

STATE OF MICHIGAN  
IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND  
IN THE BUSINESS COURT

INTERNATIONAL OUTDOOR, INC.,

Plaintiff,

v.

SS MITX, LLC and LAMAR ADVERTISING OF  
MICHIGAN, INC.,

Defendants

and

LAMAR ADVERTISING OF MICHIGAN, INC.,  
d/b/a THE LAMAR COMPANIES and  
SS MITX, LLC, d/b/a SIMPLY SELF STORAGE,

Plaintiffs,

v.

INTERNATIONAL OUTDOOR, INC.,

Defendants.

Case No. 2016-155472-CB

Hon. Victoria A. Valentine

Case No. 2016-155489-CB

Hon. Victoria A. Valentine

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**PLAINTIFF INTERNATIONAL OUTDOOR, INC.'S  
MOTION FOR APPOINTMENT OF DISCOVERY MEDIATOR  
OR, IN THE ALTERNATIVE, FOR LIMITED DISCOVERY**

Plaintiff International Outdoor, Inc. ("IO"), by and through its attorneys, Demorest Law Firm, PLLC, and Denha & Associates PLLC, files its Motion for Appointment of Discovery Mediator or, in the Alternative, for Limited Discovery. For the reasons stated in the Brief in Support of this Motion, newly revealed evidence shows that further investigation into Altior's and Stark Reagan's invoices is necessary to maintain the integrity of the judicial process in this matter.

WHEREFORE, IO, asks that this Court grant the following relief:

1. Order sanctions against Lamar in an amount to be determined by this Court after hearing for failure to timely and fully comply with this Court's January 20, 2026 Order;
2. Appoint a Discovery Mediator not associated with the Oakland County Bar Association to:
  - a. Determine whether Altior has possession, control, and can produce in readable format its time records in this case for the period October 1, 2018 through January 31, 2019; and
  - b. Obtain authentic Stark Reagan invoices regarding this litigation (through the second trial).
3. Or, in the alternative, permit IO to take limited discovery of:
  - a. Altior's billing and technology representatives to obtain authentic and complete invoices and payment records in this matter, and to determine whether Altior can produce time records in readable format of Altior's work performed on this case during the time period October 1, 2018 through January 31, 2019; and

- b. Stark Reagan's representatives to produce authentic invoices regarding this litigation (through the second trial) in their original format.
4. Award any other legal or equitable relief as may be just under the circumstances, including requiring Defendants to pay IO's reasonable costs and attorney's fees.

Respectfully Submitted,

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**BRIEF IN SUPPORT OF  
PLAINTIFF INTERNATIONAL OUTDOOR, INC.'S  
MOTION FOR APPOINTMENT OF DISCOVERY MEDIATOR  
OR, IN THE ALTERNATIVE, FOR LIMITED DISCOVERY**

Plaintiff International Outdoor, Inc. (“IO”), by and through its attorneys, Demorest Law Firm, PLLC, and Denha & Associates PLLC, for its Brief in Support of Motion for Appointment of Discovery Mediator or, in the Alternative, for Limited Discovery (the “Motion”), states as follows:

**INTRODUCTION**

This motion arises from what has now become an unavoidable reality: the record before this Court – specifically the billing record upon which Lamar seeks over \$1,100,000 in attorney fees, is incomplete, internally inconsistent, and materially contradicted by Lamar’s own documents. What began as a fee dispute has become a matter implicating the integrity of the judicial process itself. Lamar is in violation of this Court’s January 20, 2026 Order requiring it to produce all its invoices to Lamar Advertising concerning this case (“the Order”) (**EX 1**).

After fighting production for years, Defendant Lamar Advertising of Michigan, Inc. (“Lamar”) finally produced two documents within the last few weeks: a previously undisclosed “flat fee” invoice dated December 11, 2018, and an unredacted version of Invoice #322. These productions did not clarify the record. Instead, they further muddled it. They revealed Lamar has

not complied with the Order. When parties violate court orders and repeatedly mislead this Court, the integrity of the judicial process itself is placed at issue.

The record created by Lamar's tardy and incomplete disclosures is a mess. Despite this Court's Orders, the invoices that have been produced are still incomplete and/or inaccurate. A software issue allegedly prevents Lamar from producing records that admittedly existed during the pendency of this action. But, Lamar has made little or no effort to retrieve that information. Furthermore, new records were produced for the first time **after** the January 29, 2026 evidentiary hearing on Lamar's motion for attorney's fees.

Lamar failed to comply with the Order which required it to produce to this Court "unredacted copies of **all its invoices to Lamar Advertising concerning this case.**" *Id* in four ways:

1. Lamar has never produced Invoice #896, an invoice that allegedly was part of its appeal flat fee. We know it exists because it is referred to in other invoices that have been produced;
2. Lamar failed to timely produce its Invoice dated December 11, 2018;
3. Time records for the key four-month period of October 1, 2018 – January 31, 2019 remain missing; and
4. Other invoices are also still missing pages. The payment history is missing, which would show that Lamar actually paid and could identify other unproduced invoices, such as Invoice #896.

To get to the bottom of this matter, and to preserve judicial resources, a Discovery Mediator is warranted to sort through the complex issues created by Lamar and Defendant SS MITX, LLC's ("SS MITX") noncompliance, lies, and half-truths. Alternatively, IO must be permitted limited discovery of Altior's and Stark Reagan's representatives in billing and financial software to determine, once and for all, (a) what work they actually performed (and when), (b) what their clients were was actually billed and (c) what their clients actually paid in attorney fees in this

matter. Only then may this Court make a ruling on how much Lamar is entitled to receive from IO for reasonable attorney's fees, if any.

Further, this Court should sanction Lamar for failing to fully and timely comply with the Order in an amount to be determined after these proceedings are concluded.

### **FACTUAL AND PROCEDURAL BACKGROUND**

#### **The Order**

After hearing competing motions to enforce subpoenas and to quash, this Court issued the Order which provides in relevant part:

IT IS HEREBY FURTHER ORDERED that Altior shall produce to this Court unredacted copies of all its invoices to Lamar Advertising concerning this case, along with copies of the redacted invoices, so that this Court may conduct an *in-camera* review of the invoices prior to the evidentiary hearing.

(EX 1).

Altior was to provide **ALL** invoices it issued to Lamar in this matter to this Court. However, Lamar failed to fully comply with this Court's directive as discussed below.

#### **Missing Invoice #896**

EX 2 (p. 5) shows that Lamar paid Invoice # 896 at the same time that it paid Invoice #322. *Id.* **However, Lamar has never produced Invoice # 896.** This failure is a violation of this Court's Order mandating that Altior produce "all its invoices to Lamar Advertising" (EX 1). It has never been produced to this Court. It has never been produced to International Outdoor.

Invoice #896 is identified by Lamar as relating to "Lamar Appeal Flat Fee" (EX 2). As this Court noted in its April 10, 2026 Order, Lamar seeks recovery of this flat fee from IO (EX 3, p. 2). Therefore, this invoice is relevant to Lamar's motion for attorney's fees. It should have been produced to IO a long time ago.

### **Recently Disclosed “Flat Fee” Invoice**

In an email dated April 7, 2026 (EX 4), Judicial Staff Attorney Shelli Feinberg directed that Altior: “... provide unredacted invoices from 10/1/18 – 1/31/19.” Later that day, Stephen McKenney responded by email and produced an invoice (EX 5) that had never been previously produced, despite the clear directive contained in the Order (EX 1). Mr. McKenney attached to his email an un-numbered invoice (EX 6), which he claims is “the only invoice for the time between 10/1/18 and 1/31/19. This was the flat fee invoice.” (EX 5).

This newly-produced invoice is curious, because it is the only Altior invoice that does not contain an invoice number. This discrepancy calls the authenticity of the Invoice into question.

Lamar has not provided any explanation as to why this Invoice was not produced pursuant to the Order. It was never included with the invoices Lamar submitted to this Court on September 15, 2021, January 10, 2025, March 14, 2025, August 19, 2025, and January 29, 2026.

### **Missing Time Entries for October 2018 Through January 2019**

McKenney’s email of April 7, 2026, is significant both for what it explicitly states and for what it does not state. The email states: “While, to the best of my recollection time entries were kept during this time, because our firm no longer uses the same billing software as it did during the October 2018 – January 2019 time frame, I do not have access to those time entries and descriptions.” (EX 5). This email explicitly states that “I [McKenney] do not have access to those time entries” (for the October 1, 2018 – January 31, 2019 time period) (EX 5) (emphasis added). Notably, the email uses the first person singular pronoun. The email explicitly states that only the author does not have access to the 10/1/2018 – 1/31/2019 time entries, but does not say that someone else at Altior or its billing software company cannot access the data.

Lamar has been very careful when using pronouns in its statements to this Court, stating that a particular individual does not have information, without revealing that someone else at Altior does. For example, when discussing the prospect of appointing Spectrum Forensics and its principal, Stott Matthews, as a court-appointed computer expert, Lamar's attorney Kenneth Neuman represented to this Court: "I've never spoken with Stott Matthews in my life. He has no connection with Lamar Advertising." (7/24/2019 hearing tr., p. 21; **EX 7** – p. 20 included to show identity of speaker) (emphasis added). However, Lamar's recently-unredacted invoices reveal that its attorneys billed 32.4 hours of time communicating with Matthews or representatives of Spectrum Forensics prior to that hearing (**EX 8**). Mr. Neuman himself billed .5 hours on work with Spectrum-related matters. *Id.*

Similarly, on June 19, 2019, Mr. Neuman informed this Court that "I've never spoken to the man," referring to Patrick Depa ("Depa") (6/19/2019 hearing tr., pp. 7-8; **EX 9** – pp. 3-6 included to show identify of speaker). However, Depa subsequently testified that he wrote letters to Lamar's attorneys and that he had a telephone conference with Lamar's attorneys on or about June 18, 2019 (**EX 10**, pp. 164-167).

McKenney's email (**EX 5**) is also significant for what it does NOT say. While McKenney states that "I do not have access to" the time entries and descriptions from 10/1/2018 – 1/31/2019, the email does NOT state that he took any steps whatsoever to determine whether the records were within Lamar's custody or control. For example, the email fails to state whether McKenney investigated whether anyone else at his law firm or at Lamar has access to those time entries and descriptions. For all we know, a billing specialist at Altior, someone at Lamar, their consultants, or their billing software company, is able to produce these records at the touch of a button.

The testimony of Lamar’s attorneys at the evidentiary hearing regarding attorney’s fees tracks the statements in its April 7, 2026 email. Altior testified that it always kept time records for all work on this matter (1/29/2026 hearing tr., pp. 43-44, 45, 67; **EX 11**). Altior admits that it reviewed “all the hours billed” by attorneys working on the matter. *Id.*, p. 69.

McKenney testified that “because we had switched software systems, I didn’t have access to the records from the time billed between October of ... 2018 through I think January of 2019.” *Id.*, p. 77. Again, McKenney uses the first-person singular to state that he alone does not have access to the time records. He does not state that he inquired to determine if others at his law firm had access to the time records. He does not state that computer consultants are unable to access them.

It is Lamar’s burden to establish the reasonableness of the attorney fees it is requesting from International Outdoor. They ask this Court to make an award of attorney fees for this October 1, 2018 – January 31, 2019 time period without producing a single time record from a single attorney. Based on this information, a Discovery Mediator should be appointed to find out whether those time entries for a critical four-month time period are actually unavailable.

### **Questions About Invoice #322**

Regarding Invoice #322, Lamar’s testimony at the hearing was that, Altior went “back on the clock” after its attorneys “learned about Pat Depa.” *Id.*, p. 79.

Lamar recently produced Invoice #322 in unredacted form to this Court, but including only 3 pages (**EX 12**). Lamar produced a second, slightly different version, to counsel, which includes all four pages (**EX 13**). As this Court correctly noted in its April 10, 2026 Order (**EX 3**) requiring production, “Lamar is requesting attorney fees for the appeal.” Therefore, this Court ordered production of the unredacted invoice.

Invoice #322 shows that Lamar is double dipping in its request to have this Court award attorney fees for the appeal. At the evidentiary hearing, Altior testified that a portion of the time identified on that invoice was billed to the appeal flat fee and a portion was billed hourly to the client. Altior testified that after it allegedly learned about Depa on May 15, 2019, Lamar agreed to compensate Altior on an hourly basis (**EX 11**, pp. 46-47). However, the payment sections from other invoices make clear that invoice #322 was paid by Lamar in full (**EX 2**). If Lamar “went back on the clock,” after May 15, 2019, the date they allegedly learned about Depa, there presumably would have been payment for the time entries on Invoice #322. There is no such record of payment. All invoices produced thus far match each payment to the full amount billed in that invoice.

Getting to the bottom of this issue is relevant to Lamar’s request for attorney fees, as it is based on “what Lamar actually paid.” (**EX 11**, p. 47 -- Ken Neuman’s testimony at 1/29/2026 evidentiary hearing). If Lamar seeks reimbursement for the total it paid for Invoice #322 **and** its appeal flat fee of \$45,000, that would amount to a double dip.

### **Incomplete Invoices**

In addition to failing to provide at least one invoice (#896), failing to timely produce another (December 11, 2018), and failing to produce its time records for four months, Lamar has provided only selective pages of many of its invoices. Some pages of the invoices are completely missing. Curiously, some of the invoices produced by Lamar are completely produced. Lamar produced only 4 of the 7 pages of Invoice #2223 (**EX 14**, Bates 000498-000501). Indeed, it appears that each invoice after Invoice #2420 (**EX 15**, Bates 000509-000511) is missing one or more pages.

Lamar’s failure to produce all its **entire** invoices is yet another violation of the Order.

## ARGUMENT

### This Court Should Sanction Lamar For Failure to Fully Comply with The Order

Statute, court rules, and this Court's inherent powers provide this Court with the authority to sanction a party for failure to comply with its orders. State statute authorizes the courts to impose penalties on "[p]arties to actions, attorneys, counselors, and all other persons for disobeying any lawful order...." MCL 600.1701(g). The Michigan Court Rules authorize the imposition of sanctions upon a party for failing to comply with a discovery order. MCR 2.313(B)(2). And this Court's inherent powers also provide authority to impose sanctions upon a party who violates its order. *Tolas Oil & Gas Expl Co v Bach Servs & Mfg, LLC*, 347 Mich App 280, 305 (2023).

When fashioning an appropriate sanction, a court has discretion to consider a variety of factors and determine what sanction would be just and proper. *Dean v Tucker*, 182 Mich App 27, 32 (1990).

Plainly, Lamar has failed to fully comply with The Order. The Order provides that "Altior shall produce to this Court unredacted copies of all its invoices to Lamar Advertising concerning this case." (EX 1, p. 2). Lamar's own documents have shown that: (a) it failed to produce Invoice #896, (b) Lamar failed to timely produce the "flat fee" invoice dated December 11, 2018 until April 7, 2026 (68 days **after** the evidentiary hearing), and (c) Lamar failed to produce all pages of the invoices it did produce.

Further proceedings may reveal additional ways that Lamar has failed to comply with this Court's orders. International Outdoor suggests that fashioning an appropriate sanction would best be left until the extent of Lamar's noncompliance and the harm it has caused to International Outdoor and to this Court is fully determined.

