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6 *Attorneys for Plaintiff*

7 IN THE SUPERIOR COURT OF ARIZONA
8 COUNTY OF MARICOPA

9 PATRICIA BOCCHINO,
10 Plaintiff,
11 vs.
12 FOUNTAIN SHADOWS HOMEOWNERS
13 ASSOCIATION,
14 Defendant.

Case No. CV2015-012434

**DECLARATION OF JONATHAN
A. DESSAULES IN SUPPORT OF
APPLICATION FOR AWARD OF
ATTORNEYS' FEES**

15 I, Jonathan A. Dessaulles, declare as follows:

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17 1. I am a partner of the law firm Dessaulles Law Group. I am the attorney for Plaintiff
18 Patricia Bocchino ("Plaintiff") in this matter. I make the statements in this Declaration on my
19 personal knowledge.

20 2. I have been substantially involved in this case and have personal knowledge of the
21 legal services rendered by my firm. In addition, I have reviewed the itemized invoice that is
22 being submitted as Exhibit A to this Declaration and have personal knowledge of said invoice
23 and the charges listed therein.

24 3. Exhibit A reflects that actual attorneys' fees incurred from the inception of this
25 representation up through the date of this Declaration.
26

1 4. Although I have supervised and worked with lawyers and paralegals of my firm in
2 connection with this matter, I remained principally responsible at all times during the case.

3 5. In addition to the foregoing, I have gone to great lengths to avoid unnecessary
4 duplication of efforts by delegating certain tasks to those employees and associates at lower
5 hourly rates. I further exercised my discretion and billing judgment with a number of time
6 entries by either not billing or reducing before the time was finalized to avoid duplication or
7 possibly excessive entries. The time entries reflected on Exhibit A are those actually billed after
8 write-offs and no-charges. However, Exhibit A reflects a number of "NO CHARGE" entries
9 that were charged off to avoid duplicative or possibly excessive time entries. In the exercise of
10 billing judgment, for example, I either wrote off or did not bill nearly ten hours of Ms. Hill's
11 time to avoid duplication of efforts.

12 6. My principal area of practice is civil and commercial litigation. I graduated law
13 school in 1997 from the Dickinson School of Law of Pennsylvania State University and was
14 licensed to practice law in Pennsylvania and New Jersey in 1997. I have been licensed to
15 practice law in the State of Arizona since 1999 and was subsequently licensed to practice law in
16 the State of California in 2001. I was the lead attorney in this case and involved in all aspects of
17 the case. My hourly rate in this matter was \$325.00 per hour.

18 7. Another attorney, Ashley C. Hill, performed a significant amount of the day-to-
19 day work in this matter, including drafting a lot of Plaintiff's Motion for Summary Judgment
20 and Statement of Facts, as well as the Response to Defendant's Cross-Motion for Summary
21 Judgment and Reply in support of Plaintiff's Motion for Summary Judgment. Ms. Hill is a 2015
22 graduate of Arizona State University's Sandra Day O'Connor College of Law. Her hourly rate
23 in this matter was \$150.00 per hour.

24 8. In addition to the foregoing attorneys, one paralegal, Jenna Pitchel, also provided
25 material assistance in this case, including but not limited to the initial preparation of pleadings,
26 discovery, and discovery responses. Ms. Pitchel has been a paralegal and legal assistant for

1 approximately four years. She has considerable experience as a paralegal and her hourly rates
2 are consistent with the prevailing rates for paralegals in the legal community.

3 9. I consider these billing rates to be reasonable, given due consideration to the
4 attorneys' ability, training, education, experience, skill, and professional standing, the intricacy
5 and difficulty of the work performed, the time and skill required, the responsibility imposed, and
6 the result obtained. Based upon my knowledge of the legal community in Maricopa County and
7 my familiarity with the prevailing rates within the community, I also believe that these hourly
8 rates are comparable to the hourly rates prevailing in the community for lawyers with
9 comparable ability, training, education, and experience.

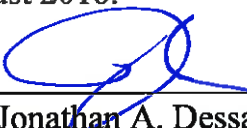
10 10. I have reviewed Exhibit A and the electronic records from which they were
11 produced. These itemizations were created from billing records that are regularly prepared in the
12 course of my firm's business.

13 11. As a result of this action, Plaintiff incurred \$22,937.50 in fees for professional
14 services rendered.

15 12. In my opinion, all of the services set forth in Exhibit A were actually, reasonably,
16 and necessarily incurred expenses in the pursuit of this action.

17 I declare under penalty of perjury that the foregoing is true and correct.

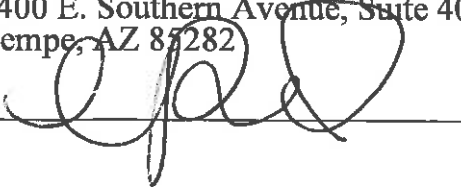
18 Executed on this 20 day of August 2016.

