

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

Return date: 11/19/14  
Time: 9:30 a.m.

-----X  
In the Matter of

Chapter 7  
Case No. 808-74573-reg  
Case No. 808-74575-reg  
(Substantively Consolidated)

THE ROBERT PLAN CORPORATION, et al.,  
  
Debtor.

-----X

**NOTICE OF MOTION BY KIRSCHENBAUM & KIRSCHENBAUM, P.C. FOR A  
THIRD INTERIM ALLOWANCE OF COMPENSATION FOR LEGAL SERVICES  
RENDERED AS COUNSEL TO THE CHAPTER 7 TRUSTEE**

PLEASE TAKE NOTICE that, pursuant to 11 U.S.C. §§331, 330(a) and 328, the undersigned will move this Court before the Honorable Robert E. Grossman, at the Long Island Federal Courthouse, 290 Federal Plaza, Room 860, Central Islip, New York, on the 19<sup>th</sup> day of November 2014, at 9:30 a.m. or as soon thereafter as counsel can be heard, for an order:

(a) granting Kirschenbaum & Kirschenbaum, P.C., a third interim allowance of compensation in the sum of \$497,530.13 for legal services actually, necessarily and reasonably rendered: (i) to enable the Chapter 7 Trustee (the “Trustee”) to perform his duties for the benefit of the Estate for the period commencing with the retention of Kirschenbaum & Kirschenbaum, P.C. to date; and (ii) in connection with the Trustee’s performance of the obligations of the plan administrator of The Robert Plan Corporation Retirement Savings Plan as required under Section 704(a)(11) for the period commencing November 10, 2011 through and including September 12, 2014; and

(b) granting such other and further relief as the Court deems just and appropriate.

PLEASE TAKE FURTHER NOTICE that objections, if any, to the relief requested must be in writing, must conform to the Federal Rules of Bankruptcy Procedure and the Local Rules of this Court, must be filed electronically in accordance with General Order #462 (which can be

found at the Court's official website, [www.nyeb.uscourts.gov](http://www.nyeb.uscourts.gov)) by registered users of the Bankruptcy Court's electronic filing system, and by all other parties in interest on a 3.5 inch computer disk in Portable Document Format (PDF), Corel WordPerfect, Microsoft Word, DOS text or a scanned image file together with proof by affidavit, admission or otherwise that copies have been properly served. Objections, if any, must be served upon: (i) the undersigned counsel for the Trustee; and (ii) the United States Trustee, Long Island Federal Courthouse, 560 Federal Plaza, Central Islip, New York 11722 so as to actually be received no later than 5:00 p.m. on November 12, 2014, or the relief requested may be granted as unopposed.

Dated: Garden City, New York  
September 12, 2014

KIRSCHENBAUM & KIRSCHENBAUM, P.C.  
Attorneys for the Trustee

By: **s/ Steven B. Sheinwald**

Steven B. Sheinwald, Esq.  
200 Garden City Plaza, 5<sup>th</sup> Floor  
Garden City, New York 11530  
(516) 747-6700

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
In the Matter of

THE ROBERT PLAN CORPORATION, et al.,

Debtor.  
-----X

Chapter 7  
Case No. 808-74573-reg  
Case No. 808-74575-reg  
(Substantively Consolidated)

APPLICATION OF ATTORNEYS FOR CHAPTER 7 TRUSTEE  
FOR A THIRD INTERIM ALLOWANCE OF COMPENSATION

TO: HONORABLE ROBERT E. GROSSMAN  
UNITED STATES BANKRUPTCY JUDGE

The application (the "Application") of Kirschenbaum & Kirschenbaum, P.C. (the "Applicant"), attorneys for Kenneth Kirschenbaum, Chapter 7 Trustee (the "Trustee") for the Estates of The Robert Plan Corporation and The Robert Plan of New York Corporation (the "Debtor" or the "Estate"), for a third interim allowance of compensation pursuant to Sections 331, 330(a) and 328 of the Bankruptcy Code for legal services rendered to the Trustee in connection with the performance of his duties respectfully shows and alleges:

I. INTRODUCTION

1. The Debtors' cases were commenced on August 25, 2008 upon the filing of voluntary petitions for relief pursuant to Chapter 11 of Title 11 of the United States Code. On January 19, 2010, the cases were converted to ones under Chapter 7 of the Bankruptcy Code. Upon the conversion Kenneth Kirschenbaum was appointed Chapter 7 Trustee (the "Trustee") in both cases. The Trustee engaged Kirschenbaum & Kirschenbaum, P.C. as his counsel, and an appropriate order authorizing the retention was entered. The Court substantively consolidated the cases pursuant to order dated September 8, 2010.

II. APPLICANT'S HISTORY

2. Kirschenbaum & Kirschenbaum, P.C., is a law firm with offices located at 200 Garden City Plaza, Garden City, New York. Steven B. Sheinwald, a member of Applicant's firm, was primarily responsible for supervising the handling of this matter together with Stacy R. Spector, a member of Applicant's firm, Michael A. Sabella and Neil Asnen, associates of the firm, and

Fletcher Strong, a former associate of the firm. Mr. Sheinwald, Ms. Spector, Mr. Sabella, Mr. Asnen and Mr. Strong are all admitted to practice in the Courts of record of the State of New York, as well as the United States District Court for the Eastern District of New York.

3. Applicant and its various predecessors in interest have specialized in the conduct of insolvency proceedings for over 30 years.

4. The firm of Kirschenbaum & Kirschenbaum, P.C., ("Applicant") and its predecessor, Kenneth Kirschenbaum, P.C., have had extensive experience in all types of insolvency proceedings. In this particular proceeding Applicant has worked not only to protect the assets of the Estate, marshal said assets, and reduce or minimize claims, but also to represent the Trustee in connection with the performance of his duties as required by 11 U.S.C. §704(a)(11) ("Section 704)(1)(11)"). Furthermore, Applicant respectfully submits that its experience as counsel for a fiduciary of creditors has enabled it to obtain the best possible result for both the creditors in this case and the participants of the Debtor's employee retirement plan (the "Plan").

5. Applicant makes this Application for a third interim allowance of compensation for legal services actually, necessarily and reasonably rendered, pursuant to Sections 331, 330(a), and 328 of the Bankruptcy Code: (a) to enable the Trustee to perform his duties for the benefit of the Estate for the period commencing with the retention of Kirschenbaum & Kirschenbaum, P.C. by the Trustee to date; and (b) in connection with the Trustee's performance of the obligations of the Plan administrator as required by Section 704(a)(11) for the period commencing November 10, 2011 through and including September 12, 2014 (collectively, the "Third Interim Period").

6. Applicant previously filed an application for a first interim allowance of compensation for professional services actually, necessarily and reasonably rendered to enable the Trustee to perform the obligations of the Plan administrator as required under Section 704(a)(11) for the period commencing January 19, 2010 through and including December 20, 2010 (the "First Interim Period"). Pursuant to order dated March 1, 2011 the Court awarded Applicant an interim allowance of compensation in the sum of \$43,389.00 for services rendered during the First Interim

Period to enable the Trustee to perform the obligations of Plan administrator as required under Section 704(a)(11). This award represented 80% of the fair and reasonable value of services rendered during the first interim period (which totaled \$54,236.25) after deducting a 20% holdback in the sum of \$10,847.25. The Court authorized the Trustee to pay the interim allowance of compensation, as fixed by the Court, without further order of the Court. However, it refrained from making any direction as to whether the payment should be made from Plan funds or Estate funds. The Trustee directed the issuance of payment of the full award of interim compensation in the sum of \$43,389.00 from the Plan funds, which payment was thereafter issued and received by your Applicant.

7. Subsequently, Applicant filed an application for a second interim allowance of compensation for professional services actually, necessarily and reasonably rendered to enable the Trustee to perform the obligations of the Plan administrator as required under Section 704(a)(11) for the period commencing December 21, 2010 through and including November 9, 2011 (the "Second Interim Period"). Pursuant to order dated August 20, 2012 the Court awarded Applicant a second interim allowance of compensation in the sum of \$47,628.77, subject to a 20% holdback, for services rendered during the Second Interim Period to enable the Trustee to perform the obligations of Plan administrator as required under Section 704(a)(11). This award represented the fair and reasonable value of services rendered during the second interim period and resulted in a net payment to Applicant in the sum of \$38,103.02 (representing the second interim award in the sum of \$47,628.77 less a 20% holdback in the sum of \$9,525.75). The Court's August 20, 2012 order further authorized the Trustee to satisfy the second interim allowance of compensation to Applicant from Plan assets. Payment of the second interim allowance to your Applicant in the net sum of \$38,103.02 was thereafter made to your Applicant from Plan funds. The United States Department of Labor (the "DOL") sought, and was granted, leave to appeal from so much of the Court's decision which authorized the Trustee to pay the interim award of compensation from the Plan funds. While the United States District Court for the Eastern District of New York (the "District Court") reversed the

Bankruptcy Court's order to the extent appealed from, the Trustee has since appealed the District Court's reversal to the United States Court of Appeals for the Second Circuit (the "Second Circuit"). The appeal to the Second Circuit is currently pending.

