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#### UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION

In re:		Chapter 11
DBMP LLC, <sup>1</sup>		Case No. 20-30080 (JCW)
	Debtor.	

COMBINED<sup>2</sup> NINTH INTERIM APPLICATION OF SANDER L. ESSERMAN AS LEGAL REPRESENTATIVE FOR FUTURE CLAIMANTS AND STUTZMAN, BROMBERG, ESSERMAN & PLIFKA, A PROFESSIONAL CORPORATION AS COUNSEL TO THE LEGAL REPRESENTATIVE FOR FUTURE CLAIMANTS FOR ALLOWANCE OF COMPENSATION AND REIMBURSEMENT OF EXPENSES FOR THE PERIOD FROM JANUARY 1, 2023 THROUGH APRIL 30, 2023

Name of Applicant: Sander L. Esserman and

Stutzman, Bromberg, Esserman & Plifka,

P.C.

Authorized to Provide Professional Services as: The FCR and counsel to the FCR

Date of Retention: Effective as of April 16, 2020

[Docket Nos. 310 and 323]

Period for which compensation and

Reimbursement is sought: January 1, 2023 through April 30, 2023

Amount of Compensation Sought as

Actual, Reasonable and Necessary: \$167,934.50

(FCR's Portion: \$112,515.00) (SBEP's Portion: \$55,419.50)

Amount of Expense Reimbursement

Sought as Actual, Reasonable and Necessary: \$1,123.57

(FCR's Portion: \$1,123.57) (SBEP's Portion: \$0.00)

The last four digits of the Debtor's taxpayer identification number are 8817. The Debtor's address is 20 Moores Road, Malvern Pennsylvania 19335.

In light of the fact that Sander L. Esserman, the legal representative for future claimants (the "<u>Future Claimants</u>' <u>Representative</u>" or "<u>FCR</u>"), is a member of the law firm Stutzman, Bromberg, Esserman & Plifka, P.C. ("<u>SBEP</u>"), which serves as counsel to the FCR, the FCR and SBEP will be submitting combined fee applications per the Court's order appointing the FCR and the order authorizing the retention and employment of SBEP.

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Total Compensation and Expense Reimbursement Requested:	\$169,058.07 (FCR's Portion: \$113,638.57) (SBEP's Portion: \$55,419.50)		
This is an: monthly	<u>x</u> interim	final application	

This is the ninth interim fee application for compensation of fees and expenses filed on behalf of Sander L. Esserman in his capacity as FCR and SBEP as counsel to the FCR.

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#### UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION

In re:		Chapter 11
DBMP LLC, <sup>1</sup>		Case No. 20-30080 (JCW)
	Debtor.	

COMBINED<sup>2</sup> NINTH INTERIM APPLICATION OF SANDER L. ESSERMAN AS LEGAL REPRESENTATIVE FOR FUTURE CLAIMANTS AND STUTZMAN, BROMBERG, ESSERMAN & PLIFKA, A PROFESSIONAL CORPORATION AS COUNSEL TO THE LEGAL REPRESENTATIVE FOR FUTURE CLAIMANTS FOR ALLOWANCE OF COMPENSATION AND REIMBURSEMENT OF EXPENSES FOR THE PERIOD FROM JANUARY 1, 2023 THROUGH APRIL 30, 2023

Sander L. Esserman, the legal representative for future claimants in the chapter 11 case commenced by DBMP LLC ("DBMP" or the "Debtor"), and Stutzman, Bromberg, Esserman & Plifka, P.C. (together with the Future Claimants' Representative, the "Applicants") hereby file their combined ninth interim application (the "Application") for allowance of compensation for services rendered during the period from January 1, 2023 through April 30, 2023 (the "Interim Period"), pursuant to sections 330 and 331 of title 11 of the United States Code, 11 U.S.C. §§ 101 et seq. (the "Bankruptcy Code"), Rule 2016 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), and this Court's Amended Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Retained Professionals (the "Interim Compensation Order") entered August 6, 2020 [Docket No. 402].

The last four digits of the Debtor's taxpayer identification number are 8817. The Debtor's address is 20 Moores Road, Malvern Pennsylvania 19335.

In light of the fact that Sander L. Esserman, the legal representative for future claimants (the "<u>Future Claimants</u>' <u>Representative</u>" or "<u>FCR</u>"), is a member of the law firm Stutzman, Bromberg, Esserman & Plifka, P.C. ("<u>SBEP</u>"), which serves as counsel to the FCR, the FCR and SBEP will be submitting combined fee applications per the Court's order appointing the FCR and the order authorizing the retention and employment of SBEP.

By this Application, the Applicants hereby move this Court for an order awarding the Applicants reasonable compensation for the Interim Period for professional legal services rendered in the amount of \$167,934.50, and reimbursement for actual and necessary expenses incurred in the amount of \$1,123.57, for a total of \$169,058.07. In support of this Application, Applicants respectfully represent as follows:

#### **BACKGROUND**

- 1. On January 23, 2020 (the "<u>Filing Date</u>"), the Debtor filed a voluntary petition in this Court for relief under chapter 11 of the Bankruptcy Code.
- 2. The Court has jurisdiction over this Application pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2).
- 3. On February 14, 2020, the Court entered an order [Docket No. 155] appointing an official committee of asbestos claimants (the "ACC") in this chapter 11 case.
- 4. On June 1, 2020, the Court entered the *Order Appointing Sander L. Esserman as Legal Representative for Future Asbestos Claimants* (the "<u>Retention Order</u>") [Docket No. 310].
- 5. On June 9, 2020, the FCR filed his Ex Parte Application for Order Authorizing the Future Claimants' Representative to Retain and Employ Young Conaway Stargatt & Taylor, LLP and Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation, as his Attorneys (the "Employment Application"). That same day, the Court entered its Ex Parte Order Authorizing Retention and Employment of Young Conaway Stargatt & Taylor, LLP and Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation as Attorneys for the Future Claimants' Representative [Docket No. 323] (the "Employment Order"). The Employment Order authorized the FCR to retain SBEP as his co-counsel in this case and directed the FCR to include SBEP's requests for compensation in the FCR's applications for payment.

6. Pursuant to the Interim Compensation Order, professionals may request monthly compensation and reimbursement. Such requests are to be served on the Notice Parties (as further defined in the Interim Compensation Order, the "Notice Parties") for review. The Interim Compensation Procedures require a fourteen (14) day objection period. Accordingly, if no objection to a professional's request is received within fourteen (14) days of such request, the Debtor is authorized to pay 90% of the fees and 100% of the expenses requested. The Interim Compensation Order also requires each retained professional to file, approximately every four (4) months, an application for interim Court approval and allowance pursuant to section 331 of the Bankruptcy Code of 100% of the compensation and reimbursement of expenses for the prior four (4) months.

#### COMPENSATION RECEIVED DURING INTERIM PERIOD

7. All services for which the FCR and SBEP seek compensation were performed in connection with Mr. Esserman's appointment as FCR. During the Interim Period, the FCR and SBEP have or should have received monthly payments from the Debtor pursuant to the Interim Compensation Order as follows:

#### **SUMMARY OF THE FCR'S MONTHLY PAYMENTS**

Date Submitted	Period Covered	Requested Fees/Expenses	Amount Paid or to be Paid (90% of Fees, 100% of Expenses)	Amount of Holdback Requested
3/6/2023	Jan 1, 2023 – Jan	Fees: \$31,102.50	Fees: \$27,992.25	\$3,110.25
3/0/2023	31, 2023	Expenses: \$0.00	Expenses: \$0.00	\$5,110.25
3/23/2023	Feb 1, 2023 –	Fees: \$26,910.00	Fees: \$24,219.00	\$2,691.00
3/23/2023	Feb 28, 2023	Expenses: \$0.00	Expenses: \$0.00	\$2,091.00
4/26/2023	March 1, 2023 –	Fees: \$19,012.50	Fees: \$17,111.25	\$1,901.25
4/20/2023	March 31, 2023	Expenses: \$0.00	Expenses: \$0.00	\$1,901.23
5/24/2023	April 1, 2023 –	Fees: \$35,490.00	Fees: \$31,941.00	\$3,549.00
3/24/2023	April 30, 2023	Expenses: \$1,123.57	Expenses: \$0.00	\$3,349.00
TOTAL		Fees: \$112,515.00	Fees: \$101,263.50	\$11,251.50
-	IUIAL	<b>Expenses: \$1,123.57</b>	<b>Expenses: \$1,123.57</b>	\$11,251.50

#### **SUMMARY OF SBEP'S MONTHLY PAYMENTS**

Date Submitted	Period Covered	Requested Fees/Expenses	Amount Paid or to be Paid (90% of Fees, 100% of Expenses)	Amount of Holdback Requested
3/6/2023	Jan 1, 2023 – Jan	Fees: \$12,911.00	Fees: \$11,619.90	\$1,291.10
3/0/2023	31, 2023	Expenses: \$0.00	Expenses: \$0.00	Ψ1,271.10
3/23/2023	Feb 1, 2023 –	Fees: \$4,410.50	Fees: \$3,969.45	\$441.05
3/23/2023	Feb 28, 2023	Expenses: \$0.00	Expenses: \$0.00	\$ <del>44</del> 1.03
4/26/2023	March 1, 2023 –	Fees: \$4,041.00	Fees: \$3,636.90	\$404.10
4/20/2023	March 31, 2023	Expenses: \$0.00	Expenses: \$0.00	\$404.10
5/24/2023	April 1, 2023 –	Fees: 34,057.00	Fees: \$30,651.30	\$2.405.70
3/24/2023	April 30, 2023	Expenses: \$0.00	Expenses: \$0.00	\$3,405.70
TOTAL		Fees: \$55,419.50	Fees: \$49,877.55	QE E / 1 QE
	ГОТАL	Expenses: \$0.00	Expenses: \$0.00	\$5,541.95

The Applicants' monthly fee requests were served upon the Notice Parties for review as directed by the Interim Compensation Order. As of the date of this Application, no interested party has objected to any of Applicants' monthly fee requests.

#### **SERVICES RENDERED BY THE FCR**

- 8. Attached hereto as **Exhibits A1-A4** is a detailed description of the services performed and expenses incurred by the FCR and/or SBEP during the Interim Period. In summary, the FCR expended 115.40 hours in connection with this matter during the Interim Period resulting in fees totaling \$112,515.00. SBEP expended a total of 105.60 hours in connection with this matter during the Interim Period resulting in fees totaling \$55,419.50.
- 9. The time that the FCR and SBEP devoted to this case during the Interim Period includes time spent conferring with each other and the FCR's co-counsel regarding various matters relevant to the Future Claimants in this case. Time was also spent reviewing the docket in this case and meeting with counsel for the Debtor and the ACC. The Applicants also worked with the FCR's co-counsel and counsel for the ACC to review and analyze various matters

relating to the pending adversary proceedings. The FCR also spent time working with his counsel on matters related to the Debtor's estimation motion and various related discovery matters. The FCR also spent time preparing for and attending hearings in this case.

- 10. Given the FCR's position as a party in this proceeding, his time and the resulting fees were not duplicative of those of any attorney time billed by his professionals. Moreover, SBEP and the FCR's general counsel, Young Conaway Stargatt & Taylor, LLP ("YCST"), worked diligently to ensure that SBEP's services were not duplicative of any attorney time billed by YCST. The FCR believes that his billing rate and the billing rates of the SBEP professionals assisting the FCR for the Interim Period in these cases, which reflect customary billing rates for the year 2023, should be deemed "reasonable billing rates" for the purposes of this Court's determination of the "reasonableness" of the fees for services rendered.
  - 11. The attached **Exhibit B** sets forth the FCR and SBEP's time by project categories.
- 12. A summary of the professionals and paraprofessional who have rendered services with respect to the Application is attached hereto as **Exhibit C**.
  - 13. Attached hereto as **Exhibit D** is a summary of the FCR's prior fee applications.
  - 14. Attached hereto as **Exhibit E** is a summary of SBEP's prior fee applications.

#### **DISBURSEMENTS**

15. The FCR requests reimbursement for his actual and necessary expenses incurred during the Interim Period totaling \$1,123.57. SBEP requests reimbursement for its actual and necessary expenses incurred during the Interim Period totaling \$0.00. Attached hereto as **Exhibit F**, the Applicants have itemized the costs and expenses that were incurred during the Interim Period.

