

## STATEMENT

C. WAYLAND HOTTER  
ATTORNEY AT LAW  
335 NORTH WHITTIER STREET  
WALNUT CREEK, CA 97865

MARCH 20, 2010

**PLEASE PAY \$11,467.64  
NO LATER THAN  
APRIL 10, 2010**

MR. PHILIP WATLEY  
COMPU DYNAMICS INC.  
67543 SIZEMORE ROAD  
DANVILLE, CA 98654

INVOICE #96-02-0111

FILE # 0111 WATLEY - GENERAL BUSINESS

**PLEASE DETACH AND RETURN WITH YOUR PAYMENT OF: \$11,467.64**

FILE # 0111 WATLEY - GENERAL BUSINESS

## PROFESSIONAL SERVICES SINCE THE LAST STATEMENT:

			HOURS	FEES
<b>100 INITIAL INVESTIGATION AND PLEADING:</b>				
<b>110 INITIAL INVESTIGATION AND RESEARCH:</b>				
		110 FILE TO DATE TOTALS:	6.50	\$975.00
<b>120 INITIAL PLEADINGS:</b>				
CWH	3/07/10	DRAFT AMENDMENT TO CROSS-COMPLAINT (REFORMATION OF NOTE).	.50	75.00
CWH	3/07/10	PREPARE AMENDMENT TO COMPLAINT DOE 1 = DORIS RIVERA.	.25	37.50
		120 CURRENT TOTALS:	.75	\$112.50
		120 FILE TO DATE TOTALS:	4.50	\$675.00
		SUB-TOTAL CURRENT FEES (TASK 100):	.75	\$112.50
		CUMULATIVE FEES TO DATE (TASK 100):	11.00	\$1,650.00
		CUMULATIVE AS % OF BUDGET (TASK 100): 26%		
<b>200 DISCOVERY:</b>				
<b>211 WRITTEN:</b>				
CWH	2/26/10	PREPARE DISCOVERY REQUEST.	1.50	225.00
CWH	3/03/10	PREPARE REQUESTS FOR ADMISSION TO SANTACRUZ.	1.00	150.00
		211 CURRENT TOTALS:	2.50	\$375.00
		211 FILE TO DATE TOTALS:	21.50	\$3,225.00
<b>212 DEPOSITIONS:</b>				
CWH	2/26/10	ATTEND DEPOS OF ANGEL & ARACELY SANTACRUZ.	5.25	787.50
CWH	2/27/10	ATTEND DEPO, PREPARE DECLARATION RE NON-APPEARANCE OF SANTIAGO.	1.25	187.50
CWH	3/14/10	PREPARE FOR CHOW DEPO.	1.00	150.00
CWH	3/15/10	ATTEND CHOW DEPO.	5.25	787.50
CWH	3/16/10	PREPARE FOR SANTIAGO DEPO.	1.00	150.00
CWH	3/17/10	PREPARE FOR 4/18 SANTIAGO DEPO.	1.00	150.00
CWH	3/18/10	ATTEND SANTIAGO DEPO (NO APPEARANCE).	1.25	187.50
		212 CURRENT TOTALS:	16.00	\$2,400.00
		212 FILE TO DATE TOTALS:	102.25	\$15,337.50
<b>220 RESPONSIVE:</b>				
CWH	2/24/10	PREPARE DOCS FOR HOWARD RILE.	.50	75.00
		220 CURRENT TOTALS:	.50	\$75.00
		220 FILE TO DATE TOTALS:	3.00	\$450.00
<b>221 WRITTEN:</b>				
		221 FILE TO DATE TOTALS:	5.75	\$862.50

**222 DEPOSITIONS:**

CWH	2/28/10	PREPARE FOR CASTANEDO DEPOS.	1.00	150.00
			222 CURRENT TOTALS:	1.00
			222 FILE TO DATE TOTALS:	6.00
				\$900.00
		SUB-TOTAL CURRENT FEES (TASK 200):	20.00	\$3,000.00
		CUMULATIVE FEES TO DATE (TASK 200):	138.50	\$20,775.00
		CUMULATIVE AS % OF BUDGET (TASK 200):	395%	