### **A Discovery Mediator Must Be Appointed**

Based on these facts, this Court should appoint a Discovery Mediator. Michigan authorizes the appointment of a discovery mediator, the Michigan equivalent to a discovery master, under MCR 2.411(H). The rule was adopted effective January 1, 2020, as part of the Michigan Supreme Court's comprehensive overhaul of the civil discovery rules. The rule provides that "[t]he parties may stipulate to or the court may order the mediation of discovery disputes," subject only to the exception in MCR 3.216(C)(3) regarding domestic relations cases involving a history of coercive or violent conduct between the parties. MCR 2.411(H). The order appointing a discovery mediator must "specify the scope of issues or motions referred to the discovery mediator, or whether the mediator is appointed on an ongoing basis." MCR 2.411(H)(1). The court's order may also specify that discovery disputes must first be submitted to the discovery mediator before any motion practice. MCR 2.411(H)(3). For cases involving complex electronically stored information (ESI), the rule further permits the court to appoint an expert under MRE 706 and, by stipulation of the parties, to designate that expert as a discovery mediator. MCR 2.411(H)(4). Where such a dual appointment is made, the parties should address in the appointing order whether the confidentiality restrictions of MCR 2.411(C)(3) and MCR 2.412(D) should be modified to expand the scope of permissible communications between the mediator and the court. *Id.*

The selection of a discovery mediator is governed by MCR 2.411(B), which applies to MCR 2.411(H) appointments except as modified by subrule (H). Under MCR 2.411(B), the parties may agree on any mediator of their choosing, and a party-selected mediator need not satisfy the court's minimum qualifications. MCR 2.411(B)(1). If the order does not specify a mediator, the court must set a deadline for the parties to stipulate to one; if the parties cannot agree, the court selects a mediator from its approved roster. MCR 2.411(B)(2), (3). Court-selected mediators must

satisfy the qualification requirements of MCR 2.411(F), which include a J.D. or graduate degree in conflict resolution (or equivalent mediation experience), completion of the SCAO-approved 40-hour general civil mediation training, observation and supervised conduct of civil mediations, and eight hours of advanced mediation training every two years. MCR 2.411(F)(2), (3).

In this case, a discovery mediator is warranted to conserve judicial resources and to allow this Court, once and for all, to get to the bottom of the issues that remain outstanding in this proceeding. Admittedly, this request is late in the proceedings. However, Lamar's actions have put the integrity of the proceedings in jeopardy by ignoring this Court's order to produce "all its invoices" and by continuing to mislead this Court and International Outdoor with its representations.

Lamar raised the issue regarding the alleged software issue for the first time on January 29, 2026, at the evidentiary hearing on attorney fees. Lamar failed to address this issue with International Outdoor or this Court in any of its filing regarding attorney fees before the evidentiary hearing. Therefore, the current state of affairs is entirely of Lamar's own making.

Pursuant to MCR 2.411(B)(1), the parties should attempt to agree to a discovery mediator. However, if the parties cannot agree, International Outdoor suggests that this Court appoint a Discovery Mediator outside of Oakland County who is less likely to have extensive contacts with the parties or their attorneys.

#### **Stark Reagan's Invoices are Key To This Inquiry**

Stark Reagan's invoices are a vital part of this inquiry. The reason is that SS MITX and Lamar, together with their counsel, worked hand-in-hand during this matter. An analysis of Lamar's invoices shows that Altior billed 534.9 hours (and \$238,802 in fees) collaborating with SS MITX's representatives or its attorneys at Stark Reagan on this case. There are several

documented instances where Lamar's counsel spoke directly with SS MITX's representatives, apparently without Stark Reagan's counsel being present. Clearly, they were working closely together to defeat International Outdoor.

The import of this close collaboration bears directly on Lamar's motion for attorney fees in two significant ways: 1) reviewing Stark Reagan's invoices will act as a check to determine if there are any large gaps in Lamar's invoices, given Lamar's pattern of violating this Court's Order, and 2) in the event that Lamar cannot locate time records for the period October 1, 2018 – January 31, 2019, the Stark Reagan invoices may help determine what, if anything, Lamar was invoiced during this time period. For these reasons, the discovery mediator should also have powers to obtain Stark Reagan's invoices in their original format.

### **CONCLUSION**

WHEREFORE, IO, asks that this Court grant the following relief:

1. Order sanctions against Lamar in an amount to be determined by this Court after hearing for failure to timely and fully comply with this Court's January 20, 2026 Order;
2. Appoint a Discovery Mediator not associated with the Oakland County Bar Association to:
  - a. Determine whether Altior has possession, control, and can produce in readable format its time records in this case for the period October 1, 2018 through January 31, 2019; and
  - b. Obtain authentic Stark Reagan invoices regarding this litigation (through the second trial).
3. Or, in the alternative, permit IO to take limited discovery of:
  - a. Altior's billing and technology representatives to obtain authentic and complete invoices and payment records in this matter, and to determine whether Altior can produce time records in readable format of Altior's work performed on this case during the time period October 1, 2018 through January 31, 2019; and

- b. Stark Reagan's representatives to produce authentic invoices regarding this litigation (through the second trial) in their original format.
4. Award any other legal or equitable relief as may be just under the circumstances, including requiring Defendants to pay IO's reasonable costs and attorney's fees.

Respectfully Submitted,

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# **EXHIBIT 1**

STATE OF MICHIGAN  
IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND  
IN THE BUSINESS COURT

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Plaintiff,

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ORDER ON MOTIONS  
GRANTING IN PART AND DENYING IN PART

  
At a session of said Court, held in  
the City of Pontiac, State of Michigan  
on 1/21/2026

PRESENT: Hon. VICTORIA A VALENTINE  
Circuit Court Judge

Plaintiff, International Outdoor, Inc., having filed its Motion to Adjourn Evidentiary Hearing Re: Attorney's Fees, to Enforce Subpoenas, and for Limited Discovery; Defendant Lamar Advertising of Michigan, Inc. having filed its Motion to Quash Subpoenas Under MCR 2.506(H)(5) and Non-Parties Stephen McKenney, Kenneth Neuman, and Christopher Levasseur having filed Objections to Subpoenas Under MCR 2.506(H)(1); and this Court having heard oral argument on both Motions and the Non-Parties' Objections on January 14, 2026:

IT IS HEREBY ORDERED that International Outdoor's motion is denied to the extent that it seeks: (a) an adjournment of 42 days; (b) a privilege log; (c) invoices redacted only for the substance of the attorneys' mental impressions, conclusions, opinions, or legal theories; (d) a protective order; or (e) Defendants' counsel's depositions.

IT IS HEREBY FURTHER ORDERED that Altior shall produce to this Court unredacted copies of all its invoices to Lamar Advertising concerning this case, along with copies of the redacted invoices, so that this Court may conduct an *in-camera* review of the invoices prior to the evidentiary hearing.

IT IS HEREBY FURTHER ORDERED that the subpoenas to Kenneth Neuman and Stephen McKenney are quashed to the extent that they request copies of payment records, fee agreements, or communications with Patrick Depa (all items in Exhibit A of subpoenas other than Item 1).

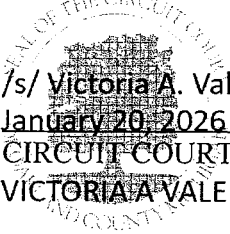
IT IS HEREBY FURTHER ORDERED that the Motion to Quash the subpoena to Christopher LeVasseur is granted, both as to testimony and production of documents.

IT IS HEREBY FURTHER ORDERED that counsel for International Outdoor and counsel for Lamar shall appear for a Zoom status conference on January 20, 2026, at 2:00 pm.

IT IS HEREBY FURTHER ORDERED that the evidentiary hearing, currently scheduled for January 15, 2026, at 10:00 a.m. is adjourned [REDACTED]. The parties are to appear 1/26/26 at 8:30 am if there are additional issues. The Court is not available on the 30th. The Court is available on 1/29/26 @ 9 am. Attorneys are to advise the Court of availability .

IT IS HEREBY FURTHER ORDERED that the evidentiary hearing will be conducted in person, but Kenneth Neuman may appear by Zoom.

**This is not a final Order and does not close this case.**

  
/s/ Victoria A. Valentine  
January 20, 2026  
CIRCUIT COURT JUDGE  
VICTORIA A VALENTINE mp

Stipulated as to form only:

DEMOREST LAW FIRM, PLLC

ALTIOR LAW, P.C.

By: /s/ Mark S. Demorest  
Mark S. Demorest (P35912)  
Attorneys for International Outdoor  
[mark@demolaw.com](mailto:mark@demolaw.com)

By: /s/ Stephen T. McKenney (w/permission)  
Stephen T. McKenney (P65673)  
Attorneys for Lamar Advertising  
[smckenney@altiorlaw.com](mailto:smckenney@altiorlaw.com)

STARK REAGAN PC

By: /s/ Christopher E. LeVasseur (w/permission)  
Christopher E. LeVasseur (P35981)  
Attorneys for SS MITX, LLC  
[clevasseur@starkreagan.com](mailto:clevasseur@starkreagan.com)

# **EXHIBIT 2**

## Altior Law P.C.

401 S. Old Woodward, Suite 460  
Birmingham, MI 48009  
Phone: (248) 594-5252  
Fax: (248) 792-2838  
www.altiorlaw.com

## INVOICE

Invoice # 944  
Date: 02/29/2020

Lamar Advertising Company  
6405 N. Hix Road  
Westland, Michigan 48185

L125.0003

International Outdoor

### Services

| Attorney | Date       | Notes                                                                                                                                                                                                                                                                                                                                                                                                                                  | Quantity | Rate     | Total      |
|----------|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|----------|------------|
| KFN      | 02/04/2020 | mw steve; review transcripts;                                                                                                                                                                                                                                                                                                                                                                                                          | 0.60     | \$575.00 | \$345.00   |
| SM       | 02/04/2020 | Confer with KFN re: trial strategy; review documents and exhibits re: computer timeline.                                                                                                                                                                                                                                                                                                                                               | 0.80     | \$425.00 | \$340.00   |
| SM       | 02/05/2020 | Review trial and hearing transcript re: IO's positions on its computers; communication with counsel for IO re: access to video records.                                                                                                                                                                                                                                                                                                | 1.50     | \$425.00 | \$637.50   |
| KFN      | 02/05/2020 | emails from joe, rich, etc.; review documents; mw steve                                                                                                                                                                                                                                                                                                                                                                                | 0.60     | \$575.00 | \$345.00   |
| SM       | 02/06/2020 | Communication with opposing counsel re: order for copy of trial video; review discovery responses re: computer; confer with KFN re: status; communication with JSM re: IO data                                                                                                                                                                                                                                                         | 2.60     | \$425.00 | \$1,105.00 |
| KFN      | 02/07/2020 | emails with breutsch; emails with lavasser; review order; mw steve; review selving testimony;                                                                                                                                                                                                                                                                                                                                          | 1.10     | \$575.00 | \$632.50   |
| SM       | 02/07/2020 | Communication with opposing counsel re: data return order; revise and edit order and prepare for entry; communication with JSM re: computer inspection issues and order for return of data; trial strategy discussion with KFN and review of Shopsyhear information; discussion of Shopsyhear location other material regarding Randy's fraudulent behavior in other contexts; discussion of how to use Faycurry information at trial. | 2.80     | \$425.00 | \$1,190.00 |
| SM       | 02/10/2020 | Review trial and hearing transcripts; Oram dep transcript and exhibits used at hearing re: IO's statements on computer; compare with Spectrum report re: same; communication with Matthews re: forensic                                                                                                                                                                                                                                | 4.90     | \$425.00 | \$2,082.50 |

|     |            |                                                                                                                                                                                                                                                                                                                                                   |      |          |            |
|-----|------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|----------|------------|
|     |            | search issues; confer with KFN re: trial strategy.                                                                                                                                                                                                                                                                                                |      |          |            |
| KFN | 02/11/2020 | mw steve re stott's findings; update outline for randy's cross; begin outline for jeff seiving cross                                                                                                                                                                                                                                              | 1.60 | \$575.00 | \$920.00   |
| SM  | 02/11/2020 | Review transcripts, exhibits and Spectrum report for information to be used at trial on computer issues with IO; communication with opposing counsel and Spectrum re; release of data.                                                                                                                                                            | 5.60 | \$425.00 | \$2,380.00 |
| KFN | 02/12/2020 | review order from court of appeals dismissing appeal as moot; mw steve; email to clients; call with rich; reievew order to dismiss motion for reconsideration                                                                                                                                                                                     | 1.20 | \$575.00 | \$690.00   |
| SM  | 02/12/2020 | Review order from Court of Appeals; communication with KFN re: same; discuss strategy re: same; communication with opposing counsel and SSS counsel re; order on motion for reconsideration; revise and edit same; communication n with SSS counsel re: strategy following CoA order. Communications with Spectrum re: computer forensics issues. | 5.20 | \$425.00 | \$2,210.00 |
| SM  | 02/13/2020 | Review documents produced by IO for evidentiary hearing but not admitted at evidentiary hearing. Confer with KFN re: trail strategy                                                                                                                                                                                                               | 1.10 | \$425.00 | \$467.50   |
| KFN | 02/14/2020 | call with rich; emails with client; mw steve; trial prep                                                                                                                                                                                                                                                                                          | 1.20 | \$575.00 | \$690.00   |
| SM  | 02/14/2020 | Review documents produced by IO; review former trial exhibits; focus on timeline from July 2016 and IO's knowledge of Lamar application; discuss same with KFN;                                                                                                                                                                                   | 5.90 | \$425.00 | \$2,507.50 |
| KFN | 02/17/2020 | call with rich; mw steve re next steps; review new exhibits; trial prep; emails with lavasseur;                                                                                                                                                                                                                                                   | 1.80 | \$575.00 | \$1,035.00 |
| SM  | 02/17/2020 | Create timeline to track events from July 2016 re: when IO learned of Lamar application; confer with KFN re: same; review documents and prior testimony re: same; e-mail to Rich re: his meting with Bodman at same time;                                                                                                                         | 5.40 | \$425.00 | \$2,295.00 |
| KFN | 02/18/2020 | conference call with rich and steve; call to court re status conference; emails with chris re schmutzler                                                                                                                                                                                                                                          | 0.80 | \$575.00 | \$460.00   |
| SM  | 02/18/2020 | Call with RR re: trial prep issues; meeting with KFN to map out timeline and strategy for trial prep; e-mail with RR re: July 2016 timeline issues; communication with LeVassuer re: same; communication with Bruetsch and Matthews re: computer issue                                                                                            | 1.00 | \$425.00 | \$425.00   |
| KFN | 02/19/2020 | review motion from breutsh; review final pretrial order; emails with counsel; mw steve                                                                                                                                                                                                                                                            | 0.80 | \$575.00 | \$460.00   |
| SM  | 02/19/2020 | Review IO motion to amend;; research re: same; communication with KFN and LeVassuer re: same; communication with JSM re; issues raised by IO on return of data; e-mail to Bruetsch re: same.                                                                                                                                                      | 1.20 | \$425.00 | \$510.00   |

|     |            |                                                                                                                                                                                                                                                                                           |      |          |            |
|-----|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|----------|------------|
| SM  | 02/20/2020 | Draft response to motion to amend and legal research re: same; identify and outline motions in limine.                                                                                                                                                                                    | 4.00 | \$425.00 | \$1,700.00 |
| KFN | 02/21/2020 | review response to motion to amend; emails with counsel;                                                                                                                                                                                                                                  | 0.40 | \$575.00 | \$230.00   |
| SM  | 02/21/2020 | Draft, revise and edit opposition to motion to amend; review same from SSS; trial prep discussion with KFN ; organize exhibits we want to use at trial.                                                                                                                                   | 3.90 | \$425.00 | \$1,657.50 |
| KFN | 02/24/2020 | trial prep; mw steve; emails with rich; numerous emails with chris                                                                                                                                                                                                                        | 3.30 | \$575.00 | \$1,897.50 |
| SM  | 02/24/2020 | Prepare and organize exhibits for trial; confer with KFN re: same; confer with KFN re witness and subpoena issues; communication with LeVasseur re: SSS witnesses.                                                                                                                        | 5.50 | \$425.00 | \$2,337.50 |
| KFN | 02/25/2020 | trial prep; mw steve; numerous emails with rich and steve; review proposed amended complaint from breutsch; prepare for hearing                                                                                                                                                           | 7.60 | \$575.00 | \$4,370.00 |
| SM  | 02/25/2020 | Trial preparation exhibits and motions in limine; confer with KFN re: propose amended complaint and compare same with original complaint; communication with client re: motion to amend.                                                                                                  | 2.90 | \$425.00 | \$1,232.50 |
| KFN | 02/26/2020 | prepare for and attend hearing on IO's motion to amend; emails with client; trial prep; review seiving testimony; prepare seiving outline; compile trial exhibits; emails with rich and Joe; mw steve; review latest motion re expert's report                                            | 5.70 | \$575.00 | \$3,277.50 |
| SM  | 02/26/2020 | Communication with KFN re: result of hearing on motion to amend; prepare exhibits for trial; confer with KFN re: trial and witness strategy; review motion for extension of time for expert report; e-mail to JSM re: same; e-mail to clients re: same; draft motions in limine.          | 2.90 | \$425.00 | \$1,232.50 |
| KFN | 02/27/2020 | mw steve; emails with bruetsch; review motion; emails with chris                                                                                                                                                                                                                          | 0.40 | \$575.00 | \$230.00   |
| SM  | 02/27/2020 | Draft motions in limine; e-mails with KFN, MDS and LeVassuer re: same; phone call with JSM re: motion to extend time; e-mails with opposing counsel re: resolving same; e-mails with client and JSM re: resolution of same; organize and add to exhibits; research re: motions in limine; | 5.80 | \$425.00 | \$2,465.00 |
| MS  | 02/27/2020 | Emails re: motions in limine. Review file re: same.                                                                                                                                                                                                                                       | 0.20 | \$325.00 | \$65.00    |
| SM  | 02/28/2020 | Review court order re: extension of time for expert report; review e-mail from LeVassuer re: motions in limine; phone call with Rickert re: Bob Zuver; draft proposed JFPTO.                                                                                                              | 1.30 | \$425.00 | \$552.50   |
| MS  | 02/28/2020 | Prepare Motion in Limine.                                                                                                                                                                                                                                                                 | 1.10 | \$325.00 | \$357.50   |

|    |            |                                                                                                    |      |                          |                    |
|----|------------|----------------------------------------------------------------------------------------------------|------|--------------------------|--------------------|
| MS | 02/29/2020 | Prepare motion in limine re: inadmissibility of Complaint. Review authority and research re: same. | 2.60 | \$325.00                 | \$845.00           |
|    |            |                                                                                                    |      | <b>Services Subtotal</b> | <b>\$44,177.50</b> |