#### **NOTICE**

16. Notice of this Application has been provided in accordance with the Interim Compensation Order. The Applicants respectfully submit that further notice of this Application is neither required nor necessary.

WHEREFORE, for the reasons set forth herein, (i) the FCR requests interim allowance of compensation in the amount of \$112,515.00 as compensation for necessary professional services rendered during the Interim Period and the sum of \$1,123.57 for reimbursement for actual and necessary expenses the FCR incurred during the Interim Fee Period pursuant to Section 330 of the Bankruptcy Code; (ii) SBEP requests interim allowance of compensation in the amount of \$55,419.50 as compensation for necessary professional legal services rendered during the Interim Period and the sum of \$0.00 for reimbursement for actual and necessary expenses incurred during the Interim Fee Period pursuant to Section 330 of the Bankruptcy Code; (iii) that the allowance of such compensation be without prejudice to the FCR's and SBEP's right to seek additional compensation for services rendered and expenses incurred during the Interim Fee Period that were not processed at the time of this Application; and (iv) that the Court grant such other and further relief as is just and proper.

[signatures on following page]

Dated: June 22, 2023 ALEXANDER RICKS PLLC

/s/ Felton E. Parrish

Felton E. Parrish (NC Bar No. 25448)

1420 E. 7th Street, Suite 100

Charlotte, NC 28204 Telephone: 704-365-3656 Facsimile: 704-365-3676

Email: felton.parrish@alexanderricks.com

- and -

Sander L. Esserman (Texas Bar No. 06671500) Heather J. Panko (Texas Bar No. 24049516) STUTZMAN, BROMBERG, ESSERMAN & PLIFKA, A Professional Corporation 2323 Bryan Street, Suite 2200 Dallas, Texas 75201 Telephone: (214) 969-4900

Facsimile: (214) 969-4999 Email: esserman@sbep-law.com panko@sbep-law.com

- and -

James L. Patton, Jr. (Delaware Bar No. 2202)
Edwin J. Harron (Delaware Bar No. 3396)
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Email: jpatton@ycst.com
eharron@ycst.com

Counsel to the Future Claimants' Representative

szieg@ycst.com

## **EXHIBIT A-1**

**INVOICE FOR JANUARY 1, 2023 – JANUARY 31, 2023** 

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#### STUTZMAN, BROMBERG, ESSERMAN & PLIFKA

A PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS
2323 BRYAN STREET

SUITE 2200 DALLAS, TEXAS 75201-2689

HEATHER J. PANKO E-MAIL: panko@sbep-law.com

March 6, 2023

TELEPHONE: (214) 969-4900

FACSIMILE: (214) 969-4999

TO: Notice Parties

FROM: Sander L. Esserman, the Future Claimants' Representative & Stutzman,

Bromberg, Esserman & Plifka, P.C.

RE: Monthly Compensation Statement - In re DBMP LLC, Case No. 20-

30080 (JCW), U.S. Bankruptcy Court, Western District of North

Carolina, Charlotte Division

Sander L. Esserman was appointed, effective April 16, 2020, as the legal representative for future claimants (the "Future Claimants' Representative"), pursuant to the Order Appointing Sander L. Esserman as Legal Representative for Future Asbestos Claimants dated June 1, 2020 [Docket No. 310]. Pursuant to the Ex Parte Order Authorizing Retention and Employment of Young Conaway Stargatt & Taylor, LLP and Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation as Attorneys for the Future Claimants' Representative dated June 9, 2020 (the "Retention Order") [Docket No. 323] the Future Claimants' Representative was authorized to and employed Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation ("SBEP") as his counsel effective April 16, 2020.

As directed in the Retention Order, the Future Claimants' Representative and SBEP hereby submit their combined Monthly Statement for Compensation and Reimbursement for the period from January 1, 2023 through January 31, 2023 (the "Fee Period").

During the Fee Period, the Future Claimants' Representative and SBEP incurred fees of \$44,013.50 and expenses of \$0. The Future Claimants' Representative's share is fees of \$31,102.50 and expenses of \$0. SBEP's share is fees of \$12,911.00 and expenses of \$0.00.

Pursuant to the *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Retained Professionals* dated February 13, 2020 [Docket No. 150], retained professionals may request 90% of their fees and 100% of their expenses on a monthly basis. Accordingly, Mr. Esserman and SBEP request payment from the Debtor in the amount of \$39,612.15, which is calculated as follows: \$39,612.15 (90% of \$44,013.50) and \$0 (100% expenses). The remaining holdback is \$4,401.35.

Attached hereto and incorporated as part of this Monthly Compensation Statement is the Future Claimants' Representative's and SBEP's combined billing invoice for the Fee Period.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,

Heather J. Panko

Counsel to the Future Claimants' Representative

# $\underline{EXHIBIT\ A}$

Time Records for the Fee Period

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ATTORNEYS AND COUNSELORS
2323 Bryan Street
Suite 2200
Dallas, Texas 75201-2689
Tel (214)969-4900 | Fax (214)969-4999
Web Site: www.sbep-law.com
Tax ID No. 75-2355903

#### SANDER L. ESSERMAN

February 2, 2023 **Invoice 198888** 

For services performed through 01/31/23

CLIENT: ES002 - SANDER L. ESSERMAN

Re: 0005 DBMP - LLC SANDER ESSER AS FCR

Date		Task	Services	Hours	Rate	Amount
01/01/23	SLE	05	Attend to response to Debtor's letter regarding contested issues; correspondence regarding same with	1.20	975.00	1,170.00
04/00/00	01.5	00	counsel.	0.00	075.00	405.00
01/02/23	SLE	02	Attend to meeting and updates.	0.20	975.00	195.00
01/03/23	MLM	02	Attend meeting with FCR team.	0.80	305.00	244.00
01/03/23	MLM	02	Review docket regarding case; update critical dates; correspondence regarding same.	0.40	305.00	122.00
01/03/23	SLE	05	Attend to review of various documents for hearing; correspondence regarding same.	0.80	975.00	780.00
01/03/23	SLE	02	Attend to conference call with experts.	0.80	975.00	780.00
01/03/23	SLE	02	Review of docket entries and critical dates.	0.20	975.00	195.00
01/03/23	HJP	05	Review multiple papers filed in connection with privilege and discovery disputes.	1.10	580.00	638.00
01/03/23	HJP	02	Attend FCR team meeting.	0.80	580.00	464.00
01/03/23	HJP	02	Review docket updates.	0.10	580.00	58.00
01/03/23	DAK	02	Attend FCR team meeting.	0.80	565.00	452.00
01/04/23	SLE	02	Review of docket and pleadings filed; review withdrawn claims; correspondence regarding same.	0.40	975.00	390.00
01/04/23	SLE	03	Attend to fee application.	0.40	975.00	390.00
01/05/23	MLM	02	Review docket regarding case; review of order; update critical dates;	0.40	305.00	122.00
01/05/23	SLE	09	correspondence regarding same. Attend to hearing; review certain materials; review slides for presentation; attend to presentation.	2.00	975.00	1,950.00
01/05/23	SLE	05	Attend to presentation.  Attend to hearing follow up and potential experts; conference regarding same.	1.00	975.00	975.00

Date		Task	Services	Hours	Rate	Amount
01/05/23	SLE	03	Attend to fee application; correspondence regarding same.	0.40	975.00	390.00
01/05/23	SLE	05	Attend to order in case and review same.	0.20	975.00	195.00
01/05/23	HJP	03	Work on monthly fee statement; correspondence with the FCR and co-counsel re: same.	0.50	580.00	290.00
01/05/23	HJP	02	Review docket updates.	0.30	580.00	174.00
01/06/23	SLE	05	Attend to conference calls with potential experts in case.	2.60	975.00	2,535.00
01/06/23	SLE	05	Attend to certain pleadings in case.	0.60	975.00	585.00
01/06/23	SLE	05	Review certain pleadings filed in case; attend to certain claims issues.	0.40	975.00	390.00
01/08/23	SLE	02	Attend to conference with counsel.	0.30	975.00	292.50
01/09/23	MLM	02	Review docket and filings regarding case; correspondence regarding transcript; update critical dates; correspondence regarding case.	0.60	305.00	183.00
01/09/23	SLE	05	Review of transcript and pleadings in case.	1.00	975.00	975.00
01/09/23	SLE	05	Attend to experts and protocols; correspondence with counsel regarding same.	0.40	975.00	390.00
01/09/23	SLE	02	Attend to agenda for conference.	0.10	975.00	97.50
01/09/23	SLE	05	Attend to possible expert in case; correspondence with counsel regarding same.	0.40	975.00	390.00
01/09/23	HJP	05	Review multiple pleadings filed in connection with receiver adversary.	1.80	580.00	1,044.00
01/09/23	HJP	02	Review calendar updates.	0.10	580.00	58.00
01/10/23	MLM	02	Attend meeting with FCR team (.5); correspondence regarding case (.1).	0.60	305.00	183.00
01/10/23	HJP	05	Attend FCR team meeting.	0.50	580.00	290.00
01/10/23	HJP	05	Work on discovery related to DBMP's first requests for production of documents directed to the FCR; correspondence with E. Edwards re: same.	0.60	580.00	348.00
01/10/23	SLE	02	Attend to meeting with experts and counsel.	0.50	975.00	487.50
01/10/23	SLE	05	Attend to pleadings filed; review and correspondence regarding same.	0.70	975.00	682.50
01/10/23	SLE	05	Attend to experts and review certain materials.	0.50	975.00	487.50
01/10/23	DAK	02	Attend FCR team meeting.	0.50	565.00	282.50
01/11/23	MLM	02	Review court procedures; correspondence regarding same.	0.20	305.00	61.00

Date		Task	Services	Hours	Rate	Amount
01/11/23	HJP	05	Work on FCR discovery; correspondence with FCR re: discovery.	0.70	580.00	406.00
01/11/23	SLE	05	Attend to expert issues; correspondence with counsel regarding same.	1.00	975.00	975.00
01/11/23	SLE	02	Attend to pleading updates; review recent filings.	0.40	975.00	390.00
01/12/23	MLM	02	Review docket regarding case; review claims withdrawal filings; correspondence regarding same.	0.40	305.00	122.00
01/12/23	SLE	02	Attend to filings; review same and docket.	0.50	975.00	487.50
01/12/23	SLE	05	Attend to expert issues and location of experts, etc.	0.50	975.00	487.50
01/12/23	HJP	02	Review docket updates.	0.20	580.00	116.00
01/12/23	HJP	05	Work on estimation discovery matters; cal and correspondence with Monica Fratticci re same.	l 0.50	580.00	290.00
01/13/23	HJP	05	Work on estimation discovery.	0.80	580.00	464.00
01/13/23	SLE	05	Attend to expert issues; review of possible experts.	1.00	975.00	975.00
01/13/23	SLE	02	Attend to docket updates; review claims withdrawal issues.	0.30	975.00	292.50
01/16/23	HJP	05	Work on estimation related discovery (2.3); multiple correspondence with M. Fratticci re same and S. Davis re: same (0.3).	2.60	580.00	1,508.00
01/16/23	SLE	02	Attend to pleadings filed, docket, and critical dates.	0.30	975.00	292.50
01/17/23	MLM	02	Review docket regarding case; update critical dates; correspondence regarding same.	0.30	305.00	91.50
01/17/23	MLM	03	Work on fee issues.	0.30	305.00	91.50
01/17/23	HJP	05	Call with E Edwards re discovery issues (0.1); correspondence with M. Fratticci re: same (0.2).	0.30	580.00	174.00
01/17/23	HJP	02	Review docket and calendar updates.	0.10	580.00	58.00
01/17/23	SLE	05	Attend to motions to be filed and responses; correspondence regarding same.	1.50	975.00	1,462.50
01/17/23	SLE	02	Attend to docket updates and critical dates.	0.20	975.00	195.00
01/18/23	HJP	05	Correspondence to/from M. Fratticci re discovery database.	0.10	580.00	58.00
01/18/23	SLE	05	Attend to motions to be filed, review same and correspondence regarding same.	1.00	975.00	975.00
01/18/23	SLE	02	Attend to critical date calendar and filings.	0.20	975.00	195.00