8. While the two prior interim awards of compensation to your Applicant for services rendered to the Trustee in connection with the performance of his Section 704(a)(11) duties were paid from Plan funds, there are no Plan funds or other Plan assets remaining. All Plan funds have been disbursed and the Plan has been terminated. As such, any further payments of compensation awarded to Applicant for services rendered to the Trustee in connection with the performance of his duties in this case will be made from Estate property.

III. NON-PAYMENT OF RETAINER AND BASIS OF  
REQUEST FOR ALLOWANCE FOR COMPENSATION

9. This Application is for a third interim allowance of compensation for legal services actually, necessarily and reasonably rendered, pursuant to Sections 331, 330(a), and 328 of the Bankruptcy Code: (a) to enable the Trustee to perform his duties for the benefit of the Estate for the period commencing with the retention of Kirschenbaum & Kirschenbaum, P.C. by the Trustee to date; and (b) in connection with the Trustee's performance of the obligations of the Plan administrator as required by Section 704(a)(11) for the period commencing November 10, 2011 through and including September 12, 2014.

10. Applicant has not been paid a retainer in these proceedings, and the only compensation Applicant has received to date is the first interim award of compensation in the sum of \$43,389.00 and the second interim award of compensation in the net sum of \$38,103.02, both of which were for services rendered to the Trustee in connection with the performance of his Section 704(a)(11) duties. The first and second interim awards of compensation to Applicant were paid with Plan assets. No portion of Applicant's prior interim awards were paid with Estate assets.

11. All of the services for which compensation is sought were rendered in connection with this case and were rendered on behalf of the Trustee in connection with the performance by the Trustee of his duties. Applicant has been active in every stage of this proceeding.

#### IV. TIME RECORDS AND RECEIPTS

12. Applicant has diligently and carefully maintained records of the time expended in the within proceeding. These records have been maintained and recorded on a current basis, using Applicant's time sheet computer program. An original computer printout of these records is annexed to this Application. Applicant expended 1,519.25 hours during the relevant time periods in connection with the legal matters which arose in this proceeding. The schedule of time demonstrates the demands placed upon Applicant to provide those services necessary to enable the Trustee to confront those issues attendant to the performance of those duties in this case.

#### VI. SERVICES

13. During the relevant periods, Applicant performed various services. Applicant respectfully refers the Court to the time records for the details of all work performed for the Trustee in this case, both for the benefit of the Estate and in connection with the performance of the Trustee's duties under Section 704(a)(11) of the Bankruptcy Code. The time records list the services performed by members, associates and law clerk of Applicant and sets forth the dates when such services were rendered, the nature of the services performed, the party who performed the services and the time expended for such services. The time records were created contemporaneously with the rendition of the services and reflect the Applicant's recorded time for the legal services rendered on behalf of the Trustee as attorneys for the Trustee. For the sake of brevity, a survey of those activities is as follows:

- a) Reviewed each and every document filed with this court on behalf of the Debtor, various creditors and other interested parties;
- b) Responded to numerous calls and correspondence from Debtor's counsel, various creditors and other interested parties;
- c) Prepared proposed orders and applications on behalf of the Trustee seeking court authorization to retain professionals to represent the Trustee in connection with the performance of his duties;
- d) Reviewed and analyzed all legal proceeding and other legal matters involving the Debtor from the date of the filing of the Debtor's petition pursuant to Chapter 11 through the date of conversion to Chapter 7; held multiple conferences with Trustee following conversion to review all pending legal proceedings and other legal matters

effecting the Estate and discussed manner of proceeding with all pending legal matters;

e) Reviewed pending adversary proceeding brought by Debtor during Chapter 11 proceeding against Liberty Mutual Insurance Company (“Liberty Mutual”) seeking an injunction against Liberty Mutual prohibiting it from proceeding with a state court contempt proceeding against two of the Debtor’s corporate officers; reviewed bankruptcy court order granting preliminary injunction; reviewed United States District Court order affirming bankruptcy court order granting preliminary injunction in favor of non-debtor officers; reviewed Liberty Mutual’s motion to reconsider and vacate grant of preliminary injunction in light of conversion of bankruptcy proceeding to Chapter 7; prepared affirmation in opposition to Liberty Mutual’s motion to reconsider; review reply to Trustee’s opposition to motion to vacate preliminary injunction in light of changed circumstances; participated in negotiation of proposed settlement; prepared proposed stipulation of settlement;

f) Reviewed pending adversary proceeding brought by Debtor during Chapter 11 proceeding against Lincoln General Insurance Company, Inc. (“Lincoln”) seeking recovery based upon allegations of breach of Marketing and Option Agreement by Lincoln; entered into negotiations with counsel for Lincoln in an effort to settle the adversary proceeding; successfully negotiated terms of stipulation of settlement of adversary proceeding; prepared Rule 9019 application to bankruptcy court seeking order authorizing settlement of the proceeding; prepared memorandum of law in support of Rule 9019 application; appeared before bankruptcy court for hearing on Trustee’s Rule 9019 application; prepared proposed order granting Trustee’s application for an order authorizing the settlement; recovered the sum of \$100,000.00 for the Estate as a result of the settlement;

g) Reviewed pending proceeding brought by affiliates of American Insurance Group (“AIG”) against the Debtor; review motion by AIG to remand the lawsuit to state court; prepared opposition to AIG motion to remove the case to state court; participated in extensive negotiations with counsel for AIG following removal of lawsuit to state court; successfully negotiated stipulation of settlement of AIG lawsuit; prepared application pursuant to Bankruptcy Rule 9019 seeking order authorizing settlement of AIG lawsuit in accordance with the terms set forth in the stipulation; reviewed objection to settlement and cross-motion filed by Kostelanetz & Fink, LLP (“K&F”), who had been pre-conversion counsel to the Debtor in the AIG lawsuit, in which the firm sought an order recognizing its charging lien, to the extent of its unpaid legal fees, against the settlement proceeds; prepared reply to opposition of K&F and opposition to K&F’s cross-motion, appeared at hearing before Court on Trustee’s application for order approving settlement; prepared proposed order approving settlement, which resulted in a recovery by the Estate of \$900,000.00; reviewed and analyzed K&F’s reply to Trustee’s opposition to its cross-motion; reviewed K&F’s memorandum of law in support of its cross-motion; participated in negotiations with K&F concerning a reduction of its asserted charging lien; successfully negotiated a reduction of K&F charging lien from the sum of \$412,588.70 to the sum of \$210,000.00; prepared stipulation of settlement between Trustee and K&F concerning the reduction of the charging lien; prepared Bankruptcy Rule 9019 application seeking order authorizing the settlement of the claimed charging lien; appeared at bankruptcy court hearing on Trustee’s application for an order approving stipulation; prepared proposed order approving stipulation reducing K&F charging lien;

- h) Prepared notice of motion and application for an order authorizing the Trustee to sell the Estate's interest in two vehicles; prepared proposed order authorizing sale of the vehicles;
- i) Reviewed files of The Robert Plan Corporation and The Robert Plan of New York Corporation to ascertain whether a basis existed to seek a substantive consolidation of the two cases; prepared an application seeking a court order authorizing the substantive consolidation of the cases; appeared before the Court for a hearing on the Trustee's motion to consolidate; prepared proposed order approving the substantive consolidation of the cases;
- j) Reviewed and analyzed documents in connection with potential preference lawsuit against Debtor's counsel; drafted and filed adversary complaint against Debtor's counsel seeking to recover preference; reviewed and analyzed answer, affirmative defenses and counter-claim; prepared reply to counter-claim; appeared in court for pre-trial conferences, motions and trial; performed legal research relating to counter-claim asserted by Debtor's counsel; prepared proposed joint pre-trial order; prepared discovery demands; engaged in settlement negotiations which culminated in a proposed settlement; prepared stipulation of settlement; prepared Bankruptcy Rule 9019 application; prepared proposed order authorizing settlement in accordance with terms of stipulation;
- k) Reviewed and analyzed documents in connection with potential preference lawsuit against Nancy Isserlis and her counsel; prepared adversary complaint; reviewed answer and affirmative defenses asserted by Isserlis and her counsel; performed legal research in connection with counterclaims asserted by Isserlis' counsel; prepared motion for summary judgment; reviewed and analyzed cross-motion for summary judgment dismissing the complaint by Isserlis' counsel; negotiated terms of settlement of causes of action vs. Isserlis; prepared joint pre-trial memo; prepared stipulation of settlement of causes of action against Isserlis; prepared Bankruptcy Rule 9019 application; prepared proposed order approving settlement with Nancy Isserlis, which resulted in a recovery by the Estate in the sum of \$70,000.00; participated in trial, re: causes of action asserted against Morrelli Brown; prepared and filed post-trial brief and proposed findings of fact and conclusions of law;
- l) Prepared Notice of filing by Trustee and his professionals of second interim or final applications for awards of compensation, and notice of hearing on the applications; reviewed opposition to applications filed by DOL; participated in multiple conferences with Trustee and extensive communications with DOL concerning opposition filed by DOL and possible settlement of the DOL's objections; held conferences with pension consultant concerning DOL opposition; performed legal research relating to DOL opposition needed to prepare reply; prepared reply to DOL opposition; appeared for hearing before bankruptcy court in support of application for interim allowance; reviewed and analyzed Bankruptcy Court's decision on the interim applications;
- m) Reviewed DOL's Notice of Appeal and application for leave to file an interlocutory appeal; Performed extensive legal research in connection with DOL's application for leave, including research on issues raised by DOL for the first time on appeal; prepared opposition to DOL's application for leave to appeal; reviewed and analyzed DOL's appellate brief; prepared respondent's brief; reviewed and analyzed District Court decision on appeal;