#### Expenses

| Attorney | Type    | Date       | Notes                                       | Quantity | Rate    | Total                      |
|----------|---------|------------|---------------------------------------------|----------|---------|----------------------------|
| DW       | Expense | 02/12/2020 | Federal Express - Audit Letter to KPMG, LLP | 1.00     | \$32.63 | \$32.63                    |
|          |         |            |                                             |          |         | <b>Expenses Subtotal</b>   |
|          |         |            |                                             |          |         | <b>\$32.63</b>             |
|          |         |            |                                             |          |         | <b>Subtotal</b>            |
|          |         |            |                                             |          |         | <b>\$44,210.13</b>         |
|          |         |            |                                             |          |         | <b>Invoice Discount</b>    |
|          |         |            |                                             |          |         | <b>10.0% (-\$4,421.01)</b> |
|          |         |            |                                             |          |         | <i>Courtesy Discount</i>   |
|          |         |            |                                             |          |         | <b>Total</b>               |
|          |         |            |                                             |          |         | <b>\$39,789.12</b>         |

### Detailed Statement of Account

#### Current Invoice

| Invoice Number | Due On     | Amount Due  | Payments Received | Balance Due                     |
|----------------|------------|-------------|-------------------|---------------------------------|
| 944            | 02/29/2020 | \$39,789.12 | \$0.00            | \$39,789.12                     |
|                |            |             |                   | <b>Outstanding Balance</b>      |
|                |            |             |                   | <b>\$39,789.12</b>              |
|                |            |             |                   | <b>Amount in Trust</b>          |
|                |            |             |                   | <b>\$0.00</b>                   |
|                |            |             |                   | <b>Total Amount Outstanding</b> |
|                |            |             |                   | <b>\$39,789.12</b>              |

#### Operating Account

| Date       | Type        | Notes                                  | Matter    | Payments    |
|------------|-------------|----------------------------------------|-----------|-------------|
| 07/22/2019 | Ck. 3688807 | Pd. Inv. 400                           | L125.0003 | \$33,913.30 |
| 08/26/2019 | Ck. 3702619 | Pd. on Inv. (457 replaced by 502, 630) | L125.0003 | \$29,191.41 |
| 09/23/2019 | Ck. 3711010 | - Pd Inv. 524                          | L125.0003 | \$63,826.96 |

|            |                                                   |           |             |
|------------|---------------------------------------------------|-----------|-------------|
| 10/08/2019 | Ck. 34533 Pd. on Inv. 630                         | L125.0003 | \$5,500.00  |
| 11/04/2019 | Ck. 37265582 Paid Invs. 630 & 615 - L125.0003     | L125.0003 | \$10,029.11 |
| 11/04/2019 | Ck. 37265582 Paid Invs. 630 & 615 - L125.0003     | L125.0003 | \$68.49     |
| 11/25/2019 | Ck. 3734744 Pd. Inv. 656 Billing 10-31-2019       | L125.0003 | \$47,201.50 |
| 12/16/2019 | Ck. 3741671 Pd. Inv. 744 Billing 11-30-2019       | L125.0003 | \$627.00    |
| 01/21/2020 | Lamar Ck. 3753350 Pd. Inv. 802 Billing 12-31-2019 | L125.0003 | \$6,862.50  |
| 02/24/2020 | Lamar Appeal Flat Fee Invs. 896 & 322             | L125.0002 | \$20,836.00 |
| 02/24/2020 | Lamar Appeal Flat Fee Invs. 896 & 322             | L125.0002 | \$9,164.00  |
| 02/24/2020 | Ck. 3765736 Pd. Inv. 876 Billing 1-31-2020        | L125.0003 | \$35,184.03 |

Please make all amounts payable to:  
Altior Law P.C.

Payment is due upon receipt.

# **EXHIBIT 3**

**STATE OF MICHIGAN  
IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND**

**INTERNATIONAL OUTDOOR INC**  
Plaintiff

**NO. 2016-155472-CB**

**V**

**HON. VICTORIA A. VALENTINE**

**SS MITX**  
Defendant

**ORDER**

**At a session of Court  
held in Oakland County, Michigan  
on 4/10/2026**

**THE COURT FINDS:** Plaintiff, International Outdoor, Inc filed two Motions for Reconsideration Regarding Redacted Time Entries. Plaintiff requests that this Court set aside its January 28, 2026 Order claiming the Court's holding that "entries on the privilege log regarding entries that attorney fees are not being requested, the redactions may remain," and related sections were erroneous.

International Outdoor, Inc, reconsiderations further requests the Court to "Clarify whether this Court has received and reviewed in camera the unredacted invoices from Altior Law for the period October 1, 2018, through January 31, 2019" and to "Clarify whether this Court has reviewed in camera the unredacted time entries on Invoice No. 322, pages Bates numbered 415-417 (for the period February 1, 2019-May 31, 2019)."

"Generally, and without restricting the discretion of the court, a motion for rehearing or reconsideration which merely presents the same issues ruled on by the court, either expressly or by reasonable implication, will not be granted." MCR 2.119(F)(3). A party moving for reconsideration "must demonstrate a palpable error by which the court and the parties have been misled and show that a different disposition of the motion must result from correction of the error." *Id.* The grant or denial of a motion for reconsideration rests within the discretion of the trial court." *Charbeneau v Wayne Cty General Hosp*, 158 Mich App 730, 733; 405 NW2d 151 (1987). See also *Churchman v Rickerson*, 240 Mich App 223, 233; 611 NW2d 333 (2000). There is no abuse of discretion in denying a motion for reconsideration resting on a legal theory or facts which could have been pled or argued prior to the trial court's original opinion and order. *Charbeneau*, 158 Mich App at 733. See also *Pierron v Pierron*, 282 Mich App 222, 264; 765 NW2d 345 (2009) ("A circuit court does not err by declining to consider legal arguments raised for the first time in a motion for reconsideration.")

As to International Outdoors request that this Court "Clarify whether this Court has received and reviewed in camera the unredacted invoices from Altior Law for the period October 1, 2018, through January 31, 2019," the Court directs International Outdoor to the prior testimony of Lamar's counsel wherein he stated that during the October 2018 through January 2019 time frame the attorney fees were billed as a flat fee. As such, no invoices were provided to its clients [nor were invoices provided to the Court]. Counsel also testified that the firm does not use the same billing software as it did during the October 2018 through January 2019 time frame and does not have access to those time entries. 1/29/26 Hearing transcript pages 76-78.

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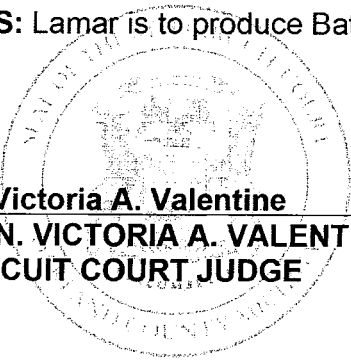
With regard to International Outdoors request for this Court to "Clarify whether this Court has reviewed in camera the unredacted time entries on Invoice No. 322, pages Bates numbered 415-417 (for the period February 1, 2019-May 31, 2019)."

This Court recognizes that Bate stamp 415-417 are not listed as attorney client privilege and while Counsel lumped the invoice into its flat fee request, Lamar is requesting attorney fees for the appeal. The documents state "Lamar Appeal" and therefore the unredacted invoices shall be produced within 7 days of the date of this Order.

In all other respects International Outdoor's Motions for Reconsideration are Denied.

**THEREFORE, THE COURT HEREBY ORDERS:** Lamar is to produce Bate Stamp numbers 415-417 within 7 days of the date of this Order.

**Dated:** 4/10/2026

  
**/s/ Victoria A. Valentine**  
**HON. VICTORIA A. VALENTINE**  
**CIRCUIT COURT JUDGE**

# **EXHIBIT 4**

---

International Outdoor Inc v SS MTX-16-155472-cb

---

From Feinberg, Shelli <feinbergs@oakgov.com>

Date Tue 2026-04-07 12:39 PM

To thomasbruetsch@sbdetroit.com <thomasbruetsch@sbdetroit.com>; clevasseur@starkregan.com <clevasseur@starkregan.com>; Kenneth Neuman <kneuman@altiorlaw.com>; Marc L Newman <mln@millerlawpc.com>; dana.schult@sbdetroit.com <dana.schult@sbdetroit.com>; jfoster@starkregan.com <jfoster@starkregan.com>; Mark Demorest <mark@demolaw.com>; Stephen McKenney <smckenney@altiorlaw.com>

**Caution:** External (feinbergs@oakgov.com)

Sensitive Content, First-Time Sender [Details](#)

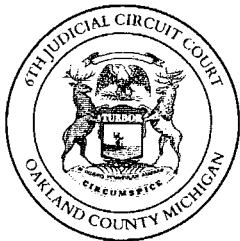
[Safe](#) [Spam](#) [Phish](#) [More...](#) [FAQ](#) [Protection by INKY](#)

Good afternoon,

Please provide unredacted invoices from 10/1/18-1/31/19.

Thank you and have a lovely day.

-Shelli



Shelli Feinberg

Judicial Staff Attorney to Judge Victoria A. Valentine

248.855.5250

6<sup>th</sup> Judicial Circuit Court Oakland County  
1200 N. Telegraph Rd, Pontiac, MI 48341  
Chambers 5A

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# **EXHIBIT 5**

---

**RE: International Outdoor Inc v SS MTX-16-155472-cb**

---

**From** Stephen McKenney <smckenney@altiorlaw.com>

**Date** Tue 2026-04-07 1:33 PM

**To** Feinberg, Shelli <feinbergs@oakgov.com>; clevasseur@starkregan.com <clevasseur@starkregan.com>; Kenneth Neuman <kneuman@altiorlaw.com>; Marc L Newman <mln@millerlawpc.com>; jfoster@starkregan.com <jfoster@starkregan.com>; Mark Demorest <mark@demolaw.com>

 2 attachments (5 MB)

Appeal Invoice dated 12-11-18.pdf; 1-29-26 Evidentiary Hearing on Motion For Atty Fees.pdf;

**Caution:** External (smckenney@altiorlaw.com)

Sensitive Content [Details](#)

[Safe](#) [Spam](#) [Phish](#) [More...](#) [FAQ](#) [Protection by INKY](#)

Good afternoon, Ms. Feinberg:

I have attached to this e-mail the only invoice for the time between 10/1/18 and 1/31/19. This was the flat fee invoice.

As I explained during my trial testimony, because Lamar was billed on a flat fee basis during this time, no invoices were created with time entries and descriptions of the work, which were sent to the client. While, to the best of my recollection time entries were kept during this time, because our firm no longer uses the same billing software as it did during the October 2018-January 2019 time frame, I do not have access to those time entries and descriptions. Please see pages 76-77 of the attached transcript, which is my trial testimony on this subject.

The attached is the only "invoice" for this time period and it is provided in unredacted form per the court's request.

Also, I have taken Thomas Breutsch and Dana Schult off of this e-mail chain because they are no longer counsel of record for any party in this case.

Thank you,  
Steve

**From:** Feinberg, Shelli <feinbergs@oakgov.com>

**Sent:** Tuesday, April 7, 2026 12:39 PM

**To:** [thomasbruetsch@sbdetroit.com](mailto:thomasbruetsch@sbdetroit.com); [clevasseur@starkregan.com](mailto:clevasseur@starkregan.com); Kenneth Neuman <kneuman@altiorlaw.com>; Marc L Newman <mln@millerlawpc.com>; [dana.schult@sbdetroit.com](mailto:dana.schult@sbdetroit.com); [jfoster@starkregan.com](mailto:jfoster@starkregan.com); Mark Demorest <mark@demolaw.com>; Stephen McKenney <smckenney@altiorlaw.com>

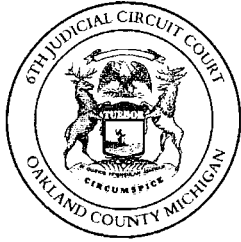
**Subject:** International Outdoor Inc v SS MTX-16-155472-cb

Good afternoon,

Please provide unredacted invoices from 10/1/18-1/31/19.

Thank you and have a lovely day.

-Shelli



Shelli Feinberg

Judicial Staff Attorney to Judge Victoria A.  
Valentine

248.854.2242

6<sup>th</sup> Judicial Circuit Court Oakland County  
1200 N. Telegraph Rd, Pontiac, MI 48341  
Chambers 5A

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# **EXHIBIT 6**

Neuman | Anderson | Grieco | McKenney, P.C.  
Business Judgment. Trial Attorneys.

401 S. Old Woodward, Suite 460  
Birmingham, MI 48009  
Phone: 248-594-5252  
Fax: 248-792-2838  
[www.nagmlaw.com](http://www.nagmlaw.com)

**INVOICE**

Lamar Advertising Company  
6405 N. Hix Road  
Westland, MI 48185  
Attn: Richard Rickert ([rrickert@lamar.com](mailto:rrickert@lamar.com))

Statement Date: December 11, 2018  
Account No. I125.0002

RE: Lamar Appeal  
Court of Appeals Case No. 345784

|                                                      |             |
|------------------------------------------------------|-------------|
| Flat Fee for Appeal International Outdoor Litigation | \$15,000.00 |
|------------------------------------------------------|-------------|

**Please remit: \$15,000.00**

Please send payment to:  
Neuman Anderson Grieco McKenney, P.C.  
401 S. Old Woodward, Suite 460  
Birmingham, MI 48009  
EIN: 26-1486086

# **EXHIBIT 7**

STATE OF MICHIGAN

6<sup>TH</sup> JUDICIAL CIRCUIT COURT FOR THE COUNTY OF OAKLAND

INTERNATIONAL OUTDOOR, INC.,

Plaintiff,

v

File No.: 2016-155472-CB

SS MITX and LAMAR ADVERTISING  
OF MICHIGAN,

Defendants.

