

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

| | | |
|---------------------|---|---------------------------------|
| In Re: |) | |
| |) | In Proceedings Under Chapter 11 |
| U. S FIDELIS, INC., |) | |
| |) | Case No. 10-41902-705 |
| |) | |
| Debtor. |) | Hon. Charles E. Rendlen, III |

**AMENDED FIRST AND FINAL APPLICATION FOR COMPENSATION AND
REIMBURSEMENT OF EXPENSES OF GREENSFELDER, HEMKER &
GALE, P.C. AS SPECIAL COUNSEL TO DEBTOR**

(Summary of Request)

| | |
|---------------------------------------|---|
| Name of Applicant | Greensfelder, Hemker & Gale, P.C. |
| Date of Approval of Employment | May 22, 2012 |
| Identity of Party Represented | Special Counsel to Debtor |
| Time Period Requested | May 1, 2012 through September 12, 2012 |
| Amount of Fees Requested | \$14,992.00 |
| Amount of Expenses Requested | \$22.05 |
| Interim or Final Application | Final Application |

COMES NOW Greensfelder, Hemker & Gale, P.C. ("Applicant"), as special counsel for U.S Fidelis, Inc. ("Debtor"), pursuant to 11 U.S.C. §§ 328, 330 and 331, and files this *Amended First and Final Application for Compensation and Reimbursement of Expenses of Greensfelder, Hemker & Gale, P.C. as Special Counsel to Debtor*. In support of this Application, Applicant states the following:

I. JURISDICTION

1. This Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334, and E.D. Mo. L.R. 81-9.01(B)(1).

II. BACKGROUND

2. On or about April 30, 2012, the firm of Gallop, Johnson & Neuman, L.C. dissolved and David A. Lander and Eric C. Peterson became officers of Greensfelder, Hemker & Gale, P.C.

3. On May 22, 2012, this Court entered its Order authorizing the employment of Greensfelder, Hemker & Gale, P.C. as special counsel to the Debtor. [Docket No. 1086]

4. Pursuant to the provisions of 11 U.S.C. §331 and Bankruptcy Rule 2016, Applicant seeks final approval of fees totaling \$14,992.00 and expenses totaling \$22.05, which were incurred during the period of May 1, 2012 through September 12, 2012 (the “Application Period”) on behalf of the Debtor.

5. This Court entered its Order Granting Motion for Approval of Procedures for Interim Compensation of Professionals (the “Professional Fees Order”), pursuant to which the Court authorized: (a) Applicant to submit a monthly Notice of Submission of Fees (the “Monthly Fee Notice”) setting forth Applicant’s statement for services rendered and expenses incurred during the immediately preceding month; (b) Applicant to serve each Monthly Fee Notice upon the Master Service List as defined in Standing Order No. 1 Relating to Service, Notices, and Filing (collectively, the “Service Parties”); and (c) Debtor to pay an amount equal to the lesser of (i) 80% of the fees and 100% of the expenses set forth in Applicant’s Monthly Fee Notice, or (ii) 80% of the fees and 100% of the expenses set forth in Applicant’s Monthly Fee Notice that are not subject to an objection.

6. In accordance with the Professional Fees Order, Applicant has submitted four Monthly Fee Notices to the Debtor for the Final Application Period. Debtor has paid to Applicant a total of \$9,894.35 during the Final Application Period, consisting of \$9,894.35 in fees and no expenses.

7. The following are the names and hourly billing rates of all attorneys and paraprofessionals employed by Applicant for which Applicant is seeking compensation for the Final Application Period:

| <u>ATTORNEYS</u> | <u>HOURLY RATES</u> |
|------------------|---------------------|
| David A. Lander | \$415.00 |
| Eric C. Peterson | \$350.00 |

8. The foregoing hourly rates are consistent with the hourly rates that Applicant charges its non-bankruptcy clients for similar services.