n) Prepared Notice of Appeal of District Court order to Second Circuit Court of Appeals; structured issues to be addressed on appeal; performed legal research in connection with issues raised on appeal; assembled appellate appendix; prepared appellate brief;

m) Prepared application to bankruptcy court for a *nunc pro tunc* order authorizing and approving payment of prior interim allowances of compensation to the Trustee from Estate funds; appeared before the Court on hearing for *nunc pro tunc* order authorizing payment of interim fees awarded to Trustee from Estate funds; prepared *nunc pro tunc* order authorizing and approving payment of interim fees; and

n) Prepared Application for third interim award of compensation;

14. There are still matters pending in the underlying bankruptcy proceeding, including the pending appeal to the Second Circuit Court of Appeals, which will require your Applicant to perform substantial additional services, and will delay the filing of the Trustee's Final Report and an application by your Applicant for a final award of compensation for a period of, at least, several more months. The Trustee has also informed your Applicant that the monthly administrative fees charged by the bank where the Estate funds are currently on deposit exceed \$1,000.00 per month based upon the amount currently on deposit. As such, to the extent that any disbursements are made from the Estate account, the monthly administrative fee will be reduced, thereby preserving additional funds for distribution later in the case. As such, your Applicant has elected to make this application for a third interim award of compensation at this time.

15. There are sufficient funds available in the Estate bank account to pay the third interim award of compensation if granted in the amount sought, with sufficient funds remaining to make a distribution to the other Chapter 7 administrative creditors. The current balance on hand in the Estate account is \$756,081.20. The other Chapter 7 administrative expenses will consist of the final awards of compensation to the Trustee, your Applicant and the accountant to the Trustee, the U.S. Trustee fees, and costs to the Clerk of the Court.

16. In view of the substantial legal services which have been rendered by your Applicant in this case to date, the likelihood that an application for a final award of compensation can not be filed for an extended period of time, and the substantial monthly administrative fees being charged by the bank, your Applicant is requesting that the Court fix a third award of interim

compensation for legal services rendered as attorneys for the Trustee during the Third Interim Period.

VII. DETERMINATION OF APPLICANT'S REQUESTED FEE

17. In seeking compensation in Chapter 7 cases, Applicant utilized, in part, an hourly rate structure, which is periodically revised. During the period encompassed by this application, Applicant's utilized hourly rates are in the following range:

Partners:	\$325.00 - \$500.00 per hour
Associates	\$200.00 - \$325.00 per hour
Law Clerks	\$200.00 per hour

KENNETH KIRSCHENBAUM	8.80 hours x \$500.00	\$ 4,400.00
STEVEN B. SHEINWALD	310.75 hours x \$450.00	\$139,837.50
STEVEN B. SHEINWALD	504.90 hours x \$400.00	\$201,960.00
STEVEN B. SHEINWALD	31.15 hours x \$375.00	\$ 11,681.25
STACY SPECTOR	3.30 hours x \$400.00	\$ 1,320.00
STACY SPECTOR	80.10 hours x \$325.00	\$ 26,032.50
STACY SPECTOR	8.15 hours x \$275.00	\$ 2,241.25
MICHAEL SABELLA	45.85 hours x \$400.00	\$ 18,340.00
FLETCHER STRONG	416.40 hours x \$300.00	\$124,920.00
FLETCHER STRONG	108.40 hours x \$200.00	\$ 21,680.00
NEIL ASNEN	1.45 hours x \$275.00	\$ 398.75
TOTAL HOURS:	1,519.25	TOTAL FEE: \$552,811.25

BLENDED HOURLY RATE: \$363.87

18. For purposes of this Application, Kirschenbaum & Kirschenbaum, P.C., has calculated its fee request on the basis of hours expended, results achieved and the demands made upon Applicant by the Trustee.

19. In accordance with the criteria enunciated for evaluating the fair and reasonable value of legal services rendered by your Applicant in connection with the Trustee's performance of

his duties, Applicant respectfully represents:

a) Time and Labor Required.  
SEE TIME LOG.

b) Novelty and Difficulty of Questions Involved.  
The issues that have arisen in this case are amply demonstrated by reference to the docket of the proceedings herein and this Court's first hand knowledge of the matters that have come before it. The matters which have arisen are novel and they collectively required a substantial amount of time. Applicant's expertise in bankruptcy contributed to the efficient representation of the Trustee in connection with those matters relating to the performance of his duties, including those required by Section 704(a)(11).

c) Skills Requisite to Perform Legal Services, Experience, Reputation, and Ability of Applicant.  
Applicant believes that its expertise in the area of bankruptcy law has contributed to the Trustee's performance of his fiduciary duties, including those required by Section 704(a)(11), particularly with respect to the termination and liquidation of the Plan.

d) Preclusion of Other Employment by Applicant Due to Acceptance of the Debtor's Case, Time Limitations Imposed by the Client.  
Applicant has necessarily been affected in its ability to handle other matters.

e) The Customary Fee.  
Applicant respectfully submits that the fee sought herein is customary and based on the usual criteria in matters of this type, given the size and complexity of the Debtor's case and is commensurate with fees Applicant has been awarded in other Chapter 7 cases. Additionally, the fee sought herein is that which is charged to its regular clients.

f) Whether Fee is Fixed or Contingent.  
Pursuant to the statutory provisions of the Code, all fees sought by professionals employed under Section 327 of the Code are contingent upon approval by the court and are largely dependent upon the results achieved.

g) Results Obtained.  
Through the efforts of Applicant and the Trustee the value of the Estate assets has been maximized, and all litigation commenced by the Debtor or the Trustee concerning Estate assets has been concluded; the

value of the Plan assets has also been maximized for the benefit of all Plan participants. Plan termination is now concluded, distributions have been made to Plan participants, unclaimed participant accounts have been turned over to a third-party custodian and rolled over into individual IRA accounts and the final Form 5500 has been filed.

h) Nature and Length of Professional Relationship. Applicant was retained shortly after the Trustee was appointed. Since then, Applicant has acted as the Trustee's counsel and has counseled, advised, and represented the Trustee in all legal matters relating to the performance of the Trustee's duties, including his Section 704(a)(11) duties.

20. Applicant deems the fair and reasonable value of those services rendered as counsel to the Trustee in connection with the performance of the Trustee's duties to be \$552,811.25 for the Third Interim Period for the purpose of a third interim allowance of compensation.

21. By this application, Applicant is seeking an interim award of compensation in the sum of \$552,811.25, less a 10% holdback in the sum of \$55,281.12, for a net award of \$497,530.13, which Applicant submits is fair and reasonable based upon the value of the specified services as counsel to the Trustee for the relevant time period, and which award shall be subject to a final award of compensation by the Court.

22. Simultaneously with the filing of this Application, your Applicant has served a Notice of Filing of the Application and Notice of Hearing on the Application upon the Debtor's counsel, the Debtor's principal, the United States Trustee, counsel for the Creditors' Committee, the accountant for the Trustee, all scheduled creditors, all creditors with filed proofs of claim, all parties who filed a Notice of Appearance in this proceeding, and all other parties in interest.

23. All services for which compensation is requested by Applicant were performed for and on behalf of the Trustee. No agreement or understanding exists between Applicant and any other person for the sharing of compensation to be received for the services rendered in connection with Applicant's representation of the Trustee, and no action prohibited by §504 of the Bankruptcy Code has been, or will be, made by Applicant.

24. No prior application for the relief requested herein has been made to this or any other Court, except the Applications for First and Second Interim Awards of Compensation as set forth herein.

WHEREFORE, Applicant respectfully requests an order granting a third interim award of compensation for services rendered in connection with this case in the amount of \$552,811.25, less a 10% holdback in the sum of \$55,281.12, for a net award of \$497,530.13 for the Third Interim Period.