---

MOTIONS

BEFORE THE HONORABLE MARTHA D. ANDERSON, CIRCUIT COURT JUDGE

Pontiac, Michigan - Wednesday, July 24, 2019

APPEARANCES:

For the Plaintiff:

**RICK PATTERSON (P55706)**

**STEVEN POTTER (P33344)**

Potter DeAgostino O'Dea & Clark  
2701 Cambridge Court, Suite 223  
Auburn Hills, Michigan 48326-2565  
(248) 377-1700

For the Defendant:

**KENNETH F. NEUMAN (P39429)**

Altior Law P.C.  
401 South Old Woodward Avenue, Suite 460  
Birmingham, Michigan 48009-6622  
(248) 372-9885

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APPEARANCES, Continued:

For Defendant SS MITX: **CHRISTOPHER LEVASSEUR (P35981)**  
Stark Reagan PC  
1111 West Long Lake Road, Suite 202  
Troy, Michigan 48098-6333  
(248) 641-9955

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None

|                   |                  |
|-------------------|------------------|
| <u>WITNESSES:</u> | <u>DEFENDANT</u> |
|-------------------|------------------|

None

OTHER MATERIAL IN TRANSCRIPT

None

|                  |                   |                 |
|------------------|-------------------|-----------------|
| <u>EXHIBITS:</u> | <u>INTRODUCED</u> | <u>ADMITTED</u> |
|------------------|-------------------|-----------------|

None

1       for a defendant -- a business competitor -- to come in and  
2       just mirror his server and tower and take it with him.  
3       Okay. And -- on the promise that he won't look at attorney-  
4       client privilege material. That's -- that's not good  
5       enough. So with the independent person that my client's  
6       willing to pay for to have access to the server and the  
7       tower and download the information, mirror those two  
8       devices, so that then the review of those devices take place  
9       with -- at the courthouse with the experts overseeing it I  
10      think is a reasonable compromise.

11                   And again, it's not any additional cost to  
12      the defense cause we're willing to pay for the independent.

13                   MR. NEUMAN: Judge, I first wanna say that I  
14      concur with what Mr. LeVasseur said and I failed to mention  
15      that I don't think Mr. Potter and Mr. Patterson had anything  
16      to do with this whole witness intimidation tactic. So I  
17      just want to be clear on that. The issue of doing a  
18      forensic inspection of International Outdoor's server and  
19      Mr. Oram's computer was raised in front of you two or three  
20      weeks ago. July 3rd there was a hearing and your Honor  
21      entered an order which was principally typed out in advance  
22      and worked out between the lawyers.

23                   And -- and you ruled that on or before July  
24      26th, Spectrum Consulting would have access to do a data  
25      dump -- or an imaging -- I don't even know the vernacular --

1 of the server and Mr. Oram's computer and that it would be  
2 reviewed on an expert eyes only basis only. We're totally  
3 fine with that. I have zero interest -- and my client has  
4 zero interest -- in attorney-client communications between  
5 Mr. Oram and any of International's lawyers. We're not  
6 interested in other business opportunities that he may be  
7 pursuing. This is for a very targeted, specific purpose.  
8 Spectrum -- Spectrum Consulting is -- is -- as far as I  
9 know, the preeminent forensic IT expert in town.

10 We -- I have no like prior relationship with  
11 them. I've never spoken with Stott Matthews in my life. He  
12 has no connection to Lamar Advertising. He's as good as a  
13 court-appointed expert as we could possibly hope to find. I  
14 -- if -- if the solution is that he has to do the quote,  
15 unquote review of the data here in the courthouse, I'm fine  
16 with that too. But this idea of bringing in another layer  
17 of professional and then Mr. Matthews having to say oh no,  
18 look here, look there, I mean this is just -- you know --  
19 overcomplicating what's already a complicated process. And  
20 -- and there's no basis to suggest that Mr. Matthews would  
21 do anything to violate your Honor's order.

22 So what I'm -- what I ask is that the motion  
23 -- this request for reconsideration be denied, Mr. Matthews  
24 be permitted on Friday, which is the date you set -- on or  
25 before -- and that's of course the first date that they've

# **EXHIBIT 8**

**Spectrum / Stott / Matthews / Expert / Forensic entries from 2016 to July 23, 2019**

**Does not include hearing date July 24, 2019**

| <b>Date</b> | <b>Attorney</b> | <b>Line item entry</b> | <b>Hours</b> |
|-------------|-----------------|------------------------|--------------|
| 5/11/2017   | STM             | \$ 355.50              | 0.9          |
| 5/19/2017   | STM             | \$ 276.50              | 0.7          |
| 5/22/2017   | STM             | \$ 118.50              | 0.3          |
| 5/23/2017   | STM             | \$ 316.00              | 0.8          |
| 5/30/2017   | STM             | \$ 197.50              | 0.5          |
| 6/30/2017   | STM             | \$ 118.50              | 0.3          |
| 6/21/2017   | STM             | \$ 39.50               | 0.1          |
| 6/23/2017   | STM             | \$ 158.00              | 0.4          |
| 6/26/2017   | STM             | \$ 158.00              | 0.4          |
| 6/27/2017   | STM             | \$ 118.50              | 0.3          |
| 6/30/2017   | KFN             | \$ 105.00              | 0.2          |
| 7/3/2017    | STM             | \$ 197.50              | 0.5          |
| 7/5/2017    | STM             | \$ 395.00              | 1            |
| 7/6/2017    | STM             | \$ 316.00              | 0.8          |
| 7/13/2017   | STM             | \$ 355.50              | 0.9          |
| 7/14/2017   | STM             | \$ 592.50              | 1.5          |
| 7/18/2017   | STM             | \$ 355.50              | 0.9          |
| 7/21/2017   | STM             | \$ 39.50               | 0.1          |
| 7/26/2017   | STM             | \$ 79.00               | 0.2          |
| 9/7/2017    | STM             | \$ 39.50               | 0.1          |
| 9/20/2017   | STM             | \$ 118.50              | 0.3          |
| 9/30/2017   | STM             | \$ 592.50              | 1.5          |
| 10/3/2017   | STM             | \$ 197.50              | 0.5          |
| 10/25/2017  | STM             | \$ 2,054.00            | 5.2          |
| 11/2/2017   | STM             | \$ 39.50               | 0.1          |
| 11/7/2017   | STM             | \$ 395.00              | 1            |
| 11/26/2017  | STM             | \$ 118.50              | 0.3          |
| 6/24/2019   | KFN             | \$ 157.50              | 0.3          |
| 7/8/2019    | SM              | \$ 150.00              | 0.4          |
| 7/10/2019   | SM              | \$ 1,087.50            | 2.9          |
| 7/16/2019   | SM              | \$ 1,537.50            | 4.1          |
| 7/18/2019   | SM              | \$ 1,837.50            | 4.9          |
|             |                 |                        |              |
|             | <b>Totals</b>   | <b>\$ 12,617.00</b>    | <b>32.4</b>  |

**Below are the entries – yellow highlights indicate the original redactions.**

**Statement 4658; Lamar Page 000380:**

|            |     |                                                                                                                                                   |      |        |
|------------|-----|---------------------------------------------------------------------------------------------------------------------------------------------------|------|--------|
| 05/11/2017 | KFN | mw sm; conference call with clients                                                                                                               | 0.70 | 367.50 |
|            | STM | Telephone call with client and KFN to discuss strategy following court ruling; e-mail to proposed expert re: computer forensic search.            | 0.90 | 355.50 |
| 05/19/2017 | STM | Communication with client re: status; communication with third-party computer research firm; communication with counsel for SSS re: same.         | 0.70 | 276.50 |
| 05/22/2017 | STM | Communication with Stott Matthews re: forensic computer search; communication with counsel for SSS re: conference call.                           | 0.30 | 118.50 |
| 05/23/2017 | STM | Calls with computer experts re: retention for forensic exam; communication with counsel for SSS re: strategy for proceeding.                      | 0.80 | 316.00 |
| 05/30/2017 | STM | Telephone call with Computing Source (Stott Matthews) re: forensic computer exam; telephone call with Rich Rickert re: same and re: SSS position. | 0.50 | 197.50 |

**Statement 4768; Lamar Page 000382:**

|            |     |                                                                                                              |      |        |
|------------|-----|--------------------------------------------------------------------------------------------------------------|------|--------|
| 06/20/2017 | STM | Telephone calls and e-mails with Stott Matthews re: computer forensic search.                                | 0.30 | 118.50 |
| 06/21/2017 | STM | Communication with Spectrum Forensics re: retainer agreement.                                                | 0.10 | 39.50  |
| 06/23/2017 | STM | Revise and edit Spectrum engagement agreement; communication with counsel for SSS re: same.                  | 0.40 | 158.00 |
| 06/26/2017 | STM | Phone calls with client and counsel for SSS re: retention of Spectrum Computer Consultants.                  | 0.40 | 158.00 |
| 06/27/2017 | STM | Communication with counsel for SSS re: change to Spectrum engagement agreement; e-mail to Spectrum re: same. | 0.30 | 118.50 |
| 06/30/2017 | KFN | emails with clients mw sm re forensic discovery request                                                      | 0.20 | 105.00 |

**Statement 4816; Lamar Page 000384:**

|            |     |                                                                                                                                                                      |      |        |
|------------|-----|----------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|--------|
| 07/03/2017 | STM | Communication with client, counsel for SSS and Spectrum re: Spectrum engagement agreement; draft discovery requests re: same.                                        | 0.50 | 197.50 |
| 07/05/2017 | STM | Draft, revise and edit discovery request and communication with Spectrum re: same; communication with client, counsel for SSS and Spectrum re: engagement agreement. | 1.00 | 395.00 |
| 07/06/2017 | STM | Revise and edit discovery requests and communication with Spectrum re: same; communication with Spectrum re: engagement agreement.                                   | 0.80 | 316.00 |
| 07/13/2017 | STM | Draft witness list; review SSS witness list; communication with Spectrum re: discovery request.                                                                      | 0.90 | 355.50 |
| 07/14/2017 | KFN | review io's witness list; review and revise our witness list; mw sm re discovery issues                                                                              | 0.70 | 367.50 |
|            | STM | Review e-mail from Spectrum and revise, edit and draft discovery requests based on same; revise and edit witness list and file.                                      | 1.50 | 592.50 |
| 07/18/2017 | STM | Revise and edit discovery requests; communication with Spectrum re: same.                                                                                            | 0.90 | 355.50 |
| 07/21/2017 | STM | E-mail exchange with Spectrum re: discovery requests.                                                                                                                | 0.10 | 39.50  |
| 07/26/2017 | STM | Communication with Spectrum and clients re: interrogatories.                                                                                                         | 0.20 | 79.00  |

**Statement 4953; Lamar Page 000386:**

|            |     |                                                                                   |      |        |
|------------|-----|-----------------------------------------------------------------------------------|------|--------|
| 09/07/2017 | STM | Review discovery response; e-mail to Stott Matthews re: same.                     | 0.10 | 39.50  |
| 09/20/2017 | STM | Telephone call with Stott Matthews re: <b>response to request for production.</b> | 0.30 | 118.50 |

**Statement 5022; Lamar Page 000387:**

|            |     |                                                                                                                                                              |      |          |
|------------|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------------|------|----------|
| 09/30/2017 | STM | Draft letter to opposing counsel re: discovery requests; e-mail to expert re: same.                                                                          | 1.50 | 592.50   |
| 10/03/2017 | KFN | review discovery responses; review and revise letter to counsel re discovery issues                                                                          | 0.30 | 157.50   |
|            | STM | Communication with Matthews re: <b>discovery letter</b> ; revise and edit same; send same to opposing counsel and e-mail to client re: same.                 | 0.50 | 197.50   |
| 10/25/2017 | KFN | review and revise motion to compel; emails with counsel; emails with client                                                                                  | 0.50 | 262.50   |
|            | STM | Draft, revise and edit motion to compel; prepare same for filing; e-mail to opposing counsel re: same; e-mail to client re: same; e-mail to expert re: same. | 5.20 | 2,054.00 |

**Statement 5107; Lamar Page 000389:**

|            |     |                                                                                                                              |      |        |
|------------|-----|------------------------------------------------------------------------------------------------------------------------------|------|--------|
| 11/02/2017 | STM | E-mail to clients and experts re: <b>motion adjournment.</b>                                                                 | 0.10 | 39.50  |
| 11/07/2017 | KFN | review response; mw sm; prepare for hearing; emails with clients;                                                            | 1.60 | 840.00 |
|            | STM | E-mail to clients and expert re: <b>response to motion to compel and reply arguments to same</b> ; confer with KFN re: same. | 1.00 | 395.00 |
| 11/26/2017 | STM | E-mail to expert re: <b>updated discovery response from I</b> ; e-mail to client re: same.                                   | 0.30 | 118.50 |

**Statement 400; Lamar Page 000420:**

|     |            |                                                      |      |          |            |
|-----|------------|------------------------------------------------------|------|----------|------------|
|     |            | for inspection; draft discovery dep notice.          |      |          |            |
| KFN | 06/24/2019 | emails with client; mw sm; emails with expert        | 0.30 | \$525.00 | \$157.50   |
| SM  | 06/24/2019 | Revise and edit discovery requested; confer with KFN | 0.00 | \$0.00   | \$1,007.50 |

**Statement 457; Lamar Page 000422:**

|    |            |                                                                                                                                                                                                                                |      |          |            |
|----|------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|----------|------------|
| SM | 07/08/2019 | Review order re: computer inspection and discussion n with KFN re: <b>same</b> ; draft e-mail to Matthews re: <b>same.</b>                                                                                                     | 0.40 | \$375.00 | \$150.00   |
| SM | 07/10/2019 | Revise and edit Sieving deposition request; discussion with KFN re: <b>hearing outline and facts we will need to introduce to support the motion at the hearing</b> ; e-mail to Stott Matthews re: <b>computer inspection.</b> | 2.90 | \$375.00 | \$1,087.50 |

Statement 457; Lamar Page 000423

|    |            |                                                                                                                                                                                                                                                                             |      |          |            |
|----|------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|----------|------------|
| SM | 07/16/2019 | E-mails with SSS counsel and IO counsel re: open issues; communication with Spectrum re: forensic exam; research re: whereabouts of Iskander and Alan Scott White and discussion with SS counsel re: same; review discovery requests from IO and e-mail to client re: same. | 4.10 | \$375.00 | \$1,537.50 |
| SM | 07/18/2019 | Draft response brief to motion for expanding discovery; communication with client re: same; confer with KFN re: same; communication with SSS counsel re: same; communication with PI re: Iskander/White issues; communication with Stott Matthews re: computer inspection.  | 4.90 | \$375.00 | \$1,837.50 |

# **EXHIBIT 9**

STATE OF MICHIGAN  
SIXTH JUDICIAL CIRCUIT COURT - PROBATE COURT  
FAMILY DIVISION FOR THE COUNTY OF OAKLAND

INTERNATIONAL OUTDOOR, INC.  
Plaintiff

v

File No. 2016-155472-CB

SS MITZ and LAMAR ADVERTISING  
OF MICHIGAN,  
Defendant

HEARING ON DEFENSE MOTION FOR RELIEF FROM  
JUDGMENT UNDER MCR 2:612(c)(1)(c)

BEFORE THE HONORABLE MARTHA DAMIANI ANDERSON,  
CIRCUIT COURT JUDGE  
Pontiac, Michigan - Wednesday, June 19, 2019  
commencing at 8:45:06 a.m.

APPEARANCES:

On behalf of Plaintiff: **RICK J. PATTERSON (P55706)**  
Potter, DeAgostino, O'Dea, & Patterson  
2701 Cambridge Court, Suite 223  
Auburn Hills, Michigan 48326-2565  
Telephone: 248.377.1700

On behalf of Defendant,  
Lamar Advertising: **KENNETH F. NEUMAN (P39429)**  
Altior Law, P.C.  
401 South Old Woodward Avenue Suite 460  
Birmingham, Michigan 48009-6622  
Telephone: 248.372.9882

On behalf of Send and  
Sell Storage  
(phonetically rendered) **CHRISTOPHER E. LeVASSEUR (P35981)**  
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Telephone: 248.641.9955

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HEARING ON DEFENSE MOTION FOR RELIEF FROM  
JUDGMENT UNDER MCR 2:612(c)(1)(c)

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| None                                                        |                                   |
| <u>WITNESSES: DEFENDANT</u>                                 |                                   |
| None                                                        |                                   |
| <u>OTHER MATERIAL IN TRANSCRIPT:</u>                        |                                   |
| None                                                        |                                   |
| <u>EXHIBITS:</u>                                            | <u>INTRODUCED</u> <u>ADMITTED</u> |
| No new exhibits admitted during today's hearing.            |                                   |

1 Pontiac, Michigan

2 Wednesday, June 19, 2019 commencing at 8:45:06 a.m.

3 \* \* \* \* \*

4 THE CLERK: Your Honor, calling number nine,  
5 International Outdoor, Incorporated versus SS MITX,  
6 case number 2016-155472-CB.

