

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

Case No.: 4:07-cv-40098 FDS

Three Angels Broadcasting Network,  
Inc., an Illinois non-profit  
corporation, and

Danny Lee Shelton, individually,  
Plaintiffs,

v.

Gailon Arthur Joy and

Robert Pickle,

Defendants.

**AFFIDAVIT OF LAIRD J. HEAL**

I, Laird J. Heal, hereby depose and state as follows.

1. I am an attorney duly licensed to practice in the state and federal courts of this Commonwealth and I participated as counsel of record for the Defendants Gailon Arthur Joy and Robert Pickle.

2. Following graduation from Suffolk University School of Law in 1988, I was admitted to the practice of law in 1988 in New Hampshire, 1989 in Massachusetts and 1990 in Illinois.

3. I already had, however, a career as a software engineer which I continued with.

4. After many years as an inactive member of the bar, with rare court appearances and occasional other uses of the legal education, most particularly involving intellectual property and

software copyright and patentability, I have been actively practicing law since 2004.

5. I am familiar with the rates charged by private attorneys in the area and field of practice, most often by seeing fee applications and observing hearings on the same. The billing rate for attorneys in the Commonwealth and my practice areas is most commonly quoted at \$250 per hour. My currently quoted rates range from \$175 to \$200 per hour, with consideration given to clients who have a genuine inability to pay; this is indicative more of the clients I choose to represent than the value of my services.

6. An award of fees is not based on the contracted value agreed by the opposing party and counsel, but rather on the reasonable value of the services provided.

7. The billing submitted to the Defendant Robert Pickle represents a reasonable or even modest charge for the required work involved in the defense of complaint of defamation and infringement upon intellectual property.

8. Defendant Pickle chose to enter his appearance pro se but in the transition period this office continued to provide considerable service, first to forward all court orders until he had full ECF access, second to review the documents Mr. Pickle was preparing and third to provide access to the Court when needed. It is to Mr. Pickle's credit that he very quickly showed that he could rely on his own devices – although he has continued to ask when new situations have arisen.

9. The initial billing was prepared after being requested by Defendant Pickle after the case was dismissed. The amount of this invoice was \$53,600.25. The additional assistance rendered Defendant Pickle is detailed in the invoice covering the period from October 1, 2007 to January 1, 2008, with a few telephone calls shown in a later period. This amounted to an

additional \$9,524.00.

10. The invoices were prepared by taking time records and charges and adding the unbilled items in Quickbooks Professional. Each item has a source from a contemporaneous record; the preparation was complicated in that there is more than one source file and the software does not support combining sets of transactions other than by reentering them. The second invoice was prepared using these other records, for instance. While there is a standard charge for each document such as an electronic mail message which is, as a rule of thumb, the amount of time taken to review the document and electronically file it for later easy access as required (experience has shown this indexing step is essential), this time charge is adjusted where time records show that more or less time was taken.

11. The time spent by this office on behalf of Defendant Pickle in connection with the defense of the complaint and the fees billed are reflected in the invoices attached as Exhibit A. The rates charged and fees incurred are reasonable given the time and labor required, fees customarily charged in this area for similar legal services, the amount of work required and the results obtained and my experience, reputation and ability as a lawyer.

***RESPECTFULLY SUBMITTED BY:***

**Laird J. Heal Esq.  
COUNSEL FOR DEFENDANT  
ROBERT PICKLE**

By: /s/ Laird J. Heal  
Laird Heal, Esq.  
78 Worcester Road  
P.O. Box 365  
Sterling, MA 01564  
978-422-0135

Date: December 8, 2008

Laird J. Heal, Esq.

78 Worcester Road  
P. O. Box 365  
Sterling, MA 01564

**Invoice**

Date	Invoice #
11/10/2008	7120355

Bill To
Bob Pickle

Project

Description	Qty	Date	Amount
5:00 Speak to Bob Pickle and confirm service upon him and joint representation	0.5	4/30/2007	100.00
6:00 Investigate save3ABN website	2	5/2/2007	400.00
Spoke to client regarding the basic facts of the case	0.75	5/3/2007	150.00
6:00 Draft Opposition to Motion to Impound	2	5/3/2007	400.00
Receive email from client regarding Remnant Publications	0.25	5/6/2007	50.00
Receive email from client regarding 3ABN	0.25	5/7/2007	50.00
Receive 6 email messages from client regarding Danny Shelton and 3ABN, review	1.91667	5/7/2007	383.33
Receive 3 email messages from client, review	1.5	5/8/2007	300.00
Client email message regarding client's book	0.08333	5/8/2007	16.67
Client email on PTO and IP	0.5	5/8/2007	100.00
Draft letter to client with enclosed documents	0.66667	5/11/2007	133.33
email conversation with client regarding response to Complaint	1.25	5/13/2007	250.00
Client email with exhibit	0.25	5/14/2007	50.00
Client email regarding answer	0.5	5/14/2007	100.00
Draft Motion for A More Definite Statement	2	5/14/2007	400.00
Draft Answer	2	5/15/2007	400.00
Client email regarding meta tags and chronology	1.05	5/17/2007	210.00
Client email regarding Response to Complaint	0.5	5/18/2007	100.00
Make new draft of Answer including suggestions and corrections	1	5/18/2007	200.00
Client emails regarding answer and corrections	0.5	5/20/2007	100.00
Client email with corrections to Answer	0.25	5/20/2007	50.00
Add corrections to Answer for Bob Pickle	1.5	5/20/2007	300.00
Exhibit from client showing 3ABN-Atlantic Union connecton	0.25	5/20/2007	50.00
Finish Answer and File	2	5/21/2007	400.00
Client message about need to keep site noncommercial	0.25	5/23/2007	50.00
Client email message about links from save3ABN.com	0.16667	5/23/2007	33.33
Client email message about links	0.25	5/24/2007	50.00
Receive demand for Answer, send another copy and reply.	1	5/25/2007	200.00
Receive Supplemental document filed with Court regarding impoundment, including affidavits, analyze, summarize for clients	1.5	5/28/2007	300.00
Client email asking about the Larry Ewing affidavit	0.25	5/29/2007	50.00
Thank you for your business.		<b>Total</b>	

Laird J. Heal, Esq.

