



2. I have been substantially involved in this case and have personal knowledge of the legal services rendered.

3. I worked with three other attorneys in connection with this case: Brian W. Morgan, B. Austin Baillio, and Samuel C. Richardson.

4. Based upon the records maintained by the law firm, the firm has rendered legal services for Appellee in the above-entitled action in the amount of \$33,005.00. (*See* attached History Bill marked as Exhibit "A.") The History Bill details a chronological breakdown of the legal services provided to the Association, including the dates on which each person for whom fees are claimed performed the services, the time each person expended for each task on each date, a description of the services rendered, the identity of the person performing the service, and whether the fee is fixed, contingent, or hourly.

5. The charges incurred on behalf of the Association were incurred pursuant to a fee agreement between Appellee and the law firm and the amounts were charged in accordance therewith on an hourly rate. Four attorneys from the firm rendered services with respect to the litigation: attorneys, Chad M. Gallacher (CMG) at \$300.00 per hour, Brian W. Morgan (BWM) at \$300.00 and \$325.00 per hour, B. Austin Baillio (BAB) at \$275.00 per hour, and Samuel C. Richardson (SCR) at \$300.00 per hour. (*See* Exhibit "A" hereto.) My firm considers the billing rates for each attorney to be reasonable, given the due consideration to the attorneys' ability, training, education, experience, skill and professional standing,

the intricacy and difficulty of the work performed, the time and skill required, the responsibility imposed, and the result obtained. These hourly rates are also comparable to the hourly rates prevailing in the community for similar work.

6. Mr. Morgan billed a total of 3.1 hours or \$962.50 related to reviewing the Answering Brief, and providing suggestions and revisions.

7. Mr. Baillio billed a total of 2.3 hours or \$632.50 related to the review of the appellate memorandum and Answering Brief.

8. Mr. Richardson billed a total of 1.1 hours or \$330.00 related to the review of the notice of appeal and the preparation for the oral argument on September 3, 2019.

9. I billed a total of 101.6 hours, or \$30,480.00, in connection with this matter. I am a partner in the law firm of Maxwell & Morgan, P.C. I have been licensed to practice law in the state of Arizona since 2007. My current law practice is devoted exclusively to representation of community associations and deed restricted communities across Arizona. I contributed to the result of this case by preparing and filing all of the pleadings with the Court of Appeals, including the Memorandum regarding Jurisdiction requested by the Court of Appeals, the Response to Appellant's Motion for Reconsideration regarding Reinstatement of the Appeal, the Answering Memorandum on Appeal, the Notice of Amendment to A.R.S. § 33-1087 and the Response to Appellant's Motion to Strike the Notice of

Amendment to A.R.S. § 33-1807. I also prepared for and presented the oral argument on Appeal.

10. The preparation of the application for attorneys' fees required an additional 2.0 hours at the rate of \$300.00 per hour, which equals \$600.00. This amount, when added to the amount listed above, totals \$33,005.00 in legal fees incurred as a result of this action.

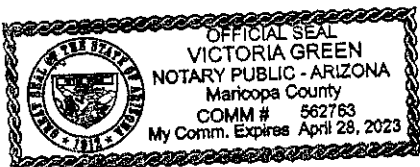
11. In my opinion, the expenses and services set forth in Exhibit "A" were actually, reasonably, and necessarily incurred expenses in the prosecution of this appeal. No time spent in this appeal was wasted, inappropriate or unnecessary.

12. I avow to this Court that the sum of \$33,005.00 as and for attorney fees, is, in my opinion, in compliance with the applicable ethical standards for attorney fees and constitutes a fair and reasonable fee.

*Chad M. Gallacher*

Chad M. Gallacher, Esq.

SUBSCRIBED AND SWORN to before me this 14 day of May,  
2020, by Chad M. Gallacher.



*Victoria Green*  
Notary Public

My Commission Expires:

April 28, 2023