7 MR. PATTERSON: Good morning, Your Honor.  
8 Rick Patterson. I'm here on behalf of the Plaintiff.

9 MR. NEUMAN: Good morning, Your Honor. Ken  
10 Neuman appearing on behalf of Lamar Advertising.

11 MR. LeVASSEUR: Christopher LeVasseur on  
12 behalf of Send and Sell (phonetically rendered)  
13 Storage.

14 DEFENSE ARGUMENT FOR MOTION

15 BY MR. NEUMAN:

16 Your Honor, we're here on Defendant's Motion  
17 for Relief from the Judgment of Jury Trial pursuant to  
18 MCR 2:612(c)(1)(c). I do not take this Motion lightly  
19 and I know that the Court doesn't either, but the  
20 ultimate issue in the three-day Jury Trial that we had  
21 was whether or not the Claimant had, in fact, renewed  
22 its Real Estate Lease to allow it to put a billboard  
23 on Mr. LeVasseur's Client's real estate in Auburn  
24 Hills, a very valuable and strategic piece of real

1 estate. If the Jury found that he had renewed the  
2 Lease, his 2009 Lease (phonetically rendered) got  
3 extended and he had the right to put the billboard up.  
4 If the Jury had found the other way, then my Client,  
5 who signed the Lease years later, never knowing about  
6 the International Outdoor Lease, would have had the  
7 right to put the billboard up.

8 This issue was the ultimate issue at trial.  
9 It was the very first question on the Jury Verdict  
10 form. We attached the Verdict form as Exhibit 4. The  
11 only evidence offered by the Plaintiff at trial showed  
12 two things: One, the testimony of Randy Orum  
13 (phonetically rendered), the principal of the  
14 Plaintiff, International Outdoor, who testified that  
15 he had sent this Renewal back in 2013, and he alleged  
16 a renewal letter, which was dated 2013, that he  
17 claimed that he prepared in '13, that he mailed it to  
18 the Landlord in 2013. The problem was, the Landlord  
19 never got it, they never saw it, and then, when we  
20 tried to look at the computer that he claimed he used  
21 to generate this 2013 letter, lo and behold he claimed  
22 that that computer had suffered a virus a year later  
23 and was not available to be inspected by our IT  
24 experts. Obviously, we know how the Jury ruled.

25 Three weeks ago, unsolicited by anybody on

1 the Defense side, we got a phone call. Mr. LeVasseur  
2 got a phone call from a former Employer of the  
3 Plaintiff, a Mr. Patrick Deppa (phonetically  
4 rendered). And, as a result of that phone call, we  
5 now have a very detailed Affidavit, sworn under  
6 penalty of perjury that's attached as Exhibit 5 to my  
7 Motion. If, and I say if -- because I don't know.  
8 I've never met this gentleman. If what Mr. Deppa  
9 (phonetically rendered) says is true, it establishes  
10 that the Jury's findings were based solely on perjured  
11 testimony and fraudulently-prepared evidence.

12 At this moment in time, we don't know who's  
13 telling the truth. Was Mr. Orum (phonetically  
14 rendered) truthful at trial or was he lying through  
15 his teeth? I don't know, but the law is clear that  
16 first of all, as Officers of the Court, we're bound to  
17 bring this new information to Your Honor, and that,  
18 under the law, under MCR 2.116, we're required to at a  
19 minimum have an Evidentiary Hearing to determine  
20 whether or not there was a fraud perpetrated on the  
21 Jury and -- and on this Court.

22 Plaintiff wants to argue this is sore grapes  
23 by the Defendants. It is not. We understand that,  
24 based on how the proofs went in, the Jury believed Mr.  
25 Orum (phonetically rendered) and they ruled. But

1 we're now faced with a very black and white set of  
2 decisions. Either Mr. Deppa (phonetically rendered),  
3 this individual who now lives in Oregon, who used to  
4 work for International Outdoor, is some disgruntled  
5 employee and is making this up, or Randy Orum  
6 (phonetically rendered) committed perjury countless  
7 times in front of that Jury and perpetrated a fraud in  
8 this Courtroom by presenting a fraudulently-prepared  
9 document back in 2016 that he back-dated to 2013,  
10 claiming that he timely renewed this lease. That's  
11 what we're -- we're faced with. And there's no way to  
12 know, Your Honor, unless we conduct an Evidentiary  
13 Hearing.

14 I've cited multiple cases, published  
15 opinions, including two Decisions from the Court of  
16 Appeals, the *Kiefer* (phonetically rendered) and  
17 *Sullivan* cases, both of which provide that an  
18 Evidentiary Hearing is required when we have specifics  
19 that suggest that what happened at the Trial Court is  
20 -- is misconduct, misrepresentation, fraud and so  
21 forth. And we've cited several Federal cases as well.  
22 Of course, Plaintiffs refute the request and want to  
23 argue that no Evidentiary Hearing is warranted. The  
24 cases they cite, unpublished Decisions, are easily  
25 distinguishable because in those cases you simply have

1 the disgruntled losing party saying well what happened  
2 at the trial was not accurate. That's not what we  
3 have here. We have way more than just a disputed  
4 issue. We have an ex-employee of the Plaintiff coming  
5 forward with very specifics of the who, the what, the  
6 when, the where and the how a fraud was committed on -  
7 - on the Court. He names names. He names times. He  
8 names places. It's all set forth, especially in  
9 paragraphs five and six of his Affidavit, which I know  
10 Your Honor has -- has read. And the Plaintiff should  
11 not be allowed to -- to avoid this Evidentiary Hearing  
12 simply because Mr. Orum and his in-house general  
13 Counsel deny what Mr. Deppa (phonetically rendered)  
14 says in his Affidavit.

15 The other arguments, very briefly, Judge --  
16 they want to challenge some of the particulars in Mr.  
17 Deppa's (phonetically rendered) Affidavit -- in  
18 particular the timeline of when this other gentleman,  
19 a Mr. Finn Curry (phonetically rendered) started the  
20 company. What I would say to that is that's more  
21 reason why we need an Evidentiary Hearing. We need to  
22 get to the bottom of what really happened. Are there  
23 problems with Mr. Deppa's testimony? Did he get some  
24 things wrong or is there a very plausible explanation?  
25 I don't know. I've never spoken to the man. I'd love

1 to take his deposition. I'd love to hear what he has  
2 to say under oath. And, again, the Court -- or rather  
3 the case law requires it.

4 But, even setting aside whether he got some  
5 facts wrong about when an employee started, it doesn't  
6 diminish his core tesi -- his core sworn statements in  
7 that Affidavit that Mr. Orum lied under oath and that  
8 he fabricated a critical, most essential piece of  
9 evidence that the Jury relied upon in rendering its  
10 verdict.

11 Lastly, the Defendants argue that -- well,  
12 shame on the Defendants. We told them that Mr. Deppa  
13 was our employee. They had every opportunity to  
14 depose him. That's true. But we also asked identify  
15 every employee that had anything to do with the Lease,  
16 the Lease renewal, or -- or anything to do with the  
17 subject matter of the case. And the Plaintiffs did  
18 not identify Mr. Deppa (phonetically rendered) as  
19 anybody with relevant information. And when we made a  
20 strategic decision not to take his deposition, the  
21 lawyer's trial strategy is not a Get-out-of-jail-free  
22 card for the Plaintiff. And if they lied up and down  
23 throughout that Jury trial, they should not be  
24 permitted to get away with it because we didn't have  
25 the foresight to depose somebody who was identified as

# **EXHIBIT 10**

AMERICAN ARBITRATION ASSOCIATION

INTERNATIONAL OUTDOOR, INC.,

A Michigan Corporation,

Petitioner,

vs.

Case No. 01-23-0005-6467

PATRICK DEPA,

An individual,

Respondent.

---



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PATRICK DEPA

TAKEN ON

MONDAY, DECEMBER 30, 2024

9:10 A.M.

SDF COLLECTIVE CONFERENCE CENTER

20 NORTHWEST THIRD STREET

GRESHAM, OREGON 97030

(800) 528-3335

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(313) 964-1702

(313) 964-1980 (Fax)

tperkins@perkinslawgroup.net

Appearing on behalf of the Respondent:

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Stark Reagan PC

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Troy, Michigan 48098

(248) 641-9955

(248) 641-9921 (Fax)

clevasseur@starkreagan.com

Also Present:

Christopher Stump, Assistant to Attorney Perkins

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EXAMINATION BY MR. PERKINS

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1 VIDEOTAPED DEPOSITION OF  
2 PATRICK DEPA  
3 TAKEN ON  
4 MONDAY, DECEMBER 30, 2024  
5 9:10 A.M.  
6

7 THE VIDEOGRAPHER: We're on the record.  
8 The time is 9:10. The date is December 30, 2024.  
9 This is the beginning of the deposition of Patrick  
10 Depa. The case caption is International Outdoor  
11 versus Depa.

12 Will counsel please introduce yourselves  
13 and state whom you represent for the record.

14 MR. PERKINS: Good morning. My name is  
15 Todd Russell Perkins. I am an attorney representing  
16 International Outdoor in this arbitration matter.

17 MR. LEVASSEUR: Okay. Christopher  
18 LeVasseur, on behalf of Mr. Depa.

19 THE VIDEOGRAPHER: All right. The  
20 reporter will now swear in the witness.

21 THE REPORTER: Mr. Depa, please raise your  
22 right hand.

23 Do you swear under penalty of perjury that  
24 the testimony you are about to give will be the  
25 truth, the whole truth, and nothing but the truth?

1 you're okay there. But I, you know, I'd rather just  
2 move on from this and get to something more  
3 substantive. Or ask me a question on those emails,  
4 again, that makes sense.

5 Q. Would you have only communicated via email  
6 to that address for Mr. LeVasseur? Only one email  
7 address for Mr. LeVasseur, or did you have more than  
8 one?

9 A. Just that one.

10 Q. Pardon?

11 A. Just that one.

12 Q. Okay. Now, and the other communication  
13 you said that was via your cell phone, either to his  
14 cell phone or his office phone. Is that fair?

15 A. Correct.

16 Q. All right. Now, give me about 30 seconds.

17 I'm going to go back to this Exhibit K.

18 Now, I'm going to show you June 18th. Do you  
19 recognize this is an email that you have with Mr.  
20 LeVasseur?

21 A. Looks like it, yeah.

22 Q. Okay. And it indicates that you were  
23 hoping to set up a conference call with Lamar  
24 attorneys that day after you get out of work?

25 A. "Hi, Patrick. Did you get my email? I

1 was hoping we could set up a conference call." It  
2 was Chris. Yeah, Chris saying that to me, right?  
3 Yeah.

4 Q. Okay. Do you recall ever having a  
5 conference call with Lamar attorneys?

6 A. Yeah. I mean, I couldn't tell you if it  
7 was June 18th, but yeah.

8 Q. Okay. So you did have communication with  
9 them prior to your -- your deposition in -- later on  
10 that summer. Is that correct?

11 A. Yes.

12 Q. All right. Do you recall who it was that  
13 you talked to?

14 A. Honestly, I don't.

15 Q. Okay. But they did represent themselves  
16 to be an attorney?

17 MR. LEVASSEUR: Don't assume. He wants to  
18 know what you actually remember, but don't assume  
19 that you had a conversation --

20 MR. PERKINS: Here's the thing. What are  
21 you doing? You're coaching the witness. You keep  
22 on doing this. You keep doing it.

23 MR. LEVASSEUR: Well, you -- I assume you  
24 do not want him to make assumptions. You want --

25 MR. PERKINS: No, no, no. I don't know

1 what he's going to say. I don't know what he's  
2 going to say. See, you know something? I don't  
3 care what he says. I just want his answer. He said  
4 he's telling the truth.

5 MR. LEVASSEUR: It's a long deposition.  
6 It's getting late, and he's in pain.

7 MR. PERKINS: Okay. I don't care, man.

8 MR. LEVASSEUR: I'm just --

9 MR. PERKINS: I know. You keep on doing  
10 it. It's about the 10th time.

11 THE DEPONENT: Well, I can say this, Mr.  
12 Russell. You're asking me a question. I -- yeah.  
13 I don't know if it was a lawyer. There was a person  
14 representing on the phone in a case like this,  
15 wouldn't you assume that it was the lawyer? I mean,  
16 again -- I mean, this is a severe -- this is a big  
17 case. Wouldn't you assume that?

18 I -- I am trusting. Obviously, I've got a  
19 rapport with Mr. LeVasseur, and he wasn't steering  
20 me in a wrong direction into some person that may or  
21 may not be a lawyer. So I just --

22 MR. PERKINS: Fair enough.

23 THE DEPONENT: Yeah.

24 BY MR. PERKINS:

25 Q. So who negotiated and put the conference

1 call together? Was that Mr. LeVasseur?

2 A. Sounded like it from the email.

3 Q. All right. Now, how long was that  
4 conference call, if you can remember?

5 A. I have no idea. I really don't. I don't  
6 remember even having that many conversations with  
7 them. I don't. It was mostly with Mr. LeVasseur.  
8 They were -- yeah, that was it.

9 Q. Okay. Let me get rid of this. Let me  
10 see. Let's see. That is -- yeah.

11 A. Detroit Lions play tonight.

12 Q. Okay. So I'm going to show you this  
13 exhibit that has been previously mentioned or  
14 referenced. This is an affidavit. And you recall  
15 drafting or signing off on an affidavit in this  
16 matter. Did you not?

17 A. Yes.

18 Q. Okay. Now, in this document -- I'm going  
19 to go through each one. And I'm going to -- so --  
20 and you recognize that you were sworn, and you were  
21 deposed. And you understand that this is a document  
22 that's made also under the penalties of perjury. Is  
23 that correct?

24 A. Yes.

25 Q. All right. Now, number one, it says, "I

# **EXHIBIT 11**

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND

INTERNATIONAL OUTDOOR, INC.,

Plaintiff,

vs

Case No. 2016-155472-CB

SS MITX and LAMAR ADVERTISING  
OF MICHIGAN,

Defendants.

/

EVIDENTIARY HEARING ON MOTION FOR ATTORNEY FEES

BEFORE THE HONORABLE VICTORIA A. VALENTINE

Pontiac, Michigan - Thursday, January 29, 2026

APPEARANCES:

For the Plaintiff:       MARC L. NEWMAN (P51393)  
                              BRANDON THOMAS GOLDSTEIN (P86448)  
                              The Miller Law Firm, PC  
                              950 West University Drive, Suite 300  
                              Rochester, Michigan 48307  
                              (248) 841-2200

For the Plaintiff:       MARK S. DEMOREST (P35912)  
                              Demorest Law Firm, PLLC  
                              415 South West Street, Suite 300  
                              Royal Oak, Michigan 48067  
                              (248) 723-5500

For the Defendant  
Lamar Advertising:       STEPHEN T. MCKENNEY (P65673)  
                              KENNETH F. NEUMAN (P39429)  
                              Altior Law, PC  
                              401 South Old Woodward Avenue  
                              Suite 460  
                              Birmingham, Michigan 48009  
                              (248) 372-9885

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Deanna L. Harrison, CER 7464  
About Town Court Reporting, Inc.  
248-634-3369

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1        what we have as proposed Exhibit 2, and I'd ask you to  
2        just turn your attention to that if you would, please.  
3        And can you just --  
4    A    I have it -- I have it in front of me, thank you.  
5    Q    Can you briefly describe for Court what is in proposed  
6        Exhibit 2?  
7    A    Yes, proposed Exhibit 2 are a comprehensive set of our  
8        invoices generated for the work that we performed for  
9        Lamar advertising from the time we were engaged dealing  
10       with the issue of the propriety of the lease on the  
11       subject real estate that was owned by Simply Self Storage.  
12       Our -- our invoices are generated from internal accounting  
13       software, initially -- I'm unable to remember the name of  
14       the software initially, when we were hired we were  
15       operating under the name Neuman Anderson Grieco McKenney,  
16       PC, and we were using an older version of accounting  
17       software. In roughly 2019, I believe, was when we changed  
18       the name of the firm to Altior Law, it's the same legal  
19       entity, and I believe around the same or similar time we  
20       switched to Clio and the invoices thereafter are generated  
21       through that software.  
22    Q    Are these invoices kept as a regular part of Altior's  
23        business?  
24    A    Absolutely, yes, it is our practice that all lawyers input  
25        their time spent on any particular matter contemporaneous

1 with the work being done. These invoices before the Court  
2 reflect the time expended by you, me, and the other  
3 lawyers who helped us along the way on this 10-year  
4 odyssey and reflect the actual time spent. Along the way  
5 we would give or -- or I would make a decision as the  
6 partner in charge on this file to give courtesy discounts  
7 to our -- our client for the trust that they put in us and  
8 understanding the extreme expense that was being incurred  
9 because of all the shenanigans that we were incurring.

