



Janofsky & Walker. I have been informed that the reductions that do exist are for legal services for which Religious Technology Center is not claiming damages in this litigation.

I have been asked to provide this Affidavit concerning the prevailing party contractual attorneys' fees sought by RTC. I have reviewed various documents including, but not limited to, the billing records of Paul, Hastings, Janofsky & Walker; Sammons & Parker; and Jenkins & Gilchrist, and the Affidavits of Samuel D. Rosen, Charles S. Gall and John Walker being submitted by RTC with its Motion for Contractual Attorneys' Fees. In reviewing these records, I have noted that the actions taken by counsel in preparing for and briefing legal issues, preparing discovery, analyzing various legal theories and positions, preparing and reviewing correspondence, conferring with the client, preparing for and attending hearings, and preparing for and conducting trial and post trial matters, are entirely appropriate. It is evidence from the papers filed in this case which I have reviewed, as well as from what I observed at trial, that defendant's counsel's conduct of the case dramatically increased the work that RTC's counsel were required to perform and the consequent fees to RTC because defense counsel repeatedly relitigated issues on which they had lost, some of which were obviously so meritless in the first place that they should never have been raised.

I have reviewed the resumes of the law firms which are attached hereto. Further, I have verified with a member of a national law firm whom I know to be reliable and experienced that the hourly rates charged by these very senior and experienced litigation partners and other members of two national law firms are reasonable hourly charges.

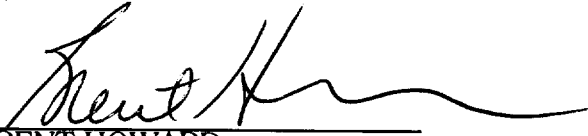
I have carefully reviewed the billing records referred to above and find those billing records to be appropriately detailed and kept in an extremely professional manner.

I believe that the records indicate that the charges for legal fees in this matter are reasonable and necessary especially in light of the affidavit of Thomas J. Dandar filed in Case No. 00-002750-CI-007 styled, *Church of Scientology Flag Service Organization, Inc. v. Dell Liebreich, Individually and as Personal Representative of the Estate of Lisa McPherson*, in the Circuit Court of the Sixth Judicial Circuit in and for Pinellas County, State of Florida, Civil Division, stating that \$400,00 per hour is a reasonable hourly rate for attorneys' fees in that cause of action, and Kennan Dandar's testimony that he and his brother charge \$400 per hours or more. I sat through much of the trial in this matter. I

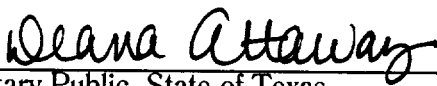
have also reviewed filings by both RTC's and defendant's attorneys. It is my opinion that if \$400.00 per hour is reasonable for defendant's lawyers, then the fees charged by RTC's national attorneys, whose credentials and experience far outstrip those of defense counsel, are entirely reasonable.

FURTHER YOUR AFFIANT SAYETH NOT.

SIGNED this 18<sup>th</sup> day of March, 2002.

  
BRENT HOWARD

SWORN TO AND SUBSCRIBED to me by Brent Howard on this the 18<sup>th</sup> day of March, 2002.

  
Notary Public, State of Texas

