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Attorney for Lynn D. Becker

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

UTE INDIAN TRIBE OF THE UINTAH
& OURAY RESERVATION, et al.,
Plaintiffs,

vs.

HONORABLE BARRY G. LAWRENCE
& LYNN BECKER,
Defendants

BECKER'S STATEMENT OF FEES

Civil Nos.
2:16-cv-00579
2:16-cv-00958

Judge Clark Waddoups

LYNN D. BECKER,

Plaintiff,

vs.

UTE INDIAN TRIBE OF THE UINTAH
AND OURAY RESERVATION, ET AL.,

Defendants.

Plaintiff/defendant Lynn Becker, as directed by this Court's order dated March 31, 2021 (958 - ECF 260, 579-Dkt 208), submits this statement of fees incurred for the services of his legal team that were expended in, and otherwise related to, the matters specified by the Court.

SWORN STATEMENT OF COUNSEL DAVID K. ISOM

My client Lynn Becker incurred \$236,392.75 in attorney and legal assistant fees for time expended in, and otherwise relating to, prosecuting the issues arising from the subpoenas that the Tribe threatened to serve upon me and Mr. Becker in the arbitration between the Tribe and John Jurrius.

These actions caused me and my legal assistant Julie H. Wood to expend and charge for the time stated in the attached Exhibits A and B attached, respectively. All of this time was expended in, and otherwise related to, the following activities:

- (1) drafting the Notice of Intent to Serve Subpoena upon Snow Christensen & Martineau (ECF No. 205);
- (2) responding to the Motion to Quash (ECF No. 206);
- (3) responding to the Motion for Protective Order (ECF No. 214);
- (4) responding to the Order to Show Cause (ECF No. 221);
- (5) preparing for and attending the hearings related to these matters.

The statements that have been redacted are responsive to the Court's order, and are redacted solely to preserve Mr. Becker's attorney-client privilege relating to communications with his legal team.

These fees were calculated at the agreed-upon rates of \$ 530 per hour for my time and \$ 175 per hour for Ms. Wood's time.

The preceding statements regarding my services are based upon personal knowledge and the services of Ms. Wood are true to the best of my information and belief. I understand that these statements are subject to penalties for perjury under federal law.

/s/ David K. Isom

DATED: April 12, 2021

ISOM LAW FIRM PLLC

/s/ David K. Isom

David K. Isom
Attorney for Lynn D. Becker

CERTIFICATE OF SERVICE

The undersigned certifies that on this 12th day of April, the foregoing was served upon counsel of record through the Court's CM/ECF system.

/s/ David K. Isom

EXHIBIT A

Isom Legal Services Fees Related to March 31, 2021 Order

DATE	SERVICES	TIME
July 29, 2020	Study correspondence from F. Bassett regarding subpoenas in arbitration between tribe and John Jurrius; conf. w/ client and J. Wood; analyze information needed in order to respond to subpoena; draft, edit and send response to F. Bassett	4.6
July 30, 2020	Conf. & correspondence w/ client and J. Wood; legal research re power of arbitration panel to issue subpoenas inside and outside of Colorado; legal research re other arbitration issues; various telephone conferences re arbitration	4.8
Aug 2, 2020	Correspondence and conferences re [REDACTED]	0.4
Aug 3, 2020	Study tribal constitution and bylaws and other tribal documents relating to arbitration and subpoenas; conferences w/ J. Wood and client re [REDACTED]; legal research re witness tampering, obstruction, harassment & intimidation	6.4
Aug 4, 2020	Conf. w/ Julie and Lynn regarding [REDACTED] [REDACTED] legal research re intimidation	5.5
Aug 5, 2020	Legal research re intimidation; legal research re federal court jurisdiction on remand; draft subpoena to Snow and list of documents in Exhibit A; conferences and correspondence	5.5
Aug 6, 2020	Various phone conferences re [REDACTED]; [REDACTED]; legal research	8.1
Aug 8, 2020	Study correspondence and make chronology regarding Nov and Dec 2019 events and communications leading to stipulation with tribe re Jurrius' production of documents	4.3
Aug 10, 2020	Draft and edit subpoena and exhibit A; research re court jurisdiction and remedies for witness harassment; conferences and correspondence	3.0
Aug 11, 2020	Circulate draft subpoena and exhibit; edit subpoena; research reach of subpoenas in Colorado arbitration.	5.5
Aug 12, 2020	Draft and edit subpoena to Snow firm; conferences and correspondence re [REDACTED]	7.4