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Project

Description	Qty	Date	Amount
Client message finding more missing from the copy of the pleading sent this office	0.25	5/29/2007	50.00
Another indication that the enclosures (affidavits) were incomplete as served	0.25	6/4/2007	50.00
Prepare response to supplemental pleading	2	6/4/2007	400.00
Message to client to review draft response.	0.5	6/6/2007	100.00
Draft Motion to strike the supplemental pleading on the basis of its shoddy and incorrect service, ask for sanctions	1	6/8/2007	200.00
Draft Motion for Extension of Time occasioned by not getting a straight answer from Gailon Joy about what he had filed. Note irregularities in service of Supplement by Plaintiffs.	1	6/8/2007	200.00
Client inquiry about Motion for Extension of Time	0.16667	6/8/2007	33.33
Client draft corrections of response to supplemental motion	0.25	6/8/2007	50.00
Final draft of supplemental memorandum	2	6/10/2007	400.00
Send client copy of documents filed (response to 'supplement')	0.5	6/11/2007	100.00
File documents (supplemental memorandum in opposition to impoundment)	1.5	6/11/2007	300.00
Client message indicating that the web page cited as an error was still available	0.25	6/12/2007	50.00
Client message about 3ABN fined in Washington state	0.25	6/12/2007	50.00
Client notified this office about Washington Consent Order	0.25	6/12/2007	50.00
Facsimile from Jerrie Hayes about missing correspondence; copy to client, detective work regarding service (DHL)	0.5	6/12/2007	100.00
Client asking if Dr. Walt Thompson is admitting fraud	0.33333	6/13/2007	66.67
Note to client about privilege	0.33333	6/13/2007	66.67
Client note about the land transactions	0.25	6/13/2007	50.00
Note to client about missing correspondence	0.33333	6/13/2007	66.67
Client note about having to appear	0.25	6/13/2007	50.00
Note to client about having to appear	0.25	6/13/2007	50.00
Client memo about tax-exempt parsonage	0.25	6/13/2007	50.00
Client memo rehashing the need to send another copy	0.25	6/13/2007	50.00
Client memo about Fjarli	0.25	6/13/2007	50.00
Note to client explaining that the lawyer sends copies to client	0.25	6/13/2007	50.00
Client note indicating that email copies were adequate	0.25	6/13/2007	50.00
Thank you for your business.		<b>Total</b>	

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Project

Description	Qty	Date	Amount
Client analysis of Fjarli `liability'	0.25	6/13/2007	50.00
Client note about Ewing affidavit vis-a-vis impoundment	0.25	6/13/2007	50.00
Client analysis of Ewing Affidavit	0.25	6/13/2007	50.00
Client note regarding correspondence	0.25	6/13/2007	50.00
Client response to message of Arthur Joy	0.25	6/13/2007	50.00
Client memo on Fjarli 990's	0.25	6/14/2007	50.00
Facsimile message regarding telephone conference	0.25	6/14/2007	50.00
Client memo on response to Hayes	0.25	6/17/2007	50.00
Duplicates without warning	0.5	6/17/2007	100.00
Facsimile from Jerrie Hayes regarding dates for telephonic 26(f) conference	0.33333	6/19/2007	66.67
Client email with PDF of Jerrie Hayes' facsimile	0.25	6/19/2007	50.00
Note to client regarding Jerrie Hayes' gender and following his direction on 26(f) conference	0.16667	6/19/2007	33.33
Client memo on Hayes' fax and timing of 26(f) conference	0.25	6/20/2007	50.00
Duplicates including warning	0.5	6/20/2007	100.00
Client note on Amazing Facts	0.25	6/20/2007	50.00
Client forward email on Amazing Facts	0.5	6/21/2007	100.00
Client note on Amazing Facts officers	0.16667	6/21/2007	33.33
Correction on earlier Amazing Facts note	0.16667	6/21/2007	33.33
Illinois Attorney General file request	0.25	6/21/2007	50.00
Further hearing on issue of impoundment - lifted - and oil on the stormy waters in the judge's rulings	2	6/21/2007	400.00
Electronic Order received	0.33333	6/21/2007	66.67
Electronic Order received	0.33333	6/21/2007	66.67
Electronic Order to unseal case	0.33333	6/21/2007	66.67
Clerk Notes of Hearing	0.33333	6/21/2007	66.67
Notice of Scheduling Conference	0.33333	6/21/2007	66.67
Client note on technology	0.25	6/22/2007	50.00
Request for information on Australia	0.25	6/22/2007	50.00
Client note giving links to case related documents following lifting of gag order	0.25	6/22/2007	50.00
Client note asking for clarification of who is representing whom	0.25	6/22/2007	50.00
Thank you for your business.		<b>Total</b>	

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Description	Qty	Date	Amount
ECF Notice of Transcript (2008.05.10)	0.33333	6/25/2007	66.67
Client note about being in the lawsuit	0.25	6/27/2007	50.00
Client response to Arthur Joy's note to get the 26(f) conference done	0.25	6/27/2007	50.00
Client note expressing great temperance with respect to 3ABN's reputation	0.25	6/27/2007	50.00
Client note saying that 3ABN & co. are aware that Bob is webmaster and author	0.25	6/27/2007	50.00
Client inquiry of whether Stan Jensen has contributed	0.25	6/27/2007	50.00
Rule 26(f) conference call	0.75	7/2/2007	150.00
Notes for client information of 26(f) conference	0.5	7/3/2007	100.00
Client feedback on 26(f) notes	0.25	7/5/2007	50.00
Set up ftp server for transfer of files for discovery preparation	0.5	7/5/2007	100.00
Help client access ftp server	0.25	7/5/2007	50.00
Drafting Rule 26(f) disclosure	1	7/5/2007	200.00
Client note regarding file type	0.16667	7/6/2007	33.33
Maritime-SDA login provided, forum inspected	0.75	7/6/2007	150.00
Christian-Forums comment	0.16667	7/6/2007	33.33
Client request for further ftp help	0.25	7/6/2007	50.00
Discussion about sources	0.41667	7/6/2007	83.33
Client note pointing to discovery source	0.25	7/6/2007	50.00
Copy of letter to see if Christian-Forums can be accessed	0.16667	7/8/2007	33.33
Client note on status of providing documents	0.16667	7/8/2007	33.33
Client forwarded Christian-Forum thread on Danny and Linda	0.25	7/8/2007	50.00
Client copy of email to Roger Wilson	0.33333	7/9/2007	66.67
Client note about IL Attorney General document request	0.25	7/10/2007	50.00
Forwarded message to 'Ina Fog'	0.33333	7/10/2007	66.67
Forwarded messages from Rick and Jeanette Brantley	0.25	7/10/2007	50.00
Client copy of email message	0.25	7/10/2007	50.00
Client list for automatic disclosure	0.33333	7/10/2007	66.67
Client message including 3ABN affiliation with Seventh-day Adventist Church	0.25	7/11/2007	50.00
Client copy of information request	0.25	7/11/2007	50.00
Client message showing Dr. Walt Thompson's son's MySpace page	0.25	7/11/2007	50.00
Client note on file uploads	0.25	7/11/2007	50.00
Thank you for your business.		<b>Total</b>	