Date		Task	Services	Hours	Rate	Amount
01/19/23	MLM	02	Review docket regarding claims withdrawal filings; correspondence regarding same.	0.20	305.00	61.00
01/19/23	HJP	05	Correspondence with S. Esserman, E. Edwards and S. Zieg re status of estimation discovery.	0.10	580.00	58.00
01/19/23	SLE	05	Attend to motion and revised motion regarding case; correspondence regarding same.	1.00	975.00	975.00
01/19/23	SLE	05	Attend to discovery issues; correspondence regarding same.	0.50	975.00	487.50
01/20/23	MLM	02	Review docket regarding case; update critical dates; correspondence regarding same.	0.40	305.00	122.00
01/20/23	HJP	02	Review docket updates and recently filed pleadings.	0.70	580.00	406.00
01/20/23	HJP	03	Work on monthly fee statement.	0.10	580.00	58.00
01/20/23	HJP	05	Work on estimation discovery review.	0.60	580.00	348.00
01/20/23	SLE	02	Attend to review of filed papers in case, docket updates and filings.	0.50	975.00	487.50
01/20/23	SLE	03	Correspondence regarding fee application.	0.10	975.00	97.50
01/20/23	SLE	02	Attend to critical dates and hearings.	0.20	975.00	195.00
01/23/23	MLM	03	Work on monthly fee statement;	0.30	305.00	91.50
.,,			correspondence regarding same.			
01/23/23	HJP	03	Work on monthly fee statement.	0.10	580.00	58.00
01/23/23	HJP	05	Work on estimation discovery; call and	0.40	580.00	232.00
0 1/20/20		00	correspondence with M. Fratticci re same.	00	000.00	202.00
01/23/23	SLE	02	Attend to meeting; attend to correspondence regarding same.	0.50	975.00	487.50
01/23/23	SLE	02	Attend to critical dates; attend to conference with experts; correspondence	0.30	975.00	292.50
04/04/00		00	regarding same.	0.50	00= 00	45050
01/24/23	MLM	02	Attend meeting with FCR team.	0.50	305.00	152.50
01/24/23	HJP	05	Work on estimation discovery; correspondence with M. Fratticci and E. Edwards re same.	0.50	580.00	290.00
01/24/23	HJP	03	Work on monthly fee statement and next interim fee application.	0.20	580.00	116.00
01/24/23	HJP	02	Attend FCR team meeting.	0.50	580.00	290.00
01/24/23	SLE	02	Attend to call with experts and counsel.	0.50	975.00	487.50
01/24/23	SLE	05	Attend to pleading to be filed;	0.40	975.00	390.00
J 1/2 1/20	<b>J</b>	00	correspondence regarding same.	5.10	5.5.00	000.00
01/24/23	SLE	03	Correspondence regarding fee application.	0.20	975.00	195.00

Date		Task	Services	Hours	Rate	Amount
01/24/23	SLE	02	Attend to issues regarding hearing; review of certain materials in connection therewith.	0.40	975.00	390.00
01/24/23	DAK	02	Attend FCR team meeting.	0.50	565.00	282.50
01/25/23	MLM	03	Work on interim fee application.	0.50	305.00	152.50
01/25/23	SLE	09	Review correspondence regarding case	0.70	975.00	682.50
04/05/00	01.5	05	and hearing; attend court hearing.	0.40	075.00	000.00
01/25/23	SLE	05	Review of draft pleading; correspondence regarding same.	0.40	975.00	390.00
01/25/23	SLE	02	Review of filings and docket.	0.20	975.00	195.00
01/26/23	SLE	03	Attend to fee applications;	0.50	975.00	487.50
			correspondence regarding same.			
01/26/23	SLE	02	Attend to docket updates.	0.20	975.00	195.00
01/26/23	SLE	02	Attend to revised pleadings;	0.40	975.00	390.00
			correspondence regarding same.			
01/27/23	MLM	02	Review docket regarding case;	0.30	305.00	91.50
			correspondence regarding case and transcript.			
01/27/23	SLE	05	Attend to draft pleadings and revisions.	0.50	975.00	487.50
01/27/23	SLE	02	Attend to docket updates.	0.20	975.00	195.00
01/30/23	MLM	02	Review docket regarding case;	0.30	305.00	91.50
			correspondence regarding same.			
01/30/23	SLE	05	Attend to review of opinion and effect on case; attend to follow up.	1.20	975.00	1,170.00
01/30/23	SLE	02	Attend to review of docket and additional	0.30	975.00	292.50
		-	pleadings filed.			
01/30/23	HJP	02	Review docket updates.	0.10	580.00	58.00
01/31/23	MLM	03	Work on interim fee application; correspondence regarding same.	1.20	305.00	366.00
01/31/23	MLM	02	Review documents regarding case;	0.30	305.00	91.50
			update critical dates; correspondence regarding same.			
01/31/23	HJP	03	Review correspondence re: monthly fee	0.90	580.00	522.00
01/01/20	1 101	00	statement (0.1); work on interim fee	0.00	000.00	022.00
			application (0.7); correspondence with			
			FCR and co-counsel re: interim fee			
			application (0.1).			
01/31/23	HJP	02	Review docket update and recent filings.	1.00	580.00	580.00
01/31/23	SLE	02	Attend to docket update and critical dates.		975.00	292.50
01/31/23	SLE	03	Attend to fee application regarding case.	0.40	975.00	390.00
			11	-		

Client Ref: ES002 - 0005 February 2, 2023

Invoice 198888 Page 6

**Timekeeper Summary** 

		Rate	Hours	Amount
SLE	Sander L Esserman	975.00	31.90	31,102.50
DAK	David A Klingler	565.00	1.80	1,017.00
MLM	Monica Moore	305.00	8.00	2,440.00
HJP	Heather Panko	580.00	16.30	9,454.00
Total fo	Total for Services 58.			

### **Task Billing Summary**

Task	Activity	Hours	Current \$
02	CASE ADMINISTRATION	19.80	13,207.50
03	FEE APPLICATIONS	6.10	3,695.50
05	LITIGATION/ADVERSARY PROCEEDINGS	29.40	24,478.00
06	PLAN AND DISCLOSURE STATEMENT	0.00	0.00
07	<b>CLAIMS ADMINISTRATION</b>	0.00	0.00
80	NON-WORKING TRAVEL	0.00	0.00
09	HEARINGS	2.70	2,632.50
10	MEETINGS/COMMUNICATIONS WITH CREDITORS	0.00 C	0.00
11	SCHEDULES & STATEMENTS, U.S. TRUSTEE REP	0.00	0.00
14	GENERAL CORPORATE MATTERS	0.00	0.00
15	RETENTION OF PROFESSIONALS	0.00	0.00
	Totals	58.00	44,013.50

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Client Ref: ES002 - 0005
Invoice 198888

Summary of Charges on this Invoice
Total for Services

Total for Expenses

0.00

Total for this Invoice

\$44,013.50

# EXHIBIT B

Expense Records for the Fee Period

Expense Category	FCR Expenses for the Fee Period	SBEP Expenses for the Fee Period	Total Expenses for the Fee Period
Air/Rail Travel	_	_	
Car/Bus/Subway Travel			
Certified Court Documents			_
Computerized Legal			_
Research/Docket Search			
Deliveries			
Hotel/Lodging			
Internet Access			
Miscellaneous			
Mileage			_
Parking			
Postage			
In-house Copy Charges			
Outsourced Copy Charges			
Teleconference / Video Conference			_
Travel Meals			
Working Meals			_
TOTAL	0.00	0.00	0.0

# **EXHIBIT A-2**

**INVOICE FOR FEBRUARY 1, 2023 – FEBRUARY 28, 2023** 

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#### STUTZMAN, BROMBERG, ESSERMAN & PLIFKA

A PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS
2323 BRYAN STREET

SUITE 2200 DALLAS, TEXAS 75201-2689

HEATHER J. PANKO

TELEPHONE: (214) 969-4900 FACSIMILE: (214) 969-4999

E-MAIL: panko@sbep-law.com

March 23, 2023

TO: Notice Parties

FROM: Sander L. Esserman, the Future Claimants' Representative & Stutzman,

Bromberg, Esserman & Plifka, P.C.

RE: Monthly Compensation Statement - In re DBMP LLC, Case No. 20-

30080 (JCW), U.S. Bankruptcy Court, Western District of North

Carolina, Charlotte Division

Sander L. Esserman was appointed, effective April 16, 2020, as the legal representative for future claimants (the "Future Claimants' Representative"), pursuant to the Order Appointing Sander L. Esserman as Legal Representative for Future Asbestos Claimants dated June 1, 2020 [Docket No. 310]. Pursuant to the Ex Parte Order Authorizing Retention and Employment of Young Conaway Stargatt & Taylor, LLP and Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation as Attorneys for the Future Claimants' Representative dated June 9, 2020 (the "Retention Order") [Docket No. 323] the Future Claimants' Representative was authorized to and employed Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation ("SBEP") as his counsel effective April 16, 2020.

As directed in the Retention Order, the Future Claimants' Representative and SBEP hereby submit their combined Monthly Statement for Compensation and Reimbursement for the period from February 1, 2023 through February 28, 2023 (the "Fee Period").

During the Fee Period, the Future Claimants' Representative and SBEP incurred fees of \$31,320.50 and expenses of \$0. The Future Claimants' Representative's share is fees of \$26,910.00 and expenses of \$0. SBEP's share is fees of \$4,410.50 and expenses of \$0.00.

Pursuant to the *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Retained Professionals* dated February 13, 2020 [Docket No. 150], retained professionals may request 90% of their fees and 100% of their expenses on a monthly basis. Accordingly, Mr. Esserman and SBEP request payment from the Debtor in the amount of \$28,188.45, which is calculated as follows: \$28,188.45 (90% of \$31,320.50) and \$0 (100% expenses). The remaining holdback is \$3,132.05.

Attached hereto and incorporated as part of this Monthly Compensation Statement is the Future Claimants' Representative's and SBEP's combined billing invoice for the Fee Period.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,

Heather J. Panko

Counsel to the Future Claimants' Representative

# $\underline{EXHIBIT\ A}$

Time Records for the Fee Period

# Case 20-30080 Doc 2514 Filed 06/22/23 Entered 06/22/23 14:28:14 Desc Main STUTZMAN, BROWBERG, ESSERMAN & PLIFKA A PROFESSIONAL CORPORATION

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Web Site: www.sbep-law.com
Tax ID No. 75-2355903

SANDER L. ESSERMAN

March 2, 2023 **Invoice 199197** 

For services performed through 02/28/23

CLIENT: ES002 - SANDER L. ESSERMAN

Re: 0005 DBMP - LLC SANDER ESSER AS FCR

Date		Task	Services	Hours	Rate	Amount
02/01/23	SLE	02	Attend to docket update and critical dates.	0.20	975.00	195.00
02/01/23	SLE	05	Attend to draft pleadings and responsive	1.00	975.00	975.00
			pleadings and correspondence regarding			
			same.			
02/01/23	HJP	03	Review correspondence from F. Parrish	0.20	580.00	116.00
			and S. Zieg re next interim fee application			
			and update calendar.			
02/02/23	SLE	05	Attend to draft pleadings regarding	1.50	975.00	1,462.50
			response to discovery; correspondence			
			regarding same.			
02/02/23	SLE	02	Attend to docket updates; review of filed	0.30	975.00	292.50
00/00/00	o. –		pleadings.			400
02/02/23	SLE	03	Attend to fee applications;	0.50	975.00	487.50
00/00/00	01.5	00	correspondence regarding same.	0.00	075.00	405.00
02/02/23	SLE	02	Correspondence with counsel regarding	0.20	975.00	195.00
02/02/22	SLE	02	investment guidelines.	0.40	075.00	07.50
02/02/23	SLE	02	Correspondence with experts regarding open issues.	0.10	975.00	97.50
02/02/23	HJP	03	Work on monthly fee statement.	0.30	580.00	174.00
02/02/23	MLM	02	Review docket regarding case;	0.20	305.00	61.00
02/03/23	IVILIVI	02	correspondence regarding case,	0.20	303.00	01.00
02/03/23	SLE	05	Attend to responsive pleadings and	1.50	975 00	1,462.50
02/00/20	OLL	00	correspondence regarding same.	1.00	373.00	1,402.00
02/03/23	SLE	02	Correspondence regarding Debtor issues	0.20	975.00	195.00
0_,00,_0		<b>~</b> _	with counsel.	00	0.0.00	
02/03/23	SLE	02	Attend to docket update.	0.20	975.00	195.00
02/03/23	SLE	03	Attend to fee applications;	0.40	975.00	390.00
			correspondence regarding same.			
02/03/23	SLE	05	Attend to papers for hearing; review same	. 0.50	975.00	487.50
02/04/23	SLE	05	Attend to discovery responses and	1.50	975.00	1,462.50
			correspondence regarding same.			
02/04/23	HJP	02	Review docket update and recently filed	0.60	580.00	348.00
			pleadings.			