	██████████ draft and edit notice of intent to serve subpoena duces tecum; legal research	
Aug 13, 2020	Edit and file notice of intent to serve subpoena; arrange for service; legal research re arbitration and intimidation issues; conferences and correspondence; request copies of arbitration subpoenas	7.1
Aug 14, 2020	Correspondence w/ F. Bassett; legal research re subpoenas and arbitration	2.0
Aug 15, 2020	Call Lynn; legal research	1.3
Aug 17, 2020	Study tribe's motion to quash (206); research court's inherent power; conferences with co-counsel, Julie and Lynn;	3.3
Aug 18, 2020	Legal research re tribe's arguments on scope of power and jurisdiction on remand, relationship between state arbitration and federal court; draft opposition to motion to quash; legal research re Colorado statute re	8.3
Aug 19 , 2020	Study arbitration subpoenas; draft arguments based upon content and dates of subpoenas; conferences; draft emails; conferences with Lynn and Julie; conference with Jurrius' counsel	4.4
Aug 20, 2020	Draft and prepare exhibits for opposition to motion to quash; conferences with team; study transcripts of January 6 and 7 hearings to analyze current issues; draft outline of opposition; legal research; telephone calls with Julie and Lynn	7.5
Aug 21, 2020	Research and draft fact section; conferences with Julie and Lynn to identify, gather and prepare exhibits for opposition; outline and research major legal issues	8.4
Aug 22, 2020	Research and draft legal arguments; tct Julie and Lynn	7.3
Aug 23, 2020	Draft and edit legal arguments; tie facts, legal arguments and exhibits	6.6
Aug 24, 2020	Draft, edit, finalize and file opposition to motion to quash (210);	8.8
Aug 25, 2020	Legal and factual research for objection to subpoena to file in arbitration; draft objection; conference with Jurrius' counsel; conferences with legal team	5.6

Aug 26, 2020	Draft objection to arbitration subpoena; study tribe's reply to Becker's objection to motion to quash	1.2
Aug 27, 2020	Finalize legal and factual research; edit and file objection in arbitration to subpoena to L. Becker	3.8
Aug 28, 2020	Analyze Jurrius motion for protective order; discuss [REDACTED] with Julie and Lynn;	1.1
Aug 29, 2020	Prepare for August 31 hearing; conferences with team; draft argument outline	6.2
Aug 30	Prepare for hearing	5.0
Aug 31, 2020	Prepare for and participate in hearing on motion to quash; read tribe's motion against Jurrius and Jurrius' counsel for sanctions	8.1
Sept 1, 2020	Analyze tribe's Rule 11 motion against Snow and Jurrius; evaluate impact of sanctions motion upon issues argued at August 31 hearing; conferences; analyze tribe's objection to Jurrius' filing	3.2
Sept 2, 2020	Study Jurrius' response to tribe's objection; conferences with client and Julie	1.1
Sept 4, 2020	Study order to show cause; correspondence and conferences; Shepardize legal authorities	3.5
Sept 5, 2020	Analyze order to show cause	0.8
Sept 6, 2020	Analyze transcript; conference w/ L. Becker and J. Wood	1.5
Sept 9, 2020	Develop table and chronology of tribe's bad faith and witness intimidation; conference with Julie and Lynn; legal research re issues raised by order to show cause	5.9
Sept 10, 2020	Review request from R. Parker; outline chron and facts relating to order to show cause	2.2
Sept 18, 2020	Numerous conferences and drafting memo re sanctions	4.3
Sept 19, 2020	Conferences re sanctions	0.6
Sept 11, 2020	Conferences with Julie and Lynn to review assignments relating to our response to order show cause and tribe's anticipated arguments	5.4
Sept 14, 2020	Various calls re Jenner entry of appearance; correspondence with Jenner; legal research re sanctions; develop chronology to prepare upcoming briefs; draft objection to request for extension	7.7
Sept 15, 2020	Study Jenner motion for extension; legal research re sanctions; draft memo in support	8.3