III. PROJECT SUMMARIES FOR FINAL APPLICATION PERIOD

9. During the Application Period, Applicant has performed actual and necessary services on behalf of and for the benefit of the Debtor in the project categories described below:

- (a) Case Administration
- (b) Employee Benefits/Pensions
- (c) Plan and Disclosure Statement

10. A detailed statement of the services performed by Applicant in each of the foregoing project categories (identifying each of the persons who provided such services, the number of hours spent on the project, and the amount of compensation sought for such services) is attached hereto at Exhibit A and is expressly incorporated herein by reference.

IV. TOTAL FEES FOR FINAL APPLICATION PERIOD

11. As more fully reflected on the invoices attached hereto as Exhibit B and expressly incorporated herein by reference, during the Application period, Applicant performed a total of 37.3 hours of professional services on behalf of the Debtor.

12. Applicant's fees for the services it performed on behalf of the Debtor during the Application Period are \$14,992.00. This sum represents a reasonable fee for the services performed by Applicant based on the nature, the extent, and value of such services; the time spent on such services; the rates charged for such services; the necessity of such services to the administration of the case; the reasonableness of the time spent performing the services given the complexity, importance, and nature of the problems, issues, and/or tasks addressed; and the cost of comparable services other than in a bankruptcy case.

13. The services for which Applicant seeks compensation were reasonably likely to benefit the Debtor and were necessary to the administration of the case. None of the foregoing services were unnecessarily duplicative.

V. REIMBURSEMENT OF EXPENSES FOR FINAL APPLICATION PERIOD

14. As is more fully reflected on the invoices attached as Exhibit B and expressly incorporated herein by reference, Applicant incurred \$22.05 in expenses in connection with its performance of professional services on behalf of the Debtor during the Application Period. A breakdown of the expenses incurred by Applicant is attached as Exhibit C.

15. The foregoing expenses were actually and necessarily incurred by Applicant.

16. All expenses for which Applicant seeks reimbursement were incurred in the most economical method available under the circumstances and are the kind of expenses that Applicant customarily charges its non-bankruptcy clients.

VI. SUMMARY OF FEE REQUEST

17. Applicant was retained for the purpose of providing advise and counsel to the Debtor in respect to those situations and issues that arose or could arise in the case and for which Debtor's lead counsel or counsel for the committee of unsecured creditors had or may have had a conflict of interest, the appearance of a conflict, or out of an abundance of caution indicated the need for separate counsel. Such matters included the pursuit, negotiation, and settlement of certain preference or other avoidance claims, and providing counsel to the Debtor's court-approved responsible executives in performing duties, advice and counsel regarding issues pertaining to WARN Act notices and requirements incumbent upon them in connection with the plan confirmation process. Applicant successfully and efficiently completed its assigned tasks at a modest cost to the estate.

VII. FINAL FEE APPLICATION FOR ALL PERIODS

18. This Application shall constitute the amended first and final application for compensation and reimbursement of expenses of Applicant for work relating to the representation assigned it from May 1, 2012 through September 12, 2012 and Applicant hereby submits all previous fees and expenses paid by the Debtor's estate to the Applicant pursuant to this application for the Court's final review and approval.

19. Including this Application, Applicant has requested approval for the payment of \$14,992.00 for fees and \$22.05 for expenses, totaling \$15,014.05, for work relating to the representation of the Debtor, including this Application,

20. The fees charged to date were reasonable for the services performed by Applicant based on the nature, the extent, and value of such services; the time spent on such services; the rates charged for such services; the necessity of such services to the administration of the case;

the reasonableness of the time spent performing the services given the complexity, importance, and nature of the problems, issues, and tasks addressed; and the cost of comparable services other than in a bankruptcy case. The services for which Applicant seeks compensation to date were reasonably likely to benefit the Debtor and were necessary to the administration of the case. None of the services were unnecessarily duplicative.

21. The expenses reimbursed and to be reimbursed for the Final Application Period and all prior periods were actually and necessarily incurred by Applicant. All expenses incurred by Applicant on behalf of the Debtor were incurred in the most economical method available under the circumstances and are the kind of expenses that Applicant customarily charges its non-bankruptcy clients.

22. Contemporaneously with the filing and service of this Application, Applicant shall forward a copy of this Application to the Service Parties for their review and approval.