10 Q Do you review the bills on a monthly basis before they're  
11 sent to the client?

12 A Absolutely, yes.

13 Q The work that you billed for in this Lamar case, did you  
14 actually perform that work?

15 A Absolutely, yes.

16 MR. MCKENNEY: At this point, Your Honor, I'd  
17 like to move the admission of Exhibit 2.

18 THE COURT: Any objection?

19 MR. NEWMAN: No -- no objection, Your Honor.

20 THE COURT: So admitted.

21 (At 9:56 a.m., EX-2 was received)

22 BY MR. MCKENNEY:

23 Q Can you describe just briefly for the Court, Mr. Neuman,  
24 how you personally keep your time entries and -- and  
25 insert them into invoices for the client?

1 A Like I said, throughout the course of the day -- I keep my  
2 software, my billing software open, and throughout the  
3 course of the day as I'm working on matters, I'll input my  
4 time for the work I perform. I do what's called block  
5 billing -- I'm sure the Court is familiar with that  
6 concept -- where I don't separate different line items for  
7 different tasks, so if -- if on a particular day I'm  
8 dealing with reviewing a brief and later on meeting with a  
9 witness or meeting with a lawyer, I'll just in -- include  
10 all of that -- all those activities in a single time entry  
11 and then adjust the amount of time billed to reflect the  
12 different functions or -- or lots of time that were  
13 expended related to those various tasks.

14 Q And are the time entries made on or about the same day  
15 that you perform the work?

16 A On the day.

17 Q Are all lawyers in your law firm expected to do this?

18 A That is -- that is my policy and I expect everybody at  
19 Altior Law to comply with that.

20 Q Do you believe the bills you sent, the invoices you sent  
21 to Lamar were reasonable for the work you performed in  
22 this case?

23 A Yes, I do.

24 Q Can you briefly explain to the Court -- I know you had  
25 mentioned it earlier -- your recollection of how the

1 hourly billing part of the case worked and the contingency  
2 or -- or flat fee part of the case worked?

3 A Yes. And -- and I know the Court is familiar with the  
4 history, so forgive me if I'm stating something that  
5 you're already aware with.

6 The fee arrangement with -- with Lamar  
7 Advertising was based on an hourly basis and through the  
8 first trial, that's how we billed. When the -- when jury  
9 came back and ruled for Internation -- International  
10 Outdoor, and understanding how much money had already been  
11 expended, we encouraged our client to proceed with an  
12 appeal, because we believed there were errors at the first  
13 trial, and to ease the pain of the continuing legal fees,  
14 I -- Lamar and I reached an agreement, and instead of  
15 billing them hourly, we would agree to a flat fee to  
16 handle the appeal and -- and provide for a quote/unquote,  
17 kicker or success fee, whatever you want to call it, in  
18 the event we were successful with the Court of Appeals,  
19 and the case was reversed, and so that's what we did on  
20 the first appeal, we did not bill straight hourly what we  
21 had previously, but we -- but we -- but we did the work  
22 based on a flat fee.

23 Once -- once we had the evidentiary hearing, you  
24 know, after Mr. Depa showed up, and the trial court  
25 vacated the first trial, well, all of that was then

1           thereafter reverted back to hourly -- an hourly basis.

2   Q       While the flat fee was in place, did Altior Law send  
3           invoices to Lamar for the work that was occurring under  
4           the flat fee?

5   A       I don't think we did. I -- I may be wrong about that, but  
6           I don't think we did.

7   Q       Did Lamar ever object to any bill that Altior Law sent it?

8   A       Never.

9   Q       I think you had mentioned earlier you had given courtesy  
10           discounts to Lamar for some of the time on the case; is  
11           that correct?

12   A       That is correct.

13   Q       And who made the decision as to what courtesy discount  
14           would be given?

15   A       I did.

16   Q       Are you seeking -- or is Lamar seeking to recover any of  
17           the discounted fees in this action?

18   A       They are only seeking to recover the amount of fees for  
19           which they paid due to the tortious misconduct by  
20           International Outdoor, which -- which, by the way,  
21           includes not only the time expended in the first trial,  
22           but in the evidentiary hearing and the second trial --

23                   MR. NEWMAN: Your Honor, I got to object --

24                   THE WITNESS: -- it was all as a --

25                   MR. NEWMAN: -- the witness is testifying as to

1       themselves, Exhibit 2. And can you tell the Court how you  
2       maintain your time as reflected on Exhibit 2?

3   A     Same way you described. At the end of each day, I write  
4       down my hours, I write down the description of the time I  
5       worked, I input it into our billing software. Over the  
6       course of this case there were two different billing  
7       software forms we used, but the practice remained the  
8       same. I record the time as it's -- as it's incurred.

9   Q     And was I the partner in charge of the file, and did I  
10       review your time along with anybody else who billed on  
11       this file before it went to the client?

12  A     Yes, you did.

13  Q     And did I make adjustments periodically to people's time  
14       or give the client courtesy discounts as appropriate?

15  A     Yes.

16  Q     Okay. And do you believe that the hours that you billed  
17       and the work that you did, it is accurately reflected in  
18       those invoices?

19  A     Yes, it is.

20  Q     And do you believe the time that you expended on this file  
21       reflected in Exhibit 2 is reasonable?

22  A     Yes, I do.

23  Q     Did -- did our client, Lamar Advertising, ever object to -  
24       - to any of the time you expended or any of the other  
25       lawyers at Altior expended on this matter?

1 A He did. He was a law clerk at the time. He went to the  
2 trial, he read Mr. Matthews' testimony into the trial  
3 because Mr. Matthews was unavailable, but we aren't  
4 seeking any of those fees; we didn't bill the client for  
5 any of that.

6 And I'll just finish real quick. Jennifer  
7 Cupples was an associate at our law firm. I believe at  
8 the time she was doing this work she had 10 years'  
9 experience. Her work was helping us prepare for the jury  
10 trial itself, second trial.

11 Q Now, each -- each of the other lawyers in our firm that  
12 you just identified, can you just generally tell the Court  
13 how they got their assignments in terms of working on this  
14 case?

15 A They were to come from either you or from me. We were the  
16 ones who delegated all that work out.

17 Q And have you reviewed all the hours billed by Mr.  
18 McKenney, Mr. Mollicone, Mr. North and Ms. Cupples?

19 A Yes, and Mr. Smith as well.

20 Q And Mr. Smith, excuse me. And do you believe that their -  
21 - the hours that they -- that are reflected on the  
22 invoices are accurate and reasonable?

23 A Yes, I do.

24 Q Thank you. As you asked me previously, would you describe  
25 the Lamar versus International Outdoor dispute from 2016

1       exclude any time that you had recorded within your firm  
2       that's not reflected on this chart?

3   A    So one of the problems we ran into was I didn't even have  
4       -- because we didn't send invoices to the client for the  
5       flat fee -- flat fee, and because we had switched software  
6       systems, I didn't have access to the records from the time  
7       billed between October of 2021 -- or no, excuse me, 2018  
8       through I think January of 2019, I didn't -- I didn't even  
9       have access to the record, so couldn't -- there were no  
10      invoices produced because we didn't send them to the  
11      client, so I -- I didn't include any of that time, because  
12      I didn't know -- I didn't have available to me to include.  
13      I then went through that invoice we talked about on page  
14      415 and excluded things that were prior to the date we  
15      learned about Pat Depa and took those out.

16   Q    Okay. And what was the total -- I mean, is there any --  
17       do you have any work product to reflect your work of what  
18       was removed?

19   A    Of what was removed from that --

20   Q    From the total?

21   A    I don't remember whether I did an excel sheet or I just  
22       did it on a calculator.

23   Q    So as we sit here today, do you know whether the amount of  
24       \$1,125,066.01 accurately reflects the total amounts that  
25       you actually billed your client for?

1 Q Okay.

2 A I just know that we went back on the clock after Pat Depa

3 -- we learned about Pat Depa.

4 Q Sure. And -- and you sent an invoice out for time

5 starting on June the 30th. So you got time on May 31 on

6 invoice 322 that was part of this flat fee invoice, and

7 then you have time, you know, just 4 days later which you

8 are billing your client on an hourly basis; you agree with

9 that?

10 A I -- I -- you're going to need to let me look at the

11 record.

12 Q Take a look at -- you can compare Exhibit -- or Bates

13 number 417 and 418.

14 A Okay, so --

15 Q You got a -- you got a time entry on ex -- on -- on

16 05/31/2019 there's a time entry for 3.2 hours. That's

17 your time, correct?

18 A No, I --

19 Q I'm sorry.

20 A -- believe that's Mr. Smith's time --

21 Q I'm sorry.

22 A If you want me to speak to it --

23 Q No, that's -- I apologize. That's included as part of the

24 flat fee invoice, correct?

25 A Again, my recollection was that we started billing hourly

# **EXHIBIT 12**

## Altior Law P.C.

401 S. Old Woodward, Suite 460  
Birmingham, MI 48009  
Phone: (248) 594-5252  
Fax: (248) 792-2838  
www.altiorlaw.com

## INVOICE

Invoice # 322  
Date: 05/31/2019

Lamar Advertising Company  
Kristi Williams contact LamarAP\_US@lamar.com

### L125.0002 - Appeal

### Lamar Appeal

| Client Reference Number: |            |                                                                                                                    |          |          |            |
|--------------------------|------------|--------------------------------------------------------------------------------------------------------------------|----------|----------|------------|
| Attorney                 | Date       | Notes                                                                                                              | Quantity | Rate     | Total      |
| SM                       | 02/01/2019 | Review IO Brief on appeal.                                                                                         | 0.50     | \$375.00 | \$187.50   |
| LD                       | 02/04/2019 | Confer w/STM re: MDOT FOIA request, draft and send FOIA to MDOT                                                    | 1.20     | \$175.00 | \$210.00   |
| SM                       | 02/04/2019 | Review IO brief on appeal and legal research re: same.                                                             | 2.40     | \$375.00 | \$900.00   |
| SM                       | 02/05/2019 | Review IO Brief on appeal; draft reply to same; e-mails with client re: same; review JS memo re: same.             | 4.00     | \$375.00 | \$1,500.00 |
| SM                       | 02/06/2019 | Review IO brief on appeal; e-mail with client re: same; draft reply; legal research.                               | 5.50     | \$375.00 | \$2,062.50 |
| SM                       | 02/07/2019 | Draft reply brief on appeal; phone call with RR; review JS e-mail                                                  | 4.80     | \$375.00 | \$1,800.00 |
| LD                       | 02/08/2019 | review MDOT FOIA denial, confer w/STM re: next steps, email to Joe Shopshear                                       | 0.60     | \$175.00 | \$105.00   |
| SM                       | 02/08/2019 | Draft reply brief; phone conference with client re: same; confer with KFN re: same                                 | 4.20     | \$375.00 | \$1,575.00 |
| LD                       | 02/09/2019 | edit FOIA request to MDOT                                                                                          | 0.20     | \$175.00 | \$35.00    |
| SM                       | 02/09/2019 | Draft reply brief on appeal                                                                                        | 3.00     | \$375.00 | \$1,125.00 |
| SM                       | 02/10/2019 | Draft, revise and edit brief on appeal.                                                                            | 1.50     | \$375.00 | \$562.50   |
| SM                       | 02/11/2019 | Revise and edit brief on appeal; e-mail to client re: same; phone call with RR re: same; confer with KFN re: same. | 5.20     | \$375.00 | \$1,950.00 |
| SM                       | 02/12/2019 | Revise and edit reply brief on appeal and prepare same for filing; communication with client re: same.             | 4.10     | \$375.00 | \$1,537.50 |

|    |            |                                                                                                                                      |      |          |          |
|----|------------|--------------------------------------------------------------------------------------------------------------------------------------|------|----------|----------|
| LD | 02/13/2019 | review MDOT FOIA docs, confer with STM                                                                                               | 1.20 | \$175.00 | \$210.00 |
| SM | 02/13/2019 | Review FOIA response from MDOT                                                                                                       | 0.20 | \$375.00 | \$75.00  |
| LD | 02/14/2019 | review client f/u re: MDOT and permit request                                                                                        | 0.40 | \$175.00 | \$70.00  |
| SM | 02/14/2019 | Communication with client re: FOIA                                                                                                   | 0.20 | \$375.00 | \$75.00  |
| LD | 02/26/2019 | confer w/STM and communicate w/client re: MDOT hearing updates                                                                       | 0.30 | \$175.00 | \$52.50  |
| SM | 02/28/2019 | Phone call with counsel for SSS re: evidentiary hearing; e-mail to all opposing counsel re: same.                                    | 0.30 | \$375.00 | \$112.50 |
| LD | 03/20/2019 | confer w/ STM re: FOIA status, communicate w/client re: hearings, communicate w/MDOT re: same                                        | 1.10 | \$175.00 | \$192.50 |
| LD | 03/21/2019 | communicate w/MDOT re: administrative hearings progress, confer w/STM, update to client re: same                                     | 1.60 | \$175.00 | \$280.00 |
| LD | 03/22/2019 | communicate w/MDOT re: administrative hearings                                                                                       | 0.50 | \$175.00 | \$87.50  |
| SM | 03/26/2019 | Confer with LJD re: communication with MDOT re: status of application for Doris Rd. property.                                        | 0.30 | \$375.00 | \$112.50 |
| LD | 03/26/2019 | confer w/STM re: hearing status, f/u w/MDOT re: same                                                                                 | 0.60 | \$175.00 | \$105.00 |
| LD | 03/28/2019 | communicate w/ MDOT re: addit'l FOIA request, draft new request, STM for review                                                      | 1.10 | \$175.00 | \$192.50 |
| LD | 04/11/2019 | emails w/client re: administrative hearing updates, next FOIA request                                                                | 0.80 | \$175.00 | \$140.00 |
| LD | 04/16/2019 | draft and submit new FOIA request, confer w/STM re: same                                                                             | 1.50 | \$175.00 | \$262.50 |
| SM | 04/16/2019 | Discussion with LJD re: FOIA and review same.                                                                                        | 0.20 | \$375.00 | \$75.00  |
| LD | 04/29/2019 | review documents from most recent FOIA request, confer w/STM re: same                                                                | 1.80 | \$175.00 | \$315.00 |
| LD | 04/30/2019 | confer w/STM re: FOIA, communicate w/clients re: same                                                                                | 1.00 | \$175.00 | \$175.00 |
| SM | 04/30/2019 | Review FOIA response and discuss same with LJD.                                                                                      | 0.20 | \$375.00 | \$75.00  |
| LD | 05/02/2019 | correspondence with MDOT re: additional FOIA documents not included in disclosure                                                    | 0.40 | \$175.00 | \$70.00  |
| LD | 05/03/2019 | confer w/STM re: new FOIA document, update to clients re: same                                                                       | 0.80 | \$175.00 | \$140.00 |
| SM | 05/15/2019 | Communication with Levasseur re: contact from Deepa; review discovery and deposition transcripts re: same; confer with KFN re: same. | 0.50 | \$375.00 | \$187.50 |

|     |            |                                                                                                                                                                                                                     |      |                             |                     |
|-----|------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|-----------------------------|---------------------|
| SM  | 05/16/2019 | Conference call with Joe and Rich re: information from Levasseur about Deepa; legal research re: standard for motion to set aside judgment based on fraud on the court.                                             | 0.50 | \$375.00                    | \$187.50            |
| LD  | 05/16/2019 | conference call re: new evidence w/clients and KFN and STM                                                                                                                                                          | 0.50 | \$175.00                    | \$87.50             |
| SM  | 05/28/2019 | Phone conference with client re: communication from former IO employee; phone call to LeVasseur re: same.                                                                                                           | 0.20 | \$375.00                    | \$75.00             |
| SM  | 05/29/2019 | Communication with LeVasseur re: Depa Affidavit; review same; phone conference with client re: same; confer with KFN and MDS re: research re: available options.                                                    | 0.80 | \$375.00                    | \$300.00            |
| MDS | 05/29/2019 | Conference with KFN and STM re: research on setting aside judgment based on fraud. Review Appellant's brief on appeal. Research re: motion practice versus independent action to set aside judgment based on fraud. | 3.80 | \$295.00                    | \$1,121.00          |
| SM  | 05/30/2019 | Phone call with LeVasseur re: status of affidavit; discuss legal posture and related issues with MDS.                                                                                                               | 0.40 | \$375.00                    | \$150.00            |
| MDS | 05/30/2019 | Research re: motion and independent action to set aside judgment based on fraud. Prepare memo re: same. Conference with STM re: same.                                                                               | 4.80 | \$295.00                    | \$1,416.00          |
| MDS | 05/31/2019 | Research re: motion to set aside judgment for fraud. Prepare memo re: same. Conference with STM re: same.                                                                                                           | 3.20 | \$295.00                    | \$944.00            |
|     |            |                                                                                                                                                                                                                     |      | <b>Subtotal</b>             | <b>\$20,836.00</b>  |
|     |            |                                                                                                                                                                                                                     |      | <b>Total</b>                | <b>\$20,836.00</b>  |
|     |            |                                                                                                                                                                                                                     |      | <b>Payment (02/24/2020)</b> | <b>-\$20,836.00</b> |
|     |            |                                                                                                                                                                                                                     |      | <b>Balance Owing</b>        | <b>\$0.00</b>       |