19 
20 _____
Jonathan A. Dessales

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1 COPY of the foregoing mailed
and emailed this 26th day of August to:

2 Chad P. Miesen
3 CARPENTER HAZLEWOOD, DELGADO & BOLEN, PC
1400 E. Southern Avenue, Suite 400
4 Tempe, AZ 85282

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Matter Summary

Date Start: 8/1/2014 | Date End: 8/25/2016 | Clients: Bocchino, Tricia | Matters: | Users: | Account Managers: All

Date	User	Description	Rate/ Unit Price	Labor Time/ Quantity	Billable Time/ Cost Price	Bill Amt/ Sell Price
Bocchino, Tricia						
adv Fountain Shadows HOA						
09/29/2015	Douglas Wigley	Confer with J. Dessaules regarding HOA's bill for attorneys' fees in an injunction against harassment action.	\$250.00 hr	0.30	0.30	\$75.00
09/29/2015	Jonathan Dessaules	Meet with client; review and analyze client's materials; research potential claims; begin drafting complaint.	\$325.00 hr	3.60	3.60	\$1,170.00
09/30/2015	Jonathan Dessaules	Continue research of potential claims; revise and edit complaint.	\$325.00 hr	0.80	0.80	\$260.00
10/01/2015	Jenna Pitchel	Draft of Notice of Appearance for Nancy Fisher.	\$75.00 hr	0.10	0.10	\$7.50
10/02/2015	Jonathan Dessaules	Exchange emails with client regarding draft of complaint and additional facts relevant to same.	\$325.00 hr	0.20	0.20	\$65.00
10/02/2015	Douglas Wigley	Revise and edit complaint.	\$250.00 hr	1.50	1.50	\$375.00
10/08/2015	Jonathan Dessaules	Exchange emails with client; review client's materials and documents relating to same.	\$325.00 hr	0.40	0.40	\$130.00
10/28/2015	Jonathan Dessaules	Exchange emails with client.	\$325.00 hr	0.20	0.20	\$65.00
10/29/2015	Jonathan Dessaules	Exchange emails with client.	\$325.00 hr	0.20	0.20	\$65.00
11/11/2015	Douglas Wigley	Research issues relating to lien for HOA penalties and confer with J. Dessaules regarding the same.	\$250.00 hr	0.30	0.30	\$75.00
11/23/2015	Jonathan Dessaules	Phone call with client regarding status and strategy going forward.	\$325.00 hr	0.20	0.20	\$65.00
12/04/2015	Jenna Pitchel	Draft of Request for Production.	\$75.00 hr	0.10	0.10	\$7.50
12/04/2015	Jenna Pitchel	Finalize, and sending of Requests for Production.	\$75.00 hr	0.10	0.10	\$7.50
12/07/2015	Jonathan Dessaules	Draft Requests for Admission and Interrogatories.	\$325.00 hr	1.70	1.70	\$552.50
12/09/2015	Jenna Pitchel	Draft, finalize and sending of Non-Uniform Interrogatories and Requests for Admissions.	\$75.00 hr	0.20	0.20	\$15.00
12/29/2015	Jonathan Dessaules	Exchange emails with client regarding status and strategy.	\$325.00 hr	0.10	0.10	\$32.50
01/06/2016	Jonathan Dessaules	Exchange emails with client regarding disclosure statement and damages.	\$325.00 hr	0.30	0.30	\$97.50
01/26/2016	Jonathan Dessaules	Review and analyze discovery responses.	\$325.00 hr	1.00	1.00	\$325.00
01/26/2016	Jonathan Dessaules	Review and analyze document production and discovery responses.	\$325.00 hr	1.80	1.80	\$585.00
01/26/2016	Jonathan Dessaules	Begin outlining motion for summary judgment.	\$325.00 hr	2.70	2.70	\$877.50
01/27/2016	Ashley Hill	Conduct research and begin drafting Motion for Summary Judgment.	\$150.00 hr	6.00	6.00	\$900.00
01/29/2016	Ashley Hill	Review case file and continue research regarding motion for summary judgment.	\$150.00 hr	1.70	1.70	\$255.00
02/01/2016	Ashley Hill	Continue drafting motion for summary judgment and conducting related legal research.	\$150.00 hr	4.60	4.60	\$690.00
02/02/2016	Ashley Hill	Continue conducting legal research and drafting motion for summary judgment.	\$150.00 hr	6.30	6.30	\$945.00
02/04/2016	Ashley Hill	Continue drafting motion for summary judgment.	\$150.00 hr	0.80	0.80	\$120.00
02/05/2016	Ashley Hill	Continue drafting motion for summary judgment, and continue conducting legal research on the issues to be raised.	\$150.00 hr	3.90	3.90	\$585.00

