments, from Jed Margolin [REDACTED]	0.40	120.00	APM
	Draft email to Jed Margolin [REDACTED]	0.10	30.00	APM
Jan-08-14	Draft opposition to motion to set aside.	3.60	1,080.00	APM
Jan-09-14	Review opposition to motion to set aside [REDACTED]	0.50	150.00	MDF
	Finish drafting opposition to motion to set aside default judgment.	4.90	1,470.00	APM
	Revise proposed order on motion for debtor's examination.	0.40	120.00	APM
	Review email, dated 1/8/14, from Jed Margolin [REDACTED]	0.10	30.00	APM

Invoice #:

125472

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Date	Description	Hours	Rate	Client
	Review/proof Opposition to Motion to Set Aside Judgment; compile exhibits; arrange for filing and delivery to court via RCMS "special"; compile service copies; file and serve	2.00	250.00	NRL
Jan-13-14	Communicate with Judge Russell's assistant regarding debtor's examination on 2/11/14 at 9:00 a.m.	0.20	60.00	APM
Jan-14-14	Conference with APM re: [REDACTED]	0.30	90.00	MDF
	Communicate with Angela, Judge Russell's assistant, regarding debtor's examination.	0.10	30.00	APM
	Begin preparing for debtor's examination.	0.30	90.00	APM
	Draft email to Jed Margolin [REDACTED]	0.10	30.00	APM
	Telephone conference with staff from opposing counsel requesting transmittal of Opposition to Motion to Set Aside Judgment; [REDACTED]; transmit Opposition via email	0.50	62.50	NRL
Jan-16-14	Review and revise opposition to motion to stay proceedings; [REDACTED]/Review order granting debtor's exam	1.20	360.00	MDF
	Draft opposition to Zandian's motion to stay proceedings.	2.50	750.00	APM
	Review order granting motion for debtor examination, dated 1/13/14.	0.20	60.00	APM
	Review notice of entry of order for debtor's examination.	0.10	30.00	APM
	Review Opposition to Motion for Stay to Enforce Judgment; and Order Granting Plaintiff's Motion for Debtor Examination; preparation of draft Notice of Entry of Order; arrange for filing and service of documents; telephone conference with client [REDACTED]	1.50	187.50	NRL



Invoice #:

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	Preparation of memo of telephone conference with client	0.20	25.00	NRL
Jan-17-14	Communicate with Nancy Lindsley [REDACTED] [REDACTED]	0.10	30.00	APM
	Review memo from Nancy Lindsley, dated 1/17/14, [REDACTED]	0.10	30.00	APM
	Review Wells Fargo documents in anticipation of preparation of SDT for deposit detail; telephone conference with client [REDACTED]	1.00	125.00	NRL
Jan-23-14	Review reply in support of motion to set aside default judgment and affidavit in support thereof/Review request for submission of motion to set aside default judgment	0.50	150.00	MDF
	Continue drafting questions for debtor's examination of Zandian.	0.30	90.00	APM
	Review and respond to email, dated 1/23/14, from Jed Margolin [REDACTED]	0.90	270.00	APM
	Research process of service on E*Trade as they have not responded to subpoena and they do not have any branches in Nevada.	0.30	90.00	APM
	Begin review Zandian's reply in support of motion to set aside default, dated 1/21/14.	0.20	60.00	APM
Jan-28-14	Review Federal Express from E*Trade Financial; duplicate for client; save to file	1.00	125.00	NRL
Jan-29-14	Preparation of email to client [REDACTED] [REDACTED]	1.00	125.00	NRL
Jan-31-14	Draft and review e-mails to and from law clerk and client, et al. re: order denying motion to set aside	0.30	90.00	MDF
	Review email, dated 1/31/14, from Samantha Valerius, judge's law clerk, regarding request for proposed order.	0.10	30.00	APM
	Totals	25.90	\$6,510.00	

Invoice #: 125472

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**DISBURSEMENTS**

	<b>Disbursements</b>	<b>Receipts</b>
Feb-10-14	Payment for invoice: 125472	559.25
	Payment for invoice: 125472	2,870.80
	Payment for invoice: 125472	295.00
	Payment for invoice: 125472	615.17
Jan-09-14	Photocopies 640 @ 0.25 - Opposition/request for admissions/order	160.00
Jan-10-14	Courier expense	16.00
Jan-16-14	Photocopies 64 @ 0.25 - Notice of entry	16.00
Jan-19-14	Postage	6.60
Jan-29-14	Courier expense	95.00
	Postage	1.40
	<hr/>	<hr/>
Totals	\$295.00	\$0.00
		<hr/>
	<b>Total Current Fees &amp; Disbursements</b>	<b>\$6,805.00</b>
	Previous Balance	\$809.02
	Payments	\$809.02
		<hr/>
	<b>Balance Due Now</b>	<b>\$2,464.78</b>
	Approved By: _____	

Retainer Balance: \$0.00

**Client shall pay Attorney's invoices on a Net 30 basis. Attorney may charge interest for any late payment of any sum due under this Agreement at the rate of eighteen percent (18%) per annum from the due date of the invoice until the date paid.**

Invoice #:

125472

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**TRUST STATEMENT**

<b>5457.01</b>		<b>Disbursements</b>	<b>Receipts</b>
Jan-24-14	Received From: Jed Margolin Trust receipt		5,149.24
	Paid To: Watson Rounds	809.02	
	Transfer of trust funds to account balance due		
Feb-10-14	Paid To: Watson Rounds	4,340.22	
	Payment for invoice: 125472		
		<hr/>	<hr/>
	Total Trust	\$5,149.24	\$5,149.24
	<b>Trust Balance</b>		<b>\$0.00</b>

**WATSON ROUNDS**

Tax ID#: 88-0319593

5371 Kietzke Lane  
Reno, NV 89511

Ph: 775-324-4100

Fax: 775-333-8171

Jed Margolin  
1981 Empire Road  
Reno, Nevada 89521-7430

March 7, 2014

Attention:

File #: 5457.01

Inv #: 126244

RE: Patent theft analysis & litigation

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Feb-01-14	Review and respond to email, dated 2/1/14, from Jed Margolin [REDACTED]	0.20	60.00	APM
Feb-03-14	Review voicemail from Fred Sadri [REDACTED]	0.10	30.00	APM
Feb-04-14	Begin drafting order denying motion to set aside.	0.10	30.00	APM
Feb-05-14	Review and revise proposed order denying Defendants' Motion to Set aside [REDACTED]	1.00	300.00	MDF
	Review email, dated 2/5/14, from Jed Margolin [REDACTED]	0.10	30.00	APM
	Draft email to Jed Margolin [REDACTED]	0.10	30.00	APM
	Review another email from Jed Margolin [REDACTED]	0.10	30.00	APM

Invoice #:

126244

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	Draft proposed order denying Zandian's motion to set aside the judgment.	3.70	1,110.00	APM
	Draft email to Samantha Valerius regarding proposed order denying motion to set aside judgment.	0.10	30.00	APM
	Review Zandian's reply in support of motion for stay of proceedings to enforce the judgment, dated 1/29/14.	0.10	30.00	APM
Feb-06-14	Conference with APM re: [REDACTED] [REDACTED] [REDACTED] [REDACTED] /Review email string between APM and opposing counsel re: contempt issues	0.40	120.00	MDF
	Review email, dated 2/6/14, from Samantha Valerius, judge's law clerk, regarding judge signing order denying motion to set aside judgment.	0.10	30.00	APM
	Draft email to Samantha Valerius, judge's law clerk, regarding judge signing order denying motion to set aside judgment.	0.10	30.00	APM
	Draft email to Jonathon Fayeghi regarding debtor's examination.	0.30	90.00	APM
	Telephone conference with Fred Sadri [REDACTED]	0.20	60.00	APM
	Review email, dated 2/6/14, from Johnathon Fayeghi regarding Zandian's debtor's examination.	0.10	30.00	APM
	Draft email to Johnathon Fayeghi regarding Zandian's debtor's examination.	0.10	30.00	APM
	Draft email to Jed Margolin [REDACTED] [REDACTED] [REDACTED]	0.10	30.00	APM
Feb-07-14	Conference with APM re: [REDACTED] [REDACTED] [REDACTED] [REDACTED]	0.80	240.00	MDF

Invoice #:

126244

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	Call and email John Fayeghi regarding Zandian's non-response to order to produce documents prior to debtor's examination.	0.20	60.00	APM
	Draft email to Jed Margolin [REDACTED]	0.10	30.00	APM
	Review order denying Zandian's motion to set aside judgment, dated 2/6/14.	0.30	90.00	APM
	Review Order Denying Motion to Set Aside Default Judgment; scan and transmit to opposing counsel; preparation of Notice of Entry of Judgment for filing	0.70	87.50	NRL
Feb-10-14	Conference with APM re: [REDACTED]	1.00	300.00	MDF
	Draft another email to John Fayeghi regarding tomorrow's debtor's examination of Zandian.	0.10	30.00	APM
	Draft debtor's examination questions.	0.10	30.00	APM
	Review and respond to email, dated 2/10/14, from John Fayeghi regarding debtor's examination	0.30	90.00	APM
	Draft email to Court regarding Zandian not appearing before the court tomorrow on debtor's examination.	0.80	240.00	APM
	Review email, dated 2/10/14, from Angela Jeffries regarding vacating debtor's examination and requesting a motion for order to show cause regarding contempt.	0.20	60.00	APM
	Draft email to Angela Jeffries regarding vacating debtor's examination and requesting a motion for order to show cause regarding contempt.	0.10	30.00	APM
	Draft email to Jed Margolin [REDACTED]	0.10	30.00	APM
	Review Wells Fargo's response to \$55,000 transaction to Zandian.	0.20	60.00	APM