Dated: Garden City, New York  
September 12, 2014

KIRSCHENBAUM & KIRSCHENBAUM, P.C.  
Attorneys for Chapter 7 Trustee

By: **s/ Steven B. Sheinwald**  
\_\_\_\_\_  
Steven B. Sheinwald, Esq.  
A Member of the Firm  
200 Garden City Plaza  
Garden City, New York 11530  
(516) 747-6700

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**  
 Period: 11/10/11 - 09/12/14

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION
Case Type: Assets	Judge: ROBERT E. GROSSMAN
Petition Date: 08/25/08	
341a Meeting: 10/20/14 10:00	

Staff Name	Category	Date	Description	Hours	Rate	Total
KENNETH KIRSCHENBAUM	ATTORNEY - PENSION PLAN	05/01/13	review case re equitable dismissal for mootness; discuss with S Sheinwald	0.50	500.000	250.00
KIRSCHENBAUM	PLAN	05/06/13	research appeal issues; discuss with S Sheinwald re formulating appeal brief	2.00	500.000	1,000.00
<b>Subtotal for Staff Name: KENNETH KIRSCHENBAUM</b>				<b>2.50</b>		<b>\$1,250.00</b>
MICHAEL SABELLA	ATTORNEY - PENSION PLAN	09/04/12	IOC w/ KK and SS re: appeal filed by Dept of Labor; discussion of deadlines and Trustee strategy	1.00	400.000	400.00
		09/05/12	IOC w/ SS re: will conduct research into legislative history of 704a11	0.25	400.000	100.00
		09/05/12	Conducted research into legislative history of 704(a)(1); reviewed case law and reports from the Department of Labor re: support for the change in the law for inclusion of 704(a)(1)	2.50	400.000	1,000.00
		09/05/12	IOC w/ SS re: research results and Trustee strategy	0.50	400.000	200.00
		09/06/12	Conducted additional research into legislative history and case law; Reviewed report from the Department of Labor re: support for the change in the law for inclusion of 704(a)(1) and discussion of reasonable expenses for plan administration; reviewed decisions from bankruptcy court in case	2.00	400.000	800.00
		09/06/12	IOC w/ SS re research and instructed to compare opposition papers of Dept of Labor to see if there are attempts to raise issues for first time on appeal	0.30	400.000	120.00
		09/06/12	Reviewed recent decision from bankruptcy court re: fee payment; reviewed objection and papers related to that decision and reviewed motion for leave to appeal; compared motion for leave to appeal to objection of Dept of Labor that led into recent bankruptcy court decision	2.50	400.000	1,000.00
		09/06/12	IOC w/ SS re: research results and comparison results of Dept of Labor's papers; discussion of Trustee strategy in responding to motion for leave to appeal; directed to research into "independent fiduciary"	0.50	400.000	200.00
		09/06/12	Research into who is considered an "independent fiduciary" for purposes of ERISA law	1.00	400.000	400.00
		09/06/12	IOC w/ Trustee and SS re: legal issues relating to Dept of Labor's motion for leave to appeal	1.00	400.000	400.00
		09/07/12	Continued research into who is considered an "independent fiduciary" for purposes of ERISA law; looked into approval of fees for fiduciary; analyzed statutory language of ERISA	3.00	400.000	1,200.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 11/10/11 - 09/12/14

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
MICHAEL SABELLA	ATTORNEY - PENSION PLAN	09/11/12	Continued research into payment of fees in ERISA cases	1.00	400.000	400.00
		09/11/12	IOC w/ trustee and SS re: research results and discussion of independent fiduciary; IOC w/ SS re: research assignment on waiver of argument if don't raise it prior to appeal; given research assignment on waiver of argument if don't raise it prior to appeal	1.25	400.000	500.00
		09/11/12	Research re: waiver on appeal; reviewed cases found	0.70	400.000	280.00
		09/11/12	IOC w/ SS re: research on waiver on appeal; arguments raised in opposition papers; strategy in response to opposition papers; discussion of Trustee's pension expert's report	1.00	400.000	400.00
		09/12/12	Review of Trustee's Pension Expert's report on payment of fees from plan assets; reviewed Form 5500 for provisions re: contracted administrator	0.50	400.000	200.00
		09/12/12	Continued research into statutory definition of independent fiduciary; reviewed cases on Lexis, google searches and 29 USC 1105	1.20	400.000	480.00
		09/13/12	IOC w/ SS re: research assignment on Trustee receiving commissions on disbursements from case on non-estate assets	0.25	400.000	100.00
		09/13/12	Researched cases cited by Dept of Labor; conducted own research on issue; drafted section to include in brief re § 326 and commission calculation; reviewed draft and made edits; gave draft to SS	4.40	400.000	1,760.00
		09/14/12	Made edits to brief section; printed out cases cited in brief section; added section re: second circuit case	2.00	400.000	800.00
		09/14/12	Review of Appellant Designation filed in case by the Dept of Labor	0.20	400.000	80.00
		09/14/12	IOC w/ SS re: brief section, cases and analysis	0.25	400.000	100.00
		09/14/12	Directed by SS to pull up and print 29 CFR 2550.408c-2; reviewed same	0.35	400.000	140.00
		09/14/12	IOC w/ KK and SS re: possible additional section; given opposition to review	0.85	400.000	340.00
		09/14/12	IOC w/ MP re: case interpretation and analysis	0.50	400.000	200.00
		09/14/12	Review opposition to leave to appeal and made edits	1.40	400.000	560.00
		10/02/12	IOC w/ SS re: Dept of Labor's motion seeking leave to file a reply brief	0.30	400.000	120.00
		10/03/12	Read the motion by the Dept of Labor for leave to file reply; reviewed Bankruptcy Rule 8003	0.75	400.000	300.00
		10/03/12	IOC w/ SS re: the request by Dept of Labor to file reply and issues to discuss in opposition; discussed opposition	0.40	400.000	160.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **11/10/11 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
MICHAEL SABELLA	ATTORNEY - PENSION PLAN	10/03/12	Reviewed Trustee's opposition to Dept of Labor's motion to file a reply	0.25	400.000	100.00
		04/09/13	Reviewed decision from District Court re: appeal	0.50	400.000	200.00
		05/15/13	Reviewed Appellee brief drafted by SBS, made notes and edits	1.40	400.000	560.00
		05/15/13	IOC w/ SBS re: comments on Appellee brief	0.40	400.000	160.00
<b>Subtotal for Staff Name: MICHAEL SABELLA</b>				<b>34.40</b>		<b>\$13,760.00</b>
STACY ROBYN SPECTOR	ATTORNEY - PENSION PLAN	08/20/12	Conf. with trustee and SBS, re: Court's decision concerning applications for compensation by trustee and his professionals relating to Section 704(a)(11) services.	0.75	400.000	300.00
<b>Subtotal for Staff Name: STACY ROBYN SPECTOR</b>				<b>0.75</b>		<b>\$300.00</b>
STEVEN SHEINWALD	ATTORNEY - PENSION PLAN	11/10/11	Assemble service list for service of applications and notice of applications for compensation by trustee and his professionals for services rendered in connection with trustee's Section 704(a)(11) duties.	0.50	400.000	200.00
		11/10/11	Tel. conf. with Carole Tanner, re: refund check for insurance premium on fiduciary liability policy; letter of instruction from trustee; issues relating to Fidelity's ledgers.	0.30	400.000	120.00
		11/15/11	Make arrangements to post notice and applications for compensation by trustee and his professionals in connection with trustee's Section 704(a)(11) duties on firm web-site	0.25	400.000	100.00
		11/15/11	Prep of Notice of Filing of Application for Interim and Final Awards of Compensation by Trustee and his Professionals and notice of hearing on the applications.	1.25	400.000	500.00
		11/15/11	Revisions to Notice of Filing of Applications for Compensation and of hearing on applications.	0.35	400.000	140.00
		12/07/11	Review opposition filed by DOL to applications for compensation.	1.00	400.000	400.00
		12/08/11	Conf. with trustee, re: opposition to applications for compensation filed by DOL.	0.75	400.000	300.00
		12/08/11	Tel. conf. with Len Gerson at DOL, re: opposition to applications for compensation filed by DOL.	0.25	400.000	100.00
		12/09/11	Conf. with trustee, re: possible settlement with DOL in connection with its objections to applications for compensation; discussed issues which will have	1.40	400.000	560.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 11/10/11 - 09/12/14