VIII. INFORMATION REQUIRED BY LOCAL RULES

23. L.B.R. 2016-1.B requires that all professional fee applications analyze the twelve factors (the “*Johnson Factors*”) for allowance of compensation set forth in *Johnson v. Georgia Highway Express*, 388 F.2d 714 (5th Cir. 1974). See also *P.A. Novelly v. Palans (In re Apex Oil Co.)*, 960 F.2d 728 (8th Cir. 1992); *Chamberlain v. Kula (In re Kula)*, 213 B.R. 729, 736-39 (B.A. 8th Cir. 1997); *In re Grimes*, 115 B.R. 639, 642-43 (Bankr. D.S.D. 1990).

24. The Johnson Factors are as follows:

- A. *The time and labor required.* Applicant has described in detail the time spent and has included a complete description of the tasks performed.
- B. *The novelty and difficulty of the questions.* This case involves novel and difficult issues of law and fact arising from the activities of Debtor’s

principals in the operations of Debtor, the use by Debtor's principals of Debtor's assets, and the ongoing investigations into and lawsuits against Debtor and Debtor's principals by the attorneys general of various states. The issues assigned to Applicant were sensitive and complex.

- C. The skill required to perform legal services properly. The Court is certainly the best judge of the skill demonstrated by Applicant in this engagement. The Debtor, however, believes that Applicant has demonstrated consistently the skill levels necessary for engagement of this type and complexity.
- D. The preclusion of employment due to acceptance of the case. Acceptance of this assignment precluded other employment in this case.
- E. The customary fee. The rates charged by Applicant in this case are commensurate with rates it charges similar clients in similar matters.
- F. Whether the fee is fixed or contingent. The fees requested herein are not based on contingent fee.
- G. Time limitations imposed by the client or the circumstances. This case poses the normal time pressures inherent in any Chapter 11 case.
- H. The amount involved and the results obtained. Applicant submits that the fees requested are appropriate.
- I. The experience, reputation and ability of the attorneys. Applicant is a well-known and respected law firm and Mr. Peterson and Mr. Lander are well respected attorneys.
- J. The undesirability of the case. This is not an undesirable case.

K. The nature and length of the professional relationship wit the client. The Debtor selected Applicant as its special counsel.

L. Awards in similar cases. The fees requested in this case are in line with awards made in other Chapter 11 cases.

IX. LOCAL COMPENSATION RULES AND U.S. TRUSTEE GUIDELINES

25. On January 30, 1996, the Office of the United States Trustee promulgated guidelines for compensation and reimbursement of expenses from a Bankruptcy estate (the “U.S. Trustee Guidelines”). *Reprinted* at 28 C.F.R. Part 58, Appendix. The information requested under the U.S. Trustee Guidelines not otherwise disclosed herein is as follows:

| | |
|---------------------------------------|--|
| Review of Application | This application will be sent to the Committee, the Debtor and other parties. |
| Status of Plan | The Court confirmed the Committee’s Plan on August 28, 2012. September 12, 2012 is the Effective Date of the Plan. |
| Monthly Operating Reports | Debtor is current in filing its Monthly Operating Reports. |
| Quarterly Fees | Debtor has made all quarterly fee payments de to the Office of the U.S. Trustee |
| Unpaid Administrative Expenses | None, other than professional fees and ordinary course of business liabilities |
| Cash on Hand | Applicant holds no retainer. The Liquidating Trust has over \$2.5 million in cash |
| Unencumbered Funds | All of the cash on hand is unencumbered |

X. CONCLUSION

WHEREFORE, Greensfelder, Hemker & Gale, P.C. respectfully requests that this Honorable Court enter an order:

(A) Approving this Amended First and Final Application of Greensfelder, Hemker & Gale, P.C. for Compensation and Reimbursement of Fees and Expenses;

- (B) Authorizing and directing the Debtor to pay the remaining unpaid balance of fees and/or expenses incurred by Applicant during the Final Application Period; and
- (C) Providing such other and further relief as the Court deems just and appropriate.

Respectfully submitted,

GREENSFELDER, HEMKER & GALE, P.C.