Invoice #: 126244

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	Review email, dated 2/10/14, from Jed Margolin [REDACTED]	0.30	90.00	APM
	Respond to Jed Margolin's email [REDACTED]	0.20	60.00	APM
Feb-11-14	Review and revise motion to show cause why Defendant should not be held in contempt [REDACTED]	1.30	390.00	MDF
	Draft Motion for Order to Show Cause Regarding Contempt, as requested by the court.	4.40	1,320.00	APM
	Reorganize file materials; review emails between APM and opposing counsel and court	1.00	125.00	NRL
Feb-12-14	Finish drafting motion for contempt sanctions.	0.10	30.00	APM
	Finalize Motion for Order to Show Cause Re Contempt vs. Zandian; compile exhibits; transmit for filing; serve via first class mail	1.00	125.00	NRL
Feb-24-14	Review Zandian's substitution of attorney's, dated 2/21/14.	0.30	90.00	APM
	Draft email to Jed Margolin [REDACTED]	0.10	30.00	APM
	Review and respond to Jed Margolin's email, dated 2/24/14, [REDACTED]	0.10	30.00	APM
	Totals	20.80	\$5,767.50	

**DISBURSEMENTS**

**Disbursements**

**Receipts**

Mar-07-14	Payment for invoice: 126244		249.69
	Payment for invoice: 126244		3,018.48
	Payment for invoice: 126244		73.29
	Payment for invoice: 126244		998.76

Invoice #:	126244		Page
Feb-01-14	Legal research documents	59.69	
Feb-10-14	Postage	13.60	
	Totals	<u>\$73.29</u>	<u>\$0.00</u>
	<b>Total Current Fees &amp; Disbursements</b>		<b>\$5,840.79</b>
	Previous Balance		\$2,464.78
	Payments		\$2,464.78
	<b>Balance Due Now</b>		<b>\$1,500.57</b>
	Approved By: _____		

Retainer Balance: \$0.00

**Client shall pay Attorney's invoices on a Net 30 basis. Attorney may charge interest for any late payment of any sum due under this Agreement at the rate of eighteen percent (18%) per annum from the due date of the invoice until the date paid.**



Invoice #:

126244

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**TRUST STATEMENT**

<b>5457.01</b>		<b>Disbursements</b>	<b>Receipts</b>
Feb-26-14	Received From: Jed Margolin Trust receipt		6,805.00
	Paid To: Watson Rounds	2,464.78	
	Trust transfer to account balance due		
Mar-07-14	Paid To: Watson Rounds	4,340.22	
	Payment for invoice: 126244		
	<b>Total Trust</b>	<b>\$6,805.00</b>	<b>\$6,805.00</b>
	<b>Trust Balance</b>		<b>\$0.00</b>

**WATSON ROUNDS**

Tax ID#: 88-0319593

5371 Kietzke Lane  
Reno, NV 89511

Ph: 775-324-4100

Fax: 775-333-8171

Jed Margolin  
1981 Empire Road  
Reno, Nevada 89521-7430

April 3, 2014

Attention:

File #: 5457.01  
Inv #: 126514

RE: Patent theft analysis & litigation

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Mar-04-14	Review opposition to motion for order to show cause re: contempt/Draft and review e-mails to and from APM re: same, and reply arguments	0.80	240.00	MDF
	Review voicemail, dated 3/4/14, from Fred Sadri [REDACTED]	0.10	30.00	APM
	Review Opposition to Motion for Order to Show Cause Regarding Contempt, dated 3/3/14.	0.70	210.00	APM
	Draft email to Jed Margolin [REDACTED]	0.10	30.00	APM
	Review and respond to email, dated 3/4/14, from Jed Margolin [REDACTED]	0.20	60.00	APM
	Review email, dated 3/4/14, from Jed Margolin [REDACTED]	0.20	60.00	APM
Mar-05-14	Review voicemail from Fred Sadri [REDACTED]	0.10	30.00	APM

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126514

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	Telephone conference with Fred Sadri [REDACTED]	0.30	90.00	APM
	Review email, dated 3/5/14, from Jed Margolin [REDACTED]	0.10	30.00	APM
	Review Opposition to Motion for OSC; calendar reply to same; review Carson City County website to confirm if Zandian owns real property in Carson	1.00	125.00	NRL
Mar-08-14	Review email, dated 3/8/14, from Jed Margolin [REDACTED]	0.10	30.00	APM
Mar-10-14	Review attachments attached to 3/4/14 email from Jed Margolin [REDACTED]	0.10	30.00	APM
Mar-11-14	Review Jed Margolin's comments [REDACTED]	0.50	150.00	APM
	Draft reply in support of motion for contempt sanctions.	3.90	1,170.00	APM
Mar-12-14	Continue drafting reply in support of motion for contempt sanctions.	1.60	480.00	APM
	Review email, dated 3/12/14, from Jed Margolin [REDACTED]	0.20	60.00	APM
Mar-13-14	Review and revise Reply ISO Motion for Order to Show Cause Regarding Contempt/Review appellate documents [REDACTED]	1.00	300.00	MDF
	Finish drafting reply in support of motion for contempt sanctions.	0.20	60.00	APM
	Review notice of appeal.	0.20	60.00	APM
	Review case appeal statement.	0.20	60.00	APM
	Review notice of cash deposit by Zandian.	0.10	30.00	APM

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126514

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	Perform legal research [REDACTED]	0.30	90.00	APM
	Review and finalize Reply iso Motion for OSC; preparation of Request for Submission; telephone conference with Reno Carson Messenger Service for special to Carson City to file documents; review Notice of Appeal and supporting documents; scan/email/save	1.50	187.50	NRL
Mar-14-14	Download Appellate documents; change NV Supreme Court profile	0.50	62.50	NRL
Mar-17-14	Download file-stamped documents; calendar Nevada Supreme Court Appeal deadlines	1.00	125.00	NRL
Mar-18-14	Download and save appeal documents	0.50	62.50	NRL
Mar-19-14	Review order rejecting request for submission relating to contempt application/Review Nevada Supreme Court scheduling order re: settlement conference	0.50	150.00	MDF
	Review email, dated 3/19/14, from Jed Margolin [REDACTED]	0.20	60.00	APM
	Review Nevada Supreme Court docket; review Order Denying Request for Submission; and Notice of Assignment to Settlement Program; calendar same	1.00	125.00	NRL
Mar-20-14	Conference with Adam Mcmillen re: [REDACTED]	0.50	150.00	MDF
	Communicate with Matt Frances [REDACTED]	0.40	120.00	APM
	Telephonce conference with Jed Margolin [REDACTED]	0.90	270.00	APM
	Draft letter to Jason Woodbury requesting debtor's examination and documents from Zandian.	0.40	120.00	APM
	Review email, dated 3/20/14, from Jed Margolin [REDACTED]	0.50	150.00	APM

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126514

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	Finalize letter to Jason Woodbury; transmit via email and US Mail	0.20	25.00	NRL
Mar-22-14	Review email, dated 3/21/14, from Jed Margolin [REDACTED]	0.50	150.00	APM
Mar-25-14	Review email, dated 3/25/14, from Jed Margolin [REDACTED]	0.40	120.00	APM
	Review and respond to email, dated 3/25/14, from Jed Margolin [REDACTED]	0.20	60.00	APM
	Review and respond to email, dated 3/25/14, from Jed Margolin regarding [REDACTED]	0.40	120.00	APM
Mar-26-14	Review property title documents/Conference with APM re: [REDACTED]	1.00	300.00	MDF
	Review email, dated 3/26/14, from Jed Margolin [REDACTED]	0.30	90.00	APM
	Review email, dated 3/25/14, from Jed Margolin [REDACTED]	0.50	150.00	APM
	Review email, dated 3/26/14, from Jed Margolin [REDACTED]	0.30	90.00	APM
	Telephone call with Jed Margolin	0.60	180.00	APM
Mar-27-14	Review filed copy of district court docket entries, filed with supreme court on 3/25/14.	0.20	60.00	APM
	Review notes and research regarding execution vs real property; review Jed's email and enclosures; commence preparation of Motion for Writ of Execution; Execution; and, Notice of Execution	2.00	250.00	NRL
Mar-28-14	Draft writ of execution.	0.20	60.00	APM
	Commence preparation of Motion for Writ of Execution, Writ of Execution and First Memorandum of Post-Judgment Costs and Fees; print client ledger to calculate and break down fees and costs	2.50	312.50	NRL

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126514

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Mar-31-14	Review and respond to email, dated 3/31/14, from Jed Margolin [REDACTED]	0.10	30.00	APM
	Revise first memo of post-judgment costs and fees.	0.10	30.00	APM
	Revise writ of execution.	0.30	90.00	APM
	Review email, dated 3/28/14, from Jason Woodbury regarding Zandian's motion filed recently	0.30	90.00	APM
	Communicate with Jed Margolin [REDACTED]	0.20	60.00	APM
	Review email, dated 4/1/14, from Jed Margolin [REDACTED]	0.30	90.00	APM
	Review proposed motion for writ of execution.	0.30	90.00	APM
	Review voicemail from Fred Sadri and return his call.	0.10	30.00	APM
	Finalize First Memorandum of Costs; Motion for Issuance of Writ; recalculate interest; and preparation of of Affidavit and Request for Writ	2.00	250.00	NRL
	Finalize Motion for Writ of Execution; telephone conference with Steve Wood of Washoe County Sheriff's Office regarding service of Writs and requirements for same; update memo re same; preparation of twelve (12) Writs of Execution (10 for Washoe County, 2 for Clark County); telephone conference with Clerk regarding filing fee for issuance	2.50	312.50	NRL
	<b>Totals</b>	<b>35.40</b>	<b>\$8,047.50</b>	