## Detailed Statement of Account

### Current Invoice

| Invoice Number | Due On     | Amount Due  | Payments Received | Balance Due |
|----------------|------------|-------------|-------------------|-------------|
| 322            | 05/31/2019 | \$20,836.00 | \$20,836.00       | \$0.00      |

# **EXHIBIT 13**

## Altior Law P.C.

401 S. Old Woodward, Suite 460  
Birmingham, MI 48009  
Phone: (248) 594-5252  
Fax: (248) 792-2838  
www.altiorlaw.com

## INVOICE

Invoice # 322  
Date: 05/31/2019

Lamar Advertising Company  
6405 N. Hix Road  
Westland, Michigan 48185

L125.0002

### Lamar Appeal

| Attorney | Date       | Notes                                                                                                              | Quantity | Rate     | Total      |
|----------|------------|--------------------------------------------------------------------------------------------------------------------|----------|----------|------------|
| SM       | 02/01/2019 | Review IO Brief on appeal.                                                                                         | 0.50     | \$375.00 | \$187.50   |
| LD       | 02/04/2019 | Confer w/STM re: MDOT FOIA request, draft and send FOIA to MDOT                                                    | 1.20     | \$175.00 | \$210.00   |
| SM       | 02/04/2019 | Review IO brief on appeal and legal research re: same.                                                             | 2.40     | \$375.00 | \$900.00   |
| SM       | 02/05/2019 | Review IO Brief on appeal; draft reply to same; e-mails with client re: same; review JS memo re: same.             | 4.00     | \$375.00 | \$1,500.00 |
| SM       | 02/06/2019 | Review IO brief on appeal; e-mail with client re: same; draft reply; legal research.                               | 5.50     | \$375.00 | \$2,062.50 |
| SM       | 02/07/2019 | Draft reply brief on appeal; phone call with RR; review JS e-mail                                                  | 4.80     | \$375.00 | \$1,800.00 |
| LD       | 02/08/2019 | review MDOT FOIA denial, confer w/STM re: next steps, email to Joe Shopshear                                       | 0.60     | \$175.00 | \$105.00   |
| SM       | 02/08/2019 | Draft reply brief; phone conference with client re: same; confer with KFN re: same                                 | 4.20     | \$375.00 | \$1,575.00 |
| LD       | 02/09/2019 | edit FOIA request to MDOT                                                                                          | 0.20     | \$175.00 | \$35.00    |
| SM       | 02/09/2019 | Draft reply brief on appeal                                                                                        | 3.00     | \$375.00 | \$1,125.00 |
| SM       | 02/10/2019 | Draft, revise and edit brief on appeal.                                                                            | 1.50     | \$375.00 | \$562.50   |
| SM       | 02/11/2019 | Revise and edit brief on appeal; e-mail to client re: same; phone call with RR re: same; confer with KFN re: same. | 5.20     | \$375.00 | \$1,950.00 |
| SM       | 02/12/2019 | Revise and edit reply brief on appeal and prepare same for filing; communication with client re: same.             | 4.10     | \$375.00 | \$1,537.50 |
| LD       | 02/13/2019 | review MDOT FOIA docs, confer with STM                                                                             | 1.20     | \$175.00 | \$210.00   |

|    |            |                                                                                                                                                                         |      |          |          |
|----|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|----------|----------|
| SM | 02/13/2019 | Review FOIA response from MDOT                                                                                                                                          | 0.20 | \$375.00 | \$75.00  |
| LD | 02/14/2019 | review client f/u re: MDOT and permit request                                                                                                                           | 0.40 | \$175.00 | \$70.00  |
| SM | 02/14/2019 | Communication with client re: FOIA                                                                                                                                      | 0.20 | \$375.00 | \$75.00  |
| LD | 02/26/2019 | confer w/STM and communicate w/client re: MDOT hearing updates                                                                                                          | 0.30 | \$175.00 | \$52.50  |
| SM | 02/28/2019 | Phone call with counsel for SSS re: evidentiary hearing; e-mail to all opposing counsel re: same.                                                                       | 0.30 | \$375.00 | \$112.50 |
| LD | 03/20/2019 | confer w/ STM re: FOIA status, communicate w/client re: hearings, communicate w/MDOT re: same                                                                           | 1.10 | \$175.00 | \$192.50 |
| LD | 03/21/2019 | communicate w/MDOT re: administrative hearings progress, confer w/STM, update to client re: same                                                                        | 1.60 | \$175.00 | \$280.00 |
| LD | 03/22/2019 | communciate w/MDOT re: administrative hearings                                                                                                                          | 0.50 | \$175.00 | \$87.50  |
| SM | 03/26/2019 | Confer with LJD re: communication with MDOT re: status of application for Doris Rd. property.                                                                           | 0.30 | \$375.00 | \$112.50 |
| LD | 03/26/2019 | confer w/STM re: hearing status, f/u w/MDOT re: same                                                                                                                    | 0.60 | \$175.00 | \$105.00 |
| LD | 03/28/2019 | communicate w/ MDOT re: addit'l FOIA request, draft new request, STM for review                                                                                         | 1.10 | \$175.00 | \$192.50 |
| LD | 04/11/2019 | emails w/client re: administrative hearing updates, next FOIA request                                                                                                   | 0.80 | \$175.00 | \$140.00 |
| LD | 04/16/2019 | draft and submit new FOIA request, confer w/STM re: same                                                                                                                | 1.50 | \$175.00 | \$262.50 |
| SM | 04/16/2019 | Discussion with LJD re: FOIA and review same.                                                                                                                           | 0.20 | \$375.00 | \$75.00  |
| LD | 04/29/2019 | review documents from most recent FOIA request, confer w/STM re: same                                                                                                   | 1.80 | \$175.00 | \$315.00 |
| LD | 04/30/2019 | confer w/STM re: FOIA, communicate w/clients re: same                                                                                                                   | 1.00 | \$175.00 | \$175.00 |
| SM | 04/30/2019 | Review FOIA response and discuss same with LJD.                                                                                                                         | 0.20 | \$375.00 | \$75.00  |
| LD | 05/02/2019 | correspondence with MDOT re: additional FOIA documents not included in disclosure                                                                                       | 0.40 | \$175.00 | \$70.00  |
| LD | 05/03/2019 | confer w/STM re: new FOIA document, update to clients re: same                                                                                                          | 0.80 | \$175.00 | \$140.00 |
| SM | 05/15/2019 | Communication with Levasseur re: contact from Deepa; review discovery and deposition transcripts re: same; confer with KFN re: same.                                    | 0.50 | \$375.00 | \$187.50 |
| SM | 05/16/2019 | Conference call with Joe and Rich re: information from Levasseur about Deepa; legal research re: standard for motion to set aside judgment based on fraud on the court. | 0.50 | \$375.00 | \$187.50 |

|    |            |                                                                                                                                                                                                                     |      |                 |                    |
|----|------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|-----------------|--------------------|
| LD | 05/16/2019 | conference call re: new evidence w/clients and KFN and STM                                                                                                                                                          | 0.50 | \$175.00        | \$87.50            |
| SM | 05/28/2019 | Phone conference with client re: communication from former IO employee; phone call to LeVasseur re: same.                                                                                                           | 0.20 | \$375.00        | \$75.00            |
| SM | 05/29/2019 | Communication with LeVasseur re: Depa Affidavit; review same; phone conference with client re: same; confer with KFN and MDS re: research re: available options.                                                    | 0.80 | \$375.00        | \$300.00           |
| MS | 05/29/2019 | Conference with KFN and STM re: research on setting aside judgment based on fraud. Review Appellant's brief on appeal. Research re: motion practice versus independent action to set aside judgment based on fraud. | 3.80 | \$295.00        | \$1,121.00         |
| SM | 05/30/2019 | Phone call with LeVasseur re: status of affidavit; discuss legal posture and related issues with MDS.                                                                                                               | 0.40 | \$375.00        | \$150.00           |
| MS | 05/30/2019 | Research re: motion and independent action to set aside judgment based on fraud. Prepare memo re: same. Conference with STM re: same.                                                                               | 4.80 | \$295.00        | \$1,416.00         |
| MS | 05/31/2019 | Research re: motion to set aside judgment for fraud. Prepare memo re: same. Conference with STM re: same.                                                                                                           | 3.20 | \$295.00        | \$944.00           |
|    |            |                                                                                                                                                                                                                     |      | <b>Subtotal</b> | <b>\$20,836.00</b> |
|    |            |                                                                                                                                                                                                                     |      | <b>Total</b>    | <b>\$20,836.00</b> |

## Detailed Statement of Account

### Current Invoice

| Invoice Number | Due On     | Amount Due  | Payments Received        | Balance Due |
|----------------|------------|-------------|--------------------------|-------------|
| 322            | 05/31/2019 | \$20,836.00 | \$0.00                   | \$20,836.00 |
|                |            |             | Outstanding Balance      | \$20,836.00 |
|                |            |             | Amount in Trust          | \$0.00      |
|                |            |             | Total Amount Outstanding | \$20,836.00 |

### Operating Account

| Date       | Type      | Notes                                          | Matter    | Payments    |
|------------|-----------|------------------------------------------------|-----------|-------------|
| 07/22/2019 | Ck.       | 3688807 Pd. Inv. 400                           | L125.0003 | \$33,913.30 |
| 08/26/2019 | Ck.       | 3702619 Pd. on Inv. (457 replaced by 502, 630) | L125.0003 | \$29,191.41 |
| 09/23/2019 | Ck.       | 3711010 - Pd Inv. 524                          | L125.0003 | \$63,826.96 |
| 10/08/2019 | Ck.       | 34533 Pd. on Inv. 630                          | L125.0003 | \$5,500.00  |
| 11/04/2019 | Ck.       | 37265582 Paid Invs. 630 & 615 - L125.0003      | L125.0003 | \$10,029.11 |
| 11/04/2019 | Ck.       | 37265582 Paid Invs. 630 & 615 - L125.0003      | L125.0003 | \$68.49     |
| 11/25/2019 | Ck.       | 3734744 Pd. Inv. 656 Billing 10-31-2019        | L125.0003 | \$47,201.50 |
| 12/16/2019 | Ck.       | 3741671 Pd. Inv. 744 Billing 11-30-2019        | L125.0003 | \$627.00    |
| 01/21/2020 | Lamar Ck. | 3753350 Pd. Inv. 802 Billing 12-31-2019        | L125.0003 | \$6,862.50  |

**Please make all amounts payable to:**  
**Altior Law P.C.**

**Payment is due upon receipt.**

# **EXHIBIT 14**

# Altior Law P.C.

401 S. Old Woodward, Suite 460  
Birmingham, MI 48009  
Phone: (248) 594-5252  
Fax: (248) 792-2838  
www.altiorlaw.com

# INVOICE

Invoice # 2223  
Date: 08/02/2021

Lamar Advertising Company  
Kristi Williams contact LamarAP\_US@lamar.com

L125.0003 - IO

International Outdoor

Client Reference Number: exoq.idr.cnstag.862834905@workflow.email.us-ashburn-1.ocs.oraclecloud.com

| Attorney | Date       | Notes                                                                                                                                                                                              | Quantity | Rate     | Total      |
|----------|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|----------|------------|
| SM       | 07/01/2021 | E-mails re: SB 408, status and next steps.                                                                                                                                                         | 0.30     | \$425.00 | \$127.50   |
| KFN      | 07/02/2021 | trial prep; review response to motion to adjourn; emails with counsel; review trial exhibits with steve;                                                                                           | 2.70     | \$595.00 | \$1,606.50 |
| SM       | 07/02/2021 | Revise and edit response to motion to adjourn; e-mails re: same; Zoomcall re: SB408 and gather data sheet re: same; meeting with KFN to review exhibits in prep for trial.                         | 5.90     | \$425.00 | \$2,507.50 |
| KFN      | 07/06/2021 | review final pretrial order; review reply brief to motion to adjourn; review oram trial transcript and outline prep; review trial exhibits                                                         | 2.70     | \$595.00 | \$1,606.50 |
| KFN      | 07/07/2021 | trial prep; review court order; numerous emails with clients are adjournment                                                                                                                       | 2.30     | \$595.00 | \$1,368.50 |
| SM       | 07/07/2021 | Review order on motion to adjourn; communication with client and KFN re: same.                                                                                                                     | 0.80     | \$425.00 | \$340.00   |
| SM       | 07/08/2021 | Revise and edit JFPTO; review experts reports in prep for trial testimony.                                                                                                                         | 2.60     | \$425.00 | \$1,105.00 |
| SM       | 07/09/2021 | Communication with JSM re: expert testimony; review proposed changes to JFPO; confer with KFN re: same; communication with court re: status of hearing; communication with client and KFN re: same | 1.90     | \$425.00 | \$807.50   |
| SM       | 07/12/2021 | Communication with lobbyists re: SB408; Prep for trial and communication with KFN re same                                                                                                          | 1.70     | \$425.00 | \$722.50   |
| SM       | 07/12/2021 | Communication with lobbyists re: SB408; prep for trial and communication with KFN re: same                                                                                                         | 1.70     | \$425.00 | \$722.50   |
| SM       | 07/13/2021 | Communication with lobbyists re: SB 408;                                                                                                                                                           | 0.70     | \$425.00 | \$297.50   |