By: /s/David A. Lander
David A. Lander, #20828
Eric C. Peterson, #62429
10 South Broadway, Suite 2000
St. Louis, Missouri 63102
(314) 241-9090
(314) 241-8624
dal@greensfelder.com
ecp@greensfelder.com

Special Counsel to the Debtor

CERTIFICATE OF SERVICE

The undersigned certifies that on October 17, 2012, a true and accurate copy of the foregoing *Amended First and Final Application for Compensation and Reimbursement of Expenses of Greensfelder, Hemker & Gale, P.C. as Special Counsel to the Debtor* was served on all parties receiving notice through the Court's CM/ECF system.

/s/David A. Lander

EXHIBIT A

EXHIBIT A

**SUMMARY OF SERVICES PERFORMED BY
GREENSFELDER, HEMKER & GALE
FOR THE FINAL COMPENSATION PERIOD OF
MAY 1, 2012 THROUGH SEPTEMBER 12, 2012**

| <u>Attorney</u> | <u>Project Code</u> | <u>Hours</u> | <u>Total Compensation</u> |
|-----------------|-------------------------------|--------------|---------------------------|
| David Lander | Case Administration | 5.7 | \$2,365.50 |
| David Lander | Employee Benefits/Pensions | 15.9 | \$6,598.50 |
| David Lander | Plan and Disclosure Statement | 8.2 | \$3,403.00 |
| Eric Peterson | Plan and Disclosure Statement | 7.5 | \$2,625.00 |

EXHIBIT B



Greensfelder, Hemker & Gale, PC
2000 Equitable Building
10 South Broadway
St. Louis, MO 63102
T: 314-241-9090
F: 314-241-8624

FEIN: 43-1313567

EMAIL: BFenimore@LathropGage.com

US Fidelis
Brian Fenimore
2345 Grand Blvd., Suite 2200
Kansas City, MO 64108

June 14, 2012
92182-140

Invoice No. 411582

For legal services rendered through May 31, 2012

Special Counsel to Debtor in Possession

| | | | | |
|----------|-----------|--|-----|----------|
| 05/02/12 | D. Lander | Telephone conferences with S. Eisenberg regarding concern with Plan; telephone conference with D. Warfield regarding concerns with Plan. (B320). | 2.1 | 871.50 |
| 05/08/12 | D. Lander | Factual and legal research regarding waiver of privilege on WARN Act issues; e-mails with D. Warfield and S. Eisenberg. (B220). | 1.9 | 788.50 |
| 05/09/12 | D. Lander | Work on WARN Act privilege waiver at request of D. Warfield (1.0); review various aspects of Plan treatment (1.1). (B220). | 2.1 | 871.50 |
| 05/10/12 | D. Lander | Review global settlement agreement regarding WARN Act issues. (B220). | 1.1 | 456.50 |
| 05/11/12 | D. Lander | Analyze impact of global settlement agreement on Debtor regarding WARN Act issue. (B220). | 1.8 | 747.00 |
| 05/14/12 | D. Lander | Analyze impact of various issues regarding WARN Act settlement. (B220). | 1.4 | 581.00 |
| 05/15/12 | D. Lander | Draft new application to employ Greensfelder; analyze objections to Plan. (B100). | 1.7 | 705.50 |
| 05/16/12 | D. Lander | [REDACTED] draft application for Greensfelder; analyze future tasks. (B100). | 1.8 | 747.00 |
| 05/17/12 | D. Lander | Analyze Prestige potential objection to confirmation. (B320). | 1.4 | 581.00 |
| 05/21/12 | D. Lander | Revise Application to hire Greensfelder and Affidavit and proposed Order; research for request by D. Warfield for consent for Committee to pursue malpractice action; 2 telephone conferences with S. Eisenberg and D. Warfield. (B100). | 2.2 | 913.00 |
| 05/22/12 | D. Lander | Multiple telephone conferences with B. Fenimore (.6), S. Eisenberg (.2) and D. Warfield (.3); research and strategy development regarding WARN Act related cause of action (1.8). (B220). | 2.9 | 1,203.50 |
| 05/23/12 | D. Lander | Multiple telephone conferences and e-mails regarding malpractice actions; analyze facts and law regarding | 2.4 | 996.00 |