**DISBURSEMENTS**

**Disbursements**

**Receipts**

Apr-03-14	Payment for invoice: 126514		1,113.81
	Payment for invoice: 126514		3,073.20

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Payment for invoice: 126514 122.08

Payment for invoice: 126514 691.01

Mar-01-14	Westlaw litigation documents/downloads	33.09	
Mar-13-14	Photocopies 36 @ 0.25 - Reply	9.00	
	Postage	0.90	
Mar-17-14	Courier expense	40.00	
Mar-20-14	Postage	0.48	
Mar-31-14	Westlaw legal research documents	38.61	
	Totals	\$122.08	\$0.00

**Total Current Fees & Disbursements \$8,169.58**

Previous Balance \$1,500.57

Payments \$1,500.47

**Balance Due Now \$3,169.58**

Approved By: \_\_\_\_\_

Retainer Balance: \$0.00

**Client shall pay Attorney's invoices on a Net 30 basis. Attorney may charge interest for any late payment of any sum due under this Agreement at the rate of eighteen percent (18%) per annum from the due date of the invoice until the date paid.**

Invoice #:

126514

Page

**TRUST STATEMENT**

<b>5457.01</b>		<b>Disbursements</b>	<b>Receipts</b>
Mar-21-14	Received From: Jed Margolin Trust receipt		5,840.79
	Paid To: Watson Rounds Transfer to outstanding account balance due	1,500.47	
Mar-27-14	Received From: Jed Margolin Trust receipt		659.78
Apr-03-14	Paid To: Watson Rounds Payment for invoice: 126514	5,000.10	
	<b>Total Trust</b>	<hr/> <b>\$6,500.57</b>	<hr/> <b>\$6,500.57</b>
	<b>Trust Balance</b>		<b>\$0.00</b>



Jed Margolin  
1981 Empire Road  
Reno, Nevada 89521-7430

April 24, 2014

Attention:  
RE: Patent theft analysis & litigation

File #: 5457.01  
Inv #: Sample

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Apr-01-14	Reveiw Clark County and Washoe County deeds for insertion of legal description into Writs of Execution; revise Writs of Execution for issuance	1.00	125.00	NRL
	Review emails; calendar response to Motion for Writ of Execution	0.50	62.50	NRL
Apr-02-14	Review Zandian's Motion to Dismiss and related documents/Review and revise Supreme Court mediation brief/ [REDACTED]	1.00	300.00	MDF
	Review email, dated 4/2/14, from Jed Margolin [REDACTED]	0.10	30.00	APM
	Review Zandian's motion to dismiss and vacate default judgment.	1.20	360.00	APM
	Draft email to Jason Woodbury regarding debtor's examination and bizarre motion filed by Zandian.	0.10	30.00	APM
	Review file stamped motion to dismiss in Abrishami v Gold Canyon, dated 3/24/14.	0.60	180.00	APM
	Review file-stamped motion, dated 3/24/14.	0.30	90.00	APM
	Telephone conference with Fred Sadri.	0.20	60.00	APM
	Review letter, dated 12/4/13, from Kristin Luis to Judge Wilson regarding Gold Canyon case.	0.20	60.00	APM
	Review and respond to email, dated 4/2/14, from Jed Margolin [REDACTED]	0.20	60.00	APM

	Draft confidential settlement brief.	2.80	840.00	APM
	Brief review Motion and supporting documents filed by Zandian; calendar response to same	1.00	125.00	NRL
Apr-03-14	Finish drafting confidential settlement brief.	0.60	180.00	APM
	Review/revise Respondent's Confidential Settlement Conference Statement; transmit via fax; telephone conference with RCMS regarding hand delivery to PO Box in Glenbrook (need to affix postage for delivery)	1.00	125.00	NRL
	Telephone conference with Reno Carson Messenger Service to arrange for personal delivery of Settlement Conference Statement to PO Box in Glenbrook; second call to confirm delivery made	0.50	62.50	NRL
Apr-04-14	Review notification from Supreme Court of Zandian's filing of docketing statement	0.10	30.00	APM
	Review Zandian's docketing statement	0.50	150.00	APM
	Review issued notice for Zandian to provide proof of service of docketing statement upon settlement judge.	0.20	60.00	APM
Apr-07-14	Review filed proof of service affidavit of service of docketing statement, dated 4/7/14	0.10	30.00	APM
	Review and download filed Appellate documents	0.50	62.50	NRL
Apr-08-14	Review email, dated 4/8/14, from Jed Margolin [REDACTED]	0.20	60.00	APM
	Review supreme court forms for responding to Zandian's docketing statement	0.50	150.00	APM
	Telephone call with Jed Margolin [REDACTED]	1.00	300.00	APM
	Review email, dated 4/8/14, from Jed Margolin [REDACTED]	0.20	60.00	APM
	Telephone conference with Steve Wood of the Washoe County Sheriff's office re execution	0.50	62.50	NRL

Date	Description	Hours	Rate	Code
	vs. real properties; left message for Christie of First JD regarding issuance of Writs; download motion recently filed by Zandian			
Apr-09-14	Draft opposition to Zandian's motion to dismiss	0.20	60.00	APM
	Review and respond to emails, dated 4/9/14, from Jason Woodbury regarding Zandian's motion to dismiss	0.30	90.00	APM
	Draft email to Jed Margolin [REDACTED]	0.10	30.00	APM
	Review and respond to email from Nancy Lindsley [REDACTED]	0.20	60.00	APM
	Telephone conference with Court Clerk re issuance of Writs; preparation of memo to APM re same	0.30	37.50	NRL
Apr-10-14	Review Motion to Retax and Settle Costs; calendar response to same	0.50	62.50	NRL
Apr-11-14	Review and respond to email, dated 4/11/14, from Jed Margolin [REDACTED]	0.20	60.00	APM
Apr-14-14	Meet with Matt Francis [REDACTED]	0.30	90.00	APM
	Review email, dated 4/14/14, from Jed Margolin [REDACTED]	0.20	60.00	APM
	Draft email to Jason Woodbury regarding stipulation to withdraw motion to dismiss from Zandian	0.10	30.00	APM
	Review and respond to another email, dated 4/14/14, from Jed Margolin [REDACTED]	0.10	30.00	APM
	Revise declaration for JP Lee, gather old letters regarding same and draft email to JP Lee requesting him to sign new declaration	0.70	210.00	APM
	Review filed copy of District court Docket Entries, dated 4/10/14	0.10	30.00	APM
	Review email, dated 4/14/14, from	0.10	30.00	APM

	Jason Woodbury regarding stipulation to withdraw Zandian's motion to dismiss			
	Review first draft of Jason Woodbury's proposed stipulation to withdraw Zandian's motion to dismiss	0.10	30.00	APM
	Draft emails to Jason Woodbury regarding proposed stipulation to withdraw Zandian's motion to dismiss	0.20	60.00	APM
	Transmit executed Stipulation and Order to Withdraw Motion to Jason Woodbury	0.50	62.50	NRL
Apr-15-14	Review motion to retax costs/Emails with APM re: same	0.50	150.00	MDF
	Begin review of Zandian's motion to retax, dated 4/9/14	0.20	60.00	APM
	Review email, dated 4/15/14, from Tiffany Dube regarding request for declaration from JP Lee.	0.10	30.00	APM
	Review letter, dated 4/15/14, from JP Lee regarding request for declaration	0.10	30.00	APM
Apr-16-14	Finish review of Zandian's motion to retax	1.40	420.00	APM
	Begin drafting opposition to Zandian's motion to retax	1.70	510.00	APM
	Review and respond to email, dated 4/15/14, from Jed Margolin [REDACTED]	0.30	90.00	APM
	Meet with Matt Francis [REDACTED]	0.30	90.00	APM
	Draft email to Jed Margolin [REDACTED]	0.20	60.00	APM
	Communicate with David Wasick regarding mediation	0.10	30.00	APM
	Draft email to Jed Margolin [REDACTED]	0.10	30.00	APM

	Draft motion for post judgment fees and costs	3.40	1,020.00	APM
	Review email, dated 4/17/14, from Jason Woodbury regarding settlement conference in May	0.10	30.00	APM
	Generate report reflecting costs incurred from 6/26/2013 to present; commence preparation of revised Memorandum of Costs	0.80	100.00	NRL
Apr-17-14	Review emails re: settlement issues/Conference with APM re: same and Voicemail from David Wasick	0.50	150.00	MDF
	Review and respond to emails, dated 4/18/14, from Jed Margolin [REDACTED] [REDACTED] [REDACTED]	0.30	90.00	APM
Apr-18-14	Draft email to David Wasick and Woodbury regarding settlement conference	0.20	60.00	APM
	Review email, dated 4/18/14, from David Wasick setting settlement conference for May 21, 2014	0.10	30.00	APM
	Draft email to Jed Margolin [REDACTED] [REDACTED]	0.10	30.00	APM
	Finish drafting motion for postjudgment fees and costs	1.60	480.00	APM
	Review Supreme Court of Nevada's notice of filed copy of district court docket entries	0.10	30.00	APM
	Review and respond to email, dated 4/18/14, from Jed Margolin [REDACTED] [REDACTED]	0.10	30.00	APM
	Generate reports from PCLaw for fees and costs from October 21, 2013 through April 21, 2014	0.50	62.50	NRL
	Review/proof Motion for Order Allowing Costs and APM Dec iso same; compile exhibits	1.00	125.00	NRL