Client Ref: ES002 - 0005 March 2, 2023 Invoice 199197 Page 2

Date		Task	Services	Hours	Rate	Amount
02/05/23	SLE	05	Attend to draft pleadings; correspondence regarding same; attend to discovery responses.			2,145.00
02/06/23	MLM	02	Review docket regarding case; correspondence regarding same.	0.20	305.00	61.00
02/06/23	SLE	05	Attend to draft pleadings and pleadings to be filed.	1.70	975.00	1,657.50
02/06/23	SLE	02	Attend to review of filed papers in case.	0.30	975.00	292.50
02/06/23	SLE	02	Attend to meeting and agenda.	0.20	975.00	195.00
02/07/23	MLM	02	Review docket regarding case; review claims withdrawal filings; correspondence regarding same.	0.30	305.00	91.50
02/07/23	MLM	02	Attend meeting with FCR team.	0.70	305.00	213.50
02/07/23	HJP	02	Attend FCR team meeting.	0.70	580.00	406.00
02/07/23	HJP	05	Review recently filed pleadings.	0.80	580.00	464.00
02/07/23	SLE	02	Attend to meeting preparation.	0.20	975.00	195.00
02/07/23	SLE	02	Attend to meeting with counsel and experts.	0.70	975.00	682.50
02/07/23	SLE	02	Attend to follow up issues; correspondence regarding same.	0.20	975.00	195.00
02/07/23	SLE	02	Attend to hearing and correspondence with counsel regarding same.	0.20	975.00	195.00
02/07/23	SLE	02	Review of certain pleadings filed and updates.	0.20	975.00	195.00
02/07/23	SLE	02	Correspondence with experts.	0.10	975.00	97.50
02/07/23	SLE	02	Review of withdrawn claims and filings regarding same.	0.20	975.00	195.00
02/07/23	DAK	02	Attend FCR team meeting.	0.70	565.00	395.50
02/08/23	SLE	09	Attend to court hearing regarding case and review materials.	1.00	975.00	975.00
02/08/23	SLE	02	Attend to docket updates and critical dates.	0.20	975.00	195.00
02/08/23	SLE	03	Attend to fee statement.	0.20	975.00	195.00
02/09/23	SLE	09	Prepare for hearing with review of various pleadings, correspondence regarding case; review and correspondence on proposed order resolving receivership issues; correspondence with counsel.	0.70	975.00	682.50
02/09/23	SLE	09	Attend hearing in case.	2.50	975.00	2,437.50
02/09/23	SLE	05	Attend to follow up regarding case; review of slides and other materials relevant to case.	0.50	975.00	
02/10/23	SLE	02	Attend to critical dates issues and docket updates.	0.30	975.00	292.50

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Date		Task	Services	Hours	Rate	Amount
02/13/23	SLE	05	Attend to possible pleadings in case;	0.50	975.00	487.50
	<u> </u>		correspondence regarding same.			
02/13/23	SLE	02	Attend to docket updates and critical	0.50	975.00	487.50
02/14/23	HJP	03	dates; correspondence regarding same. Work on supplemental disclosures.	0.30	580.00	174.00
02/14/23	SLE	02	Attend to review of filings in case and docket.	0.20	975.00	195.00
02/14/23	SLE	03	Attend to updated disclosures; review	0.30	975.00	292.50
			same and correspondence regarding			
			same.			
02/15/23	MLM	02	Review docket and filings regarding case;	0.30	305.00	91.50
			correspondence regarding same.			
02/15/23	HJP	03	Revise supplemental declaration and	0.10	580.00	58.00
			correspond with FCR team re same.			
02/15/23	SLE	02	Attend to filings in case and docket	0.30	975.00	292.50
02/15/23	SLE	03	updates.	0.40	975.00	390.00
02/13/23	SLE	03	Attend to fee applications regarding case and correspondence regarding same.	0.40	975.00	390.00
02/16/23	HJP	02	Review docket updates.	0.30	580.00	174.00
02/10/23	SLE	02	Attend to filings in case and review same.	0.20	975.00	195.00
02/20/23	HJP	02	Review docket update and correspondence re FCR team meeting.	0.20	580.00	116.00
02/20/23	MLM	02	Review docket regarding case;	0.30	305.00	91.50
02/20/20	IVILIVI	02	correspondence regarding same.	0.00	000.00	01.00
02/20/23	SLE	02	Correspondence with counsel and expert	0.50	975.00	487.50
			regarding various issues.			
02/20/23	SLE	05	Attend to stipulation and proposed	0.50	975.00	487.50
			alterations; correspondence with counsel.			
02/21/23	SLE	02	Attend to open issues regarding case;	0.50	975.00	487.50
	a. –		correspondence with counsel and experts			
02/22/23	SLE	02	Conference with counsel regarding case.	0.50	975.00	487.50
02/22/23	SLE	02	Review of docket updates and filings.	0.20	975.00	195.00
02/23/23	SLE	02	Attend to certain pleadings in case and	0.30	975.00	292.50
			docket updates.			
02/24/23	MLM	02	Attend meeting with FCR team.	0.50	305.00	152.50
02/24/23	MLM	02	Review docket regarding case; update	0.50	305.00	152.50
			critical dates;correspondence regarding			
02/24/22	SLE	02	same.	0.50	075.00	407 FO
02/24/23		02	Conference call with counsel and experts.		975.00	487.50
02/24/23	SLE	02	Attend to docket review and updates.	0.30	975.00	292.50
02/24/23	HJP	02	Attend FCR team meeting.	0.50	580.00	290.00
02/24/23	HJP	02	Review docket updates.	0.10	580.00	58.00
02/24/23	DAK	02	Attend FCR team meeting.	0.50	565.00	282.50
02/27/23	HJP	03	Correspondence with S. Zieg and S.	0.10	580.00	58.00
			Esserman re January invoice.			

Client Ref: ES002 - 0005 March 2, 2023

Invoice 199197 Page 4

Date		Task	Services	Hours	Rate	Amount
02/27/23	SLE	05	Attend to filings to be made;	0.70	975.00	682.50
			correspondence regarding same.			
02/27/23	SLE	02	Attend to docket updates; review of same	0.20	975.00	195.00
02/27/23	SLE	03	Review of professional invoices.	0.30	975.00	292.50
02/28/23	MLM	03	Work on monthly fee statement;	0.30	305.00	91.50
			correspondence regarding same.			
02/28/23	HJP	03	Work on monthly fee statement.	0.20	580.00	116.00
02/28/23	HJP	03	Finalize SBEP supplemental disclosures	0.30	580.00	174.00
			for filing.			
02/28/23	SLE	02	Attend to docket review and critical dates.	0.30	975.00	292.50
02/28/23	SLE	03	Attend to fee applications of professionals	0.40	975.00	390.00
			and correspondence regarding same.			
02/28/23	SLE	02	Attend to filing in case; correspondence	0.30	975.00	292.50
			regarding same.			

**Timekeeper Summary** 

		Rate	Hours	Amount
SLE	Sander L Esserman	975.00	27.60	26,910.00
DAK	David A Klingler	565.00	1.20	678.00
MLM	Monica Moore	305.00	3.30	1,006.50
HJP	Heather Panko	580.00	4.70	2,726.00
Total fo	or Services	36.80	\$31,320.50	

### **Task Billing Summary**

Task	Activity	Hours	Current \$
02	CASE ADMINISTRATION	15.40	11,565.00
03	FEE APPLICATIONS	4.30	3,399.00
05	LITIGATION/ADVERSARY	12.90	12,261.50
	PROCEEDINGS		
06	PLAN AND DISCLOSURE	0.00	0.00
	STATEMENT		
07	CLAIMS ADMINISTRATION	0.00	0.00
80	NON-WORKING TRAVEL	0.00	0.00
09	HEARINGS	4.20	4,095.00
10	MEETINGS/COMMUNICATION	0.00	0.00
	NS WITH CREDITORS		
11	SCHEDULES &	0.00	0.00
	STATEMENTS, U.S.		
	TRUSTEE REP		
14	GENERAL CORPORATE	0.00	0.00
	MATTERS		
15	RETENTION OF	0.00	0.00
	PROFESSIONALS		
	Totals	36.80	31,320.50

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Client Ref: ES002 - 0005 Invoice 199197	March 2, 2023 <b>Page 6</b>
Summary of Charge Total for Services	es on this Invoice 31,320.50
Total for Expenses	0.00
Total for this Invoice	<b>\$31,320.50</b>

# EXHIBIT B

Expense Records for the Fee Period

Expense Category	FCR Expenses for the Fee Period	SBEP Expenses for the Fee Period	Total Expenses for the Fee Period
Air/Rail Travel	_	_	_
Car/Bus/Subway Travel			
Certified Court Documents			
Computerized Legal			
Research/Docket Search			
Deliveries			_
Hotel/Lodging			
Internet Access			
Miscellaneous			_
Mileage		_	_
Parking			
Postage		_	_
In-house Copy Charges	_	_	_
Outsourced Copy Charges	_	_	_
Teleconference / Video Conference	_	_	
Travel Meals	_	_	_
Working Meals		_	
TOTAL	0.00	0.00	0.0

# **EXHIBIT A-3**

**INVOICE FOR MARCH 1, 2023 – MARCH 31, 2023** 

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#### STUTZMAN, BROMBERG, ESSERMAN & PLIFKA

A PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS
2323 BRYAN STREET

SUITE 2200 DALLAS, TEXAS 75201-2689

HEATHER J. PANKO E-MAIL: panko@sbep-law.com

April 26, 2023

TELEPHONE: (214) 969-4900

FACSIMILE: (214) 969-4999

TO: Notice Parties

FROM: Sander L. Esserman, the Future Claimants' Representative & Stutzman,

Bromberg, Esserman & Plifka, P.C.

RE: Monthly Compensation Statement - In re DBMP LLC, Case No. 20-

30080 (JCW), U.S. Bankruptcy Court, Western District of North

Carolina, Charlotte Division

Sander L. Esserman was appointed, effective April 16, 2020, as the legal representative for future claimants (the "Future Claimants' Representative"), pursuant to the Order Appointing Sander L. Esserman as Legal Representative for Future Asbestos Claimants dated June 1, 2020 [Docket No. 310]. Pursuant to the Ex Parte Order Authorizing Retention and Employment of Young Conaway Stargatt & Taylor, LLP and Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation as Attorneys for the Future Claimants' Representative dated June 9, 2020 (the "Retention Order") [Docket No. 323] the Future Claimants' Representative was authorized to and employed Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation ("SBEP") as his counsel effective April 16, 2020.

As directed in the Retention Order, the Future Claimants' Representative and SBEP hereby submit their combined Monthly Statement for Compensation and Reimbursement for the period from March 1, 2023 through March 31, 2023 (the "Fee Period").

During the Fee Period, the Future Claimants' Representative and SBEP incurred fees of \$23,053.50 and expenses of \$0. The Future Claimants' Representative's share is fees of \$19,012.50 and expenses of \$0. SBEP's share is fees of \$4,041.00 and expenses of \$0.00.

Pursuant to the *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Retained Professionals* dated February 13, 2020 [Docket No. 150], retained professionals may request 90% of their fees and 100% of their expenses on a monthly basis. Accordingly, Mr. Esserman and SBEP request payment from the Debtor in the amount of **\$20,748.15**, which is calculated as follows: \$20,748.15 (90% of \$23,053.50) and \$0 (100% expenses). The remaining holdback is \$2,305.35.

