

BICK & KISTNER PC

ATTORNEYS AT LAW
101 S. HANLEY ROAD, SUITE 1280
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JAMES P. BICK, JR. +
ELKIN L. KISTNER
SEAN M. ELAM °
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+ALSO ADMITTED IN ILLINOIS
° ALSO ADMITTED IN TEXAS

OF COUNSEL:
JAMES W. DAVIS
HENRY P. ELSTER

November 29, 2018

Via E-mail and Hand-Delivery

Ms. Vickie Fredrick
Accounting Officer, Department of Administration
41 South Central Avenue, 8th Floor
Clayton, MO 63105
vfredrick@stlouisco.com

Re: Bick & Kistner, PC statements

Dear Ms. Fredrick:

Forwarded to you herewith are three statements that I request you place in line for payment. Please let me know if you have any questions concerning any of them. My direct dial is 314-571-6823 and my e-mail address is elkinkis@bick-kistner.com.

Thank you.

Very truly yours,



Elkin L. Kistner

ELK/abc

Enc.

Bick & Kistner, P.C.

101 S. Hanley Rd.
Suite 1280
Clayton, MO 63105
(314) 727-0777
Fax: (314) 727-9071
Billing Questions: cheryl@bick-kistner.com
Federal Tax ID# 26-3464021

Sam Page
17 Windsor Terrace Ln.
St. Louis, MO 63141

7038-003:Jason Grommett

Period Ending November 21, 2018
Statement Number: 54527

Professional Fees			Hours	Rate	Amount
7/17/2018	SME	Read, review and strategize regarding County's Reply Brief (Grommett)	1.00	225.00	225.00
7/17/2018	ELK	Review briefs filed by Country and Grommett and authorities cited therein	3.40	225.00	765.00
7/24/2018	ELK	Review judgment; communications with clients	1.00	225.00	225.00
7/25/2018	SME	Read and review Order and Judgment (Grommett)	0.20	225.00	45.00
8/3/2018	SME	Prepare and file Notice of Appeal; telephone calls with court regarding court reporter for hearing (Grommett)	1.00	225.00	225.00
8/3/2018	ELK	Communications with client; communications internally re appeal	0.30	225.00	67.50
8/7/2018	SME	Read and review court acknowledgment of Notice of Appeal (Grommett)	0.20	225.00	45.00
8/9/2018	ELK	Review appeal acknowledgment letter	0.10	225.00	22.50
8/21/2018	SME	Telephone call and correspondence with court reporter regarding transcript (Grommett)	0.40	225.00	90.00
8/22/2018	SME	Read and review correspondence from court reporter and transcript of hearing (Grommett)	0.40	225.00	90.00
9/7/2018	ELK	Review clerk's appeal entry	0.10	225.00	22.50
9/27/2018	SME	Strategize regarding appeal and deadlines (Grommett)	0.30	225.00	67.50
10/11/2018	SME	Read, review and strategize regarding transcript of hearing; prepare notice of dismissal (Grommett)	1.00	225.00	225.00
11/8/2018	ELK	Communications with clients; communications re dismissal of appeal	0.20	225.00	45.00
Sub-total Fees:					2,160.00
Expenses					
8/3/2018		Notice of Appeal			70.50

Sub-total Expenses: 70.50

Total Current Billing:	2,230.50
Previous Balance Due:	0.00
Payments and Credits Applied:	0.00
Total Now Due:	2,230.50

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Federal Tax ID# 26-3464021

Sam Page
17 Windsor Terrace Ln.
St. Louis, MO 63141

7038-002:General

Period Ending November 21, 2018
Statement Number: 54526

Professional Fees			Hours	Rate	Amount
10/9/2018	SME	Correspondence to Frank (sunshine law)	0.20	225.00	45.00
10/12/2018	SME	Read, review and strategize regarding legal research (sunshine law)	0.40	225.00	90.00
10/30/2018	ELK	Discussion with clients re sunshine law	0.20	225.00	45.00
10/31/2018	ELK	Work on sunshine law memo	1.20	225.00	270.00
11/12/2018	WEK	Draft memorandum to Sam Page re Sunshine Law requests	0.60	225.00	135.00
Sub-total Fees:					585.00

Total Current Billing:	585.00
Previous Balance Due:	0.00
Payments and Credits Applied:	0.00
Total Now Due:	585.00