Totals	33.10	\$8,425.00
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**FEE SUMMARY:**

Lawyer	Hours	Effective Rate	Amount
Matthew D. Francis	2.00	\$300.00	\$600.00
Adam P. McMillen	22.50	\$300.00	\$6,750.00
Nancy R. Lindsley	8.60	\$125.00	\$1,075.00

**DISBURSEMENTS**

		Disbursements	Receipts
Apr-01-14	Court documents via Pacer	1.50	
Apr-02-14	Postage	3.08	
Apr-04-14	Process service expense	65.00	
Apr-09-14	Postage	1.40	
	Totals	\$70.98	\$0.00

**Total Fees & Disbursements**

**\$8,495.98**

Previous Balance

\$3,169.58

Previous Payments

\$0.00

**Balance Due Now**

**\$11,665.56**

**AMOUNT QUOTED:**

**\$0.00**

# Exhibit 4

# Exhibit 4

Date	Entry #	Received From/Paid To Explanation	Chq# Rec#	----- General -----		Bld  ----- Trust Activity -----		Balance
				Rcpts	Disbs	Inv#	Acc	
5457		Margolin, Jed						
5457.01		Patent theft analysis & litigation						Resp Lawyer: APM
Oct 22/2013		Reno/Carson Messenger Service, Ir						
	1115832	Process service expense		52.00		124091		
Nov 7/2013		Billing on Invoice 124091						
	1117911	FEES 3512.50		0.00		124091		
		DISBS 194.20						
Nov 13/2013		Bank of America						
	1118672	Witness fee subpoena for Bank of America	2475	25.00		124555		
Nov 13/2013		Expense Recovery						
	1120227	Postage	16627	5.28		124555		
Nov 18/2013		Reno/Carson Messenger Service, Ir						
	1119582	Process service expense		52.00		124555		
Dec 9/2013		Billing on Invoice 124555						
	1121920	FEES 577.50		0.00		124555		
		DISBS 82.28						
Dec 9/2013		Expense Recovery						
	1124586	Photocopies 160 @ 0.25 - Service copies/2 SDTs	16680	40.00		125011		
Dec 10/2013		Charles Schwab & Co., Inc.						
	1122115	Witness fee Charles Schwab	2569	25.00		125011		
Dec 10/2013		E-Trade Bank						
	1122117	Witness fee - E-Trade Bank	2570	25.00		125011		
Dec 10/2013		Expense Recovery						
	1123859	Postage	16668	8.96		125011		
Dec 11/2013		Expense Recovery						
	1123860	Postage	16668	24.48		125011		
Dec 11/2013		Expense Recovery						
	1124587	Photocopies 570 @ 0.25 - Motion for judgment/debtor exam	16680	142.50		125011		
Dec 12/2013		Reno/Carson Messenger Service, Ir						
	1123048	Courier expense		16.00		125011		
Dec 12/2013		Reno/Carson Messenger Service, Ir						
	1123301	Courier expense		37.00		125011		
Dec 12/2013		Bank of America						
	1123303	Outside coping expense from BofA		115.66		125011		
Dec 18/2013		Expense Recovery						
	1124598	Photocopies 126 @ 0.25 - Banking documents	16680	31.50		125011		
Dec 19/2013		Expense Recovery						
	1124611	Postage	16680	1.72		125011		
Dec 31/2013		Expense Recovery						
	1124658	Legal research documents	16682	153.92		125011		
Jan 9/2014		Expense Recovery						
	1128654	Photocopies 640 @ 0.25 - Opposition/request for admissions/order	16712	160.00		125472		
Jan 10/2014		Reno/Carson Messenger Service, Ir						
	1125835	Courier expense		16.00		125472		
Jan 13/2014		Billing on Invoice 125011						
	1125944	FEES 4527.50		0.00		125011		
		DISBS 621.74						
Jan 16/2014		Expense Recovery						
	1128655	Photocopies 64 @ 0.25 - Notice of entry	16712	16.00		125472		
Jan 19/2014		Expense Recovery						
	1127892	Postage	16707	6.60		125472		
Jan 29/2014		Reno/Carson Messenger Service, Ir						
	1128111	Courier expense		95.00		125472		
Jan 29/2014		Expense Recovery						
	1128663	Postage	16712	1.40		125472		
Feb 1/2014		Expense Recovery						
	1129997	Legal research documents	16730	59.69		126244		
Feb 10/2014		Billing on Invoice 125472						
	1129614	FEES 6510.00		0.00		125472		
		DISBS 295.00						
Feb 10/2014		Expense Recovery						
	1131350	Postage	16741	13.60		126244		
Mar 1/2014		Expense Recovery						
	1134969	Westlaw litigation documents/downloads	16783	33.09		126514		
Mar 7/2014		Billing on Invoice 126244						
	1133801	FEES 5767.50		0.00		126244		
		DISBS 73.29						
Mar 13/2014		Expense Recovery						
	1135051	Postage	16784	0.90		126514		
Mar 13/2014		Expense Recovery						
	1136514	Photocopies 36 @ 0.25 - Reply	16803	9.00		126514		
Mar 17/2014		Reno/Carson Messenger Service, Ir						
	1134803	Courier expense		40.00		126514		
Mar 20/2014		Expense Recovery						
	1136522	Postage	16803	0.48		126514		
Mar 31/2014		Expense Recovery						
	1137167	Westlaw legal research documents	16810	38.61		126514		
Apr 1/2014		First Judicial District Court						
	1136733	Fee for issuance of Writ of Execution	3004	120.00				
Apr 3/2014		Billing on Invoice 126514						



Date	Received From/Paid To	Chq#	General			Bld	Trust Activity			
Entry #	Explanation	Rec#	Rcpts	Disbs	Fees	Inv#	Acc	Rcpts	Disbs	Balance
Apr 4/2014	DISBS 122.08 Reno/Carson Messenger Service, Tr									
1137826	Process service expense			65.00						

UNBILLED				BILLED				BALANCES		
CHE	+ RECOV	+ FEES	= TOTAL	DISBS	+ FEES	+ TAX	- RECEIPTS	= A/R	TRUST	
PERIOD	185.00	0.00	8275.00	8460.00	1246.39	25895.00	0.00	30331.09	-3189.70	-1109.14
END DATE	185.00	0.00	8275.00	8460.00	27048.52	124026.25	0.00	151074.77	0.00	0.00
General Retainer			5000.00							

UNBILLED				BILLED				BALANCES		
CHE	+ RECOV	+ FEES	= TOTAL	DISBS	+ FEES	+ TAX	- RECEIPTS	= A/R	TRUST	
PERIOD	185.00	0.00	8275.00	8460.00	1246.39	25895.00	0.00	30331.09	-3189.70	-1109.14
END DATE	185.00	0.00	8275.00	8460.00	27048.52	124026.25	0.00	151074.77	0.00	0.00
General Retainer			5000.00							

REPORT SELECTIONS - Client Ledger

Layout Template	Default
Advanced Search Filter	None
Requested by	Nancy
Finished	Monday, April 21, 2014 at 02:05:26 PM
Ver	13.0 SP1 (13.0.20131028)
Matters	5457.01
Clients	All
Major Clients	All
Client Intro Lawyer	All
Matter Intro Lawyer	All
Responsible Lawyer	All
Assigned Lawyer	All
Type of Law	All
Select From	Active, Inactive, Archived Matters
Matters Sort by	Default
New Page for Each Lawyer	No
New Page for Each Matter	No
No Activity Date	Dec/31/2199
Firm Totals Only	No
Totals Only	No
Entries Shown - Billed Only	No
Entries Shown - Disbursements	Yes
Entries Shown - Receipts	No
Entries Shown - Time or Fees	No
Entries Shown - Trust	No
Incl. Matters with Retainer Bal	No
Incl. Matters with Neg Unbld Disb	No
Trust Account	All
Working Lawyer	All
Include Corrected Entries	No
Show Check # on Paid Payables	No
Show Client Address	No
Consolidate Payments	No
Show Trust Summary by Account	No
Show Interest	No
Interest Up To	Apr/21/2014
Show Invoices that Payments Were Applied to	No
Display Entries in	Date Order

# Exhibit 5

# Exhibit 5

**CHECK REQUEST FORM**

PAYABLE TO Wells Fargo Bank, N.A. DATE NEEDED: \_\_\_\_\_  
DESCRIPTION: Witness Fee - Subpoena  
ADDRESS (IF APPLICABLE): \_\_\_\_\_  
AMOUNT: \$25  
CLIENT NAME/MATTER#: 5457.01  
REQUESTED BY/ATTORNEY APPROVAL: APM  
MAIL CHECK FROM ACCOUNTING: YES/(NO)  
RETURN CHECK TO: Nancy  
DISPENSE FROM: GENERAL TRUST

FOR ACCOUNTING USE ONLY:

DATE OF CHECK: \_\_\_\_\_  
CHECK #: \_\_\_\_\_  
GL ACCOUNT: \_\_\_\_\_

4/8/99--Accounting/Payroll & exps/Forms

NOTES:

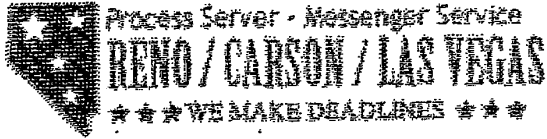
**WATSON ROUNDS**  
GENERAL CHECKING ACCOUNT

2389

Date: Oct 18/13 Matter #: 5457.01  
Amount: \$25.00 Claim Number: \_\_\_\_\_  
Payable To: Wells Fargo Bank  
Client: Margolin, Jed  
Matter Description: Patent theft analysis & litigation  
Explanation: Witness fee subpoena for Wells Fargo  
Invoice #: \_\_\_\_\_

Invoice #: 38183  
Date: 10/22/2013

Reno/Carson Messenger Service, Inc.  
185 Martin Street  
Reno, NV 89509  
775.322.2424  
Federal Tax ID: 88-0306306  
NV STATE LIC#322



RECEIVED  
OCT 23 2013  
WATSON ROUNDS

**INVOICE FOR SERVICE:**

**Amount Due: \$52.00**

WATSON ROUNDS  
5371 KIETZKE LN,  
RENO, NV 89511

Phone number: 775 324-4100  
Fax number: 775 333-8171  
Email Address:

Requestor: NANCY  
Your File# , 5457-01

Service #39380: WELLS FARGO BANK, N.A.  
Manner of Service: CUSTODIAN OF RECORDS

Completion Information/Recieved by: SUSAN DOBYNS  
Service Date/Time: 10/22/2013 11:10 AM  
Service address: 5340 KIETZKE LANE RENONV 89511  
Served by: MATTHEW BAKER R-016102

Sex	Color of skin/race	Color of hair	Age	Height	Weight
Female	Caucasian	Blonde	55	5'9"	130
Other Features:					

**IN THE FIRST JUDICIAL DISTRICT COURT-IN AND FOR THE COUNTY OF CARSON CITY, STATE OF NEVADA**

JED MARGOLIN v. OPTIMA TECHNOLOGY CORPORATION, A CALIFORNIA CORPORATION, ET AL

Service Documents: SECOND AMENDED SUBPOENA DUCES TECUM; WITNESS FEE \$25.00

CASE#: 090C00579.1B

Service Comments:

Standard Service	\$37.00
RUSH	\$15.00
<b>TOTAL CHARGES:</b>	<b>\$52.00</b>
<b>BALANCE:</b>	<b>\$52.00</b>

CREDIT TERMS ARE NET 30. INVOICES NOT PAID WITHIN TERMS WILL BE ASSESSED A 1.5% PER MONTH FINANCE CHARGE

**CHECK REQUEST FORM**

PAYABLE TO Bank of America DATE NEEDED: \_\_\_\_\_  
 DESCRIPTION: Subpoena witness fee  
 ADDRESS (IF APPLICABLE): \_\_\_\_\_  
 AMOUNT: \$25<sup>00</sup>  
 CLIENT NAME/MATTER#: 5457.01  
 REQUESTED BY/ATTORNEY APPROVAL: \_\_\_\_\_  
 MAIL CHECK FROM ACCOUNTING: YES/(NO)  
 RETURN CHECK TO: Nancy  
 DISPENSE FROM: GENERAL TRUST

FOR ACCOUNTING USE ONLY:

DATE OF CHECK: \_\_\_\_\_  
 CHECK #: \_\_\_\_\_  
 GL ACCOUNT: \_\_\_\_\_

4/8/99-Accounting/Payroll & exps/Forms

NOTES:

**WATSON ROUNDS**  
 GENERAL CHECKING ACCOUNT

2475

Date: Nov 13/13 Matter #: 5457.01  
 Amount: \$25.00 Claim Number:  
 Payable To: Bank of America  
 Client: Margolin, Jed  
 Matter Description: Patent theft analysis & litigation  
 Explanation: Witness fee subpoena for Bank of America  
 Invoice #:

Invoice #: 39689  
Date: 11/18/2013



Reno/Carson Messenger Service, Inc.  
185 Martin Street  
Reno, NV 89509  
775.322.2424  
Federal Tax ID: 88-0306306  
NV STATE LIC#322

**INVOICE FOR SERVICE:**

WATSON ROUNDS  
5371 KIETZKE LN,  
RENO, NV 89511

**RECEIVED**  
**NOV 19 2013**  
**WATSON ROUNDS**

**Amount Due: \$52.00**

Phone number: 775 324-4100  
Fax number: 775 333-8171  
Email Address:

Requestor: NANCY  
Your File# 5457.01

Service #40598: BANK OF AMERICA  
Manner of Service: CUSTODIAN OF RECORDS

Completion Information/Received by: WENDY FRANCO  
Service Date/Time: 11/13/2013 1:07 PM  
Service address: 5905 S. VIRGINIA ST. RENOVV 89502  
Served by: MIKE JONES R-023632

Sex	Color of skin/race	Color of hair	Age	Height	Weight
Female	Caucasian	Black	38	5'9	135
Other Features:					

IN THE FIRST JUDICIAL DISTRICT COURT-IN AND FOR THE COUNTY OF CARSON CITY, STATE OF NEVADA

JED MARGOLIN v. OPTIMA TECHNOLOGY CORPORATION, A CALIFORNIA CORPORATION, ET AL

Service Documents: SUBPOENA DUCES TECUM; LETTER; WITNESS FEE \$25.00

CASE#: 090C00579 1B

Service Comments:

Standard Service	\$37.00
RUSH	\$15.00
<b>TOTAL CHARGES:</b>	<b>\$52.00</b>
<b>BALANCE:</b>	<b>\$52.00</b>

CREDIT TERMS ARE NET 30. INVOICES NOT PAID WITHIN TERMS WILL BE ASSESSED A 1.5% PER MONTH FINANCE CHARGE

**CHECK REQUEST FORM**

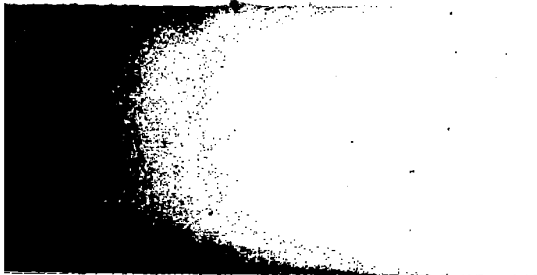
PAYABLE TO CHARLES SCHWAB & CO., INC. DATE NEEDED: \_\_\_\_\_  
DESCRIPTION: WITNESS FEE - SUBPOENA DUCES TECUM  
ADDRESS (IF APPLICABLE): \_\_\_\_\_  
AMOUNT: \$25.00  
CLIENT NAME/MATTER#: 5457.01  
REQUESTED BY/ATTORNEY APPROVAL: APM  
MAIL CHECK FROM ACCOUNTING: YES/(NO)  
RETURN CHECK TO: Nancy (Thank you!)  
DISPENSE FROM: GENERAL TRUST

FOR ACCOUNTING USE ONLY:

DATE OF CHECK: \_\_\_\_\_  
CHECK #: \_\_\_\_\_  
GL ACCOUNT: \_\_\_\_\_

4/8/99-Accounting/Payroll & exps/Forms

NOTES:



**WATSON ROUNDS**  
GENERAL CHECKING ACCOUNT

2569

Date: Dec 10/13 Matter #: 5457.01  
Amount: \$25.00 Claim Number: \_\_\_\_\_  
Payable To: Charles Schwab & Co., Inc.  
Client: Margolin, Jed  
Matter Description: Patent theft analysis & litigation  
Explanation: Witness fee Charles Schwab  
Invoice #: \_\_\_\_\_

**CHECK REQUEST FORM**

PAYABLE TO **E-TRADE BANK** DATE NEEDED: \_\_\_\_\_  
DESCRIPTION: *Witness Fee - Subpoena Duces Tecum*  
ADDRESS (IF APPLICABLE): \_\_\_\_\_  
AMOUNT: **\$25.00**  
CLIENT NAME/MATTER#: **5457.01**  
REQUESTED BY/ATTORNEY APPROVAL: **APM**  
MAIL CHECK FROM ACCOUNTING: **YES/(NO)**  
RETURN CHECK TO: **Nancy**  
DISPENSE FROM: **GENERAL TRUST**

FOR ACCOUNTING USE ONLY:

DATE OF CHECK: \_\_\_\_\_  
CHECK #: \_\_\_\_\_  
GL ACCOUNT: \_\_\_\_\_

4/8/99-Accounting/Payroll & exps/Forms

NOTES:

**WATSON ROUNDS**  
GENERAL CHECKING ACCOUNT

2570

Date: Dec 10/13 Matter #: 5457.01  
Amount: \$25.00 Claim Number:  
Payable To: E-Trade Bank  
Client: Margolin, Jed  
Matter Description: Patent theft analysis & litigation  
Explanation: Witness fee - E-Trade Bank  
Invoice #:



Invoice #: 40903  
Date: 12/12/2013

Reno/Carson Messenger Service, Inc.  
185 Martin Street  
Reno, NV 89509  
775.322.2424  
Federal Tax ID: 88-0306306  
NV STATE LIC#322



RECEIVED  
DEC 13 2013  
WATSON ROUNDS

**INVOICE FOR SERVICE:**

**Amount Due: \$16.00**

WATSON ROUNDS  
5371 KIETZKE LN,  
RENO, NV 89511

RECEIVED  
DEC 13 2013  
WATSON ROUNDS

Phone number: 775 324-4100  
Fax number: 775 333-8171  
Email Address:

Requestor: NONE  
Your File# 6457.01

Service #41830: COURIER/MESSENGER JOB  
Manner of Service: MESSENGER  
Service Instructions: PLEASE FILE AND RETURN

Completion Information/Received by: J. HIGGINS  
Service Date/Time: 12/11/2013 3:12 PM  
Service address: FIRST JUDICIAL 885 EAST MUSSER ST CARSON CITY NV 89701  
Served by: WADE MORLAN R-006823

Sex	Color of skin/race	Color of hair	Age	Height	Weight
N/A	N/A	N/A		N/A	N/A
Other Features:					

Service Documents:

CASE#:

Service Comments:

MESSENGER

\$16.00

**TOTAL CHARGES:**

\$16.00

**BALANCE:**

\$16.00

CREDIT TERMS ARE NET 30. INVOICES NOT PAID WITHIN TERMS WILL BE ASSESSED A 1.5% PER MONTH FINANCE CHARGE

Invoice # 411  
Date: 12/12/2013



Service, Inc.  
775.322.2424  
Federal Tax ID: 88-0306306  
NV STATE LIC#322

**INVOICE FOR SERVICE:**

**RECEIVED**

**Amount Due: \$37.00**

**WATSON ROUNDS**  
5371 KIETZKE LN,  
RENO, NV 89511

**DEC 16 2013**

Phone number: 775 324-4100  
Fax number: 775 333-8171  
Email Address:

**WATSON ROUNDS**

Requestor: NANCY  
Your File# 5457.01

Service #41817: CHARLES SCHWAB & CO., INC.  
Manner of Service: CORPORATE

Completion Information/Recieved by: ALENA DUGGAN  
Service Date/Time: 12/11/2013 2:07 PM  
Service address: 311 S. DIVISION ST THE CORPORATION TRUST COMPANY OF NEVADA  
Carson City NV 89703  
Served by: WADE MORLAN R-006823

Sex	Color of skin/race	Color of hair	Age	Height	Weight
Female	Caucasian	Brown	20-30	5ft4in-5ft8in	161-200 lbs
Other Features:					

IN THE FIRST JUDICIAL DISTRICT COURT-IN AND FOR THE COUNTY OF CARSON CITY, STATE OF NEVADA  
JED MARGOLIN v. OPTIMA TECHNOLOGY CORPORATION, A CALIFORNIA CORPORATION, ET AL

Service Documents: THIRD AMENDED CUBPOENA DUCES TECUM; WITNESS FEE \$25.00 CASE#: 090C00579 1B

Service Comments:

Standard Service	\$37.00
<b>TOTAL CHARGES:</b>	<b>\$37.00</b>
<b>BALANCE:</b>	<b>\$37.00</b>

CREDIT TERMS ARE NET 30. INVOICES NOT PAID WITHIN TERMS WILL BE ASSESSED A 1.5% PER MONTH FINANCE CHARGE

5457.01

Invoice



Bank Of America  
Legal Order Processing  
CA9-705-05-19  
PO Box 3609  
Los Angeles, CA 90051  
213-580-0702

**BILL TO**

Watson Rounds  
Matthew D. Francis  
Matthew D. Francis  
5371 Kietzke Lane  
Reno, NV 89511

RECEIVED  
DEC 18 2013  
WATSON ROUNDS

Case # : L111813000262  
Invoice Id : Invoice - 296601  
Date of Invoice : 12/12/2013  
Court Case Name : OPTIMA TECHNOLOGY  
Court Case # : 090C00579 1B  
EIN: 94-1687665

**Amt Paid :**

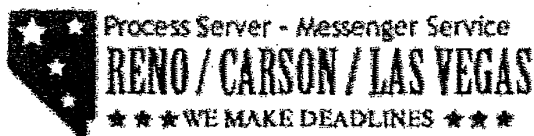
Please remit top half w/payment to the above address. Please include case number on payment.

**Invoice Details**

Quantity	Description of services/Financial Records Provided	Cost Per Item	Extended Amount
31	Copies of Checks	0.25	\$7.75
255	Copies of Statements Pages	0.25	\$63.75
16	Copies of Documents	0.25	\$4.00
41	Copies of Deposits	0.25	\$10.25
45	Copies of Offset	0.25	\$11.25
0	Copies of Account Records and Loan Documents	0.25	\$0.00
0	Copies of Complete Loan Files	30.00	\$0.00
0.00	Supervisor Time	0.00	\$0.00
1.77	Generalist Time	20.00	\$35.40
0.00	Witness Hours Amount	0.00	\$0.00
0.00	Mileage Amount	0.00	\$0.00
Postage Amount			\$8.26
Media Cost			\$0.00
Other			\$0.00
<b>Sub Total</b>			<b>\$140.66</b>
<b>Less Deposits/Payments Received</b>			<b>\$25.00</b>
<b>Refund</b>			<b>\$0.00</b>
<b>Amount due on Receipt</b>			<b>\$115.66</b>

Invoice Remarks:

Renocarson Messenger Service, Inc.  
 185 Martin Street  
 Reno, NV 89509  
 tel 775.322.2424 fax 775.322.3408  
 process@renocarson.com  
 Federal Tax ID: 88-0306306  
 NV STATE LIC#322



Invoice #: 42498  
 Date: 01/10/2014



**INVOICE FOR SERVICE:**

**Amount Due: \$16.00**

**WATSON ROUNDS**  
 5371 KIETZKE LN,  
 RENO, NV 89511

Phone number: 775 324-4100  
 Fax number: 775 333-8171  
 Email Address:

Requestor: NANCY  
 Your File# 5457.01

Service #43376: COURIER/MESSENGER JOB  
 Manner of Service: MESSENGER  
 Service Instructions: P/U (WILL CALL WHEN READY, CLOSE TO 4PM) - FILE  
 IN 1ST JUD TODAY

RECEIVED  
 JAN 19 2014  
 WATSON ROUNDS

Completion Information/Recieved by:C. COOPER  
 Service Date/Time:01/09/2014 3:35 PM  
 Service address:FILE IN 1ST JUD TODAY CARSON CITYNV  
 Served by:JOHN LEE R-004475

Sex	Color of skin/race	Color of hair	Age	Height	Weight
N/A	N/A	N/A		N/A	N/A
Other Features:					

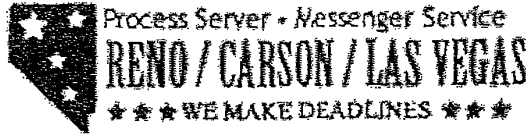
Service Documents:  
 Service Comments:

CASE#:

MESSENGER	\$16.00
<b>TOTAL CHARGES:</b>	<b>\$16.00</b>
<b>BALANCE:</b>	<b>\$16.00</b>

CREDIT TERMS ARE NET 30. INVOICES NOT PAID WITHIN TERMS WILL BE ASSESSED A 1.5% PER MONTH FINANCE CHARGE

Carson Messenger Service, Inc.  
 65 Martin Street  
 Reno, NV 89509  
 tel 775.322.2424 fax 775.322.3408  
 process@renocarson.com  
 Federal Tax ID: 88-0306306  
 NV STATE LIC#322



Invoice #: 43629  
 Date: 01/29/2014



**INVOICE FOR SERVICE:**

**Amount Due: \$95.00**

**WATSON ROUNDS**  
 5371 KIETZKE LN,  
 RENO, NV 89511

Phone number: 775 324-4100  
 Fax number: 775 333-8171  
 Email Address:

Requestor: NANCY  
 Your File# 5457.01

Service #44406: WELLS FARGO BANK, N.A.  
 Manner of Service: CORPORATE

Completion Information/Recieved by:FRANCES GUTIERREZ  
 Service Date/Time:01/28/2014 2:45 PM  
 Service address:2215-B RENAISSANCE DR CSC SERVICES OF NEVADA, INC. Las VegasNV  
 89119  
 Served by:ROGER PAYNE R-038800

Sex	Color of skin/race	Color of hair	Age	Height	Weight
Female	Hispanic	N/A	25 YOA	5'6"	120 LBS.
Other Features:					

IN THE FIRST JUDICIAL DISTRICT COURT-IN AND FOR THE COUNTY OF CARSON CITY, STATE OF NEVADA

JED MARGOLIN v. OPTIMA TECHNOLOGY CORPORATION, A CALIFORNIA CORPORATION, ET AL

Service Documents: SUBPOENA DUCES TECUM; WITNESS FEE \$25.00

CASE#: 090C00579 1B

Service Comments:

Forwarding Fees		\$55.00
CASH ADVANCE	WITNESS FEES	\$25.00
RUSH		\$15.00
<b>TOTAL CHARGES:</b>		<b>\$95.00</b>
<b>BALANCE:</b>		<b>\$95.00</b>

CREDIT TERMS ARE NET 30. INVOICES NOT PAID WITHIN TERMS WILL BE ASSESSED A 1.5% PER MONTH FINANCE CHARGE

5457.01

Invoice #: 45499  
Date: 03/17/2014

Process Server - Messenger Service, Inc.  
55 Martin Street  
Reno, NV 89509  
tel 775.322.2424 fax 775.322.3408  
process@renocarson.com  
Federal Tax ID: 88-0306306  
NV STATE LIC#322



Process Server - Messenger Service  
**RENO / CARSON / LAS VEGAS**  
\*\*\* WE MAKE DEADLINES \*\*\*



**INVOICE FOR SERVICE:**

**Amount Due: \$40.00**

WATSON ROUNDS  
5371 KIETZKE LN,  
RENO, NV 89511

Phone number: 775 324-4100  
Fax number: 775 333-8171  
Email Address:

Requestor: NANCY  
Your File# 545701

Service #46410: COURIER/MESSENGER JOB  
Manner of Service: MESSENGER  
Service Instructions: P/U FILE IN 1ST JUD TODAY

RECEIVED

MAR 17 2014

Completion Information/Recieved by: FILED  
Service Date/Time: 03/13/2014 3:45 PM  
Service address: FILE IN 1ST JUD TODAY CARSON CITY NV  
Served by: JOHN LEE R-004475

Sex	Color of skin/race	Color of hair	Age	Height	Weight
N/A	N/A	N/A		N/A	N/A

Other Features:

Service Documents:	CASE#:
Service Comments:	
MESSENGER	\$40.00
<b>TOTAL CHARGES:</b>	<b>\$40.00</b>
<b>BALANCE:</b>	<b>\$40.00</b>

CREDIT TERMS ARE NET 30. INVOICES NOT PAID WITHIN TERMS WILL BE ASSESSED A 1.5% PER MONTH FINANCE CHARGE

Reno/Carson Messenger Service, Inc.  
 185 Martin Street  
 Reno, NV 89509  
 tel 775.322.2424 fax 775.322.3408  
 process@renocarson.com  
 Federal Tax ID: 88-0306306  
 NV STATE LIC#322



Process Server - Messenger Service  
**RENO / CARSON / LAS VEGAS**  
 \*\*\* WE MAKE DEADLINES \*\*\*

Invoice #: 46398  
 Date: 04/04/2014



**INVOICE FOR SERVICE:**

**Amount Due: \$65.00**

**WATSON ROUNDS**  
 5371 KIETZKE LN,  
 RENO, NV 89511

Phone number: 775 324-4100  
 Fax number: 775 333-8171  
 Email Address:

Requestor: NANCY  
 Your File# 5457.01

Service #47401: COURIER/MESSENGER JOB  
 Manner of Service: MESSENGER  
 Service Instructions: DELIVER TO: DAVID WESICK. OVER THE COUNTER  
 TO THE POST MASTER.

**RECEIVED**

**APR - 4 2014**

**WATSON ROUNDS**

Completion Information/Recieved by:DIANNA GARCIA  
 Service Date/Time:04/03/2014 1:49 PM  
 Service address:P.O. BOX 568 GLENBROOKNV 89413  
 Served by:LARRY SCOTT R-053852

Sex	Color of skin/race	Color of hair	Age	Height	Weight
N/A	N/A	N/A		N/A	N/A
Other Features:					

Service Documents:

CASE#:

Service Comments: Postal Clerk

MESSENGER	\$25.00
SPECIAL MILEAGE	\$40.00
<b>TOTAL CHARGES:</b>	<b>\$65.00</b>
<b>BALANCE:</b>	<b>\$65.00</b>

CREDIT TERMS ARE NET 30. INVOICES NOT PAID WITHIN TERMS WILL BE ASSESSED A 1.5% PER MONTH  
 FINANCE CHARGE

1 JASON D. WOODBURY  
Nevada Bar No. 6870  
2 KAEMPFER CROWELL  
510 West Fourth Street  
3 Carson City, Nevada 89703  
Telephone: (775) 884-8300  
4 Facsimile: (775) 882-0257  
JWoodbury@kcnvlaw.com  
5 *Attorneys for Reza Zandian*

REC'D & FILED  
2014 APR 30 PM 4:55  
ALAN GLOVER  
BY J. HARKLEROAD  
CLERK  
DEPUTY

6 IN THE FIRST JUDICIAL DISTRICT COURT  
7 OF THE STATE OF NEVADA IN AND FOR  
CARSON CITY

8 JED MARGOLIN, an individual,  
9 Plaintiff,

10 vs.

11 OPTIMA TECHNOLOGY CORPORATION,  
a California corporation, OPTIMA  
12 TECHNOLOGY CORPORATION, a Nevada  
corporation, REZA ZANDIAN aka  
13 GOLAMREZA ZANDIANJAZI aka  
GHOLAM REZA ZANDIAN aka REZA JAZI  
14 aka J. REZA JAZI aka G. REZA JAZI aka  
GHONOREZA ZANDIAN JAZI, an  
15 individual, DOE Companies 1-10, DOE  
Corporations 11-20, and DOE Individuals 21-  
16 30,

Case No. 09OC00579 1B

Dept. No. I

17 Defendants.

18

19 **DEFENDANTS' MOTION TO RETAX AND SETTLE COSTS**

20 COMES NOW, Defendant REZA ZANDIAN ("ZANDIAN"), by and through his  
21 attorneys, Kaempfer Crowell, and hereby files his Motion to Retax and Settle Costs relative to  
22 Plaintiff's *Motion For Order Allowing Costs And Necessary Disbursements And Memorandum*  
23 *Of Points And Authorities In Support Thereof.*

24

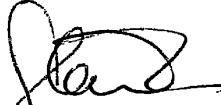
KAEMPFER CROWELL  
510 West Fourth Street  
Carson City, Nevada 89703



1 This *Motion* is made pursuant to the attached memorandum of points and authorities, all  
2 papers and pleadings on file in this matter and any evidence received and arguments entertained  
3 by the Court at any hearing.

4 DATED this 30 day of April, 2014.

5 **KAEMPFER CROWELL**

6  #1027

7 \_\_\_\_\_  
8 Jason D. Woodbury  
9 Nevada Bar No. 6870  
10 510 West Fourth Street  
11 Carson City, Nevada 89703  
12 Telephone: (775) 884-8300  
13 Facsimile: (775) 882-0257  
14 JWoodbury@kcnvlaw.com  
15 *Attorneys for Reza Zandian*

1 MEMORANDUM OF POINTS AND AUTHORITIES

2 **A. THE COURT HAS DISCRETION TO AWARD COSTS AND EACH PARTY**  
3 **SHOULD BEAR THEIR OWN COSTS IN THIS CASE**

4 The determination of allowable costs is within the sound discretion of the trial court.  
5 *Bobby Berosini, Ltd. v. People for the Ethical Treatment of Animals*, 971 P.2d 383, 114 Nev.  
6 1348 (1998). However, statutes permitting recovery of costs are in derogation of common law,  
7 and therefore must be strictly construed. *Gibellini v. Klindt*, 110 Nev. 1201, 885 P.2d 540, 1994  
8 Nev. LEXIS 143 (1994). Nev. Rev. Stat. Ann. § 18.005.

9 Here, while Defendant believes each party should bear its own costs, Plaintiff seeks its  
10 photocopying costs at a rate of \$0.25 per page, per supporting documentation at "Exhibit 4" of  
11 "Declaration of Adam McMillen In Support of Plaintiff's Motion for Order Allowing Costs and  
12 Necessary Disbursements" NRS 18.005(12) prescribes "Reasonable costs for photocopies." If  
13 the court is inclined to award costs, the Defendant respectfully requests the court reduce the  
14 photocopy charges to \$0.15 per page, or a total of \$288.72 for photocopies. *See Affidavit of Jano*  
15 *Barnhurst*, attached hereto as Exhibit 1.

16 **B. AN AWARD OF ATTORNEY'S FEES IS NOT APPROPRIATE AS A**  
17 **MATTER OF LAW**

18 It is well settled law in Nevada that the district court may not award attorney fees absent  
19 authority under a statute, rule, or contract. Here there is no applicable statute or rule and the  
20 parties did not enter into an agreement which afforded attorney's fees. Therefore, the American  
21 Rule that each party should bear its own attorney's fees and costs applies, in keeping with the  
22 following law.

23 **1. NRS 598.0999(2) does not permit an award of attorney's fees in this case**

24 Plaintiff claims that under its claim for "deceptive trade practices" it is entitled to an

1 award of attorney's fees under "NRS 598.0999(2)." See Plaintiff's Motion For Order Allowing  
2 Costs And Necessary Disbursements And Memorandum Of Points And Authorities In Support  
3 Thereof at p. 3, ll. 24-28. While Plaintiff concedes that "NRS 598.0999(2) does not explicitly  
4 provide for attorney fees incurred postjudgment," Plaintiff nonetheless seeks them under the  
5 authority of NRS 598.0999(2).

6 However, NRS 598.0999 does not permit an award of attorney's fees in this case. It  
7 provides in relevant part:

8 *NRS 598.0999 Civil and criminal penalties for violations.*

9 2. Except as otherwise provided in NRS 598.0974, in any action brought pursuant  
10 to the provisions of NRS 598.0903 to 598.0999, inclusive, if the court finds that a person  
11 has willfully engaged in a deceptive trade practice, the district attorney of any county in  
12 this State or the Attorney General bringing the action may recover a civil penalty not to  
13 exceed \$5,000 for each violation. The court in any such action may, in addition to any  
14 other relief or reimbursement, award reasonable attorney's fees and costs.

15 Here, "in any such action" refers to the potential action to be brought by the district  
16 attorney or the Attorney General in pursuing its civil recourse. It does not refer to an action  
17 brought by a Plaintiff in a civil action. Therefore, NRS 598.0999(2) does not apply.

18 **2. The district court may not award attorney fees absent authority under a statute,  
19 rule, or contract.**

20 It is well settled Nevada law that attorney's fees are not recoverable unless authorized by  
21 a statute, rule, or contractual provision. *Horgan v. Felton*, 123 Nev. 577, 583 (Nev. 2007) citing  
22 *Rowland v. Lepire*, 99 Nev. 308, 315, 662 P.2d 1332, 1336 (1983).