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Description	Qty	Date	Amount
Client note on email searches and Base64 encoding	0.25	7/12/2007	50.00
Client response on parishioner who possibly is paying legal bills for 3ABN	0.25	7/12/2007	50.00
Review of documents	4	7/14/2007	800.00
Review of documents	4	7/15/2007	800.00
Client call wondering about journalist privilege and discussing discovery	0.16667	7/15/2007	33.33
Client note to be inclusive with automatic discovery	0.25	7/16/2007	50.00
Client inquiry on need to provide index	0.33333	7/16/2007	66.67
Client response to relevance	0.25	7/16/2007	50.00
Reply to client noting the mass of documents being reviewed	0.16667	7/16/2007	33.33
Client concern about copyright issues	0.25	7/16/2007	50.00
Client uploading WMF file to view	0.25	7/16/2007	50.00
Client repeating that more self-discovery is better	0.25	7/16/2007	50.00
Client position on electronic discovery	0.25	7/16/2007	50.00
Client intent to include Tommy Shelton information in self-discovery	0.25	7/16/2007	50.00
Client note on uploading video	0.25	7/16/2007	50.00
Review of 3ABN Live file	2	7/17/2007	400.00
Client note on being inclusive with self-discovery	0.25	7/17/2007	50.00
Client note that video was uploaded	0.25	7/17/2007	50.00
Client note to discover everything to avoid any need for electronic discovery	0.25	7/17/2007	50.00
Question about Walter Rowley and client deferring to Arthur Joy	0.25	7/17/2007	50.00
Client message enclosing advertisement of 3ABN as Adventist	0.25	7/17/2007	50.00
Client message regarding Anti-SLAPP	0.25	7/17/2007	50.00
Email link of Anti-SLAPP for client review	0.33333	7/17/2007	66.67
Receive facsimile 26(f) draft from Jerrie Hayes	0.25	7/17/2007	50.00
Email message to Jerrie Hayes acknowledging fax of Rule 26(f) draft	0.33333	7/17/2007	66.67
Electronic-mail facsimile message	0.25	7/17/2007	50.00
Electronic-mail facsimile message (from Hayes to Joy) 25 pp including Plaintiffs' Rule 26(f) Report draft	0.5	7/17/2007	100.00
Electronic-Mail copy (from Jerrie Hayes' assistant) of Rule 26(f) Report draft	0.25	7/17/2007	50.00
Jerrie Hayes message on response after receipt of Plaintiffs' draft	0.33333	7/17/2007	66.67
Thank you for your business.		<b>Total</b>	



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Description	Qty	Date	Amount
Reply to Jerrie Hayes' response	0.5	7/17/2007	100.00
Memo to client on where to conduct legal research and enclosing decision he had not been able to obtain	0.75	7/17/2007	150.00
Memo discussing how to search and review the number of discoverable documents	0.25	7/17/2007	50.00
Client note of his business dealings and how it behooves him to be 3ABN's friend not foe	0.25	7/17/2007	50.00
Note from client that further uploads are ongoing and identifying them	0.25	7/17/2007	50.00
Message from Jerrie Hayes accusing defendants of dropping the discovery ball	0.41667	7/18/2007	83.33
Response to Jerrie Hayes suggesting that constructive issues be addressed	0.5	7/18/2007	100.00
Message from Jerrie Hayes suggesting separate reports	0.25	7/18/2007	50.00
Memo to client regarding the neverending Hayes discourse	0.25	7/18/2007	50.00
Memo to Arthur Joy about coordinating Rule 26(f) report	0.25	7/18/2007	50.00
Client note on further uploading progress	0.25	7/18/2007	50.00
Receive Arthur Joy's summary of defendant's claims, review	0.5	7/19/2007	100.00
Draft Rule 26(f) report	3	7/19/2007	600.00
Client note on his review of Defendants' 26(f) report enclosing drafts	1	7/19/2007	200.00
Client note regarding 26(f) draft	0.25	7/19/2007	50.00
Review and redrafting 26(f) report	1	7/19/2007	200.00
Memo to Arthur Joy on Anti-SLAPP	0.58333	7/19/2007	116.67
Client proofreading of draft report	0.25	7/19/2007	50.00
Client note to Arthur Joy about John Lomacang	0.25	7/19/2007	50.00
Draft to client for review	1	7/19/2007	200.00
Copy of draft to Arthur Joy for review	0.01667	7/19/2007	3.33
Defendant's Joint Report sent to Hayes	0.25	7/19/2007	50.00
Email from Jerrie Hayes rejecting Defendants' choices of language.	0.25	7/19/2007	50.00
Note to Jerrie Hayes that separate reports should be submitted as the time to exchange drafts had run out.	0.25	7/19/2007	50.00
Email from Jerrie Hayes indicating that separate reports would be submitted	0.25	7/20/2007	50.00
Email from client about ASI membership	0.25	7/20/2007	50.00
Email from client about ASI-3ABN 'suggestion'	0.25	7/20/2007	50.00
Thank you for your business.		<b>Total</b>	