	of sanctions; telephone calls with L. Becker, J. Wood, others; draft table of strategic plan for memorandum regarding sanctions	
Sept 16, 2020	Legal research re sanctions; analyze need to address general history of the actions; team meeting	5.9
Sept 18, 2020	Numerous calls w/ legal team; allocate tasks; research and draft chronology	4.3
Sept 19, 2020	Draft memo re order to show cause; discussions with team	2.6
Sept 21, 2020	Legal research re sanctions issues; team meeting to identify and prepare exhibits for sanctions memo	7.5
Sept 22, 2020	Telephone meeting with Lynn and Julie; draft and edit chronology of relevant events and potential exhibits	3.6
Sept 23, 2020	Study facts and memos of Lynn and Julie; analyze legal and factual issues relating to intimidation and impact of intimidation upon ability to prosecute claims; create chronology of relevant events; telephone discussions with team	5.1
Sept 24, 2020	Meeting with J. Wood and L. Becker; draft Becker declaration; legal research	4.7
Sept 25, 2020	Study Ute response to order to show cause; [REDACTED] with J. Wood and L. Becker; plan factual investigation and assembly of exhibits;	4.4
Sept 26, 2020	Study exhibits to Ute's memo re order to show cause; analyze chronology relating to tribe's claims about arbitration; compare L. Duncan letter to actual chronology; numerous conferences and emails	5.3
Sept 27, 2020	Shepardize tribe's legal authorities; legal research re court's power to impose sanctions; choice of sanctions; elements	5.8
Sept 28, 2020	Study Jurrius' motion for leave to respond to tribe; team meeting re litigation background relevant to sanctions and witness intimidation	5.8
Sept 29, 2020	Read tribe's opposition to Jurrius' motion for leave; draft background section of memo in support of sanctions; numerous discussions with team	5.9
Sept 30, 2020	Study Jurrius' motion for leave to file response; draft, edit and file motion to adjust page limits; legal research re sanctions issues	6.0

Oct 1, 2020	Meet with team to [REDACTED]; legal research re inherent power, statutes and rules as bases for various sanctions; draft Becker declaration	7.0
Oct 2, 2020	Team meeting; draft and edit Becker declaration; research and draft legal arguments	2.2
Oct 3, 2020	Draft, edit Becker declaration; conference calls re fact background and exhibits; draft background and legal arguments	8.3
Oct 5, 2020	Legal research re several potential sanctions and the legal and factual requirements for each; draft memo; team telephone conferences and emails;	9.3
Oct 6, 2020	Draft and edit Becker declaration, background and legal arguments; conference with co-counsel; conferences with R. Van Wagoner and R. Parker; team meeting; organize facts in Excel and Access	7.7
Oct 7, 2020	Conference and correspondence to edit brief and develop facts and exhibits; edit Becker declaration.	6.4
Oct 8, 2020	Legal research; edit background and legal arguments; conferences and emails with Julie and Lynn; conferences with co-counsel	7.4
Oct 9, 2020	Edit, finalize and file response to sanctions order; study Jurrius' reply to tribe's response to order to show cause	9.7
Oct 12, 2020	Calls w/ Lynn and Julie	0.3
Oct 14, 2020	Study Jurrius motion and order granting motion; tct Lynn	0.3
Oct 16, 2020	Discussions w/ team re [REDACTED]; legal research	3.2
Oct 24, 2020	Conference with team; study tribe's reply re sanctions; research facts and law; read and Shepardize cited cases	7.1
Oct 26, 2020	Conference with Julie and Lynn [REDACTED] [REDACTED] legal and factual research	4.3
10-27-2020	Calls with team re [REDACTED]; legal research	3.3
10-28-2020	Calls and research re witness intimidation	4.8
Oct 29, 2020	Draft declarations; conference with J. Wood and L. Becker; legal research re witness intimidation	5.0
Oct 30, 2020	Team conferences; emails; edit declarations	3.3

