

STATE OF MINNESOTA
SPECIAL REDISTRICTING PANEL
C0-01-160

Susan M. Zachman, et al., individually and
on behalf of all citizens and voting residents
of Minnesota similarly situated,

Plaintiffs,

and

Patricia Cotlow, Thomas L. Weisbecker,
Theresa Silka, Geri Boice, William English,
Benjamin Gross, Thomas R. Dietz, John Raplinger,
individually and on behalf of all citizens and
voting residents of Minnesota similarly situated,

Plaintiffs-Intervenors,

and

Jesse Ventura,

Plaintiff-Intervenor,

and

Roger D. Moe, Thomas W. Pugh, Betty
McCollum, Martin Olav Sabo, Bill Luther,
Collin C. Peterson and James L. Oberstar,

Plaintiffs-Intervenors,

vs.

Mary Kiffmeyer, Secretary of State of
Minnesota; and Doug Gruber, Wright
County Auditor, individually and on behalf
of all Minnesota county chief election officers,

Defendants.

STATE OF MINNESOTA)

)ss.

COUNTY OF RAMSEY)

**BILL AND
MEMORANDUM OF
COSTS AND
DISBURSEMENTS
AND AFFIDAVIT OF
ALAN W. WEINBLATT**

ALAN W. WEINBLATT, first being duly sworn, deposes and says that he is the
principal attorney for Plaintiffs Patricia Cotlow, et al, in the above-entitled case, and as

such has knowledge of the facts relative to the attorney's fees, costs and disbursements incurred by Plaintiffs in this case. The attorney's fees charged herein have actually and necessarily been performed as stated. Your affiant states that a fair and reasonable lodestar hourly rate for his legal services performed is at least \$240.00 per hour, which is his usual and customary rate for litigation. Affiant personally reasonably spent 485.25 hours of time in the processing of this case for a total fee of \$116,460.

Affiant has been admitted to practice in Minnesota since 1968. I have represented the Plaintiffs in three prior legislative and congressional redistricting cases. Beens, et al. v. Erdahl, et al. in 1971, LaComb, et al. v. Growe, et al. in 1981, and Cotlow, et al. v. Growe, et al. in 1991. I have been called upon by attorneys in various federal, state and local redistricting cases for advice and consultation. My normal and customary rate for litigation legal services is \$240.00 per hour. That rate is at or below the fair market value for my services as compared to the hourly rates of other Minnesota attorneys with my experience.

Affiant's lodestar hourly rate of \$240.00 does not include any upward adjustment to which Plaintiffs' attorneys should be entitled due to (a) the uniqueness of legislative and congressional redistricting matters, (b) the contingent nature of the fee, (c) the uniqueness and complexity of the special issues presented, and (d) the generally low hourly rate customarily charged by the Affiant.

Further, your affiant states that I was aided in this work by certain associates of Weinblatt & Gaylord, PLC, whose names, usual and customary hourly billing rates and time expended on the matter are as follows:

	Usual and Customary Hourly Rates	Time Reasonably Spent	Lodestar Hours x Rate
Kathleen A. Gaylord	\$180.00	12.75	\$2,295.00
Donna M. Kasbohm	\$120.00	51.25	6,150.00

Further, your affiant states that I was also aided in this work by my law clerks and paralegals whose names, usual and customary hourly billing rates and time expended on the matter are as follows:

	Usual and Customary Hourly Rates	Time Reasonably Spent	Lodestar Hours x Rate
Patrick W. Ostergren (legal research)	\$60.00	101.25	\$6,075.00
Kristie A. Quicksell and	\$50.00	5.50	\$275.00
Benjamin Resnick (plan presentation and analysis)	\$40.00 per hour \$720 per week	12 weeks	\$8,640.00

Affiant has attached to this Bill and Memorandum of Costs as Appendix A hereto a statement of the dates and hours worked and the nature of the service performed in connection with the within case and a statement of costs and disbursements necessarily incurred in connection with the within case. The total out-of-pocket costs and disbursements necessarily incurred in this case was \$6,150.03.

The total fees and disbursements sought by this Motion are as follows:

Alan Weinblatt lodestar fees:	\$116,460.00
Associates' fees:	8,445.00
Paralegal fees:	<u>14,990.00</u>
Total:	\$139,895.00
Disbursements:	<u>6,150.03</u>
Total Lodestar:	\$146,045.03
Requested upward adjustment Of attorney fees for Alan W. Weinblatt only - 10%:	<u>11,646.00</u>
Total Requested:	<u>\$157,691.03</u>

Subscribed and sworn to before me
this 16th day of May, 2002.

Alan W. Weinblatt
ALAN W. WEINBLATT

Kristie A. Quicksell
Notary Public