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Description	Qty	Date	Amount
Email from J. Lizette Richards enclosing 26(f) report	0.25	7/20/2007	50.00
Client response to Plaintiffs' 26(f) report	0.25	7/20/2007	50.00
Client copies of ECF filings (26(f) reports)	0.25	7/20/2007	50.00
Email to J. Lizette Richards confirming transmission of 26(f) reports	0.25	7/20/2007	50.00
Email to client containing 26(f) report and comments	0.33333	7/20/2007	66.67
Client possible clarification to Defendants' report	0.16667	7/20/2007	33.33
Client note that protective order was not mentioned by Plaintiffs	0.16667	7/20/2007	33.33
File Rule 26(f) report, serve per rule	0.75	7/20/2007	150.00
Received Plaintiffs' 26(f) report	0.33333	7/20/2007	66.67
Received Defendants' 26(f) report as filed	0.33333	7/20/2007	66.67
Prepare Rule 16.1(d) submission	4	7/21/2007	800.00
Reply regarding Rule 16.1(d) submission	0.25	7/21/2007	50.00
Client email about additional documents	0.16667	7/21/2007	33.33
Client email about additional documents	0.16667	7/22/2007	33.33
Review additional documents	0.5	7/22/2007	100.00
Client email attaching email note of Walt Thompson	0.25	7/23/2007	50.00
Status Conference Hearing	1	7/23/2007	200.00
Receive notes of hearing, copy client and Arthur Joy	0.33333	7/23/2007	66.67
Receive Order of Reference	0.33333	7/23/2007	66.67
Receive client response to Arthur Joy's email about beginning of discovery	0.33333	7/24/2007	66.67
Reply requesting information on the site hosting the web server	0.33333	7/24/2007	66.67
Receive copy of facsimile to Arthur Joy from the district court	0.16667	7/24/2007	33.33
Client email with host information for save3ABN.com	0.33333	7/24/2007	66.67
Email to client acknowledging receipt of host contact information	0.33333	7/24/2007	66.67
Further auto discovery review	2	7/24/2007	400.00
Further auto discovery review	2	7/25/2007	400.00
Email from Jerrie Hayes proposing teleconference for 8/1/07 at 2:30 PM EDT	0.33333	7/26/2007	66.67
Further auto discovery review	2	7/26/2007	400.00
Email to client copying Jerrie Hayes'	0.33333	7/26/2007	66.67
Email from client indicating that hard drive would not be provided	0.33333	7/26/2007	66.67
Response to client mentioning encryption	0.33333	7/27/2007	66.67
Response to updated email discussing Intellectual Property	0.33333	7/27/2007	66.67
Thank you for your business.		<b>Total</b>	

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Description	Qty	Date	Amount
Email from client to here and Arthur Joy describng Intellectual Property rights	0.5	7/27/2007	100.00
Email from client clarifying the trade secrets	0.16667	7/27/2007	33.33
Email from client bringing upload period to January 2007	0.16667	7/27/2007	33.33
Review of Documents	8	7/28/2007	1,600.00
Review of Documents	8	7/29/2007	1,600.00
Facsimile from Jerrie Hayes received to fax server and by email, copy to client	0.33333	7/30/2007	66.67
Email to client indicating that it might be well to use Loren Heal as a computer 'expert' at least to do the copying at 3ABN, as he lives in Effingham, Illinois.	0.33333	7/30/2007	66.67
Response to Jerrie Hayes noting that no agenda for conference call has been mentioned	0.33333	7/30/2007	66.67
Email from Jerrie Hayes skirting the agenda issue	0.33333	7/30/2007	66.67
Client note giving contacts who might intervene if their data were scheduled to be examined.	0.33333	7/30/2007	66.67
Client email directing attention to Illinois Attorney General charities income list, showing 3ABN had an increase	0.16667	7/30/2007	33.33
Client email giving html chart of 3ABN assets and income	0.25	7/30/2007	50.00
Memo to Jerrie Hayes expressing frustration with lack of definite request for an agenda of what data is desired to examine	0.41667	7/30/2007	83.33
Client email response to memo to Jerrie Hayes concluding that she has as yet proposed nothing.	0.25	7/30/2007	50.00
Note to client that we were certainly standing firm on what would be produced, and insisting that the scope of the discussion be established first and foremost	0.33333	7/30/2007	66.67
Review of Documents	2	7/30/2007	400.00
Client email response to computer expert proposal but actually giving statistics on the number of sensitive transactions his server has recorded.	0.33333	7/31/2007	66.67
Email to client summarizing the latest issues, including his worries about his data.	0.33333	7/31/2007	66.67
Email to client and Arthur Joy informing them of an anticipatory counterclaim in a similar suit	0.33333	7/31/2007	66.67
Thank you for your business.		<b>Total</b>	

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Bill To
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Project

Description	Qty	Date	Amount
Email to Jerrie Hays asking for clarification, if clarification is an answer in the first place	0.33333	7/31/2007	66.67
Email from Jerrie Hayes listing the types of electronic data sought by plaintiffs to be obtained through discovery	0.33333	7/31/2007	66.67
Email to Arthur Joy asking for less, not more, in communications to Jerrie Hayes	0.33333	7/31/2007	66.67
Email to client advising that taubmansucks.com website and decision was good guidance on what could be done, after two brief leadin messages	0.33333	7/31/2007	66.67
Email to Arthur Joy asking what progress he had made with the subpoenas	0.33333	7/31/2007	66.67
Email from Jerrie Hayes reiterating the scope of the electronic discovery request	0.5	7/31/2007	100.00
Email from Jerrie Hayes to Arthur Joy indicating that recording the conference would probably not be possible	0.25	7/31/2007	50.00
Email to Jerrie Hayes saying that the format of electronic discovery was in the automatic disclosure and their further comments have not been satisfactory	0.25	7/31/2007	50.00
Review of Documents	2	7/31/2007	400.00
Email to Loren Heal about consulting as an expert.	0.25	8/1/2007	50.00
Facsimile received through email, anonymously accusing Pucci of representing a liar and a thief, with exhibits.	0.5	8/1/2007	100.00
Email facsimile "Joint Declaration of Commitment by SDA and 3ABN	0.33333	8/1/2007	66.67
Email facsimile "To Air is Divine" by Marc Fisher	0.33333	8/1/2007	66.67
Email to/from Loren Heal regarding consulting possibility	0.33333	8/1/2007	66.67
Determine law of electronic discovery	1.33333	8/1/2007	266.67
Email to client giving place where Sedona Principles can be downloaded (PDF)	0.33333	8/1/2007	66.67
Review of Documents	2	8/1/2007	400.00
Email messages from Arthur Joy containing 12 "addendi" to subpoenas - review and edit	1	8/2/2007	200.00
Email message to client and Arthur Joy regarding the content (addendi) of the subpoena requests	0.33333	8/2/2007	66.67
Thank you for your business.		<b>Total</b>	

Laird J. Heal, Esq.