Lobbying  
re: Senate Bill  
408

|     |            |                                                                                                                                                             |      |          |            |
|-----|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------|------|----------|------------|
|     |            | communication with JSM re: his prep for trial.                                                                                                              |      |          |            |
| KFN | 07/14/2021 | trial prep-oram cross, review trial and dep transcripts; organize exhibits for cross; mw steve; review albin's testimony; begin revisions to opening;       | 4.10 | \$595.00 | \$2,439.50 |
| SM  | 07/14/2021 | Meeting with KFN to review trial prep issues; review cross exam outline for RO; communication with lobbyist and client re: SB 408 proposed changes.         | 1.90 | \$425.00 | \$807.50   |
| SM  | 07/15/2021 | Communication with RM re: issues and facts to oppose SB 408; draft memo re: same; communication with client re: same.                                       | 0.60 | \$425.00 | \$255.00   |
| SM  | 07/15/2021 | Review information flyer opposing SB 408 and communication with client re: same.                                                                            | 0.20 | \$425.00 | \$85.00    |
| KFN | 07/16/2021 | emails with rich and rusty; conference call with them and joe regarding updates to lobby presentation; review latest draft of bill                          | 0.70 | \$595.00 | \$416.50   |
| KFN | 07/19/2021 | review motion for reconsideration; emails with clients; mw steve                                                                                            | 0.40 | \$595.00 | \$238.00   |
| SM  | 07/19/2021 | Prepare for trial; revise witness outlines; communication with lobbyist re: SB 408 and proposed House revisions.                                            | 1.80 | \$425.00 | \$765.00   |
| SM  | 07/20/2021 | Trial prep; communication with client and lobbyist re: SB 408; revise and edit JFPTO.                                                                       | 2.10 | \$425.00 | \$892.50   |
| SM  | 07/21/2021 | Trial prep and work on timeline for demonstrative.                                                                                                          | 0.80 | \$425.00 | \$340.00   |
| SM  | 07/22/2021 | Prepare for trial; revise and edit witness outlines; discussion with KFN re: trial prep issues.                                                             | 1.90 | \$425.00 | \$807.50   |
| KFN | 07/23/2021 | numerous emails with rich and team; mw steve re house bill                                                                                                  | 0.40 | \$595.00 | \$238.00   |
| SM  | 07/23/2021 | Trial prep; witness outline prep; legal research re: damages issues; phone calls and e-mails with RR re: trial prep issues and legislative issues.          | 4.80 | \$425.00 | \$2,040.00 |
| KFN | 07/24/2021 | review jeff seiving dep and cross exam and prepare for trial                                                                                                | 1.70 | \$595.00 | \$1,011.50 |
| KFN | 07/26/2021 | review article on oram's bill; mw steve re recovery of attorney fees based on fraud; emails with clients; trial prep; mw steve re trial prep and next steps | 0.80 | \$595.00 | \$476.00   |
| SM  | 07/26/2021 | Prepare for trial; work on timeline/demonstrative; confer with KFN re: strategy issues; revise and edit witness outlies.                                    | 4.90 | \$425.00 | \$2,082.50 |
| KFN | 07/27/2021 | emails with clients; reveiw subpoenas; emails with                                                                                                          | 1.10 | \$595.00 | \$654.50   |

|                      |            |                                                                                                                                                                             |      |                     |            |
|----------------------|------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|---------------------|------------|
|                      |            | counsel; review order on motion for reconsideration; mw steve; trial prep                                                                                                   |      |                     |            |
| SM                   | 07/27/2021 | Trial prep; confer with KFN re: cross exam of Oram and Sieving; e-mails with RR and JS re: trial prep; e-mails with expert re: prep and letterhead issue.                   | 4.80 | \$425.00            | \$2,040.00 |
| KFN                  | 07/28/2021 | review city counsel hearing video; review trial exhibits; emails with clients; emails with counsel re subpoenas; emails with lavasseur re witness prep; mw steve            | 1.10 | \$595.00            | \$654.50   |
| SM                   | 07/28/2021 | Trial prep; discussion with KFN re: exhibits; e-mail to client re: exhibits, damages, subpoenas; revise and edit witness outlines.                                          | 5.10 | \$425.00            | \$2,167.50 |
| KFN                  | 07/29/2021 | emails with clients; mw steve re damages; review exhibits;                                                                                                                  | 0.30 | \$595.00            | \$178.50   |
| SM                   | 07/29/2021 | Trial prep; review exhibits and e-mail to Bruetch re: same; revise and edit witness outlines                                                                                | 3.80 | \$425.00            | \$1,615.00 |
| KFN                  | 07/30/2021 | mw steve re city counsel video, exhibits, etc.; conference call with chris and steve re trial prep, pat depa, etc.                                                          | 1.10 | \$595.00            | \$654.50   |
| SM                   | 07/30/2021 | Trial prep; phone call with KN and CL to discuss prep issues; subpoena to Flagstar; revise and edit subpoena to Flagstar; e-mails with TB re: purged depositions and JFPTO; | 4.30 | \$425.00            | \$1,827.50 |
| KFN                  | 07/31/2021 | trial prep; finalize seiving cross; revise oram cross; review rich's trial testimony; review transcripts for alan white and bob zuvar; emails with counsel                  | 3.30 | \$595.00            | \$1,963.50 |
| Subtotal             |            |                                                                                                                                                                             |      | \$35,861.50         |            |
| Invoice Discount     |            |                                                                                                                                                                             |      | 10.0% (-\$3,586.15) |            |
| Total                |            |                                                                                                                                                                             |      | \$32,275.35         |            |
| Payment (08/16/2021) |            |                                                                                                                                                                             |      | -\$32,275.35        |            |
| Balance Owing        |            |                                                                                                                                                                             |      | \$0.00              |            |

## Detailed Statement of Account

### Other Invoices

| Invoice Number | Due On | Amount Due | Payments Received | Balance Due |
|----------------|--------|------------|-------------------|-------------|
|----------------|--------|------------|-------------------|-------------|

|       |            |            |        |            |
|-------|------------|------------|--------|------------|
| 10482 | 01/02/2026 | \$2,325.00 | \$0.00 | \$2,325.00 |
|-------|------------|------------|--------|------------|

**Current Invoice**

| Invoice Number                  | Due On     | Amount Due  | Payments Received | Balance Due       |
|---------------------------------|------------|-------------|-------------------|-------------------|
| 2223                            | 08/02/2021 | \$32,275.35 | \$32,275.35       | \$0.00            |
| <b>Outstanding Balance</b>      |            |             |                   | <b>\$2,325.00</b> |
| <b>Amount in Trust</b>          |            |             |                   | <b>\$0.00</b>     |
| <b>Total Amount Outstanding</b> |            |             |                   | <b>\$2,325.00</b> |

**Operating Account**

| Date       | Type                                               | Notes | Matter         | Payments    |
|------------|----------------------------------------------------|-------|----------------|-------------|
| 07/22/2019 | Ck. 3688807 Pd. Inv. 400                           |       | L125.0003 - IO | \$33,913.30 |
| 08/26/2019 | Ck. 3702619 Pd. on Inv. (457 replaced by 502, 630) |       | L125.0003 - IO | \$29,191.41 |
| 09/23/2019 | Ck. 3711010 - Pd Inv. 524                          |       | L125.0003 - IO | \$63,826.96 |
| 10/08/2019 | Ck. 34533 Pd. on Inv. 630                          |       | L125.0003 - IO | \$5,500.00  |
| 11/04/2019 | Ck. 37265582 Paid Invs. 630 & 615 - L125.0003      |       | L125.0003 - IO | \$10,029.11 |
| 11/04/2019 | Ck. 37265582 Paid Invs. 630 & 615 - L125.0003      |       | L125.0003 - IO | \$68.49     |
| 11/25/2019 | Ck. 3734744 Pd. Inv. 656 Billing 10-31-2019        |       | L125.0003 - IO | \$47,201.50 |
| 12/16/2019 | Ck. 3741671 Pd. Inv. 744 Billing 11-30-2019        |       | L125.0003 - IO | \$627.00    |
| 01/21/2020 | Lamar Ck. 3753350 Pd. Inv. 802 Billing 12-31-2019  |       | L125.0003 - IO | \$6,862.50  |
| 02/24/2020 | Ck. 3765736 Pd. Inv. 876 Billing 1-31-2020         |       | L125.0003 - IO | \$35,184.03 |
| 03/23/2020 | Ck. 3774068 Pd. Inv. 944                           |       | L125.0003 - IO | \$39,789.12 |
| 05/26/2020 | Payment for invoice #1004                          |       | L125.0003 - IO | \$42,019.90 |

# **EXHIBIT 15**

## Altior Law P.C.

401 S. Old Woodward, Suite 460  
Birmingham, MI 48009  
Phone: (248) 594-5252  
Fax: (248) 792-2838  
www.altiorlaw.com

## INVOICE

Invoice # 2420  
Date: 10/01/2021

Lamar Advertising Company  
rrickert@lamar.com

L125.0003

International Outdoor

Client Reference Number:

### Services

| Attorney | Date       | Notes                                                                                                                                                                                | Quantity | Rate     | Total      |
|----------|------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|----------|------------|
| SM       | 09/01/2021 | Communication with client re: order on motion for entry of judgment; review same.                                                                                                    | 0.30     | \$425.00 | \$127.50   |
| SM       | 09/01/2021 | Review judgment; e-mails with client re: same; confer with KFN re: same.                                                                                                             | 0.90     | \$425.00 | \$382.50   |
| KFN      | 09/02/2021 | review judgment; mw steve; emails with client                                                                                                                                        | 0.50     | \$595.00 | \$297.50   |
| SM       | 09/07/2021 | Draft motion for attorney fees and research re: same.                                                                                                                                | 5.70     | \$425.00 | \$2,422.50 |
| SM       | 09/09/2021 | Draft motion for attorney fees and review billing records for privilege re: same.                                                                                                    | 1.80     | \$425.00 | \$765.00   |
| SM       | 09/13/2021 | Draft motion for attorney fees; review bills for redactions re: same; legal research re: same; draft motion for declaratory judgment.                                                | 4.90     | \$425.00 | \$2,082.50 |
| SM       | 09/14/2021 | Draft motion for attorney fees; review bills re: same; confer with KFN re: same; draft motion for declaratory judgment                                                               | 6.20     | \$425.00 | \$2,635.00 |
| KFN      | 09/15/2021 | review and revise motion for attorney fees; mw steve re appeal; review motion for declaratory ruling on lease priority issue; finalize motion for attorney fees; mw steve re motion; | 2.10     | \$595.00 | \$1,249.50 |
| SM       | 09/15/2021 | Revise and edit motion for attorney fees; revise and edit motion for declaratory judgment; draft proposed declaratory judgment; confer with KFN re: same.                            | 4.10     | \$425.00 | \$1,742.50 |
| SM       | 09/17/2021 | Review opposition to motion for attorney fees; call with Manzella re: appeal bond issue.                                                                                             | 0.10     | \$425.00 | \$42.50    |

|                   |            |                                                                                                                                                                                                                                                |      |             |            |
|-------------------|------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|-------------|------------|
| KFN               | 09/20/2021 | review response to motion for declaratory judgment; review order from court; prepare for hearing; emails with clients                                                                                                                          | 1.20 | \$595.00    | \$714.00   |
| SM                | 09/20/2021 | Review IO responses to motions and outline reply to same for oral argument.                                                                                                                                                                    | 0.80 | \$425.00    | \$340.00   |
| KFN               | 09/21/2021 | mw steve; emails with clients; prepare for hearing                                                                                                                                                                                             | 1.80 | \$595.00    | \$1,071.00 |
| SM                | 09/21/2021 | Review cases cited by IO in response to motion for attorney fees and prepare reply to same; confer with KFN re: oral argument and draft outline of response.                                                                                   | 3.20 | \$425.00    | \$1,360.00 |
| KFN               | 09/22/2021 | prepare for and attend hearing re declaratory ruling and request for attorney fees; call with rich and steve; review and revise proposed final judgment; emails with counsel re jnov motion; initial review of jnov motion                     | 3.90 | \$595.00    | \$2,320.50 |
| SM                | 09/22/2021 | Attend oral argument on motion for attorney fees and entry of declaratory judgment; communication with client re; results if same; revise declaratory judgment and communication with opposing counsel re: same; confer with KFN re: strategy. | 1.70 | \$425.00    | \$722.50   |
| SM                | 09/23/2021 | Draft response to JNOV; legal research re: same.                                                                                                                                                                                               | 5.80 | \$425.00    | \$2,465.00 |
| SM                | 09/24/2021 | Draft response to JNOV and legal research re: same                                                                                                                                                                                             | 0.70 | \$425.00    | \$297.50   |
| KFN               | 09/25/2021 | detailed review jnov motion; review order from court; emails with steve re response.                                                                                                                                                           | 1.30 | \$595.00    | \$773.50   |
| SM                | 09/25/2021 | Communication with KFN re: strategy for response to JNOV                                                                                                                                                                                       | 0.30 | \$425.00    | \$127.50   |
| SM                | 09/27/2021 | Draft response to JNOV.                                                                                                                                                                                                                        | 0.30 | \$425.00    | \$127.50   |
| SM                | 09/28/2021 | Draft response to JNOV and legal research re: same; confer with KFN re: same.                                                                                                                                                                  | 2.30 | \$425.00    | \$977.50   |
| KFN               | 09/29/2021 | review and revise jnov brief; mw steve; emails with counsel; emails from appellate counsel re posting cash on appeal to stay execution; emails with rich and wendi                                                                             | 1.30 | \$595.00    | \$773.50   |
| SM                | 09/29/2021 | Draft, revise and edit response to JNOV motion and legal research re: same; confer with KFN re: same                                                                                                                                           | 6.50 | \$425.00    | \$2,762.50 |
| KFN               | 09/30/2021 | emails with counsel re appeal bond; emails with clients; mw steve                                                                                                                                                                              | 0.30 | \$595.00    | \$178.50   |
| SM                | 09/30/2021 | Review e-mails re; appeal bond and confer with KFN re: same.                                                                                                                                                                                   | 0.20 | \$425.00    | \$85.00    |
| Services Subtotal |            |                                                                                                                                                                                                                                                |      | \$26,843.00 |            |

**Expenses**

| Attorney                             | Type    | Date       | Notes                                                                                  | Quantity | Rate    | Total       |
|--------------------------------------|---------|------------|----------------------------------------------------------------------------------------|----------|---------|-------------|
| DW                                   | Expense | 09/15/2021 | Motion Filing Fee - Motion For Atty Fees and Costs and Motion For Declaratory Judgment | 1.00     | \$20.60 | \$20.60     |
| Expenses Subtotal                    |         |            |                                                                                        |          |         | \$20.60     |
| Subtotal                             |         |            |                                                                                        |          |         | \$26,863.60 |
| Invoice Discount 10.0% (-\$2,686.36) |         |            |                                                                                        |          |         |             |
| Total                                |         |            |                                                                                        |          |         | \$24,177.24 |

## Detailed Statement of Account

### Current Invoice

| Invoice Number           | Due On     | Amount Due  | Payments Received | Balance Due |
|--------------------------|------------|-------------|-------------------|-------------|
| 2420                     | 10/01/2021 | \$24,177.24 | \$0.00            | \$24,177.24 |
| Outstanding Balance      |            |             |                   | \$24,177.24 |
| Amount in Trust          |            |             |                   | \$0.00      |
| Total Amount Outstanding |            |             |                   | \$24,177.24 |

### Operating Account

| Date       | Type                                               | Notes | Matter    | Payments    |
|------------|----------------------------------------------------|-------|-----------|-------------|
| 07/22/2019 | Ck. 3688807 Pd. Inv. 400                           |       | L125.0003 | \$33,913.30 |
| 08/26/2019 | Ck. 3702619 Pd. on Inv. (457 replaced by 502, 630) |       | L125.0003 | \$29,191.41 |
| 09/23/2019 | Ck. 3711010 - Pd Inv. 524                          |       | L125.0003 | \$63,826.96 |
| 10/08/2019 | Ck. 34533 Pd. on Inv. 630                          |       | L125.0003 | \$5,500.00  |
| 11/04/2019 | Ck. 37265582 Paid Invs. 630 & 615 - L125.0003      |       | L125.0003 | \$10,029.11 |
| 11/04/2019 | Ck. 37265582 Paid Invs. 630 & 615 - L125.0003      |       | L125.0003 | \$68.49     |
| 11/25/2019 | Ck. 3734744 Pd. Inv. 656 Billing 10-31-2019        |       | L125.0003 | \$47,201.50 |