Attached hereto and incorporated as part of this Monthly Compensation Statement is the Future Claimants' Representative's and SBEP's combined billing invoice for the Fee Period.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,

Heather J. Panko

Counsel to the Future Claimants' Representative

#### $\underline{EXHIBIT\ A}$

Time Records for the Fee Period

# Case 20-30080 Doc 2514 Filed 06/22/23 Entered 06/22/23 14:28:14 Desc Main STUTZMAN, BROWBERG, ESSERMAN & PLIFKA A PROFESSIONAL CORPORATION

A PROFESSIONAL CORPORATION
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Tax ID No. 75-2355903

SANDER L. ESSERMAN

April 4, 2023 **Invoice 199432** 

For services performed through 03/31/23

CLIENT: ES002 - SANDER L. ESSERMAN

Re: 0005 DBMP - LLC SANDER ESSER AS FCR

Date		Task	Services	Hours	Rate	Amount
03/01/23	SLE	02	Attend to review of various filings in case.	0.50	975.00	487.50
03/01/23	HJP	03	Finalize January 2022 monthly fee statement.	0.10	580.00	58.00
03/02/23	SLE	02	Attend to critical dates and updates and status report.	0.20	975.00	195.00
03/02/23	SLE	02	Correspondence regarding pending matters.	0.20	975.00	195.00
03/02/23	SLE	02	Attend to certain pleadings.	0.20	975.00	195.00
03/02/23	SLE	03	Attend to fee applications and correspondence regarding same.	0.30	975.00	292.50
03/02/23	SLE	05	Correspondence with counsel regarding order; review and attend to same.	0.30	975.00	292.50
03/02/23	HJP	03	Work on February fee statement.	0.20	580.00	116.00
03/03/23	SLE	05	Attend to proposed order and revisions; correspondence regarding same.	0.50	975.00	487.50
03/03/23	SLE	02	Attend to docket updates.	0.20	975.00	195.00
03/03/23	SLE	03	Attend to fee applications; review and correspondence regarding same.	0.50	975.00	487.50
03/03/23	HJP	03	Work on February invoice; correspondence with FCR re: same.	0.10	580.00	58.00
03/05/23	SLE	02	Correspondence with counsel regarding case and open issues.	0.20	975.00	195.00
03/06/23	MLM	02	Correspondence regarding meeting; attend to logistics regarding same.	0.10	305.00	30.50
03/06/23	MLM	02	Review docket regarding case; review claims withdrawal filings; correspondence regarding same.	0.50	305.00	152.50
03/06/23	SLE	02	Attend to pleadings filed in case and review same.	0.50	975.00	487.50
03/06/23	SLE	02	Attend to meeting with counsel and experts regarding updates.	0.40	975.00	390.00
03/06/23	HJP	03	Correspondence with S. Zieg re: Feb. fee statements.	0.10	580.00	58.00

Date		Task	Services	Hours	Rate	Amount
03/06/23	HJP	02	Review and respond to correspondence	0.20	580.00	116.00
			re: DBMP FCR team call scheduling.			
03/07/23	SLE	02	Review of various filings in case.	0.30	975.00	292.50
03/07/23	SLE	02	Attend to updates in case and critical dates.	0.20	975.00	195.00
03/07/23	SLE	02	Attend to agenda; correspondence regarding same.	0.30	975.00	292.50
03/07/23	HJP	02	Review docket updates.	0.40	580.00	232.00
03/08/23	HJP	02	Review correspondence re: FCR team meeting.	0.10	580.00	58.00
03/08/23	HJP	02	Attend FCR team meeting.	1.00	580.00	580.00
03/08/23	SLE	02	Review of report of expert.	0.30	975.00	292.50
03/08/23	SLE	02	Attend to meeting with experts and counsel.	1.00	975.00	975.00
03/08/23	SLE	05	Attend to review of certain discovery.	1.00	975.00	975.00
03/08/23	DAK	02	Attend FCR team meeting.	1.00	565.00	565.00
03/09/23	MLM	02	Correspondence regarding case.	0.10	305.00	30.50
03/10/23	SLE	09	Attend to hearing and pleadings for same	0.50	975.00	487.50
03/11/23	SLE	02	Review of certain documents related to case.	0.70	975.00	682.50
03/13/23	MLM	02	Review docket regarding case; update critical dates; correspondence regarding same.	0.40	305.00	122.00
03/13/23	HJP	02	Review docket and calendar updates.	0.10	580.00	58.00
03/13/23	SLE	02	Attend to review of certain pleadings.	0.30	975.00	292.50
03/13/23	SLE	02	Attend to docket updates and critical dates.	0.20	975.00	195.00
03/14/23	SLE	03	Attend to fee applications and correspondence regarding same.	0.20	975.00	195.00
03/14/23	SLE	02	Attend to docket updates and pleadings filed.	0.30	975.00	292.50
03/16/23	SLE	03	Attend to fee application of counsel and experts.	0.40	975.00	390.00
03/17/23	SLE	02	Attend to updates, correspondence and filings regarding case.	0.40	975.00	390.00
03/19/23	SLE	02	Attend to correspondence with counsel; review of certain materials, etc.	0.40	975.00	390.00
03/20/23	MLM	02	Review docket regarding case; correspondence regarding same.	0.30	305.00	91.50
03/20/23	HJP	02	Review docket updates.	0.10	580.00	58.00
03/20/23	SLE	02	Attend to filings in case; attend to	0.50	975.00	487.50
03/20/23	SLE	02	withdrawn claims. Attend to certain updates and critical dates.	0.20	975.00	195.00
03/20/23	SLE	03	Attend to fee applications and review.	0.30	975.00	292.50

Date		Task	Services	Hours	Rate	Amount
03/21/23	MLM	02	Attend meeting with FCR team.	0.90	305.00	274.50
03/21/23	HJP	02	Attend FCR team meeting.	0.90	580.00	522.00
03/21/23	SLE	03	Attend to fee applications;	0.40	975.00	390.00
			correspondence regarding same.			
03/21/23	SLE	02	Attend to filings in case; review same.	0.40	975.00	390.00
03/21/23	SLE	02	Attend meeting with experts and counsel.	0.90	975.00	877.50
03/22/23	MLM	03	Work on monthly fee statement; correspondence regarding same.	0.20	305.00	61.00
03/22/23	MLM	02	Review agreed order; update critical	0.50	305.00	152.50
			dates; correspondence regarding same.			
03/22/23	HJP	02	Review docket update.	0.10	580.00	58.00
03/22/23	SLE	05	Review of certain pleadings filed and	1.00	975.00	975.00
			correspondence regarding same.			
03/22/23	SLE	02	Attend to certain claims issues and	0.40	975.00	390.00
			withdrawals; correspondence with counse	I		
			regarding same.			
03/22/23	SLE	03	Review of fee application and	0.30	975.00	292.50
00/00/00			correspondence regarding same.			
03/23/23	HJP	02	Review docket updates and recently filed	0.60	580.00	348.00
03/23/23	SLE	02	pleadings. Review of certain pleadings in case.	0.50	975.00	487.50
03/23/23	SLE	02	Attend to conference call with attorneys	0.70	975.00	682.50
03/23/23	JLL	02	regarding case.	0.70	373.00	002.50
03/23/23	SLE	02	Review of critical dates and filings.	0.20	975.00	195.00
03/23/23	SLE	03	Attend to fee application.	0.30	975.00	292.50
03/24/23	SLE	03	Attend to various professional fee	0.50	975.00	487.50
			applications in case and correspondence			
			regarding same.			
03/27/23	SLE	02	Attend to review of docket and filings;	0.30	975.00	292.50
00/00/00	0.5	00	attend to same.	0.40	.==	
03/28/23	SLE	02	Attend to certain filings and review of same.	0.40	975.00	390.00
03/28/23	SLE	02	Attend to docket updates and critical	0.20	975.00	195.00
00/-0/-0			dates.	00		
03/29/23	MLM	02	Review docket regarding case; review	0.60	305.00	183.00
			claims withdrawal filings; correspondence			
			regarding same.			
03/29/23	HJP	02	Review docket updates.	0.10	580.00	58.00
03/29/23	SLE	05	Attend to updates and critical dates;	0.50	975.00	487.50
			review of papers filed and brief filed in			
			appeal.			
03/29/23	SLE	02	Attend to conference with counsel.	0.20	975.00	195.00
03/30/23	SLE	02	Attend to review of critical dates, recent	0.30	975.00	292.50
			filing, and orders.			

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Date		Task	Services	Hours	Rate	Amount
03/31/23	SLE	02	Attend to meeting; correspondence with counsel and experts regarding open	0.30	975.00	292.50
03/31/23	SLE	02	issues; attend to scheduling. Attend to docket filings and review; attend to critical dates.	0.20	975.00	195.00

### Timekeeper Summary

		Rate	Hours	Amount
SLE	Sander L Esserman	975.00	19.50	19,012.50
DAK	David A Klingler	565.00	1.00	565.00
MLM	Monica Moore	305.00	3.60	1,098.00
HJP	Heather Panko	580.00	4.10	2,378.00
Total fo	or Services		28.20	\$23,053.50

#### **Task Billing Summary**

Task	Activity	Hours	Current \$
02	CASE ADMINISTRATION	20.50	15,877.50
03	FEE APPLICATIONS	3.90	3,471.00
05	LITIGATION/ADVERSARY	3.30	3,217.50
	PROCEEDINGS		
06	PLAN AND DISCLOSURE	0.00	0.00
	STATEMENT		
07	CLAIMS ADMINISTRATION	0.00	0.00
80	NON-WORKING TRAVEL	0.00	0.00
09	HEARINGS	0.50	487.50
10	MEETINGS/COMMUNICATION	0.00	0.00
	NS WITH CREDITORS		
11	SCHEDULES &	0.00	0.00
	STATEMENTS, U.S.		
	TRUSTEE REP		
14	GENERAL CORPORATE	0.00	0.00
	MATTERS		
15	RETENTION OF	0.00	0.00
	PROFESSIONALS		
	Totals	28.20	23,053.50

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Invoice 199432

Summary of Charges on this Invoice
Total for Services

Total for Expenses

O.00

Total for this Invoice

\$23,053.50

#### EXHIBIT B

Expense Records for the Fee Period

Expense Category	FCR Expenses for the Fee Period	SBEP Expenses for the Fee Period	Total Expenses for the Fee Period
Air/Rail Travel	_	_	
Car/Bus/Subway Travel			
Certified Court Documents			_
Computerized Legal			_
Research/Docket Search			
Deliveries			
Hotel/Lodging			
Internet Access			
Miscellaneous			
Mileage			
Parking			
Postage			
In-house Copy Charges			
Outsourced Copy Charges			
Teleconference / Video Conference			_
Travel Meals			
Working Meals			_
TOTAL	0.00	0.00	0.0

#### **EXHIBIT A-4**

INVOICE FOR APRIL 1, 2023 – APRIL 30, 2023

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#### STUTZMAN, BROMBERG, ESSERMAN & PLIFKA

A PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS
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SUITE 2200 DALLAS, TEXAS 75201-2689

HEATHER J. PANKO

E-MAIL: panko@sbep-law.com

May 24, 2023

TELEPHONE: (214) 969-4900

FACSIMILE: (214) 969-4999

TO: Notice Parties

FROM: Sander L. Esserman, the Future Claimants' Representative & Stutzman,

Bromberg, Esserman & Plifka, P.C.

RE: Monthly Compensation Statement - In re DBMP LLC, Case No. 20-

30080 (JCW), U.S. Bankruptcy Court, Western District of North

Carolina, Charlotte Division

Sander L. Esserman was appointed, effective April 16, 2020, as the legal representative for future claimants (the "Future Claimants' Representative"), pursuant to the Order Appointing Sander L. Esserman as Legal Representative for Future Asbestos Claimants dated June 1, 2020 [Docket No. 310]. Pursuant to the Ex Parte Order Authorizing Retention and Employment of Young Conaway Stargatt & Taylor, LLP and Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation as Attorneys for the Future Claimants' Representative dated June 9, 2020 (the "Retention Order") [Docket No. 323] the Future Claimants' Representative was authorized to and employed Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation ("SBEP") as his counsel effective April 16, 2020.