78 Worcester Road  
P. O. Box 365  
Sterling, MA 01564

**Invoice**

Date	Invoice #
11/10/2008	7120355

Bill To
Bob Pickle

Project

Description	Qty	Date	Amount
Email message to Arthur Joy regarding subpoena procedure	0.33333	8/2/2007	66.67
Email response by Arthur Joy indicating he would serve subpoenas in a particular manner.	0.33333	8/2/2007	66.67
Email from Arthur Joy mollifying his earlier appearance of dogmatism.	0.33333	8/2/2007	66.67
Email to Arthur Joy clarifying concerns, namely the inevitable motions to quash subpoenas	0.33333	8/2/2007	66.67
Email from Arthur Joy indicating he was going to serve by DHL	0.33333	8/2/2007	66.67
Email from client relaying announcement that Amazing Facts was pulling out of 3ABN merger	0.16667	8/2/2007	33.33
Email from Arthur Joy responding to the merger cancellation	0.16667	8/2/2007	33.33
Review of Documents	2	8/2/2007	400.00
Email responding to merger cancellation	0.25	8/3/2007	50.00
Email to client about the Electronic Self-Discovery DVDs being prepared	0.33333	8/3/2007	66.67
Review of Documents	2	8/3/2007	400.00
Copy of Joy's Answer (in MS Word .doc format)	0.33333	8/3/2007	66.67
Create DVD for electronic discovery	1	8/3/2007	200.00
Email asking if there were other matters not covered by Arthur Joy to issue subpoenas on, also giving DVD directory list.	0.25	8/3/2007	50.00
Receive Notices of Deposition (misdated) and copy client	0.41667	8/3/2007	83.33
Receive facsimile of Plaintiff Disclosures, review and copy client	1	8/3/2007	200.00
Email facsimile of Plaintiffs' Initial Disclosures	0.16667	8/3/2007	33.33
Email facsimile of Notices of Deposition of Defendants	0.16667	8/3/2007	33.33
Email from client echoing my thoughts on appearing in the prior year	0.16667	8/3/2007	33.33
Email from client responding to the disclosures	0.33333	8/3/2007	66.67
Email from client about acquaintance of Walt Thompson	0.25	8/3/2007	50.00
Email about party issuing notices of deposition	0.25	8/3/2007	50.00
Email responding to questions about disclosures	0.41667	8/3/2007	83.33
Email to Arthur Joy and Client about deficiencies in Plaintiff disclosures	0.41667	8/4/2007	83.33
Research to detail failings of Plaintiff disclosures	1.5	8/4/2007	300.00
Email to client about need to make copies at our cost given plaintiff obstinance	0.5	8/4/2007	100.00
Further document review for disclosure	4	8/4/2007	800.00
Thank you for your business.		<b>Total</b>	

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Project

Description	Qty	Date	Amount
Further document review for disclosure	4	8/5/2007	800.00
Email to Arthur Joy noting that merely billing 40 hours per week since beginning of case would bring the bill to over \$100,000 already, and also coordinating subpoena notices.	0.25	8/5/2007	50.00
Research on Anti-SLAPP, choice of laws and procedure	2	8/5/2007	400.00
Research on Anti-SLAPP, choice of laws and procedure	2	8/6/2007	400.00
Email to client regarding anti-SLAPP	0.33333	8/6/2007	66.67
Draft demand letter for Pucci sent to Arthur Joy and client	1.16667	8/6/2007	233.33
Client response to draft demand letter	0.33333	8/6/2007	66.67
Email to client agreeing with comments on draft	0.33333	8/6/2007	66.67
Continued research on Anti-SLAPP	1	8/6/2007	200.00
Email to client showing Minnesota Anti-SLAPP case	0.33333	8/6/2007	66.67
Email to client enclosing case and repeating mention of the need for a First-Amendment affidavit.	0.08333	8/6/2007	16.67
Statement from client that he was not intending to provoke governmental action...	0.33333	8/6/2007	66.67
Receive letter from Jerrie Hayes to court indicating that an evidentiary hearing was needed to help the Court resolve the issue	0.25	8/6/2007	50.00
Email from client analyzing his actions vis-a-vis Anti-SLAPP	0.33333	8/7/2007	66.67
Email from client indicating that I need to ask the clerk to allow video conference for hearing on August 9	0.33333	8/7/2007	66.67
Call to clerk asking for video conference to be set up from Fargo ND courthouse.	0.16667	8/7/2007	33.33
Facsimile from Jerrie Hayes going to great length to explain why their disclosure did not go to enough length.	0.33333	8/7/2007	66.67
Email from client suggesting he be the computer expert	0.16667	8/7/2007	33.33
Email to client indicating that the court would test a linkage to Fargo courthouse	0.25	8/7/2007	50.00
Email from client offering single correction to draft response to Jerrie Hayes	0.16667	8/8/2007	33.33
Email to client responding to thought that he should be the computer expert	0.33333	8/8/2007	66.67
Letter to Jerrie Hayes and copy to client apologizing for the indignant tone	0.33333	8/8/2007	66.67
Thank you for your business.		<b>Total</b>	

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Date	Invoice #
11/10/2008	7120355

Bill To
Bob Pickle

Project

Description	Qty	Date	Amount
Email to Client and Arthur Joy about pending journalist shield litigation	0.08333	8/9/2007	16.67
Email from Arthur Joy regarding evidentiary hearing for afternoon	0.33333	8/9/2007	66.67
Prepare exhibits including Sedona Conventions as amended	2.5	8/9/2007	500.00
Evidentiary Hearing	1.5	8/9/2007	300.00
Email to client about hearing and Paul Levy's call	0.33333	8/9/2007	66.67
Client email of internet chat log regarding case	0.33333	8/9/2007	66.67
Email to client enclosing case and repeating mention of the need for a First-Amendment affidavit.	0.16667	8/10/2007	33.33
Client email indicating that Plaintiffs are trying to subvert Sedona Principles	0.33333	8/10/2007	66.67
Response to Client indicating that any quibbling about electronic discovery should not start to compromise the scope of the discovery, which is to not allow it.	0.33333	8/10/2007	66.67
Client response to ask that Sedona principles be incorporated into a proposed order	0.33333	8/10/2007	66.67
Email to Arthur Joy about Paul Levy and an appearance to handle the IP issues	0.33333	8/11/2007	66.67
Receive by mail Jerries Hayes disclaimer about her disclosures	0.5	8/11/2007	100.00
Email from Arthur Joy describing Levy's limitation	0.33333	8/13/2007	66.67
Copy client on court email messages	0.33333	8/13/2007	66.67
Receive Plaintiffs' 16.1 notification from Court	0.25	8/13/2007	50.00
Receive Electronic Order to submit Proposed Order with 14 Days	0.25	8/13/2007	50.00
Research regarding Proposed Order submission	1	8/14/2007	200.00
Research regarding Proposed Order submission	1	8/15/2007	200.00
Research regarding Proposed Order submission	1	8/16/2007	200.00
Note to client that Darrel Mundall has contributed \$500	0.33333	8/17/2007	66.67
Research regarding Proposed Order submission	1	8/17/2007	200.00
Receive by mail Jerries Hayes disclaimer about her disclosures	0.5	8/18/2007	100.00
	0.25	8/20/2007	50.00
Receive Plaintiffs' 16.1 notification from Court	0.25	8/20/2007	50.00
Research regarding Proposed Order submission	1	8/21/2007	200.00
Research regarding Proposed Order submission	1	8/22/2007	200.00
Receive Proposed Order from Plaintiffs	0.33333	8/23/2007	66.67
Thank you for your business.		<b>Total</b>	