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Federal Tax ID# 26-3464021

Sam Page
17 Windsor Terrace Ln.
St. Louis, MO 63141

7038-001:Steve Stenger

Period Ending November 21, 2018

Statement Number: 54525

Professional Fees			Hours	Rate	Amount
4/19/2018	SME	Meet with Page and work on attestation	0.20	225.00	45.00
4/20/2018	ELK	Review Answer and Affirmative Defeses	0.20	225.00	45.00
6/6/2018	SME	Telephone call with clerk	0.20	225.00	45.00
6/8/2018	SME	Prepare and file notice of case management conference	0.20	225.00	45.00
6/8/2018	ELK	Review notice of case managment conference	0.10	225.00	22.50
6/11/2018	SME	Prepare and serve discovery to St. Louis County	0.20	225.00	45.00
6/12/2018	SME	Strategize regarding case management conference	0.20	225.00	45.00
7/2/2018	SME	Prepare materials and strategize for upcoming case management conference (Page v Stenger)	0.30	225.00	67.50
7/2/2018	ELK	Telephone conference re impeding case managment conference	0.20	225.00	45.00
7/3/2018	SME	Prepare for and appear for case management conference; meet with opposing counsel; telephone call to court clerk; strategize regarding judge's no-show with ELK (Page v Stenger)	0.30	225.00	67.50
7/3/2018	ELK	Attempt to participate in case managment conference by phone; communications re failure of judge to appear	0.80	225.00	180.00
7/6/2018	SME	Strategize regarding Motion for Preliminary and Permanent injunction and evidence in support of same (Page v Stenger)	0.30	225.00	67.50
7/7/2018	SME	Work on subpoena to Kriedler; correspondence with opposing counsel; correspondence with Phan; correspondence and phone call with Frank; strategize regarding incomplete document in discovery responses; strategize regarding hearing on motion for preliminary injunction	0.60	225.00	135.00
7/9/2018	SME	Read, review and strategize regarding payroll model and evidence of financial impact of executive order (Page v Stenger)	0.30	225.00	67.50

7/10/2018	SME	Work on Motion for Injunction (Page v Stenger)	0.70	225.00	157.50
7/11/2018	SME	Read, review and revise proposed Protective Order; strategize regarding same; Work on Motion for Injunction (Page v Stenger)	0.90	225.00	202.50
7/12/2018	SME	Work on Motion for Injunction (Page v Stenger)	0.80	225.00	180.00
7/13/2018	SME	Revise, finalize and file Motion for Preliminary and Permanent Injunction (Page v Stenger)	0.80	225.00	180.00
7/13/2018	ELK	Work on verified motion for injunction	0.80	225.00	180.00
7/17/2018	SME	Prepare and file Notice of Hearing; Read and review correspondence from opposing counsel; strategize regarding protective order (Page v Stenger)	0.30	225.00	67.50
7/17/2018	ELK	Work on court date for preliminary injunction hearing	0.20	225.00	45.00
7/19/2018	ELK	Review pleadings filed by Defendants	0.60	225.00	135.00
7/25/2018	ELK	Work on protective order	0.20	225.00	45.00
7/26/2018	SME	Telephone calls with Pham regarding drafting new bill; Read and review Motions to Strike and in Opposition of Consolidation; work on and file opposition to Motion to Strike	0.40	225.00	90.00
7/27/2018	SME	Telephone call to court clerk; strategize regarding hearing on Motion to Strike; review additional document produced by County (Page v Stenger)	0.60	225.00	135.00
7/27/2018	ELK	Review protective order	0.10	225.00	22.50
7/30/2018	SME	Read and review correspondence and Notice of Hearing from opposing counsel; Organize file materials (Page v Stenger)	0.20	225.00	45.00
7/30/2018	ELK	Review notice of hearing	0.10	225.00	22.50
8/3/2018	SME	Read and review correspondence with opposing counsel and defendants' document production	0.50	225.00	112.50
8/5/2018	ELK	Prepare for 8/6/18 hearing	1.20	225.00	270.00
8/7/2018	SME	Read and review correspondence from opposing counsel and strategize regarding discovery	0.10	225.00	22.50
8/9/2018	SME	Prepare Third Amended Pleading (Page v Stenger)	0.60	225.00	135.00
8/9/2018	ELK	Update research re claim against executive branch re executive order and separation of powers; work on 3d Amended Petition	2.80	225.00	630.00
8/10/2018	SME	Prepare Memorandum for Clerk; Revise and file Third Amended Petition	0.30	225.00	67.50
8/10/2018	ELK	Final edits to 3d Amended Petition	0.20	225.00	45.00
8/14/2018	SME	Read and review correspondence from opposing counsel' Strategize regarding depositions	0.30	225.00	67.50
8/14/2018	ELK	Work on scheduling depositions	0.40	225.00	90.00
8/15/2018	SME	Read and review draft discovery responses	0.30	225.00	67.50