As directed in the Retention Order, the Future Claimants' Representative and SBEP hereby submit their combined Monthly Statement for Compensation and Reimbursement for the period from April 1, 2023 through April 30, 2023 (the "Fee Period").

During the Fee Period, the Future Claimants' Representative and SBEP incurred fees of \$69,547.00 and expenses of \$1,123.57. The Future Claimants' Representative's share is fees of \$35,490.00 and expenses of \$1,123.57. SBEP's share is fees of \$34,057.00 and expenses of \$0.00.

Pursuant to the Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Retained Professionals dated February 13, 2020 [Docket No. 150], retained professionals may request 90% of their fees and 100% of their expenses on a monthly basis. Accordingly, Mr. Esserman and SBEP request payment from the Debtor in the amount of \$63,715.87, which is calculated as follows: \$62,592.30 (90% of \$69,547.00) and \$1,123.57 (100% expenses). The remaining holdback is \$6,954.70.

Attached hereto and incorporated as part of this Monthly Compensation Statement is the Future Claimants' Representative's and SBEP's combined billing invoice for the Fee Period.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,

Heather J. Panko

Counsel to the Future Claimants' Representative

#### $\underline{EXHIBIT\ A}$

Time Records for the Fee Period

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Tax ID No. 75-2355903

SANDER L. ESSERMAN

May 4, 2023 **Invoice 199896** 

For services performed through 04/30/23

CLIENT: ES002 - SANDER L. ESSERMAN

Re: 0005 DBMP - LLC SANDER ESSER AS FCR

Date		Task	Services	Hours	Rate	Amount
04/01/23	SLE	05	Attend to motion for mediation, review and attend to response; correspondence regarding same.	0.50	975.00	487.50
04/02/23	SLE	02	Attend to conferences with counsel regarding case and open issues.	0.80	975.00	780.00
04/02/23	SLE	80	Travel to NYC re: meeting with counsel billed half time.	1.50	975.00	1,462.50
04/03/23	SLE	02	Attend to meeting; correspondence with counsel and experts regarding case; attend to hearing and critical dates.	0.70	975.00	682.50
04/03/23	HJP	02	Multiple correspondence regarding scheduling of FCR team meeting.	0.30	580.00	174.00
04/04/23	SLE	02	Attend to meeting; conference regarding case.	2.50	975.00	2,437.50
04/04/23	HJP	03	Work on monthly fee statement.	0.30	580.00	174.00
04/05/23	SLE	03	Attend to fee application; correspondence regarding same.	0.30	975.00	292.50
04/05/23	SLE	05	Attend to paper to be filed and revisions; conference regarding same with counsel; correspondence regarding same.	0.70	975.00	682.50
04/05/23	SLE	02	Review of service agreement and correspondence regarding same.	0.30	975.00	292.50
04/05/23	HJP	03	Correspondence with S. Zieg re FCR monthly fee statement.	0.20	580.00	116.00
04/06/23	MLM	02	Review docket regarding case; update critical dates; correspondence regarding same.	0.50	305.00	152.50
04/06/23	SLE	02	Attend to case and filings regarding same.	1.00	975.00	975.00
04/06/23	SLE	02	Attend to updates and docket.	0.20	975.00	195.00
04/06/23	SLE	03	Attend to fee application; review of fee materials.	0.30	975.00	292.50

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Date		Task	Services	Hours	Rate	Amount
04/07/23	SLE	05	Attend to case filings; review status of	0.80	975.00	780.00
04/01/23	OLL	00	certain matters and pleadings related thereto.	0.00	973.00	700.00
04/10/23	SLE	09	Attend to matters re: 4/13 hearing; review of papers regarding same.	0.70	975.00	682.50
04/10/23	SLE	09	Conference with counsel re: meditation	1.00	975.00	975.00
04/11/23	MLM	02	Review docket regarding case and	0.20	305.00	61.00
		-	correspondence regarding same.			
04/11/23	MLM	02	Attend meeting with FCR team.	0.70	305.00	213.50
04/11/23	SLE	02	Attend meeting with counsel and experts.	0.70	975.00	682.50
04/11/23	SLE	05	Attend to pending motions, review certain	2.20	975.00	2,145.00
			issues and attend to possible open issues			
0.4/4.4/00	01.5	00	regarding case.	0.00	075.00	000.50
04/11/23	SLE	02	Review of docket filings and critical dates.		975.00	292.50
04/11/23	DAK	02	Attend FCR team meeting.	0.70	565.00	395.50
04/12/23	MLM	02	Review docket regarding case;	0.10	305.00	30.50
04/40/00	CL E	00	correspondence regarding same.	0.00	075.00	202.50
04/12/23	SLE	02	Attend to case; review of docket and critical dates.	0.30	975.00	292.50
04/12/23	SLE	09	Attend to hearing; attend to mediator and	1.00	975.00	975.00
0 1/ 12/20	OLL	00	hearing on same; review of papers.	1.00	010.00	010.00
04/12/23	DAK	05	Research related to mediation.	8.20	565.00	4,633.00
04/13/23	SLE	09	Attend to hearing, review of materials for	1.50		1,462.50
			hearing; correspondence regarding			•
			hearing; conference with counsel			
			regarding hearing, etc.			
04/13/23	HJP	02	Review docket and calendar updates.	0.50	580.00	290.00
04/13/23	DAK	05	Research related to mediation.	8.10	565.00	4,576.50
04/14/23	SLE	05	Attend to interview potential mediators;	1.00	975.00	975.00
			correspondence regarding same.			
04/14/23	SLE	10	Correspondence with Committee and	0.30	975.00	292.50
			counsel regarding case.			
04/14/23	SLE	80	Travel regarding case (at 50%).	3.50		3,412.50
04/14/23	SLE	02	Review of docket and updates.	0.20	975.00	195.00
04/14/23	SLE	02	Attend to memo regarding case.		975.00	390.00
04/14/23	DAK	05	Research related to mediation.	8.30		4,689.50
04/15/23	SLE	05	Attend to mediation issues and memo.	1.50		1,462.50
04/17/23	MLM	02	Attend to meeting; correspondence	0.20	305.00	61.00
0.4/4.7/00	LLID	00	regarding same.	0.40	500.00	<b>50.00</b>
04/17/23	HJP	02	Review correspondence from D. Klingler re: case status update.	0.10	580.00	58.00
04/17/23	SLE	02	Attend to meeting; attend to conference	1 00	975.00	975.00
U <del>T</del> /11/23	JLL	02	regarding case; correspondence with	1.00	313.00	313.00
			counsel.			

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Date		Task	Services	Hours	Rate	Amount
04/17/23	SLE	02	Attend to docket and updates; review of	0.40	975.00	390.00
			withdrawals.			
04/17/23	DAK	05	Research related to mediation.	8.10		4,576.50
04/18/23	MLM	02	Review docket regarding case;	0.30	305.00	91.50
			correspondence regarding same;			
			correspondence regarding hearing			
04/18/23	SLE	02	transcript.	0.70	975.00	682.50
04/10/23	SLE	02	Attend to meeting; attend to memos regarding case on active issues.	0.70	975.00	002.30
04/18/23	SLE	02	Review of docket and critical dates.	0.20	975.00	195.00
04/18/23	DAK	05	Research related to mediation.	7.70		4,350.50
04/19/23	MLM	02	Review docket regarding case;	0.20	305.00	61.00
0 1/ 10/20	1012101	02	correspondence regarding same.	0.20	000.00	01.00
04/19/23	MLM	02	Attend meeting with FCR team.	0.50	305.00	152.50
04/19/23	HJP	02	Review docket updates.	0.10	580.00	58.00
04/19/23	HJP	02	Attend FCR team meeting.	0.50	580.00	290.00
04/19/23	SLE	02	Conference call with counsel and experts	0.50	975.00	487.50
			regarding case.			
04/19/23	SLE	05	Attend to mediation issues and memo	0.50	975.00	487.50
			regarding same.			
04/19/23	SLE	02	Review of filings and docket.	0.20	975.00	195.00
04/19/23	SLE	03	Attend to fee application regarding case	0.30	975.00	292.50
			and correspondence regarding same.			
04/19/23	DAK	05	Research related to mediation.	5.10		2,881.50
04/20/23	SLE	05	Attend to memo and issues regarding	1.00	975.00	975.00
0.4/00/00	DAK	07	case and possible mediation.	4.40	505.00	0.040.50
04/20/23	DAK	07	Work on discovery issues.	4.10		2,316.50
04/21/23	DAK	07	Work on discovery matters.	2.80		1,582.00
04/23/23	SLE	03	Attend to correspondence regarding case, attend to fee application.	0.30	975.00	292.50
04/24/23	MLM	03	Work on monthly fee statement;	0.30	305.00	91.50
04/24/23	IVILIVI	03	correspondence regarding same.	0.30	303.00	91.50
04/24/23	HJP	03	Review correspondence from S. Zieg re:	0.10	580.00	58.00
0 1/2 1/20	1.01	00	monthly fee statement for FCR.	0.10	000.00	00.00
04/24/23	SLE	02	Attend to docket updates.	0.20	975.00	195.00
04/24/23	SLE	03	Attend to fee application and	0.20	975.00	195.00
			correspondence regarding same.			
04/25/23	HJP	03	Review and comment on draft FCR	0.10	580.00	58.00
			monthly fee statement.			
04/25/23	SLE	05	Attend to mediator issues and memo	0.60	975.00	585.00
			regarding same.			
04/25/23	SLE	02	Attend to docket updates.	0.20	975.00	195.00
04/25/23	SLE	03	Attend to fee application in case;	0.30	975.00	292.50
0.4/0=/00	DAK	07	correspondence regarding same.	0.00	505.00	4 00 4 50
04/25/23	DAK	07	Work on discovery matters.	3.30	565.00	1,864.50

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Date		Task	Services	Hours	Rate	Amount
04/26/23	SLE	02	Attend to meeting preparation, meet with counsel regarding various topics; (travel t meeting at half time-3 hours).		975.00	3,900.00
04/26/23	SLE	05	Correspondence regarding mediation.	0.20	975.00	195.00
04/27/23	SLE	02	Correspondence with counsel regarding open issues.	0.20	975.00	195.00
04/28/23	SLE	05	Attend to mediation issues in case, including mediator; correspondence and conference with counsel.	1.00	975.00	975.00
04/28/23	SLE	02	Attend to updates and docket.	0.20	975.00	195.00

**Timekeeper Summary** 

		Rate	Hours	Amount
SLE	Sander L Esserman	975.00	36.40	35,490.00
DAK	David A Klingler	565.00	56.40	31,866.00
MLM	Monica Moore	305.00	3.00	915.00
HJP	Heather Panko	580.00	2.20	1,276.00
Total fo	or Services		98.00	\$69.547.00

#### **Itemized Expenses**

Date	Expenses	Amount
04/12/23	Long-Distance Travel	228.61
04/28/23	Long-Distance Travel	594.07
04/28/23	Long-Distance Travel	300.89
Total Exp	enses	\$1,123.5 <b>7</b>

#### **Task Billing Summary**

Task	Activity	Hours	Current \$
02	CASE ADMINISTRATION	20.10	16,909.00
03	FEE APPLICATIONS	2.70	2,155.00
05	LITIGATION/ADVERSARY	55.50	35,457.50
	PROCEEDINGS		
06	PLAN AND DISCLOSURE	0.00	0.00
	STATEMENT		
07	CLAIMS ADMINISTRATION	10.20	5,763.00
80	NON-WORKING TRAVEL	5.00	4,875.00
09	HEARINGS	4.20	4,095.00
10	MEETINGS/COMMUNICATIO	0.30	292.50
	NS WITH CREDITORS		
11	SCHEDULES &	0.00	0.00
	STATEMENTS, U.S.		
	TRUSTEE REP		

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#### **Task Billing Summary**

Task	Activity	Hours	Current \$
14	GENERAL CORPORATE	0.00	0.00
	MATTERS		
15	RETENTION OF	0.00	0.00
	PROFESSIONALS		
	Totals	98.00	69,547.00

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		Document	Pa	ige 55 of 69	

Client Ref: ES002 - 0005 Invoice 199896	May 4, 2023 <b>Page 6</b>
Summary of Charges on this Invoice Total for Services	69,547.00
Total for Expenses	1,123.57
Total for this Invoice	\$70,670.57