23 Here, the American Rule that each party should bear its own attorney's fees and costs  
24 remains the case, in the absence of a statute, rule or contract to the contrary. Under the  
"American Rule," win or lose, the parties bear their own legal fees. *Fox v. Vice*, 131 S. Ct. 2205,  
2213 (2011). The district court may not award attorney fees absent authority under a statute, rule,

1 or contract. *State, Dep't of Human Resources v. Fowler*, 109 Nev. 782, 784, 858 P.2d 375, 376  
2 (1993).

3  
4 **3. The court's exercise of discretion in determining the reasonable value of an  
attorney's services arises only when an award of attorney's fees is prescribed.**

5 While it is within the court's discretion to determine the reasonable amount of attorney's  
6 fees under a statute or rule, in exercising its discretion, the court must evaluate the factors set  
7 forth in *Brunzell v. Golden Gate National Bank*, 85 Nev. 345 (1969). Here, the court does not  
8 arrive at such an analysis because there is no applicable statute or rule which permits an award of  
9 fees to the Plaintiff. The *Brunzell* analysis only arises in instances where attorney's fees are  
10 prescribed by statute, rule or contract.

11  
12 **4. Even if a *Brunzell* Analysis of an award of attorney's fees were permissible,  
Plaintiff's fees are inflated.**

13 This case has been a series of default judgments and did not require years of legal work  
14 focused on a specialty in intellectual property. While that may, in general, justify opposing  
15 counsel's billable hourly rate, this was not a case driven by intellectual property law. Rather, by  
16 application of the default judgment scheme, NRS Chapter 17. Further, the Complaint reflects  
17 this fact: it offers up the run of the mill torts against Defendants and only alleges "deceptive  
18 trade practices," as the one and only "intellectual property" specialty. Further, not one of the  
19 Plaintiff's claims was ever never litigated and brought to a judgment on the merits. In fact, the  
20 fees Plaintiff seeks to recover are related solely to post-judgment work that has been performed –  
21 not work that was performed to bring about the default judgment.

22 The judgment against this Defendant is exclusively by default and therefore, does not  
23 impose specialized skill or unusual time and attention to the work performed by counsel in this  
24 case. Plaintiff pursued and has only pursued default judgments against all Defendants since the

1 matter's inception. Hence, this case required no specialized legal practice which justifies the  
2 hourly rate or justifies collection of an increased fee, if any at all.

3 The *Brunzell* factors evaluate: (1) the qualities of the advocate: his ability, his training,  
4 education, experience, professional standing and skill; (2) the character of the work to be done:  
5 its difficulty, its intricacy, its importance, time and skill required, the responsibility imposed and  
6 the prominence and character of the parties where they affect the importance of the litigation; (3)  
7 the work actually performed by the lawyer: the skill, time and attention given to the work; (4) the  
8 result: whether the attorney was successful and what benefits were derived. *Brunzell v. Golden*  
9 *Gate Nat'l Bank*, 85 Nev. 345, 349 (Nev. 1969). As set forth above, no factor weighs in favor of  
10 an award of \$34,632.50 for 6 months of work dedicated to opposing the setting aside a default  
11 judgment, taking steps to execute against a default judgment, and responding to an appeal  
12 (10/18/2013 – 4/18/2014).

13  
14 **5. Even if a *Brunzell* Analysis of an award of attorney's fees were permissible,  
Plaintiff's requested fees are exclusively for post-judgment, pre-appeal work.**

15 Additionally, Plaintiff is asking that the *Brunzell* factors be applied exclusively to post-  
16 judgment accrued attorney's fees. The default judgment was obtained on June 24, 2013 and  
17 Plaintiff is asking for its attorney's fees from "October 18, 2013 to April 18, 2014." See p. 5, ll.  
18 22-23 of Plaintiff's Motion. The *Brunzell* factors are therefore, generally not applicable (if at all  
19 in this case) to the effort expended in defeating Defendants' "Motion To Set Aside Default  
20 Judgment" filed on January 9, 2014, as fees may not be awarded for work performed related to  
21 the appeal noticed by Defendant on March 12, 2014.

22 To the extent that the attorney's fees are applied to post-appeal work by Plaintiff's  
23 counsel, an award of attorney's fees is prohibited in this case, as well. "There is no provision in  
24 the statutes authorizing the district court to award attorney fees incurred on appeal. NRAP 38(b)

1 authorizes only this court [the Nevada Supreme Court] to make such an award if it determines  
2 that the appeals process has been misused.” *Board of Gallery of History, Inc. v. Datecs Corp.*,  
3 116 Nev. 286, 288; 994 P. 2d 1149, 1150 (2000).

4  
5 **C. POST-JUDGMENT INTEREST SHOULD NOT COME DUE BY THIS  
6 PREMATURE REQUEST**

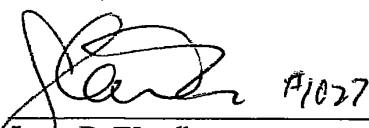
7 The postjudgment interest is accounted for in the Court’s 6/24/2013 Default Judgment  
8 “until satisfied.” And, the interest that Plaintiff alleges is due cannot be advanced via the  
9 Motion. Further, the matter is on appeal as of March 14, 2014.

10 **D. CONCLUSION**

11 For all the reasons set forth herein, it is respectfully requested that this Court GRANT  
12 Defendants’ *Motion to Retax and Settle Costs* and DENY Plaintiff’s *Motion For Order Allowing*  
13 *Costs And Necessary Disbursements And Memorandum Of Points And Authorities In Support*  
14 *Thereof.*

15 DATED this 30<sup>th</sup> day of April, 2014.

16 **KAEMPFER CROWELL**

17  
18  #1027  
19 Jason D. Woodbury  
20 Nevada Bar No. 6870  
21 510 West Fourth Street  
22 Carson City, Nevada 89703  
23 Telephone: (775) 884-8300  
24 Facsimile: (775) 882-0257  
[JWoodbury@kcnvlaw.com](mailto:JWoodbury@kcnvlaw.com)  
*Attorneys for Reza Zandian*

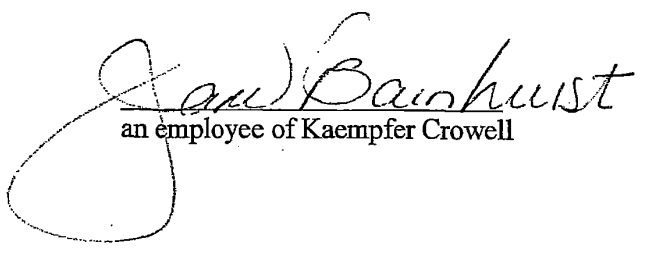
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CERTIFICATE OF SERVICE

Pursuant to NRCPC 5(b), I hereby certify that service of the foregoing **DEFENDANTS'**  
**MOTION TO RETAX AND SETTLE COSTS** was made this date by depositing a true copy  
of the same for mailing at Carson City, Nevada, addressed to each of the following:

Matthew D. Francis  
Adam P. McMillen  
WATSON ROUNDS  
5371 Kietzke Lane  
Reno, NV 89511

DATED this 30 day of April, 2014.

  
an employee of Kaempfer Crowell

KAEMPFER CROWELL  
510 West Fourth Street  
Carson City, Nevada 89703

**EXHIBIT 1**

**EXHIBIT 1**



1 JASON D. WOODBURY  
Nevada Bar No. 6870  
2 KAEMPFER CROWELL  
510 West Fourth Street  
3 Carson City, Nevada 89703  
Telephone: (775) 884-8300  
4 Facsimile: (775) 882-0257  
JWoodbury@kcnvlaw.com  
5 **Attorneys for Reza Zandian**

6 IN THE FIRST JUDICIAL DISTRICT COURT  
OF THE STATE OF NEVADA IN AND FOR  
7 CARSON CITY

8 JED MARGOLIN, an individual,

Case No. 09OC00579 1B

9 Plaintiff,

Dept. No. I

vs.

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

16 Defendants.

17  
18 **AFFIDAVIT OF JANO BARNHURST**  
19 **IN SUPPORT OF MOTION TO RETAX AND SETTLE COSTS**

20 STATE OF NEVADA )  
) ss.  
21 CARSON CITY )

22 I, Jano Barnhurst, being first duly sworn under penalty of perjury, depose and  
23 state as follows:

- 24 1. I am an employee with the law firm of Kaempfer Crowell.

1           2.     Kaempfer Crowell has been retained by Defendant REZA ZANDIAN  
2 ("Defendant"), in the above-captioned case.

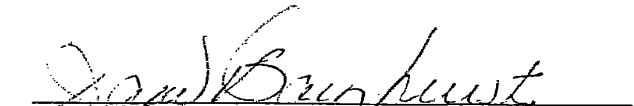
3           3.     On April 30, 2014, I contacted FedEx Office of Carson City and inquired as  
4 to the cost of photocopies.

5           4.     I was advised that if photocopies are made by FedEx Office staff, the cost is  
6 .13 cents per page.

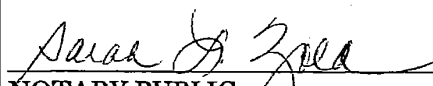
7           5.     I was further advised that if photocopies were made in the self-service  
8 center, the cost is .10 cents per page.

9           FURTHER YOUR AFFIANT SAYETH NAUGHT.

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\_\_\_\_\_  
JANO BARNHURST

Subscribed and sworn to before me by  
Jano Barnhurst on this 30<sup>th</sup> day of  
April, 2014.

  
\_\_\_\_\_  
NOTARY PUBLIC