8/16/2018	SME	Meet with clients; prepare discovery responses and objections; prepare document production; prepare correspondence to opposing counsel	1.10	225.00	247.50
8/16/2018	ELK	Attend hearing and obtain favorable order	1.80	225.00	405.00
8/16/2018	ELK	Prepare notice of Kreidler and Powers depositions	0.20	225.00	45.00
8/17/2018	SME	Meet with Pham; discuss and review documents and work on supplementation of discovery responses; prepare and file certificate of service [Page v Stenger]	1.10	225.00	247.50
8/18/2018	ELK	Work on document review and segregation of confidential documents	0.60	225.00	135.00
8/20/2018	SME	Read and review correspondence from Pham; review documents and work on supplementation of discovery responses	1.20	225.00	270.00
8/22/2018	SME	Work on supplemental document production; Meet with Phan and review documents	1.20	225.00	270.00
8/23/2018	SME	Prepare supplemental document production and supplemental responses to RFPs	1.10	225.00	247.50
8/23/2018	ELK	Work on supplemental document production	0.40	225.00	90.00
8/24/2018	SME	Review and organize discovery materials from both parties	0.40	225.00	90.00
8/27/2018	SME	Meet with Page and prepare for deposition	0.70	225.00	157.50
8/28/2018	SME	Prepare additional document production and correspondence to opposing counsel; read and review additional document production from opposing counsel; strategize regarding depositions	0.80	225.00	180.00
8/28/2018	ELK	Meeting with client to prepare him for depo	2.80	225.00	630.00
8/29/2018	ELK	Meeting with client; defend him at deposition	8.00	225.00	1,800.00
8/30/2018	SME	Meet with Page, Trakas and Wassinger; review documents produced and prepare outlines and materials for depositions of Kreidler and Powers. (Page v Stenger)	5.00	225.00	1,125.00
8/30/2018	ELK	Work on reply to motion to dismiss; prepare for depositions of Kreidler and Powers	9.50	225.00	2,137.50
8/31/2018	SME	Strategize regarding depositions of Kreidler and Powers; read and review additional documents produced by County	0.40	225.00	90.00
8/31/2018	ELK	Final preparation for depositions; take depositions of Kreidler and Powers	6.50	225.00	1,462.50
9/4/2018	SME	Work on and file Reply to Motion to Dismiss Third Amended petition (Page v Stenger)	1.10	225.00	247.50
9/4/2018	ELK	Finalize reply to motion to dismiss; work on motion to terminate deposition	1.20	225.00	270.00
9/5/2018	SME	Review Motion to Terminate Deposition; Strategize regarding hearing on Motion to Dismiss Third Amended petition (Page v Stenger)	0.50	225.00	112.50
9/5/2018	ELK	Finalize motion to terminate	0.20	225.00	45.00

9/7/2018	SME	Strategize regarding subpoena to Kriedler; read and review order on Motion to Dismiss	0.40	225.00	90.00
9/10/2018	SME	Work on subpoena to Kriedler; correspondence with opposing counsel; correspondence with Phan; correspondence and phone call with Frank; strategize regarding incomplete document in discovery responses; strategize regarding hearing on motion for preliminary injunction	0.80	225.00	180.00
9/10/2018	ELK	Work on trial subpoenas	0.10	225.00	22.50
9/11/2018	SME	Read and review deposition transcripts and organize file materials	0.70	225.00	157.50
9/11/2018	ELK	Review and summarize depositions of Kriedler and Powers	3.30	225.00	742.50
9/12/2018	SME	Read and review correspondence from opposing counsel and strategize regarding county charter	0.30	225.00	67.50
9/12/2018	WEK	Work on preparing for trial with clients	1.10	225.00	247.50
9/12/2018	WEK	Research trial court's authority to set preliminary injunction bond in nominal amount	1.60	225.00	360.00
9/12/2018	WEK	Draft Memorandum to Court requesting that Court set preliminary injunction bond in nominal amount (memorandum folded into post-hearing brief instead of being filed separately)	1.10	225.00	247.50
9/13/2018	SME	Prepare and file Motion for Leave to Add Parties and Entry of Appearance for Wasinger and Harder; read and review memoranda from Council and Stenger regarding budget issues; Prepare supplemental document production and correspondence to opposing counsel; strategize regarding bond issues; strategize regarding permanent injunction; Work on evidentiary stipulation and deposition designations; prepare materials for preliminary injunction hearing; work on Page errata sheet	1.90	225.00	427.50
9/13/2018	ELK	Work on stipulation re exhibits; prep for preliminary injunction hearing	6.10	225.00	1,372.50
9/13/2018	WEK	Research procedural steps and necessity of discovery between preliminary injunction hearing and trial on the merits, consolidation of of trial on the merits with preliminary injunction hearing per Rule 92.02(c)(3), and court's discretion under rule 66.02 to order separate trials	1.60	225.00	360.00
9/13/2018	WEK	Draft office memorandum re procedural steps and necessity of discovery between preliminary injunction hearing and trial on the merits, consolidation of of trial on the merits with preliminary injunction hearing per Rule 92.02(c)(3), and court's discretion under rule 66.02 to order separate trials	0.40	225.00	90.00
9/14/2018	SME	Read and review Kriedler depo errata sheet; Strategize regarding preliminary injunction hearing and post-hearing brief issues	0.80	225.00	180.00
9/14/2018	ELK	Final prep for hearing; meet with clients; represent clients	9.90	225.00	2,227.50