#### EXHIBIT B

Expense Records for the Fee Period

Expense Category	FCR Expenses for the Fee Period	SBEP Expenses for the Fee Period	Total Expenses for the Fee Period
Air/Rail Travel	653.06		653.06
Car/Bus/Subway Travel	88.72		88.72
Certified Court Documents	_		_
Computerized Legal	_		_
Research/Docket Search			
Deliveries			
Hotel/Lodging	300.89		300.89
Internet Access			
Miscellaneous			
Mileage	16.67		16.67
Parking	64.23		64.23
Postage			
In-house Copy Charges	_		_
Outsourced Copy Charges			
Teleconference / Video Conference			
Travel Meals			
Working Meals	_		
TOTAL	1123.57	0.00	1123.57

#### **EXHIBIT B**

## CUMULATIVE COMPENSATION SUMMARY BY PROJECT CATEGORY

January 1, 2023 – April 30, 2023

Matter Number	Matter Description	Total Hours for the Period	Total Hours from the Petition Date	Total Fees for the Period	Total Fees from the Petition Date
01	Asset Transactions				
02	Case Administration	75.80	786.50	\$57,559.00	\$519,941.00
03	Fee Applications	17.00	186.70	\$12,720.50	\$121,223.50
04	Stay Relief Issues				
05	Litigation/Adversary Proceedings	101.10	948.50	\$75,414.50	\$588,032.50
06	Plan and Disclosure Statement	0.00	28.30	\$0.00	\$22,334.00
07	Claims Administration	10.20	987.80	\$5,763.00	\$534,579.00
08	Non-working Travel	5.00	11.50	\$4,875.00	\$10,920.00
09	Hearings	11.60	160.60	\$11,310.00	\$144,837.00
10	Meetings/Communications with Creditors	0.30	9.60	\$292.50	\$8,290.50
11	Schedules & Statements, U.S. Trustee Reports	0.00	0.40	\$0.00	\$340.00
12	Lease/Executory Contract Issues	_	_	_	_
13	Use, Sale or Lease of Property (363 Issues)				_
14	General Corporate Matters	0.00	201.00	\$0.00	\$102,742.00
15	Retention of Professionals	0.00	27.30	\$0.00	\$17,273.00
	TOTAL	221.00	3,348.20	\$167,934.50	\$2,070,512.50

#### **EXHIBIT C**

## PROFESSIONALS / PARAPROFESSIONALS INCLUDED IN THIS APPLICATION

**January 1, 2023 through April 30, 2023** 

Professional	Current Hourly Billing Rate	Total Billed Hours for the Period	Total Compensation for the Period	Total Billed Hours from the Petition Date	Total Compensation from the Petition Date
Sander L. Esserman, Shareholder	\$975	115.40	\$112,515.00	998.00	\$902,968.00
Peter C. D'Apice, Shareholder	\$700	0.00	\$0.00	98.30	\$58,755.00
Cliff I. Taylor, Shareholder	-	0.00	\$0.00	17.50	\$9,625.00
Clint Taylor, Shareholder	\$700	0.00	\$0.00	49.50	\$28,920.00
David J. Parsons, Shareholder	\$675	0.00	\$0.00	197.50	\$118,500.00
Briana L. Cioni, Shareholder	\$625	0.00	\$0.00	36.90	\$19,741.50
David A. Klingler, Shareholder	\$565	60.40	\$34,126.00	1,094.50	\$569,174.50
Heather J. Panko, Shareholder	\$580	27.30	\$15,834.00	597.30	\$295,288.00
Victoria T. Nguyen, Associate	-	0.00	\$0.00	8.70	\$2,392.50
Kaitlyn C. Fletcher, Associate	\$410	0.00	\$0.00	4.50	\$1,185.00
Heather R. Kennedy, Paralegal	\$295	0.00	\$0.00	3.10	\$697.50
Cindy L. Jeffery, Paralegal	\$320	0.00	\$0.00	10.00	\$2,386.00
Monica Moore, Paralegal	\$305	17.90	\$5,459.50	225.40	\$58,954.50
Alexandrea Elkins, Paralegal	\$305	0.00	\$0.00	7.00	\$1,925.00
TOTAL		221.00	\$167,934.50	3,482.20	\$2,070,512.50

# EXHIBIT D SUMMARY OF PRIOR INTERIM FEE APPLICATIONS OF THE FCR

Application	Period Covered	Fees Requested and Allowed	Expenses Requested and Allowed	Order Entered
First Interim Application filed on 10/16/2020 [Docket No. 526]	April 16, 2020 - August 31, 2020	\$122,655.00	\$0.00	11/4/2020 [Docket No. 548]
Second Interim Application filed on 2/17/2021 [Docket No. 672]	Sept. 1, 2020 - December 31, 2020	\$81,430.00	\$0.00	3/8/2021 [Docket No. 724]
Third Interim Application filed on 6/24/2021 [Docket No. 887]	January 1, 2021 – April 30, 2021	\$126,000.00	\$0.00	7/15/2021 [Docket No. 927]
Fourth Interim Application filed on 10/24/2021 [Docket No. 1183]	May 1, 2021 – August 31, 2021	\$97,920.00	\$0.00	11/16/2021 [Docket No. 1215]
Fifth Interim Application filed on 2/15/2022 [Docket No. 1331]	September 1, 2021- December 31, 2021	\$110,790.50	\$332.30	3/9/2022 [Docket No. 1357]
Sixth Interim Application filed on 6/6/2022 [Docket No. 1468]	January 1, 2022 – April 30, 2022	\$74,121.00	\$0.00	7/8/2022 [Docket No. 1501]
Seventh Interim Application filed on 10/26/2022 [Docket No. 1604]	May 1, 2022 – August 31, 2022	\$98,766.00	\$964.64	11/16/2022 [Docket No. 1659]
Eighth Interim Application filed on 2/23/2023 [Docket No. 2299]	September 1, 2022 – December 31, 2022	\$78,771.00	\$0.00	3/16/2023 [Docket No. 2347]

#### SUMMARY OF PRIOR FEE STATEMENTS OF THE FCR

Date Submitted	Period Covered	Requested Fees/Expenses	Amount Paid or to be Paid (90% of Fees, 100% of Expenses)	Amount of Holdback Requested
7/16/2020	April 16, 2020 - June 30, 2020	Fees: \$65,025.00 Expenses: \$0.00	Fees: \$58,522.50 Expenses: \$0.00	\$6,502.50
8/18/2020	July 1 – July 31, 2020	Fees: \$37,230.00 Expenses: \$0.00	Fees: \$33,507.00 Expenses: \$0.00	\$3,723.00
9/21/2020	August 1 – August 30, 2020	Fees: \$20,400.00 Expenses: \$0.00	Fees: \$18,360.00 Expenses: \$0.00	\$2,040.00
10/16/2020	Sept. 1, 2020 – Sept. 30, 2020	Fees: \$11,985.00 Expenses: \$0.00	Fees: \$10,786.50 Expenses: \$0.00	\$1,198.50
11/23/2020	Oct. 1, 2020 – Oct. 31, 2020	Fees: \$23,460.00 Expenses: \$0.00	Fees: \$21,114.00 Expenses: \$0.00	\$2,346.00
12/29/2020	Nov. 1, 2020 – Nov. 30, 2020	Fees: \$22,525.00 Expenses: \$0.00	Fees: \$20,272.50 Expenses: \$0.00	\$2,252.50
1/28/2021	Dec. 1, 2020 – Dec. 31, 2020	Fees: \$23,460.00 Expenses: \$0.00	Fees: \$21,114.00 Expenses: \$0.00	\$2,346.00
2/22/2021	Jan. 1, 2021 – Jan. 31, 2021	Fees: \$25,650.00 Expenses: \$0.00	Fees: \$23,085.00 Expenses: \$0.00	\$2,565.00
3/23/2021	Feb. 1, 2021 – Feb. 28, 2021	Fees: \$40,050.00 Expenses: \$0.00	Fees: \$36,045.00 Expenses: \$0.00	\$4,005.00
4/28/2021	March 1, 2021 - March 31, 2021	Fees: \$45,180.00 Expenses: \$0.00	Fees: \$40,662.00 Expenses: \$0.00	\$4,518.00
5/25/2021	April 1, 2021 – April 30, 2021	Fees: \$15,120.00 Expenses: \$0.00	Fees: \$13,608.00 Expenses: \$0.00	\$1,512.00
7/2/2021	May 1, 2021 – May 31, 2021	Fees: \$24,840.00 Expenses: \$0.00	Fees: \$22,356.00 Expenses: \$0.00	\$2,484.00
7/29/2021	June 1, 2021 – June 28, 2021	Fees: \$26,190.00 Expenses: \$0.00	Fees: \$23,571.00 Expenses: \$0.00	\$2,619.00

Date Submitted	Period Covered	Requested Fees/Expenses	Amount Paid or to be Paid (90% of Fees, 100% of Expenses)	Amount of Holdback Requested
8/25/2021	July 1, 2021 – July 31, 2021	Fees: \$21,600.00 Expenses: \$0.00	Fees: \$19,440.00 Expenses: \$0.00	\$2,160.00
9/30/2021	Aug. 1, 2021 – Aug. 30, 2021	Fees: \$25,290.00 Expenses: \$0.00	Fees: \$22,761.00 Expenses: \$0.00	\$2,529.00
11/2/2021	Sept 1, 2021 – Sept 30, 2021	Fees: \$28,260.00 Expenses: \$0.00	Fees: \$25,434.00 Expenses: \$0.00	\$2,826.00
12/3/2021	Oct 1, 2021 – Oct 31, 2021	Fees: \$50,670.00 Expenses: \$0.00	Fees: \$45,603.00 Expenses: \$0.00	\$5,067.00
12/28/2021	Nov 1, 2021 – Nov 30, 2021	Fees: \$13,050.00 Expenses: \$0.00	Fees: \$11,745.00 Expenses: \$0.00	\$1,305.00
1/27/2022	Dec 1, 2021 – Dec 31, 2021	Fees: \$18,810.00 Expenses: \$332.30	Fees: \$16,929.00 Expenses: \$332.30	\$1.881.00
3/8/2022	January 1, 2022  – January 31, 2022	Fees: \$19,251.00 Expenses: \$0.00	Fees: \$17,325.90 Expenses: \$0.00	\$1,925.10
3/31/2022	Feb 1, 2022 – Feb 28, 2022	Fees: \$23,343.00 Expenses: \$0.00	Fees: \$21,008.70 Expenses: \$0.00	\$2,334.30
5/4/2022	March 1, 2022 – March 31, 2022	Fees: \$14,322.00 Expenses: \$0.00	Fees: \$12,889.80 Expenses: \$0.00	\$1,432.20
6/1/2022	April 1, 2022 – April 30, 2022	Fees: \$17,205.00 Expenses: \$0.00	Fees: \$15,484.50 Expenses: \$0.00	\$1,720.50
7/7/2022	May 1, 2022 – May 31, 2022	Fees: \$18,135.00 Expenses: \$0.00	Fees: \$16,321.50 Expenses: \$0.00	\$1,813.50
8/1/2022	June 1, 2022 – June 30, 2022	Fees: \$24,273.00 Expenses: \$225.92	Fees: \$21,845.70 Expenses: \$225.92	\$2,427.30
8/26/2022	July 1, 2022 – July 31, 2022	Fees: \$13,578.00 Expenses: \$0.00	Fees: \$12,220.20 Expenses: \$0	\$1,357.80