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Date	Invoice #
11/10/2008	7120355

Bill To
Bob Pickle

Project

Description	Qty	Date	Amount
Receive Interrogatories and Requests for Production of Documents	0.25	8/23/2007	50.00
Research regarding Proposed Order submission	1	8/23/2007	200.00
Copy of Proposed Order from Plaintiffs to client and Arthur Joy	0.33333	8/24/2007	66.67
Copy client with Interrogatories and Requests for Production	0.41667	8/24/2007	83.33
Research regarding Proposed Order submission	1	8/24/2007	200.00
Send Client Text of Plaintiff's Proposal	0.25	8/27/2007	50.00
Draft Proposed Order and circulate	1.66667	8/27/2007	333.33
Further draft of Proposed Order including clawback provisions	0.91667	8/27/2007	183.33
Response from Arthur Joy on the Plaintiff's Proposal message	0.16667	8/27/2007	33.33
File the Proposed Order for client	0.33333	8/27/2007	66.67
Facsimile about the Ellen G. White estate	0.25	8/28/2007	50.00
Client email including OCR of the document request	0.33333	8/28/2007	66.67
Arthur Joy email noting that Jim Gilley was the new President of 3ABN	0.33333	8/31/2007	66.67
Email facsimile including a tract, review, file	0.33333	9/4/2007	66.67
Client request for an amended notice of deposition if any is to be issued	0.33333	9/4/2007	66.67
Email facsimile including a tract, review, file	0.33333	9/6/2007	66.67
Email from Gailon Joy indicating that 3ABN was declaring war on the internet bloggers, not including themselves, apparently	0.33333	9/7/2007	66.67
Email facsimile including a pastoral aphorism	0.33333	9/7/2007	66.67
Email facsimile of pages 13-17 of 3ABN brief	0.33333	9/9/2007	66.67
Email facsimile of pages 18-22 of 3ABN brief	0.33333	9/9/2007	66.67
Email facsimile of pages 23-27 of 3ABN brief	0.33333	9/9/2007	66.67
Email facsimile of pages 23-27 of 3ABN brief	0.33333	9/9/2007	66.67
Email facsimile of pages 28-32 of 3ABN brief	0.33333	9/9/2007	66.67
Email facsimile of first five pages of 3ABN brief to obtain tax exempt status	0.33333	9/9/2007	66.67
Email facsimile of next five pages (3-7) of 3ABN brief	0.33333	9/9/2007	66.67
Email facsimile of pages 8-12 of 3ABN brief	0.33333	9/9/2007	66.67
Telephone call to client indicating that not all pages of 3ABN brief had gone through and with the response that it would be sent later	0.1	9/9/2007	20.00
Email facsimile of pages 33-42 of 3ABN brief	0.33333	9/10/2007	66.67
Email facsimile of pages 48-49 of 3ABN brief	0.33333	9/10/2007	66.67
Thank you for your business.		<b>Total</b>	



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**Invoice**

Date	Invoice #
11/10/2008	7120355

Bill To
Bob Pickle

Project

Description	Qty	Date	Amount
Email facsimile of pages 43-47 of 3ABN brief	0.33333	9/10/2007	66.67
Email to client counseling against putting draft interrogatory answers online	0.33333	9/10/2007	66.67
Review Draft Interrogatory Answers	1.5	9/10/2007	300.00
Email from client sharing thoughts on grep and dd as preferred forensic tools	0.33333	9/11/2007	66.67
Client email requesting continuance of deposition	0.33333	9/11/2007	66.67
Response to Client and Arthur Joy regarding forensic techniques and veracity	0.33333	9/11/2007	66.67
Response to client request to continue deposition asking for clarification	0.33333	9/11/2007	66.67
Client further wondering just how much of an expert their forensic data expert is	0.33333	9/11/2007	66.67
Client response giving dates for deposition	0.33333	9/11/2007	66.67
Receive amended notice of deposition for Robert Pickle, copy client	0.33333	9/11/2007	66.67
Client response to copy of amended notice	0.16667	9/11/2007	33.33
Answer for client about amended notice	0.16667	9/11/2007	33.33
Email Facsimile newsletter "The 3ABN Lawsuit"	0.33333	9/11/2007	66.67
Client copy of letter postponing the Joy deposition	0.33333	9/18/2007	66.67
Client email containing final draft (signed) of discovery answers, review	1	9/18/2007	200.00
Email notes regarding the discovery answers	0.33333	9/18/2007	66.67
Continued research on Anti-SLAPP	1	9/18/2007	200.00
Continued research on Anti-SLAPP	1	9/19/2007	200.00
Further critique, answer by answer, of discovery response	1	9/20/2007	200.00
Continued research on Anti-SLAPP	1	9/20/2007	200.00
Call to client to discuss discovery related issues	0.25	9/21/2007	50.00
Client indicating that the answers were final and changes would not markedly improve them	0.33333	9/21/2007	66.67
Continued research on Anti-SLAPP	1	9/21/2007	200.00
Response to Client discovery and anti-SLAPP directives	0.33333	9/21/2007	66.67
Receive Client's discovery documents, review	6	9/22/2007	1,200.00
Receive Client's discovery documents, review	4	9/23/2007	800.00
Email facsimile of printed email from "Rosa & Jim Ware", 9 pp.	0.33333	9/24/2007	66.67
Thank you for your business.		<b>Total</b>	