**300 LAW AND MOTION:**

CWH	2/28/10	PREPARE EX-PARTE APPLICATION, MOTION TO COMPEL & FOR SANCTIONS.	1.50	225.00
CWH	3/07/10	PREPARE EX-PARTE APP FOR ORDER SHORTENING TIME FOR MOTION TO COMPEL DEPO OF SANTIAGO.	1.50	225.00
CWH	3/14/10	ATTEND FINAL STATUS CONF.	2.25	337.50
			300 CURRENT TOTALS:	5.25
			300 FILE TO DATE TOTALS:	33.00
				\$787.50
				\$4,950.00
		SUB-TOTAL CURRENT FEES (TASK 300):	5.25	\$787.50
		CUMULATIVE FEES TO DATE (TASK 300):	33.00	\$4,950.00
		CUMULATIVE AS % OF BUDGET (TASK 300):	330%	

**400 COMMUNICATIONS:****420 WITH INSURED:**

CWH	2/28/10	TELEPHONE CALL FROM MRS. CASTANEDA.	.25	37.50
CWH	3/03/10	MEETING WITH CLIENTS, ATTEND DEPOS OF ADOLFO & GREGORIA CASTANEDA.	6.50	975.00
CWH	3/11/10	TELEPHONE CALL TO CLIENTS RE DOCS.	.25	37.50
			420 CURRENT TOTALS:	7.00
			420 FILE TO DATE TOTALS:	45.25
				\$1,050.00
				\$6,787.50

**430 WITH OTHER PARTIES:**

CWH	2/24/10	TELEPHONE CALL FROM S .BORTZ.	.25	37.50
CWH	2/24/10	TELEPHONE CALL TO S. BORTZ.	.25	37.50
CWH	2/24/10	LETTER TO ATTY O'FARRILL.	.25	37.50
CWH	2/28/10	TELEPHONE CALL FROM OPPOSING COUNSEL.	.25	37.50
CWH	2/28/10	TELEPHONE CALL TO OPPOSING COUNSEL.	.25	37.50
CWH	2/28/10	TELEPHONE CALL TO JOSE SANTIAGO V. DEPO.	.25	37.50
CWH	3/01/10	TELEPHONE CALL TO ATTY GOURLEY AND J. SANTIAGO.	.50	75.00
CWH	3/01/10	LETTER TO ATTY RIVERA.	.25	37.50
CWH	3/02/10	TELEPHONE CALL TO ATTY BORTZ.	.25	37.50
CWH	3/11/10	TELEPHONE CALL FROM ATTY BORTZ, TELEPHONE CALL TO ATTY O'FARRILL.	.50	75.00
CWH	3/14/10	TELEPHONE CALL TO ATTY BORTZ.	.25	37.50
CWH	3/18/10	CONFERENCE ATTY BORTZ.	.25	37.50
CWH	3/20/10	TELEPHONE CALL FROM ATTY O'FARRILL.	.25	37.50
			430 CURRENT TOTALS:	3.75
			430 FILE TO DATE TOTALS:	32.75
				\$562.50
				\$4,912.50
		SUB-TOTAL CURRENT FEES (TASK 400):	10.75	\$1,612.50
		CUMULATIVE FEES TO DATE (TASK 400):	78.00	\$11,700.00
		CUMULATIVE AS % OF BUDGET (TASK 400):	650%	

**500 APPEARANCES:**

500 FILE TO DATE TOTALS: 5.25 \$787.50

	SUB-TOTAL CURRENT FEES (TASK 500):	.00	\$0.00
	CUMULATIVE FEES TO DATE (TASK 500):	5.25	\$787.50
	CUMULATIVE AS % OF BUDGET (TASK 500):	26%	

**600 TRIAL PREPARATION:****610 PRE-TRIAL PLEADINGS:**

CWH	3/20/10	PREPARE TRIAL BRIEF PREPARE FOR HEARING LETTER TO OPPOSING	1.00	150.00
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COUNSEL.