02/10/2016	Jonathan Dessaulles	Begin revising and editing motion for summary judgment.	\$325.00 hr	4.60	4.60	\$1,495.00
02/10/2016	Ashley Hill	Continue legal research for motion for summary judgment following discussion with J. Dessaulles regarding case strategy.	\$150.00 hr	1.50	1.50	\$225.00
02/11/2016	Jonathan Dessaulles	Exchange emails with client regarding purchase contract (0.2); review and analyze same (0.4).	\$325.00 hr	0.60	0.60	\$195.00
02/12/2016	Ashley Hill	Review HOA and attorney invoices and investigate discrepancies.	\$150.00 hr	1.80	1.80	\$270.00
02/12/2016	Ashley Hill	Continue legal research and draft of motion for summary judgment	\$150.00 hr	3.50	3.50	\$525.00
02/16/2016	Ashley Hill	Continue revising and drafting Motion for Summary Judgment.	\$150.00 hr	2.70	2.70	\$405.00
02/17/2016	Ashley Hill	Continue drafting Motion for Summary Judgment and Statement of Facts.	\$150.00 hr	8.90	8.90	\$1,335.00
02/18/2016	Ashley Hill	Continue drafting Motion for Summary Judgment and Statement of Facts.	\$150.00 hr	4.80	4.80	\$720.00
02/19/2016	Jenna Pichel	Add Statement of Facts reference paragraphs into Motion for Summary Judgment.	\$75.00 hr	1.00	1.00	\$75.00
02/19/2016	Jenna Pichel	Prepare Motion for Summary Judgment and Statement of Facts for filing.	\$75.00 hr	0.50	0.50	\$37.50
02/19/2016	Jenna Pichel	File Motion for Summary Judgment and Statement of Facts.	\$75.00 hr	0.30	0.30	\$22.50
02/19/2016	Ashley Hill	Review and finalize motion for summary judgment and statement of facts before filing.	\$150.00 hr	0.40	0.40	\$60.00
03/21/2016	Ashley Hill	Conduct legal research into arbitration rules to determine how motion for summary judgment affects arbitration date.	\$150.00 hr	1.80	1.80	\$270.00
03/21/2016	Ashley Hill	Review correspondence from opposing counsel regarding getting a new date for arbitration in light of pending motion for summary judgment, call opposing counsel to discuss; left voice message.	\$150.00 hr	0.20	0.20	\$30.00
03/21/2016	Ashley Hill	Draft email to arbitrator regarding postponing arbitration date.	\$150.00 hr	0.40	0.40	\$60.00
03/22/2016	Ashley Hill	Speak with opposing counsel regarding postponing arbitration and email arbitrator regarding the same.	\$150.00 hr	0.40	0.40	\$60.00
03/28/2016	Jonathan Dessaulles	Exchange emails with client regarding status.	\$325.00 hr	0.20	0.20	\$65.00
03/29/2016	Ashley Hill	Review Response to Motion for Summary Judgment and Counter Motion for Summary Judgment received from opposing counsel.	\$150.00 hr	1.40	1.40	\$210.00
03/30/2016	Ashley Hill	Begin researching issues addressed in opposing party's Response to Motion for Summary Judgment in preparation for drafting Reply ISO Motion for Summary Judgment.	\$150.00 hr	1.20	1.20	\$180.00
04/01/2016	Ashley Hill	Continue reviewing Response to MSJ and Statement of Facts.	\$150.00 hr	0.90	0.90	\$135.00
04/13/2016	Ashley Hill	Begin drafting Reply in support of Motion for Summary Judgment.	\$150.00 hr	10.80	10.80	\$1,620.00
04/14/2016	Ashley Hill	Continue drafting Reply in support of Motion for Summary Judgment and Response to Counter-Motion for Summary Judgment.	\$150.00 hr	3.50	3.50	\$525.00
04/15/2016	Jonathan Dessaulles	Revise and edit response to cross-motion for summary judgment and reply in support of cross-motion for summary judgment.	\$325.00 hr	2.90	2.90	\$942.50
04/15/2016	Ashley Hill	Continue drafting Reply in support of Motion for Summary Judgment and Response to Cross-Motion for Summary Judgment.	\$150.00 hr	2.50	2.50	\$375.00
04/15/2016	Ashley Hill	Begin drafting Response to Defendant's Controverting Statement of Facts.	\$150.00 hr	0.40	0.40	\$60.00
04/18/2016	Ashley Hill	Revise Response to Defendant's Controverting Statement of Facts.	\$150.00 hr	1.30	1.30	\$195.00
05/10/2016	Jonathan Dessaulles	Telephone call with client regarding status; review email from court regarding same.	\$325.00 hr	0.20	0.20	\$65.00
05/12/2016	Ashley Hill	Review Defendant's Reply in support of their Cross-Motion for Summary Judgment.	\$150.00 hr	0.20	0.20	\$30.00
06/01/2016	Ashley Hill	Review court's email and begin researching issues for oral argument.	\$150.00 hr	0.30	0.30	\$45.00