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Date	Invoice #
11/10/2008	7120355

Bill To
Bob Pickle

Project

Description	Qty	Date	Amount
Receive Client's discovery documents, review	4	9/24/2007	800.00
Receive Client's discovery documents, review	4	9/25/2007	800.00
Receive Client's discovery documents, review	4	9/26/2007	800.00
Receive Client's discovery documents, review	4	9/27/2007	800.00
Receive Client's discovery documents, review	4	9/28/2007	800.00
Review Discovery Materials	4	9/29/2007	800.00
Review Discovery Materials	4	9/30/2007	800.00
Review Discovery Materials	4	10/1/2007	800.00
Speak with Arthur Joy regarding discovery status (his & client's)	0.25	10/2/2007	50.00
Review Discovery Materials	4	10/2/2007	800.00
Send discovery materials	1	10/3/2007	200.00
Review Discovery Materials	2	10/3/2007	400.00
Confirm discovery sent to client	0.33333	10/4/2007	66.67
Thank you for your business.		<b>Total</b>	\$53,600.25

Laird J. Heal, Esq.

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**Invoice**

Date	Invoice #
12/8/2008	7120336

Bill To
Bob Pickle 1354 County Highway 21 Halstad, MN 56548

Description	Qty	Date	Amount
Client email re: defamation	0.33333	10/11/2007	66.67
Facsimile from client	0.33333	10/16/2007	66.67
Facsimile from Client	0.33333	10/16/2007	66.67
Electronic Facsimile from client	0.33333	10/16/2007	66.67
Email from client re: Remnant Publications 990s	0.33333	10/17/2007	66.67
Email from client requesting review of Remnant webpage	0.33333	10/21/2007	66.67
Review of Remnant Webpage	0.25	10/21/2007	50.00
Email to client following conversation with Gailon Joy	0.33333	10/25/2007	66.67
Email from client about discovery	0.33333	10/25/2007	66.67
Response to client about Gailon Joy conversation	0.33333	10/25/2007	66.67
Facsmile from client	0.33333	10/26/2007	66.67
Email copy of docket entry	0.33333	10/28/2007	66.67
Electronic facsimile message from client	0.33333	10/29/2007	66.67
Electronic facsimile message from client	0.33333	10/29/2007	66.67
Electronic facsimile message from client	0.33333	10/29/2007	66.67
Electronic facsimile message from client	0.33333	10/31/2007	66.67
Electronic facsimile message from client	0.33333	10/31/2007	66.67
Electronic facsimile message from client	0.33333	11/1/2007	66.67
Electronic facsimile message from client	0.33333	11/5/2007	66.67
Electronic facsimile message from client	0.33333	11/5/2007	66.67
Email from client	0.33333	11/5/2007	66.67
Electronic facsimile message from client	0.33333	11/6/2007	66.67
Email from client complaining about violations of Judge Saylor's orders	0.33333	11/7/2007	66.67
Electronic facsimile message from client	0.33333	11/8/2007	66.67
Email containing Notice of Appearance	0.33333	11/8/2007	66.67
Electronic facsimile message from client	0.33333	11/8/2007	66.67
Email from client complaining about Jerrie Hayes	0.33333	11/8/2007	66.67
Email from client about email not arriving	0.33333	11/8/2007	66.67
Electronic facsimile message from client	0.33333	11/9/2007	66.67
Email confirming receipt of Notice of Appearance	0.33333	11/10/2007	66.67
Email advising client	0.33333	11/10/2007	66.67
Email about appearance	0.33333	11/11/2007	66.67
Telephone call from client	2.15	11/12/2007	430.00
		<b>Total</b>	

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**Invoice**

Date	Invoice #
12/8/2008	7120336

Bill To
Bob Pickle 1354 County Highway 21 Halstad, MN 56548

Description	Qty	Date	Amount
Email asking to review discovery request	0.33333	11/12/2007	66.67
Email containing draft subpoena (to Remnant Publications)	0.33333	11/12/2007	66.67
Followup Email about Remnant	0.33333	11/12/2007	66.67
Email reviewing subpoena drafting to date	0.41667	11/13/2007	83.33
Email with sample interrogatories and Notice of Deposition	0.16667	11/13/2007	33.33
Email with docket of bankruptcy case, per request	0.41667	11/13/2007	83.33
Reply email about bankruptcy docket	0.16667	11/13/2007	33.33
Final draft of Requests for Production	0.5	11/14/2007	100.00
Response to Final Draft email	0.08333	11/14/2007	16.67
Re: Response to final draft	0.33333	11/14/2007	66.67
Re: Response to final draft	0.33333	11/14/2007	66.67
Electronic facsimile message from client	0.33333	11/14/2007	66.67
Electronic facsimile message from client	0.33333	11/14/2007	66.67
Electronic facsimile message from client	0.33333	11/14/2007	66.67
Email about Remnant contacts	0.16667	11/14/2007	33.33
Electronic facsimile message from client	0.33333	11/15/2007	66.67
Email complaining about Jerrie Hayes copying previous facsimile	0.16667	11/15/2007	33.33
Telephone call from client	0.05	11/16/2007	10.00
Telephone call from client	0.2	11/16/2007	40.00
Email about drafting	0.33333	11/16/2007	66.67
Client reply about drafting	0.33333	11/16/2007	66.67
Reply to client about drafting	0.33333	11/16/2007	66.67
Email from client forwarding an ECF notice	0.33333	11/19/2007	66.67
Electronic facsimile message from client	0.33333	11/19/2007	66.67
Electronic facsimile message from client	0.33333	11/19/2007	66.67
Electronic facsimile message from client	0.33333	11/19/2007	66.67
Response to client forwarding email	0.08333	11/19/2007	16.67
Draft affidavit for review	0.5	11/19/2007	100.00
Electronic facsimile message from client	0.33333	11/20/2007	66.67
Electronic facsimile message from client	0.33333	11/20/2007	66.67
Email with response of Attorney Jerrie Hayes	0.33333	11/20/2007	66.67
Email followup to Jerrie Hayes question	0.33333	11/20/2007	66.67
Email with draft affidavit	0.33333	11/20/2007	66.67
Email responding to draft affidavit	0.33333	11/20/2007	66.67
		<b>Total</b>	