Date Submitted	Period Covered	Requested Fees/Expenses	Amount Paid or to be Paid (90% of Fees, 100% of Expenses)	Amount of Holdback Requested
9/28/2022	Aug 1, 2022 – Aug 31, 2022	Fees: \$42,780.00 Expenses: \$738.72	Fees: \$38,502.00 Expenses: \$0.00	\$4,278.00
10/21/2022	Sep 1, 2022 – Sep 30, 2022	Fees: \$17,391.00 Expenses: \$0.00	Fees: \$15,651.90 Expenses: \$0.00	\$1,731.10
11/22/2022	Oct 1, 2022 – Oct 31, 2022	Fees: \$22,599.00 Expenses: \$0.00	Fees: \$20,339.10 Expenses: \$0.00	\$2,259.90
12/23/2022	Nov 1, 2022 – Nov 30, 2022	Fees: \$15,717.00 Expenses: \$0.00	Fees: \$14,145.30 Expenses: \$0.00	\$1,571.70
1/31/2023	Dec 1, 2022 – Dec 31, 2022	Fees: \$23,064.00 Expenses: \$0.00	Fees: \$20,757.60 Expenses: \$0.00	\$2,306.40
3/6/2023	Jan 1, 2023 – Jan 31, 2023	Fees: \$31,102.50 Expenses: \$0.00	Fees: \$27,992.25 Expenses: \$0.00	\$3,110.25
3/23/2023	Feb 1, 2023 – Feb 28, 2023	Fees: \$26,910.00 Expenses: \$0.00	Fees: \$28,188.45 Expenses: \$0.00	\$3,132.05
4/26/2023	Mar 1, 2023 – Mar 31, 2023	Fees: \$19,012.50 Expenses: \$0.00	Fees: \$17,111.25 Expenses: \$0.00	\$1,901.25
5/24/2023	April 1, 2023 – April 30, 2023	Fees: \$35,490.00 Expenses: \$1,123.57	Fees: \$31,941.00 Expenses: \$1,123.57	\$3,549.00
T	OTAL	Fees: \$902,968.00 Expenses: \$2,420.51	Fees: \$812,671.20 Expenses: \$2,420.51	\$90,296.80

# EXHIBIT E SUMMARY OF PRIOR INTERIM FEE APPLICATIONS OF SBEP

Application	Period Covered	Fees Requested and Allowed	Expenses Requested and Allowed	Order Entered
First Interim Application filed on 10/16/2020 [Docket No. 526]	April 16, 2020 - August 31, 2020	\$148,200.50	\$0.00	11/4/2020 [Docket No. 548]
Second Interim Application filed on 2/17/2021 [Docket No. 672]	Sept.1, 2020 – December 31, 2020	\$79,281.00	\$0.00	3/8/2021 [Docket No. 724]
Third Interim Application filed on 6/24/2021 [Docket No. 887]	January 1, 2021 – April 30, 2021	\$557,294.00	\$0.00	7/15/2021 [Docket No. 927]
Fourth Interim Application filed on 10/24/2021 [Docket No. 1183]	May 1, 2021 – August 31, 2021	\$235,437.50	\$0.00	11/16/2021 [Docket No. 1215]
Fifth Interim Application filed on 2/15/2022 [Docket No. 1331]	September 1, 2021-December 31, 2021	\$23,242.50	\$0.00	3/9/2022 [Docket No. 1357]
Sixth Interim Application filed on 6/16/2022 [Docket No. 1468]	January 1, 2022 – April 30, 2022	\$15,834.00	\$0.00	7/8/2022 [Docket No. 1501]
Seventh Interim Application filed on 10/26/2022 [Docket No. 1604]	May 1, 2022 – August 31, 2022	\$31,597.00	\$0.00	11/16/2022 [Docket No. 1659]
Eighth Interim Application filed on 2/23/2023 [Docket No. 2299]	September 1, 2022 – December 31, 2022	\$21,238.00	\$0.00	3/16/2023 [Docket No. 2347]

#### **SUMMARY OF PRIOR FEE STATEMENTS OF SBEP**

Date Submitted	Period Covered	Requested Fees/Expenses	Amount Paid or to be Paid (90% of Fees, 100% of Expenses)	Amount of Holdback Requested
7/16/2020	April 16, 2020 - June 30, 2020	Fees: \$103,444.50 Expenses: \$0.00	Fees: \$93,100.05 Expenses: \$0.00	\$10,344.45
8/18/2020	July 1 – July 31, 2020	Fees: \$34,828.50 Expenses: \$0.00	Fees: \$31,345.65 Expenses: \$0.00	\$3,482.85
9/21/2020	August 1 – August 30, 2020	Fees: \$9,927.50 Expenses: \$0.00	Fees: \$8,934.75 Expenses: \$0.00	\$992.75
10/16/2020	Sept. 1, 2020 – Sept. 30, 2020	Fees: \$12,466.50 Expenses: \$0.00	Fees: \$11,219.85 Expenses: \$0.00	\$1,246.65
11/23/2020	Oct. 1, 2020 – Oct. 31, 2020	Fees: \$25,107.00 Expenses: \$0.00	Fees: \$22,596.30 Expenses: \$0.00	\$2,510.70
12/29/2020	Nov. 1, 2020 – Nov. 30, 2020	Fees: \$21,941.50 Expenses: \$0.00	Fees: \$19,747.35 Expenses: \$0.00	\$2,194.15
1/28/2021	Dec. 1, 2020 – Dec. 31, 2020	Fees: \$19,766.00 Expenses: \$0.00	Fees: \$17,789.40 Expenses: \$0.00	\$1,976.60
2/22/2021	Jan. 1, 2021 – Jan. 31, 2021	Fees: \$56,420.00 Expenses: \$0.00	Fees: \$50,778.40 Expenses: \$0.00	\$5,642.00
3/23/2021	Feb. 1, 2021 – Feb. 28, 2021	Fees: \$69,024.00 Expenses: \$0.00	Fees: \$62,121.60 Expenses: \$0.00	\$6,902.40
4/28/2021	March 1, 2021 – March 31, 2021	Fees: \$169,912.50 Expenses: \$0.00	Fees: \$152,921.25 Expenses: \$0.00	\$16,991.25
5/25/2021	April 1, 2021 – April 30, 2021	Fees: \$261,937.50 Expenses: \$0.00	Fees: \$235,743.75 Expenses: \$0.00	26,193.75
7/2/2021	May 1, 2021 – May 31, 2021	Fees: \$90,117.50 Expenses: \$0.00	Fees: \$81,105.75 Expenses: \$0.00	\$9,011.75
7/29/2021	June 1, 2021 – June 28, 2021	Fees: \$62,827.50 Expenses: \$0.00	Fees: \$56,544.75 Expenses: \$0.00	\$6,282.75

Date Submitted	Period Covered	Requested Fees/Expenses	Amount Paid or to be Paid (90% of Fees, 100% of Expenses)	Amount of Holdback Requested
8/25/2021	July 1, 2021 – July 31, 2021	Fees: \$45,125.00 Expenses: \$0.00	Fees: \$40,612.50 Expenses: \$0.00	\$4,512.50
9/30/2021	Aug. 1, 2021 – Aug. 30, 2021	Fees: \$37,367.50 Expenses: \$0.00	Fees: \$33,630.75 Expenses: \$0.00	\$3,736.75
11/2/2021	Sept 1, 2021 – Sept 30, 2021	Fees: \$7,785.00 Expenses: \$0.00	Fees: \$7,006.50 Expenses: \$0.00	\$778.50
12/3/2021	Oct 1, 2021 – Oct 31, 2021	Fees: \$7,205.00 Expenses: \$0.00	Fees: \$6,484.50 Expenses: \$0.00	\$720.50
12/28/2021	Nov 1, 2021 – Nov 30, 2021	Fees: \$3,872.50 Expenses: \$0.00	Fees: \$3,485.25 Expenses: \$0.00	\$387.25
1/27/2022	Dec 1, 2021 – Dec 31, 2021	Fees: \$4,380.00 Expenses: \$0.00	Fees: \$3,942.00 Expenses: \$0.00	\$438.00
3/8/2022	January 1, 2022  – January 31, 2022	Fees: \$5,946.50 Expenses: \$0.00	Fees: \$5,351.85 Expenses: \$0.00	\$594.65
3/31/2022	Feb 1, 2022 – Feb 28, 2022	Fees: \$3,410.00 Expenses: \$0.00	Fees: \$3,069.00 Expenses: \$0.00	\$341.00
5/4/2022	March 1, 2022 – March 31, 2022	Fees: \$3,671.00 Expenses: \$0.00	Fees: \$3,303.90 Expenses: \$0.00	\$367.10
6/1/2022	April 1, 2022 – April 30, 2022	Fees: \$2,807.00 Expenses: \$0.00	Fees: \$2,526.30 Expenses: \$0.00	\$280.70
7/7/2022	May 1, 2022 – May 31, 2022	Fees: \$6,341.00 Expenses: \$0.00	Fees: \$5,706.90 Expenses: \$0.00	\$634.10
8/1/2022	June 1, 2022 – June 30, 2022	Fees: \$17,626 Expenses: \$0.00	Fees: \$15,863.40 Expenses: \$0.00	\$1,762.60
8/26/2022	July 1, 2022 – July 31, 2022	Fees: \$2,697.00 Expenses: \$0.00	Fees: \$2,427.30 Expenses: \$0.00	\$269.70
9/28/2022	Aug 1, 2022 – Aug 31, 2022	Fees: 4,933.00 Expenses: \$0.00	Fees: \$4,439.70 Expenses: \$0.00	\$493.30

Date Submitted	Period Covered	Requested Fees/Expenses	Amount Paid or to be Paid (90% of Fees, 100% of Expenses)	Amount of Holdback Requested
10/21/2022	Sep 1, 2022 – Sep 30, 2022	Fees: \$5,951.00 Expenses: \$0.00	Fees: \$5,355.90 Expenses: \$0.00	\$595.10
11/22/2022	Oct 1, 2022 – Oct 31, 2022	Fees: \$4,823.00 Expenses: \$0.00	Fees: \$4,340.70 Expenses: \$0.00	\$482.30
12/23/2022	Nov 1, 2022 – Nov 30, 2022	Fees: \$6,526.00 Expenses: \$0.00	Fees: \$5,873.40 Expenses: \$0.00	\$652.60
1/31/2023	Dec 1, 2022 – Dec 31, 2022	Fees: 3,938.00 Expenses: \$0.00	Fees: \$3,544.20 Expenses: \$0.00	\$393.80
3/6/2023	Jan 1, 2023 – Jan 31, 2023	Fees: \$12,911.00 Expenses: \$0.00	Fees: \$11,619.90 Expenses: \$0.00	\$1,291.10
3/23/2023	Feb 1, 2023 – Feb 28, 2023	Fees: \$4,410.50 Expenses: \$0.00	Fees: \$3,969.45 Expenses: \$0.00	\$441.05
4/26/2023	March 1, 2023 – March 31, 2023	Fees: \$4,041.00 Expenses: \$0.00	Fees: \$3,636.90 Expenses: \$0.00	\$404.10
5/24/2023	April 1, 2023 – April 30, 2023	Fees: 34,057.00 Expenses: \$0.00	Fees: \$30,651.30 Expenses: \$0.00	\$3,405.70
Т	OTAL	Fees: \$1,167,544.50 Expenses: \$0.00	Fees: \$1,050,790.05 Expenses: \$0.00	\$116,754.45

#### **EXHIBIT F**

#### **CUMULATIVE EXPENSE SUMMARY OF FCR**

Expense Category	Total Expenses for the Period	Total Expenses from the <u>Petition Date</u>
Air/Rail Travel	653.06	1,682.95
Car/Bus/Subway Travel	88.72	202.02
Certified Court Documents		_
Computerized Legal Research/Docket Search	_	_
Deliveries		
Hotel/Lodging	300.89	300.89
Internet Access	_	_
Miscellaneous	_	_
Mileage	16.67	56.05
Parking	64.23	178.60
Postage	_	_
In-house Copy Charges (\$0.10)	_	_
Outsourced Copy Charges	_	_
Teleconference / Video Conference	_	
Travel Meals		
Working Meals		
TOTAL	\$1,123.57	\$2,420.51

#### **CUMULATIVE EXPENSE SUMMARY OF SBEP**

Expense Category	Total Expenses for the Period	Total Expenses from the <u>Petition Date</u>
Air/Rail Travel	_	_
Car/Bus/Subway Travel		
Certified Court Documents	_	
Computerized Legal Research/Docket Search	_	_
Deliveries	_	_
Hotel/Lodging	_	_
Internet Access	_	_
Miscellaneous		
Mileage		
Parking	_	
Postage	_	
In-house Copy Charges (\$0.10)	_	
Outsourced Copy Charges	_	
Teleconference / Video Conference	_	
Travel Meals	_	
Working Meals		_
TOTAL	\$0.00	\$0.00