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - PENSION PLAN		to be addressed in reply to DOL opposition.			
		12/09/11	Legal research, re: issues to be addressed in reply to DOL opposition; approach to be taken by Court in determining trustee compensation; review legislative history and case law interpreting statute post-BAPCPA.	3.75	400.000	1,500.00
		12/12/11	Tel. conf. with David Witz, trustee's pension consultant, re: issues relating to DOL objections to application for compensation.	0.50	400.000	200.00
		12/12/11	Tel. conf. with David Witz, re: information relating to DOL's objections to applications for compensation which is needed for reply.	0.35	400.000	140.00
		12/12/11	Commence preparation of reply to objections filed by DOL to applications for compensation.	4.75	400.000	1,900.00
		12/12/11	Review correspondence and documentation provided by David Witz in connection with information needed to prepare trustee's reply to DOL opposition to applications for compensation.	0.75	400.000	300.00
		12/13/11	Continued preparation of reply to DOL opposition to applications for compensation.	2.50	400.000	1,000.00
		12/13/11	Conf. with trustee, re: reply to DOL opposition to applications for compensation.	0.50	400.000	200.00
		12/13/11	Revisions to reply to DOL opposition to applications for compensation in accordance with trustee's comments; electronically serve and file reply.	1.50	400.000	600.00
		12/13/11	Review correspondence from David Witz, re: Fidelity's response to inquiry concerning reactivation of participant accounts in the event of a re-distribution back to participants and costs.	0.15	400.000	60.00
		12/13/11	Review correspondence from David Witz, re: information needed in connection with trustee's reply to DOL opposition to applications for compensation.	0.25	400.000	100.00
		12/13/11	Conf. with trustee, re: Fidelity's response to inquiry concerning reactivation of participant accounts in the event of a re-distribution back to participants and costs.	0.50	400.000	200.00
		12/14/11	Court appearance on applications for compensation by trustee and his professionals and for order authorizing trustee to pay compensation as fixed by the Court from the P-guy account.	3.50	400.000	1,400.00
		12/14/11	Conf. with trustee, re: result of court hearing on applications for compensation by trustee and his professionals; issues raised by court; jurisdiction of court	0.75	400.000	300.00

# Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 11/10/11 - 09/12/14

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - PENSION PLAN		over the P-guy account.			
		12/14/11	Conf. with David Witz, Trustee's pension consultant, re: result of court appearance on applications for compensation; issues raised by Court.	0.40	400.000	160.00
		01/12/12	Review correspondence from Trustee to US Trustee, re: negotiations between trustee and DOL concerning a potential settlement of fee applications.	0.10	400.000	40.00
		01/12/12	Conf. with trustee, re: negotiations with DOL concerning pending fee applications; DOL has requested a two week adjournment to present a proposal to trustee.	0.50	400.000	200.00
		01/13/12	Prep of correspondence to court, re: adjournment of pending motions at request of DOL; review correspondence from Madre Tagle providing adjourned date; prep of correspondence to Court confirming adjournment; electronically file letter confirming adjournment; e-mail letter confirming adjournment to DOL and US Trustee.	0.40	400.000	160.00
		01/17/12	Tel. conf. with Christine Black, US Trustee, re: issues relating to DOL opposition to pending fee applications.	0.80	400.000	320.00
		01/17/12	Conf. with trustee, re: discussion with Christine Black of US Trustee's Office, re: DOL opposition to pedning fee applications.	0.65	400.000	260.00
		01/20/12	Review internal correspondence from trustee, including budget prepared by Travis Whitfield for additional audit for 2011 and 2012.	0.10	400.000	40.00
		01/26/12	Tel conf with Len Gersen at DOL and with trustee, re: pending fee applications and resolution with DOL- all jurisdictional issues	0.80	400.000	320.00
		01/27/12	Conf. with trustee, re: potential settlement with DOL if calculation of re-distribution and reallocation of funds to participant accounts and distribution to participants is performed by Fidelity, issues for trustee.	1.50	400.000	600.00
		01/30/12	Tel. conf. with Len Gerson, atty for DOL, re: negotiating settlement of pending fee applications; jurisdictional issues.	0.25	400.000	100.00
		01/30/12	Conf. with trustee, re: DOL opposition to pending fee applications.	0.85	400.000	340.00
		01/31/12	Review file documents in preparation for tomorrow's hearing on interim fee applications for services rendered in connection with pension plan and for order authorizing payment from P-guy account.	1.00	400.000	400.00
		02/01/12	Court appearance, re: applications for interim compensation and for court order	3.00	400.000	1,200.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 11/10/11 - 09/12/14

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - PENSION PLAN	06/27/12	Tel. conf. with Anwar Sayeda and Maria Abuon of US Dept of Labor, re: claiming Sayeda did not receive notice of termination and did not receive funds in plan account; agreed to ascertain status of account.	0.25	400.000	100.00
		06/27/12	Tel. conf. with Millenium to ascertain whether account of Anwar Sayeda was rolled over into IRA at Millenium; they have no record of receiving funds for benefit of participant by that name but they can investigate by social security number; tel call back to Sayeda to obtain social security number, who discloses that participant is really his mother, not him; he provides social security number; tel call back to Millenium, who has no record of receiving funds linked to that social security number.	0.15	400.000	60.00
		06/27/12	Obtain report from Fidelity concerning account of Sayeda; ascertained that Sayeda elected to roll over account balance to an IRA and that her account was rolled over in October 2010.	0.25	400.000	100.00
		06/27/12	Tel. conf. with Sayeda, re: advised of roll over of Plan funds to IRA; confirmed that this was correct.	0.10	400.000	40.00
		08/20/12	Review Court's decision, re: applications for compensation by trustee and his professionals in connection with Section 704(a)(11) services.	0.75	450.000	337.50
		08/20/12	Conf. with trustee and SRS, re: Court's decision concerning applications for compensation by trustee and his professionals relating to Section 704(a)(11) services.	0.75	450.000	337.50
		09/04/12	Review correspondence from KK to NABT, re: DOL appeal; review correspondence from Steven Weiss, trustee in the In re Franchi case in Massachusetts where court authorized payment of interim legal fees from plan assets, interested in filing an amicus brief.	0.15	450.000	67.50
		09/04/12	Review Notice of Appeal filed by DOL.	0.10	450.000	45.00
		09/04/12	Conf. with trustee, re: DOL appeal; issues; arguments.	1.00	450.000	450.00
		09/04/12	Review prior motions and decisions of Bankruptcy Court in connection with retention of professionals by trustee and applications for compensation.	4.50	450.000	2,025.00
		09/04/12	Commence review of legal research previously performed which relates to issues on appeal.	1.50	450.000	675.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 11/10/11 - 09/12/14

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - PENSION PLAN	09/05/12	IOC w/ MAS re: MAS will conduct research into legislative history of 704a11	0.25	450.000	112.50
		09/05/12	conf with Trustee; re DOL papers	1.00	450.000	450.00
		09/05/12	IOC w/ MAS re: MAS' research results and Trustee strategy	0.50	450.000	225.00
		09/05/12	Review DOL motion for leave to appeal.	1.00	450.000	450.00
		09/05/12	Continued review of legal research previously performed relating to issues on appeal.	2.50	450.000	1,125.00
		09/05/12	Legal research, re: whether DOL has met standard to proceed with interlocutory appeal.	2.50	450.000	1,125.00
		09/06/12	IOC w/ MAS re MAS' research; MAS to compare opposition papers of Dept of Labor to see if there are attempts to raise issues for first time on appeal	0.30	450.000	135.00
		09/06/12	IOC w/ MAS re: MAS' research results and comparison results of Dept of Labor's papers; discussion of Trustee strategy in responding to motion for leave to appeal; MAS to research into "independent fiduciary"	0.50	450.000	225.00
		09/06/12	IOC w/ Trustee and MAS re: legal issues relating to Dept of Labor's motion for leave to appeal	1.00	450.000	450.00
		09/06/12	Review notice from bankruptcy court, re: procedural issues relating to appeal.	0.15	450.000	67.50
		09/06/12	Review correspondence from Matthew Borror, trustee in California, re: issues related to DOL appeal.	0.10	450.000	45.00
		09/06/12	Commence legal analysis of issues relating to DOL's motion for leave to appeal and issues on appeal.	5.50	450.000	2,475.00
		09/07/12	Review correspondence from Steven Weiss, Chapter 7 Trustee in Massachusetts, re: DOL motion for leave to appeal.	0.10	450.000	45.00
		09/07/12	Commence preparation of opposition to DOL's motion for leave to appeal; frame issues to be determined by District Court in connection with DOL's motion.	6.50	450.000	2,925.00
		09/10/12	Review transcript from hearing before bankruptcy court on applications for awards of compensation which are subject of DOL motion for leave to appeal.	1.00	450.000	450.00
		09/10/12	Perform preliminary legal research, concerning interpretation of "independent fiduciary" in connection with ERISA statute; whether argument can be made that bankruptcy court judge constitutes an independent fiduciary for ERISA purposes.	1.25	450.000	562.50