Nov 1, 2020	Legal research re issues raised by surreply and supplemental declarations; draft request for permission to file surreply; draft surreply; discuss [REDACTED] w/ J. Wood and L. Becker	5.6
Nov 2, 2020	Work on surreply, motion for leave and declarations; team meetings	10.1
Nov 3, 2020	Work [REDACTED] to finalize motion and attachments re surreply.	4.7
Jan 7, 2021	Conferences and email to confirm schedule for hearing on sanctions	0.2
Mar 12, 2021	Prepare for hearing on sanctions; draft argument	4.7
Mar 13, 2021	Prepare for hearing	5.5
Mar 14, 2021	Prepare for hearing	1.7
Mar 15, 2021	Prepare and participate in hearing	5.8
Total Hours		390.8
Total Amount	At \$530/hour	\$207,124.00

EXHIBIT B

JULIE WOOD : TIME RELATING TO SANCTIONS ORDER

DATE	DESCRIPTION	HOURS
7/29/2020	Conf. Becker and DKI to analyze what is needed in order to [REDACTED] review response to Bassett.	1
7/30/2020	Conference with Becker and DKI	0.75
8/3/2020	Conference with Becker and DKI regarding [REDACTED]	1
8/4/2020	Conference with Becker and DKI re [REDACTED] document management	1.75
8/5/2020	Review and Edit subpoena to Snow, document management	0.75
8/6/2020	Conference with DKI re [REDACTED], document management	1.25
8/10/2020	Review and edit subpoena	0.5
8/11/2020	Review and edit subpoena	0.25
8/12/2020	Review and edit Becker's intent to subpoena; review Tribe's subpoenas; conference with DKI re subpoena	0.5
8/13/2020	Conference with DKI re [REDACTED]	0.5
8/17/2020	Read Tribe's Motion to Quash, Conference with DKI	0.5
8/18/2020	Read Becker's Subpoena from Tribe	0.25
8/19/2020	Conference with Becker and DKI re [REDACTED]	0.5
8/20/2020	Fact research for opposition to Tribe's motion to Quash, conference with Becker and DKI	1.25
8/21/2020	Fact research for opposition to Tribe's motion to Quash, conference with Becker and DKI	1.5
8/22/2020	Fact research and document management for motion	1
8/24/2020	Edit and prepare opposition to motion to quash, review Tribe's motion to expedite	3
8/25/2020	Fact and document research, conference with [REDACTED] correspondence with Becker and DKI, review Tribe's filed Objection	3.25
8/26/2020	Correspondence with DKI and Becker, review and edit Becker's objection Review and edit Becker's Objection to Subpoena	1.75
8/27/2020	Fact and document research	0.75
8/28/2020	Conference with DKI and Becker re [REDACTED]	0.5
8/29/2020	Conference with DKI and Becker re [REDACTED] review Jurrius filings re PO	0.75