		at preliminary injunction hearing			
9/14/2018	WEK	Post-hearing brief preparation: review all filings in case; close read of memoranda in support of motions to dismiss and responses thereto	1.50	225.00	337.50
9/14/2018	WEK	Post-hearing brief preparation: analysis of County Charter as it relates to use of the word "department" and County Executive's authority over budget and Council generally	2.30	225.00	517.50
9/16/2018	WEK	Draft post-preliminary injunction hearing brief	2.50	225.00	562.50
9/17/2018	SME	Strategize regarding deposition designations	0.80	225.00	180.00
9/17/2018	ELK	Work on objections Defendants deposition excerpts	0.60	225.00	135.00
9/17/2018	WEK	Research regarding elements of preliminary injunction, rules of statutory interpretation	0.80	225.00	180.00
9/17/2018	WEK	Draft post-preliminary injunction hearing brief	3.10	225.00	697.50
9/18/2018	ELK	Work on post-preliminary injunction filing	6.70	225.00	1,507.50
9/18/2018	WEK	Draft objections to Defendants' Deposition Designations for Sam Page	1.50	225.00	337.50
9/20/2018	ELK	Further drafting and editing of post-hearing filing	3.20	225.00	720.00
9/20/2018	ELK	Review Defendants post-hearing filing	0.80	225.00	180.00
9/21/2018	SME	Work on post-hearing brief	0.40	225.00	90.00
9/21/2018	ELK	Review and finalize post-hearing filing	1.80	225.00	405.00
9/21/2018	WEK	Revise post-preliminary injunction hearing brief	2.80	225.00	630.00
9/21/2018	WEK	Draft proposed preliminary injunction order and judgment	1.50	225.00	337.50
9/28/2018	SME	Read, review and strategize regarding Court's Order regarding preliminary injunction; telephone call with court clerk and work on injunction bond	0.70	225.00	157.50
9/28/2018	ELK	Review favorable ruling; work on posting bond	1.60	225.00	360.00
10/1/2018	ELK	Updated research re conflict of interest for government attorney; meet with clients	2.00	225.00	450.00
10/2/2018	SME	Meet with Phan; strategize regarding contracts with County	0.50	225.00	112.50
10/2/2018	WEK	Research case law as to whether government attorney has conflict concurrently if represent opposing branches of gov't, agencies, etc	3.50	225.00	787.50
10/5/2018	SME	Telephone call from Phan; correspondence to Phan and Page	0.80	225.00	180.00
10/10/2018	SME	Prepare for and attend meeting with Page and Trakas	0.50	225.00	112.50
				Sub-total Fees:	29,992.50

Expenses

8/22/2018		TRANSCRIPT FEE			62.00
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9/4/2018	DEPOSITION OF SAM PAGE	225.00
9/10/2018	DEPOSITION OF PAUL KREIDLER & GLENN POWERS	225.00
9/10/2018	Process server	225.00
9/28/2018	Circuit clerk, St. Louis County	225.00
	Sub-total Expenses:	962.00

	Total Current Billing:	30,954.50
	Previous Balance Due:	0.00
	Payments and Credits Applied:	0.00
	Total Now Due:	30,954.50