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**Invoice**

Date	Invoice #
12/8/2008	7120336

Bill To
Bob Pickle 1354 County Highway 21 Halstad, MN 56548

Description	Qty	Date	Amount
Email detailing the Automatic Stay and grounds for relief	0.33333	11/20/2007	66.67
Email saying the affidavit had not been received	0.08333	11/20/2007	16.67
Email indicating that a response had been filed despite its mootness	0.16667	11/20/2007	33.33
Draft Remnant Subpoena	0.33333	11/20/2007	66.67
Draft letter to Jerrie Hayes	0.41667	11/20/2007	83.33
Revised Draft to Jerrie Hayes	0.33333	11/20/2007	66.67
Response of Jerrie Hayes	0.33333	11/21/2007	66.67
3ABN Board Meeting info	0.33333	11/21/2007	66.67
Response re - remnant subpoena details	0.33333	11/21/2007	66.67
Requests to obtain clerk/judge signature on subpoena	0.33333	11/21/2007	66.67
Electronic facsimile message from client	0.33333	11/23/2007	66.67
Electronic facsimile message from client	0.33333	11/23/2007	66.67
Electronic facsimile message from client	0.33333	11/27/2007	66.67
Email to paralegal for transport to court and signature	0.08333	11/27/2007	16.67
Return call to Client	0.5	11/28/2007	100.00
Return call to Client	0.3	11/28/2007	60.00
Return call to Client	0.65	11/28/2007	130.00
Telephone call from Client	0.15	11/28/2007	30.00
Telephone call from Client	0.5	11/28/2007	100.00
Electronic facsimile message from client	0.33333	11/28/2007	66.67
Telephone call from Client	0.1	11/29/2007	20.00
Telephone call from Client	0.1	11/29/2007	20.00
Telephone call from Client	0.2	11/29/2007	40.00
Email about Requests for Production	0.33333	11/29/2007	66.67
Telephone call from Client	0.15	11/30/2007	30.00
Email about Motions to Compel	0.33333	11/30/2007	66.67
Email about 3ABN board	0.33333	11/30/2007	66.67
Electronic facsimile message from client	0.33333	11/30/2007	66.67
Electronic facsimile message from client	0.33333	11/30/2007	66.67
Electronic facsimile message from client	0.33333	11/30/2007	66.67
Electronic facsimile message from client	0.33333	11/30/2007	66.67
Email answering message about board and disclosures	0.33333	12/1/2007	66.67
Email answering message about motions to compel	0.05	12/1/2007	10.00
Email answering message about requests to produce	0.75	12/1/2007	150.00
		<b>Total</b>	

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Date	Invoice #
12/8/2008	7120336

Bill To
Bob Pickle 1354 County Highway 21 Halstad, MN 56548

Description	Qty	Date	Amount
Email detailing issues	0.33333	12/2/2007	66.67
Followup email on issues	0.33333	12/2/2007	66.67
Telephone call from client	0.25	12/3/2007	50.00
Return call to client	0.2	12/3/2007	40.00
Telephone call from client	0.25	12/3/2007	50.00
Electronic facsimile message from client	0.33333	12/4/2007	66.67
Electronic facsimile message from client	0.33333	12/6/2007	66.67
Client request for assistance on Midland Country Bank subpoena	0.33333	12/12/2007	66.67
Electronic facsimile message from client	0.33333	12/12/2007	66.67
Electronic facsimile message from client	0.33333	12/14/2007	66.67
Telephone call to client	0.3	1/6/2008	60.00
Telephone call to client	0.35	1/6/2008	70.00
Telephone call from client	0.35	1/22/2008	70.00
Telephone call from client	0.2	1/30/2008	40.00
Telephone call to client	0.5	2/1/2008	100.00
Telephone call to client	0.05	2/1/2008	10.00
Telephone call to client	0.2	2/1/2008	40.00
Telephone call to client	0.2	2/1/2008	40.00
Telephone call to client	0.6	2/27/2008	120.00
Telephone call from client	0.1	7/24/2008	20.00
Telephone call from client	0.1	8/18/2008	20.00
Telephone call from client	0.1	8/19/2008	20.00
Telephone call from client	0.15	9/16/2008	30.00
Telephone call from client	0.15	9/22/2008	30.00
Telephone call from client	0.2	9/22/2008	40.00
Telephone call from client	0.15	10/28/2008	30.00
Telephone call from client	0.2	10/30/2008	40.00
Telephone call from client	0.1	10/30/2008	20.00
Telephone call from client	0.25	11/5/2008	50.00
Telephone call from client	0.1	11/6/2008	20.00
Email order	1	11/20/2007	75.00
Email order	1	11/21/2007	75.00
Email order	0.5	11/23/2007	37.50
Scan subpoena	1	11/29/2007	75.00
		<b>Total</b>	

Laird J. Heal, Esq.

78 Worcester Road  
P. O. Box 365  
Sterling, MA 01564

**Invoice**

Date	Invoice #
12/8/2008	7120336

Bill To
Bob Pickle 1354 County Highway 21 Halstad, MN 56548

Description	Qty	Date	Amount
Email document	0.25	11/29/2007	18.75
Phone call	0.25	11/29/2007	18.75
Email document	0.25	11/30/2007	18.75
Phone call	0.08333	11/30/2007	6.25
Subpoena Federal Court	2	11/30/2007	150.00
find letter from Hayes	1	11/30/2007	75.00
Client Copies	3	12/3/2007	225.00
phone call	0.5	12/3/2007	37.50
phone call from Pickle	0.25	12/3/2007	18.75
phone call from Pickle	0.16667	12/4/2007	12.50
Subpoena Federal Court Worcester	2	12/6/2007	150.00
Scanning Subpoena and email second time	1	12/6/2007	75.00
phone call	0.16667	12/6/2007	12.50
phone call	0.08333	12/7/2007	6.25
Called	0.16667	12/7/2007	12.50
Bob Pickle called for Motion	0.5	12/10/2007	37.50
called regarding subpoena	0.25	12/10/2007	18.75
subpoena federal court	1	12/12/2007	75.00
email order	0.5	12/14/2007	37.50
subpoena copies	0.25	12/17/2007	18.75
email order	0.75	12/17/2007	56.25
<b>Total</b>			<b>\$9,524.00</b>