8/31/2020	Post hearing conference with DKI, review Tribe's filing re PO and Sanctions	0.75
9/1/2020	Review Tribe's filed Objection	0.25
9/2/2020	Review Jurrius' response to Tribe's objection, conference with DKI and Becker	0.5
9/5/2020	Strategy Conference with DKI and Becker, Review and comment on order from the Court	1.75
9/6/2020	Conference with DKI and Becker re [REDACTED]	0.25
9/9/2020	Conference with Becker and DKI re Order from the Court, document management	1
9/11/2020	Conference with Becker and DKI re [REDACTED] research facts	3.75
9/14/2020	Conference with DKI re [REDACTED] document management, fact research	4
9/15/2020	Conference with DKI and Becker re [REDACTED] fact research, review courts order	3.5
9/18/2020	Review Filed status report, correspondence with Becker and DKI	0.75
9/19/2020	Conference with DKI and Anderson re [REDACTED]	0.75
9/22/2020	Conference with Becker and DKI re [REDACTED] correspondence with DKI re scheduling and deadlines, document managements	2
9/23/2020	Conference with DKI and Becker; Fact research, document management	6.25
9/24/2020	Conference with DKI and Becker re [REDACTED] relevant fact research, transcripts review, case management	9
9/25/2020	Conference with DKI and Becker re [REDACTED] fact research to support Becker's objection and motion for sanctions, exhibit management	8.5
9/26/2020	Conference with DKI and Becker re [REDACTED] fact research, find exhibits, case and document management	6.5
9/27/2020	Correspondence with DKI and Becker, fact research, case and document management	8.25
9/28/2020	Fact and Document research, conference with DKI and Becker re [REDACTED]	6.25
9/29/2020	Conference with Becker and DKI, Review all Filings for relevant information for motions, process and manage TMPX exhibits; review Tribe's Response to Jurrius Motion, review Jurrius' Motion for Leave	8.25
9/30/2020	Review Jurrius Filings, edit Becker's motion, and review order from court	0.75

10/1/2020	Conference with DKI, Becker, and Anderson re [REDACTED] fact research	2.25
10/2/2020	Conference with DKI and Becker re [REDACTED] fact research; document management	1.75
10/3/2020	Review memo from DKI, conference with DKI re [REDACTED]	2
10/5/2020	Correspondence with DKI, review and edit memo re sanctions.	2.25
10/6/2020	Conference and correspondence with DKI and Becker; fact research, document management, edit Becker Declaration,	5.75
10/7/2020	Conference and correspondence to edit brief, fact research and exhibits; edit Becker declaration.	6
10/8/2020	Conference and correspondence to edit brief, fact research and exhibits; document management edit Becker declaration. Update Exhibit List relevant to sanctions, review and edit Becker's Decl and Memo	9.25
10/9/2020	Conference and correspondence to edit brief, fact research and exhibits; document management edit Becker declaration, fact check	8.25
10/14/2020	Review and Order from the Court	0.25
10/24/2020	Conference with Becker and DKI; review court filings by the tribe; review facts for support	2.25
10/26/2020	Conference with DKI and Becker re Sanctions, fact research; document management	1.75
10/29/2020	Conference with DKI and Becker re Sanctions, edit declarations	2
10/30/2020	Conference and correspondence with DKI and Becker re [REDACTED] edit declarations	3.75
11/1/2020	Conference with DKI and Becker; case management and strategy, fact research	4.5
11/2/2020	Conference with DKI and Becker; case management and strategy, fact research, review and edit declarations	6
11/3/2020	Review, Edit and finalize declarations, Conference with DKI and Becker	5.25
11/18/2020	Review proposed Court Order	0.25
12/2/2020	Review Findings of Fact from Court	0.5
12/7/2020	Conference and correspondence with Becker and DKI re [REDACTED]	0.75
1/7/2021	Correspondence with Becker and DKI scheduling	0.25
3/12/2021	Conference with DKI in preparation for Sanctions Hearing	1.25
3/14/2021	Conference with DKI in preparation for Sanctions Hearing	0.5

3/15/2021	Conference with DKI in preparation for Sanctions Hearing, attend hearing	4
8/30/2021	Conference with DKI to prepare for 8/31 hearing	0.25
Total Hours		167.25
Total Amount	At \$175/hour	\$29,268.75