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 11/10/11 - 09/12/14

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION
Case Type: Assets	Judge: ROBERT E. GROSSMAN
	Petition Date: 08/25/08 341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - PENSION PLAN	09/10/12	Perform preliminary analysis of issues which are being raised by DOL for first time on appeal; whether they can appropriately be raised at this juncture.	1.00	450.000	450.00
		09/11/12	IOC w/ trustee and MAS, re: research results and discussion of independent fiduciary; IOC w/ MAS re: research assignment on waiver of argument if don't raise it prior to appeal; gave MAS research assignment on waiver of argument if don't raise it prior to appeal	1.25	450.000	562.50
		09/11/12	IOC w/ MAS re: research on waiver on appeal; arguments raised in opposition papers; strategy in response to opposition papers; discussion of Trustee's pension expert's report	1.00	450.000	450.00
		09/11/12	Commence preparation of opposition to DOL motion for leave to appeal interlocutory order of bankruptcy court to district court.	6.50	450.000	2,925.00
		09/12/12	Continued preparation of opposition to DOL motion for leave to appeal interlocutory order of bankruptcy court to district court.	6.75	450.000	3,037.50
		09/13/12	Review statutes, legislative history and case law relating to compensation of trustee and his professionals; treating trustee compensation as a commission; review trustee's reply to DOL opposition to underlying motions.	2.25	450.000	1,012.50
		09/13/12	Continued preparation of opposition to DOL motion for leave to appeal interlocutory order of bankruptcy court to district court.	4.50	450.000	2,025.00
		09/14/12	IOC w/ MAS re: MAS to research Trustee receiving commissions on disbursements from case of non-estate assets	0.25	450.000	112.50
		09/14/12	IOC w/ KK and MAS re: possible additional section; gave opposition to MAS to review	0.85	450.000	382.50
		09/14/12	Complete preparation of opposition to DOL motion for leave to appeal bankruptcy court interlocutory order to district court.	3.80	450.000	1,710.00
		09/14/12	Review and revise opposition to DOL's motion for leave to appeal bankruptcy court interlocutory order to district court.	2.75	450.000	1,237.50
		09/14/12	Review DOL'S designation of record and presentation of issues on appeal.	0.30	450.000	135.00
		09/18/12	Review Clerk's transmittal of motion for leave to appeal.	0.10	450.000	45.00
		10/01/12	Review motion by DOL for an order of the District Court granting it leave to file a reply brief in response to trustee's opposition to DOL's motion for leave to appeal.	0.75	450.000	337.50
		10/01/12	Commence legal research, re: issues relating to DOL's motion to District Court	2.25	450.000	1,012.50

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

Period: 11/10/11 - 09/12/14

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - PENSION PLAN		for leave to file a reply brief.			
		10/02/12	Performed additional legal research, re: issues relating to DOL's motion to District Court for leave to file reply brief, including research concerning Bankruptcy Rule 8003.	3.50	450.000	1,575.00
		10/03/12	Commence preparation of opposition to DOL's motion to District Court for leave to file reply brief.	4.00	450.000	1,800.00
		10/03/12	Review and revise opposition to DOL motion to District Court for leave to file a reply brief.	0.50	450.000	225.00
		10/03/12	IOC with MAS, re: opposition to DOL's motion for leave to file a reply brief.	0.40	450.000	180.00
		10/04/12	Final revisions to opposition to DOL's motion for leave to file reply brief; assemble service list for affidavit of service; electronically file opposition.	1.25	450.000	562.50
		04/30/13	Review Dept. of Labor's appellant's brief filed with US District Court.	1.75	450.000	787.50
		04/30/13	Conf. with trustee, re: DOL's appellant's brief; strategy in preparing appellee's brief.	0.50	450.000	225.00
		05/01/13	Commence analysis of issues to be addressed on appeal; commence performing legal research in connection with preparation of appellee's brief.	2.75	450.000	1,237.50
		05/01/13	Conf. with trustee, re: advancing issue of whether appeal by DOL is equitably moot.	0.50	450.000	225.00
		05/01/13	Tel. conf. with Travis Whitfield, independent auditor for trustee, re: 2012 Form 5500.	0.20	450.000	90.00
		05/01/13	Review 2012 Form 5500 with Trustee; prep of correspondence to Travis Whitfield; re: Form 5500.	0.30	450.000	135.00
		05/01/13	Conf. with trustee, re: analysis of whether continuing litigation with DOL will render the estate administratively insolvent.	0.50	450.000	225.00
		05/01/13	Analysis of anticipated unpaid administrative claims, fees and expenses incurred in rendering services related to estate assets and services related to Plan assets.	0.60	450.000	270.00
		05/02/13	Review prior legal research performed in bankruptcy proceeding in connection with preparation of appellate brief to be submitted to US District Court..	2.75	450.000	1,237.50
		05/03/13	Review prior decisions in connection with preparation of appellee's brief; commence analysis and structure of issues to be presented; commence legal	6.50	450.000	2,925.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **11/10/11 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION
Case Type: Assets	Judge: ROBERT E. GROSSMAN
	Petition Date: 08/25/08
	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - PENSION PLAN	05/06/13	Continued legal research and analysis in connection with preparation of appellate brief.	5.00	450.000	2,250.00
		05/07/13	Commence drafting appellee's brief.	4.50	450.000	2,025.00
		05/08/13	Continued preparation of appellee's brief.	5.50	450.000	2,475.00
		05/09/13	Continued preparation of appellee's brief.	5.25	450.000	2,362.50
		05/10/13	Continued preparation of appellee's brief.	5.75	450.000	2,587.50
		05/13/13	Continued preparation of appellee's brief.	5.50	450.000	2,475.00
		05/14/13	Continued preparation of appellee's brief.	7.50	450.000	3,375.00
		05/15/13	IOC w/ MAS re: comments on Appellee brief	0.40	450.000	180.00
		05/15/13	Review and revise appellee's brief.	5.50	450.000	2,475.00
		04/01/14	Review decision of District Judge Feuerstein, re: DOL appeal.	1.00	450.000	450.00
		04/01/14	Conf. with trustee, re: District Court decision on DOL appeal.	0.85	450.000	382.50
		04/02/14	Conf. with trustee, re: District Court decision on DOL appeal.	1.00	450.000	450.00
		04/02/14	Review Federal Rules of Appellate Procedure to ascertain all necessary requirements in connection with appeal of District Court decision. Perform legal research to determine whether District Court judgment is "final" for purposes of appeal or whether permission of Second Circuit is necessary.	1.50	450.000	675.00
		04/03/14	Conf. with trustee, re: appeal of District Court decision to 2nd Circuit. Discussed legal action which will now be necessary in bankruptcy court in view of District Court decision.	0.75	450.000	337.50
		04/04/14	Conf. with trustee, re: framing issues on appeal; preparation of application to the bankruptcy court seeking award of trustee compensation to be paid from estate assets and determination by court as to the reasonableness of the compensation the trustee paid to himself from the Plan assets.	1.00	450.000	450.00
		04/07/14	Preparation of Notice of Appeal of District Court decision to 2nd Circuit; Tel. conf. with Dwayne Cox, appeals clerk in District Court, re: filing of the Notice of Appeal, issues relating to designation of the record on appeal.	0.30	450.000	135.00
		04/08/14	Electronic filing of Notice of Appeal to 2nd Circuit	0.25	450.000	112.50
		04/08/14	Conf. with trustee, re: further discussion concerning application to bankruptcy court seeking order determining that trustee's exercise of judgment in	0.75	450.000	337.50

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 11/10/11 - 09/12/14

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - PENSION PLAN					
		04/09/14	Commence preparation of draft of application to bankruptcy court, re: application for an order authorizing and approving payment of trustee compensation award from estate funds, determining that the trustee properly exercised his business judgment in connection with the performance of his 704(a)(1) duties and that the payment of fees to the trustee and his retained professionals relating to 704(a)(1) services from plan assets was reasonable.	2.75	450.000	1,237.50
		04/09/14	Conference with trustee, re: issues relating to motion to bankruptcy court, re: 704(a)(1) compensation issues.	0.50	450.000	225.00
		04/10/14	Legal research, re: Court's jurisdiction to make determinations of reasonableness with respect to the trustee's performance of his 704(a)(1) duties and its interplay with ERISA.	2.60	450.000	1,170.00
		04/10/14	Further review and analysis of District Court decision reversing bankruptcy court.	1.75	450.000	787.50
		04/11/14	Continued preparation of draft of motion to bankruptcy court, re: issues relating to payment of fees relating to trustee's 704(a)(1) duties.	3.40	450.000	1,530.00
		04/16/14	Conf. with counsel (SBS), re: draft of application to bankruptcy court concerning payment of fees in connection with 704(a)(1) duties.	0.40	450.000	180.00
		04/16/14	Continued preparation of draft of application to bankruptcy court, re: payment of fees relating to 704(a)(1) duties.	3.75	450.000	1,687.50
		04/16/14	Analysis of bankruptcy court decisions and district court decision, re: fees for 704(a)(1) services, in connection with preparation of documents to be filed in Second Circuit Court of Appeals.	4.75	450.000	2,137.50
		04/16/14	Conf. with trustee, re: framing the issues to be presented on appeal to the Court of Appeals.	0.75	450.000	337.50
		04/18/14	Preparation of statement of issues to be presented on appeal to the Second Circuit.	0.50	450.000	225.00
		04/18/14	Preparation of Description of Nature of Action to be annexed to Pre-Argument	1.75	450.000	787.50