Fee charges and expenses which have not been posted to date against your account will appear on a later statement.

| | | | | |
|----------|-----------|--|------|-----------|
| 05/30/12 | D. Lander | malpractice actions. (B220). Analyze response by B. Meyers to letter from D. Warfield regarding ██████████ (B220). | 2.3 | 954.50 |
| | | | 25.1 | 10,416.50 |

Attorney Rate Summary

| | | | | |
|-----------|------|--------|--|-----------|
| D. Lander | 25.1 | 415.00 | | 10,416.50 |
| | 25.1 | | | 10,416.50 |

| | | |
|---------------------------|----|-----------|
| TOTAL LEGAL SERVICES | \$ | 10,416.50 |
| TOTAL EXPENSES | \$ | 0.00 |
| TOTAL THIS STATEMENT | \$ | 10,416.50 |
| PRIOR OUTSTANDING BALANCE | \$ | 0.00 |
| BALANCE DUE | \$ | 10,416.50 |

COPY ONLY, PLEASE DO NOT PAY

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EMAIL:

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bfenimore@lathropgage.com
dgoing@armstrongteasdale.com
dwarfield@thompsoncoburn.com



Greensfelder, Hemker & Gale, PC
10 South Broadway
Suite 2000
St. Louis, MO 63102
T: 314-241-9090
F: 314-241-8624
FEIN: 43-1313567

US Fidelis
Brian Fenimore
2345 Grand Blvd., Suite 2200
Kansas City, MO 64108

June 14, 2012

Please detach and enclose bottom portion with your payment to insure proper credit.

Payment due on July 14, 2012

US Fidelis
Brian Fenimore
2345 Grand Blvd., Suite 2200
Kansas City, MO 64108

June 14, 2012

92182
Invoice Number 411582
Total Due \$ 10,416.50

Amount Paid \$ _____

RETURN THIS PORTION WITH YOUR REMITTANCE.

Remit Greensfelder, Hemker & Gale, PC
To: Attn: Accounting Department
10 South Broadway
Suite 2000



Greensfelder, Hemker & Gale, PC
 2000 Equitable Building
 10 South Broadway
 St. Louis, MO 63102
 T: 314-241-9090
 F: 314-241-8624

FEIN: 43-1313567

EMAIL: seisenberg@amherstpartners.com

US Fidelis
 Brian Fenimore
 2345 Grand Blvd., Suite 2200
 Kansas City, MO 64108

July 23, 2012
 92182-140

Invoice No. 414148

For legal services rendered through June 30, 2012

Special Counsel to Debtor in Possession

| | | | | |
|----------|-----------|--|-----|----------|
| 06/04/12 | D. Lander | Review revised Disclosure Statement; prepare for hearing; telephone conference with B. Fenimore and S.Eisenberg. (B320). | 1.7 | 705.50 |
| 06/05/12 | D. Lander | Prepare for and attend hearing on Disclosure Statement; follow-up work on WARN issue. (B320). | 1.9 | 788.50 |
| 06/20/12 | D. Lander | Review Confirmation Order. (B320). | 1.1 | 456.50 |
| | | | 4.7 | 1,950.50 |

Expenses

| | |
|-------------|------|
| Photocopies | 0.75 |
|-------------|------|

| | |
|----------------|------|
| Total Expenses | 0.75 |
|----------------|------|

Attorney Rate Summary

| | | | |
|-----------|-----|--------|----------|
| D. Lander | 4.7 | 415.00 | 1,950.50 |
| | 4.7 | | 1,950.50 |

Fee charges and expenses which have not been posted to date against your account will appear on a later statement.

| | | |
|---------------------------|----|----------|
| TOTAL LEGAL SERVICES | \$ | 1,950.50 |
| TOTALEXPENSES | \$ | 0.75 |
| TOTAL THIS STATEMENT | \$ | 1,951.25 |
| PRIOR OUTSTANDING BALANCE | \$ | 2,083.30 |
| BALANCE DUE | \$ | 4,034.55 |