610 CURRENT TOTALS:	1.00	\$150.00
610 FILE TO DATE TOTALS:	6.00	\$900.00

**620 GENERAL TRIAL PREPARATION:**

CWH	3/03/10	RESEARCH HISTORY OF ACTION RESEARCH AND REVIEW CURRENT LAW PREPARE FOR TRIAL PREPARE TRIAL BRIEF.	5.00	750.00
CWH	3/07/10	PREPARE EXHIBIT LIST PREPARE WITNESS LIST PREPARE TRIAL BRIEF.	3.00	450.00
CWH	3/10/10	PREPARE EXHIBIT LIST.	.50	75.00
CWH	3/10/10	PREPARE WITNESS LIST.	.50	75.00
CWH	3/11/10	PREPARE FOR TRIAL REVIEW DISCOVERY MATERIALS EXHIBIT LIST.	3.25	487.50
CWH	3/14/10	PREPARE SUMMARIES OF CASTANEDA & SANTACRUZ DEPOS.	3.00	450.00
CWH	3/18/10	PREPARE SUMMARY - SANTACRUZ DEPO.	1.00	150.00
CWH	3/20/10	TRIAL PREP (5/8).	1.50	225.00
CWH	3/20/10	PREPARE SUMMARY - CHOW DEPO.	1.00	150.00
CWH	3/20/10	REVIEW CHOW DEPO.	.50	75.00
		620 CURRENT TOTALS:	19.25	\$2,887.50
		620 FILE TO DATE TOTALS:	117.50	\$17,625.00

SUB-TOTAL CURRENT FEES (TASK 600):	20.25	\$3,037.50
CUMULATIVE FEES TO DATE (TASK 600):	123.50	\$18,525.00
CUMULATIVE AS % OF BUDGET (TASK 600):	274%	

**700 TRIAL:**

700 FILE TO DATE TOTALS:	3.00	\$450.00
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SUB-TOTAL CURRENT FEES (TASK 700):	.00	\$0.00
CUMULATIVE FEES TO DATE (TASK 700):	3.00	\$450.00
CUMULATIVE AS % OF BUDGET (TASK 700):	7%	

TOTAL CURRENT HOURS AND FEES:	57.00	\$8,550.00
TOTAL FILE TO DATE HOURS AND FEES:	392.75	\$58,837.50

**SUMMARY OF HOURS, RATES & FEES**

CWH HOURS: 57.00 @ \$150.00 PER HOUR \$8550.00

**COSTS ADVANCED SINCE THE LAST STATEMENT:****COSTS****RP1:**

3/20/10 3% REP CHG W/ \$20 CAP - FIRM WIDE.

		20.00
RP1 CURRENT TOTALS:		\$20.00
RP1 FILE TO DATE TOTALS:		\$120.00

**800 OUT-OF-POCKET COSTS/DISBURSEMENTS:**

2/14/10	SERVICE OF PROCESS FEE SUBPOENA - INTER PACIFIC ESCROW.	36.50
2/28/10	DEPOSITION EXPENSES ANGEL ARTURO SANTACRUZ.	788.66
2/28/10	INVESTIGATION COSTS DMV REPORT.	25.00
2/28/10	INTERPRETER'S FEES SPANISH/ENGLISH FOR M/M SANTACRUZ	260.00
2/28/10	PARKING.	2.00
2/28/10	ARACELY SANTACRUZ.	81.00
3/03/10	SERVICE OF PROCESS FEE SUBPOENA - JOSE SANTIAGO - NOT FOUND.	88.50
3/04/10	DEPOSITION EXPENSES JOSE A. SANTIAGO.	154.00
3/18/10	DEPOSITION EXPENSES REPORTERS DECLARATION.	154.00
3/20/10	DEPOSITION EXPENSES MILTON CHOW.	1,248.98
3/20/10	CURRENT PHOTOCOPY CHARGES.	15.00
3/20/10	CURRENT FACSIMILE TRANSMISSION CHARGES.	44.00
	800 CURRENT TOTALS:	\$2,897.64
	800 FILE TO DATE TOTALS:	\$17,523.90

SUB-TOTAL CURRENT FEES (TASK 800):	\$2,897.64
CUMULATIVE FEES TO DATE (TASK 800):	\$17,523.90
CUMULATIVE AS % OF BUDGET (TASK 800):	500%

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TOTAL CURRENT BILLED COSTS:	\$2,917.64
TOTAL FILE TO DATE BILLED COSTS:	\$17,643.90

**PAYMENT ACTIVITY SINCE THE LAST STATEMENT:**

3/10/10 \$1,249.50 PAYMENT WAS RECEIVED, THANK YOU.

BALANCE FROM THE LAST STATEMENT :	\$1,249.50
PLUS: CHARGES LISTED ABOVE :	\$11,467.64
MINUS: PAYMENTS SINCE THE LAST STATEMENT :	\$1,249.50
<b>TOTAL AMOUNT DUE AND PAYABLE, PLEASE PAY :</b>	<b>\$11,467.64</b>

SAMP

STATEMENT DATE: MARCH 20, 2010 FILE # 0111

*C. WAYLAND HOTTER, ESQ.*  
*SPECIALIZING IN SMALL BUSINESS LAW*