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=====

EMAIL:

leonara.long@usdi.gov

bfenimore@lathropgage.com

dgoing@armstrongteasdale.com

dwarfield@thompsoncoburn.com



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Suite 2000
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T: 314-241-9090
F: 314-241-8624
FEIN: 43-1313567

US Fidelis
Brian Fenimore
2345 Grand Blvd., Suite 2200
Kansas City, MO 64108

July 23, 2012

Please detach and enclose bottom portion with your payment to insure proper credit.

Payment due on August 22, 2012

US Fidelis
Brian Fenimore
2345 Grand Blvd., Suite 2200
Kansas City, MO 64108

July 23, 2012

92182

Invoice Number 414148

Total Due \$ 1,951.25

Amount Paid \$ _____

RETURN THIS PORTION WITH YOUR REMITTANCE.

Remit To: Greensfelder, Hemker & Gale, PC
Attn: Accounting Department
10 South Broadway
Suite 2000
St. Louis, MO 63102-1747



Greensfelder, Hemker & Gale, PC
 2000 Equitable Building
 10 South Broadway
 St. Louis, MO 63102
 T: 314-241-9090
 F: 314-241-8624

FEIN: 43-1313567

EMAIL: seisenberg@amherstpartners.com

US Fidelis
 Brian Fenimore
 2345 Grand Blvd., Suite 2200
 Kansas City, MO 64108

August 10, 2012
 92182-140
Invoice No. 415386

For legal services rendered through July 31, 2012

Special Counsel to Debtor in Possession

| | | | | |
|----------|-------------|---|-----|----------|
| 07/16/12 | E. Peterson | Attend confirmation hearing; review and analyze request from D. Warfield that CRO waive attorney-client privilege and related review and analysis of plan provisions regarding the same; telephone conference with B. Hockett regarding the same and related e-mail correspondence; revise proposed D. Warfield letter. (B320). | 3.8 | 1,330.00 |
| 07/23/12 | E. Peterson | Attention to document turnover request made by D. Warfield. (B320). | .4 | 140.00 |
| 07/26/12 | E. Peterson | Edit letter to Lathrop Gage; telephone conference and e-mail correspondence with B. Hockett regarding definitional issues arising under Chapter 11 Plan. (B320). | .8 | 280.00 |
| 07/27/12 | E. Peterson | Telephone conference with B. Hockett and attention to request for document turnover, waiver of privilege; document review regarding the same and discussion with D. Lander. (B320). | .6 | 210.00 |
| 07/30/12 | E. Peterson | Attention to document turnover, status of order confirming plan, and revisions to letter regarding the same. (B320). | .7 | 245.00 |
| | | | 6.3 | 2,205.00 |

Expenses

| | |
|--|-------|
| Computer research for public access to court electronic records. | 21.30 |
|--|-------|

Fee charges and expenses which have not been posted to date against your account will appear on a later statement.

| | | |
|----------------|--|-------|
| Total Expenses | | 21.30 |
|----------------|--|-------|

Attorney Rate Summary

| | | | |
|-------------|-----|--------|----------|
| E. Peterson | 6.3 | 350.00 | |
| | 6.3 | | 2,205.00 |
| | | | 2,205.00 |

| | | | |
|---------------------------|--|----|----------|
| TOTAL LEGAL SERVICES | | \$ | 2,205.00 |
| TOTAL EXPENSES | | \$ | 21.30 |
| TOTAL THIS STATEMENT | | \$ | 2,226.30 |
| PRIOR OUTSTANDING BALANCE | | \$ | 2,473.40 |
| BALANCE DUE | | \$ | 4,699.70 |

COPY ONLY, PLEASE DO NOT PAY

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EMAIL:

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 bfenimore@lathropgage.com
 dgoing@armstrongteasdale.com
 dwarfield@thompsoncoburn.com



Greensfelder, Hemker & Gale, PC
10 South Broadway
Suite 2000
St. Louis, MO 63102
T: 314-241-9090
F: 314-241-8624
FEIN: 43-1313567

US Fidelis
Brian Fenimore
2345 Grand Blvd., Suite 2200
Kansas City, MO 64108

August 10, 2012

Please detach and enclose bottom portion with your payment to insure proper credit.

Payment due on September 9, 2012

US Fidelis
Brian Fenimore
2345 Grand Blvd., Suite 2200
Kansas City, MO 64108

August 10, 2012
92182
Invoice Number 415386
Total Due \$ 2,226.30

Amount Paid \$ _____

RETURN THIS PORTION WITH YOUR REMITTANCE.

Remit To: Greensfelder, Hemker & Gale, PC
Attn: Accounting Department
10 South Broadway
Suite 2000
St. Louis, MO 63102-1747



Greensfelder, Hemker & Gale, PC
 2000 Equitable Building
 10 South Broadway
 St. Louis, MO 63102

T: 314-241-9090
 F: 314-241-8624

FEIN: 43-1313567

EMAIL: seisenberg@amherstpartners.com
 US Fidelis
 Brian Fenimore
 2345 Grand Blvd., Suite 2200
 Kansas City, MO 64108

October 4, 2012
 92182-140
 Invoice No. 419505

For legal services rendered through September 30, 2012

Special Counsel to Debtor in Possession

| | | | | |
|----------|-------------|--|-------|--------|
| 08/01/12 | E. Peterson | Prepare letter to Lathrop Gage. | .9 | 315.00 |
| 08/02/12 | E. Peterson | E-mail correspondence with B. Hockett regarding Lathrop letter; edit same. | .3 | 105.00 |
| | | | ----- | ----- |
| | | | 1.2 | 420.00 |

Attorney Rate Summary

| | | | |
|-------------|-------|--------|--------|
| E. Peterson | 1.2 | 350.00 | 420.00 |
| | ----- | | ----- |
| | 1.2 | | 420.00 |

| | | |
|---------------------------|----|----------|
| TOTAL LEGAL SERVICES | \$ | 420.00 |
| TOTAL EXPENSES | \$ | 0.00 |
| TOTAL THIS STATEMENT | \$ | 420.00 |
| PRIOR OUTSTANDING BALANCE | \$ | 4,699.70 |
| BALANCE DUE | \$ | 5,119.70 |

COPY ONLY, PLEASE DO NOT PAY

EMAIL:
Leonora.Long@usdoj.gov
bfenimore@lathropgage.com
dgoing@armstrongteasdale.com
dwarfield@thompsoncoburn.com

Fee charges and expenses which have not been posted to date against your account will appear on a later statement.



Greensfelder, Hemker & Gale, PC
10 South Broadway
Suite 2000
St. Louis, MO 63102

T: 314-241-9090
F: 314-241-8624
FEIN: 43-1313567

US Fidelis
Brian Fenimore
2345 Grand Blvd., Suite 2200
Kansas City, MO 64108

October 4, 2012

Please detach and enclose bottom portion with your payment to insure proper credit.

Payment due on November 3, 2012

US Fidelis
Brian Fenimore
2345 Grand Blvd., Suite 2200
Kansas City, MO 64108

October 4, 2012

92182

Invoice Number 419505

Total Due \$ 420.00

Amount Paid \$ _____

RETURN THIS PORTION WITH YOUR REMITTANCE.

Remit To: Greensfelder, Hemker & Gale, PC
Attn: Accounting Department
10 South Broadway
Suite 2000
St. Louis, MO 63102-1747

EXHIBIT C

EXHIBIT C

**SUMMARY OF EXPENSES INCURRED BY
GREENSFELDER, HEMKER & GALE, P.C.. FOR THE
FIRST AND FINAL COMPENSATION PERIOD OF
MAY 1, 2012 THROUGH SEPTEMBER 12, 2012**

| <u>Expense</u> | <u>Amount</u> |
|--------------------------|-----------------------|
| | |
| Photocopies | \$0.75 |
| Computer Research | <u>\$21.30</u> |
| | |
| Total | \$22.05 |