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 11/10/11 - 09/12/14

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - PENSION PLAN	04/18/14	Preparation of Form C - Pre-Argument Statement to be filed with Second Circuit.	0.35	450.000	157.50
		04/21/14	Preparation of Acknowledgment and Notice of Appearance for filing with Second Circuit.	0.25	450.000	112.50
		04/21/14	Conf. with trustee, re: statement of issues to be presented on appeal.	0.50	450.000	225.00
		04/22/14	Make revisions to documents to be filed in Second Circuit; electronically file documents.	1.25	450.000	562.50
		04/25/14	Conf. with trustee and MAS, re: issues relating to potential settlement of appeal.	1.00	450.000	450.00
		04/28/14	Further prep of application to bankruptcy court, re: trustee's conduct in connection with the performance of his 704(a)(1) duties.	3.25	450.000	1,462.50
		04/29/14	Further prep of application to bankruptcy court, re: exercise of trustee's business judgment and reasonableness in connection with the performance of the trustee's 704(a)(1) duties.	2.75	450.000	1,237.50
		04/30/14	Tel. conf. with Len Gerson at DOL, re: issues relating to possible settlement of appeal to Second Circuit; documents to be provided to Gerson.	0.75	450.000	337.50
		04/30/14	Conf. with trustee, re: issues raised by Len Gerson of DOL in connection with possible settlement of appeal to Second Circuit.	1.00	450.000	450.00
		05/02/14	Tel. conf. with Len Gerson, atty for DOL, re: analysis of trustee and attorney timesheets in connection with possible settlement of appeal to Second Circuit.	0.25	450.000	112.50
		05/05/14	Prep of notification and scheduling request for deadline for filing of appellant's brief in Second Circuit.	0.25	450.000	112.50
		05/05/14	Tel. conf. with case administrator in Second Circuit, re: appeal; concerning errors made on District Court docket which was transmitted to Second Circuit, including improper name of debtor.	0.20	450.000	90.00
		05/05/14	Tel. conf. with Dwayne, Appeals Clerk on US District Court, re: correction which has to be made to District Court docket, after which the corrected docket has to be transmitted to Second Circuit.	0.25	450.000	112.50
		05/07/14	Review order of Second Circuit fixing July 9, 2014 as appellate brief filing date.	0.10	450.000	45.00
		05/22/14	Prep of motion for an order authorizing and approving payments of trustee	2.35	450.000	1,057.50

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 11/10/11 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - PENSION PLAN	05/27/14	compensation for Section 704(a)(1) services from estate funds nunc pro tunc to date of first payment.	2.85	450.000	1,282.50
		05/28/14	Continued preparation of motion for nunc pro tunc order authorizing payment of trustee compensation for Section 704(a)(1) services from estate funds.	1.30	450.000	585.00
		05/30/14	Review and revise application for a nunc pr tunc order approving and authorizing payment of trustee compensation from estate funds.	0.35	450.000	157.50
		06/04/14	Conf. with trustee, re: revisions to application for a nunc pro tunc order authorizing payment of trustee compensation for Section 704(a)(1) services from estate funds.	5.50	450.000	2,475.00
		06/05/14	Commence preparation of appellant's brief to Second Circuit.	6.50	450.000	2,925.00
		06/06/14	Continued preparation of appellant's brief to Second Circuit.	4.75	450.000	2,137.50
		06/09/14	Continued preparation of appellant's brief to Second Circuit.	6.25	450.000	2,812.50
		06/10/14	Continued preparation of appellant's brief to Second Circuit.	4.50	450.000	2,025.00
		06/11/14	Continued preparation of appellant's brief to Second Circuit.	4.75	450.000	2,137.50
		06/12/14	Continued preparation of appellant's brief to Second Circuit.	6.00	450.000	2,700.00
		06/13/14	Continued preparation of appellant's brief to Second Circuit.	5.50	450.000	2,475.00
		06/16/14	Continued preparation of appellant's brief to the Second Circuit.	4.25	450.000	1,912.50
		06/17/14	Continued preparation of appellant's brief to Second Circuit.	3.50	450.000	1,575.00
		06/19/14	Continued preparation of appellant's brief to Second Circuit.	4.50	450.000	2,025.00
		06/20/14	Continued preparation of appellant's brief to Second Circuit.	4.00	450.000	1,800.00
		06/23/14	Continued preparation of appellant's brief to Second Circuit.	5.50	450.000	2,475.00
		06/23/14	Tel. conf. with Leonard Gerson at DOL, re: contents of joint appendix to be filed when appellant's brief is filed.	0.35	450.000	157.50
		06/24/14	Review correspondence from Leonard Gerson at DOL, re: agreed upon detail of documents to be included in Joint Appendix to be filed in Second Circuit with appellant's brief.	0.10	450.000	45.00
		06/24/14	Prep of correspondence to Leonard Gerson at DOL, re: additional document to be included in Joint Appendix pursuant to Second Circuit's local rules; review correspondence from Gerson agreeing to inclusion of additional document.	0.15	450.000	67.50
		06/24/14	Continued preparation of appellant's brief to the Second Circuit.	6.25	450.000	2,812.50

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 11/10/11 - 09/12/14

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - PENSION PLAN	06/25/14	Conf. with KK, re: comments concerning draft of appellant's brief to be filed with Second Circuit.	0.50	450.000	225.00
		06/25/14	Conf. with MAS, re: issues relating to draft of appellant's brief to Second Circuit.	0.50	450.000	225.00
		06/27/14	Tel. conf. with Leslie Perlman, atty for DOL, re: issues relating to settlement option being offered by DOL.	0.90	450.000	405.00
		06/30/14	Assemble documents for joint appendix to be filed in Second Circuit with appellant's brief in connection with pending appeal.	2.00	450.000	900.00
		06/30/14	Conf. with Trustee, re: tel. conf. with Leslie Perlman at DOL concerning options proposed by her for settlement of pending appeal.	0.35	450.000	157.50
		07/01/14	Review motion for nunc pro tunc approval of interim fees previously disbursed from estate funds pursuant to prior compensation orders in prep for tomorrow's hearing.	0.30	450.000	135.00
		07/01/14	Prep of correspondence to printer, re: documents to be included in joint appendix to be filed in Second Circuit.	0.25	450.000	112.50
		07/02/14	Court appearance, re: trustee's motion for nunc pro tunc order approving and authorizing payment of prior compensation awards from estate funds.	2.00	450.000	900.00
		07/02/14	Conf. with trustee, re: result of court appearance on motion for nunc pro tunc order approving payment of compensation from estate funds.	0.20	450.000	90.00
		07/02/14	Commence review and revisions to appellant's brief in Second Circuit appeal.	4.50	450.000	2,025.00
		07/03/14	Continued revisions to appellant's brief in Second Circuit appeal.	5.25	450.000	2,362.50
		07/03/14	Review proof of joint appendix from printer.	0.25	450.000	112.50
		07/03/14	Prep of correspondence to printer, re: attachments to certain documents included in the joint appendix; review return correspondence from printer.	0.25	450.000	112.50
		07/07/14	Assemble all statutes to be included in addendum to brief; prep of correspondence to printer including all documents to be included in addendum.	1.00	450.000	450.00
		07/07/14	Conf. with trustee, re: comments concerning substance of appellate brief.	0.40	450.000	180.00
		07/07/14	Continued review and revisions to appellate brief.	3.25	450.000	1,462.50
		07/08/14	Final review and revisions to appellate brief; prep correspondence to printer including brief for indexing and preparation of table of authorities; printer to provide proofs for approval prior to filing documents with Second Circuit online and printing documents for delivery to Second Circuit.	3.75	450.000	1,687.50
		07/08/14	Review proof of indexing, table of authorities, brief and addendum; prep of	0.50	450.000	225.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 11/10/11 - 09/12/14

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION
Case Type: Assets	Judge: ROBERT E. GROSSMAN
	Petition Date: 08/25/08
	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - PENSION PLAN		correspondence to printer with okay to file brief and joint appendix with Second Circuit.			
Subtotal for Staff Name: STEVEN SHEINWALD				322.80		\$143,415.00

Total for Case: 808-74573 360.45 \$158,725.00

Total for Trustee: **KENNETH KIRSCHENBAUM** 360.45 \$158,725.00

<b>Grand Total:</b>	360.45	\$158,725.00
---------------------	--------	--------------

# Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION
Case Type: Assets	Judge: ROBERT E. GROSSMAN
	Petition Date: 08/25/08
	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG	ATTORNEYS FOR TRUSTEE - GENERAL	08/18/10	meet with trustee to discuss offer to buy estate's claim against R Wallach - legal issues to be reviewed re prep of motion to sell	0.50	300.000	150.00
<b>Subtotal for Staff Name: FLETCHER STRONG</b>				<b>0.50</b>		<b>\$150.00</b>
MICHAEL SABELLA	ATTORNEYS FOR TRUSTEE - GENERAL	07/15/14	Phone conference with SRS and Special Counsel re: recovery of funds from state of California; discussed legal strategy	0.30	400.000	120.00
		09/10/14	Sent correspondence with Special Counsel re: status update for recovery of funds from state of California	0.10	400.000	40.00
		09/11/14	Reviewed correspondence from Ezra Goldman (Special Counsel) - Farmers Insurance only reflects 2 entities with Robert Plan name and both have same address in Bethpage - will reapply for funds; reviewed annexed documentation to e-mail (response from Farmers and initial application)	0.40	400.000	160.00
<b>Subtotal for Staff Name: MICHAEL SABELLA</b>				<b>0.80</b>		<b>\$320.00</b>
STACY ROBYN	ATTORNEYS FOR TRUSTEE - GENERAL	02/05/10	prepare order and application, re: retention of counsel	0.35	275.000	96.25
		02/17/10	prepare demand letter to William Wallach, re: turnover of funds loaned prior to filing	0.50	275.000	137.50
		02/18/10	prepare order and application, re: retention of accountants; telephone conference with accountants, re: same	0.35	275.000	96.25
		03/01/10	revise memo, re: claim against Lincoln; 9019 settlement	2.00	325.000	650.00
		04/19/10	review correspondence from David Witz, re: retention of him under ERISA to liquidate pension plan; review proposed forms; prepare correspondence to Phil Deen, re: same; request information on pension plan	1.00	325.000	325.00
		06/09/10	prepare motion to sell vehicles	1.50	325.000	487.50
		06/17/10	participate in telephone conference with Glenn Berger, attorney for Liberty Mutual, re: Liberty Mutual matter - discussed possible settlement issues	0.30	325.000	97.50
		06/17/10	participate in continued telephone conference with Berge, re: possible settlement of Liberty matter	0.50	325.000	162.50
		06/18/10	various telephone conferences with Phil Deen and Glenn Berger, re: settlement of action with Liberty Mutual	0.75	325.000	243.75
		06/21/10	telephone conference with Glenn Berger, re: discuss terms of settlement;	0.50	325.000	162.50

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STACY ROBYN	ATTORNEYS FOR		procedural issues; trustee will make 9019 application			
SPECTOR	TRUSTEE - GENERAL	06/22/10	prepare correspondence to chambers, re: adjournment of matter with Liberty Mutual to 7/21/10 at 9:30 a.m.; telephone conference with Glenn Berger, re: same	0.25	325.000	81.25
		07/16/10	prepare proposed order, re: sale of vehicles	0.35	325.000	113.75
		08/20/13	review correspondence from Ezra Goldman, re: possible assets in the estate; telephone conference with Ezra Goldman, re: same; Mr. Goldman advises that there are funds being held in the California State Comptroller's office; review documents forwarded by Mr. Goldman, re: same	0.50	400.000	200.00
		08/20/13	conference with Trustee, re: possible new assets of the estate; funds being held by the California State Comptroller's office; Trustee directs to seek retention of Ezra Goldman as Special Counsel	0.20	400.000	80.00
		08/21/13	telephone conference with Ezra Goldman, re: advise that Trustee will seek to retain his firm as special counsel on 25% contingency fee basis	0.20	400.000	80.00
		08/28/13	prepare order and application to retain Ezra Goldman as special counsel	0.50	400.000	200.00
		08/28/13	prepare correspondence to Ezra Goldman, re: enclosing proposed documents	0.25	400.000	100.00
		09/12/13	review correspondence from Ezra Goldman, re: enclosed claim forms; review claim forms; meet with Trustee to execute same; prepare correspondence to Ezra, re: enclosing claim forms executed by the Trustee along with Trustee's photo ID	0.50	400.000	200.00
		10/07/13	review correspondence from California State Controller, re: acknowledging receipt of Trustee's claim	0.25	400.000	100.00
		10/30/13	review correspondence from Ezra Goldman, re:	0.15	400.000	60.00
<b>Subtotal for Staff Name: STACY ROBYN SPECTOR</b>				<b>10.90</b>		<b>\$3,673.75</b>
STEVEN SHEINWALD	ATTORNEYS FOR TRUSTEE - GENERAL	02/12/10	Review legal documents filed in debtor's preceding Chapter 11 proceeding; review transcripts of court hearings.	3.75	375.000	1,406.25
		02/15/10	Review legal documents relating to AIG motion to vacate stay and legal documents relating to escrowed funds in One Beacon litigation.	4.75	375.000	1,781.25
		02/15/10	Review motion in Robert Wallach bankruptcy proceeding seeking order disallowing proof of claim filed by The Robert Plan.	0.25	375.000	93.75

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEYS FOR TRUSTEE - GENERAL	02/15/10	Tel. conf. with David Wander, atty for Robert Wallach, re: objection to claim filed by The Robert Plan.	0.25	375.000	93.75
		02/16/10	Review and analyze motion by ALG for an order remanding adversary proceeding to state court; analyze Master Agreement between the debtor and ALG.	3.75	375.000	1,406.25
		02/16/10	Review legal documents relating to ALG litigation.	1.50	375.000	562.50
		02/17/10	Review debtor's opposition to ALG's motion for an order remanding adversary proceeding. Review supplemental memo of law submitted by ALG in further support of remand motion.	3.50	375.000	1,312.50
		02/18/10	Conf with Robert Wallach (debtor's principal) and David Wander (Wallach's counsel), re: legal issues relating to ALG; various pending litigations; estate's claim against Wallach's estate.	1.00	375.000	375.00
		02/18/10	Tel. conf. with William Weintraub, atty for Lincoln General Insurance, re: legal issues in adversary proceeding.	0.25	375.000	93.75
		02/18/10	Legal research, re: ALG motion to remand.	2.50	375.000	937.50
		02/19/10	Tel. conf. with William Weintraub, atty for Lincoln General Insurance, re: negotiations concerning adversary pro; prep of correspondence to Weintraub agreeing to confidentiality of any negotiations pursuant to FRE 408.	0.15	375.000	56.25
		02/19/10	Review correspondence from William Weintraub, atty for Lincoln, re: analysis of issues in adversary proceeding; settlement negotiation.	0.50	375.000	187.50
		02/19/10	Legal research, re: potential additional counterclaims against ALG; whether adversary proceeding is core proceeding or would be core proceeding if proposed counterclaims added; issue of efficient administration if case remanded back to state court.	3.50	375.000	1,312.50
		02/25/10	Prep of amended proof of claim and rider to be filed in Robert Wallach bankruptcy; assemble supporting documents	0.50	400.000	200.00
		02/25/10	Prep of affirmation in opposition to objection of Robert Wallach to proof of claim filed by debtor in Wallach's individual proceeding.	1.00	400.000	400.00
		03/03/10	Review report of the New Jersey Dept of Banking and Insurance relating to the Commuted Balance of Reinsurance Treaties as of June 30, 2001 between ALG and Eagle Insurance and The Robert Plan Corporation.	1.50	400.000	600.00
		03/23/10	Review draft of Wallach's objection to claims filed by ALG entities in Wallach's	0.50	400.000	200.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEYS FOR TRUSTEE - GENERAL		bankruptcy case.			
		03/24/10	Tel. conf. with Wander, aty for Wallach, re: draft of objection by Wallach to claims filed by ALG entities in Wallach bankruptcy.	0.50	400.000	200.00
		03/25/10	Tel. conf. with Wander (aty for Wallach), re: proposed objections to claims filed by ALG entities in Wallach bankruptcy proceeding; impact upon ALG motion to remand adv. pro. back to state court; discussed substantive consolidation of adv pro and claim objection, once filed.	0.50	400.000	200.00
		04/05/10	Review Wallach motion objecting to claims filed by ALG entities in Wallach proceeding.	0.50	400.000	200.00
		04/14/10	Tel. conf. with Phil Deen, CFO of debtor, re: issues relating to retirement accounts, information needed for trustee to comply with Section 704(a)(11).	0.35	400.000	140.00
		04/14/10	Conf. with trustee, re: issues relating to compliance with Section 704(a)(11).	0.30	400.000	120.00
		04/16/10	Review correspondence and enclosures from David Wfz, ERISA expert, re: termination of debtor's retirement plans in compliance with Section 704(a)(11).	0.25	400.000	100.00
		04/26/10	Review proof of claim filed by landlord of debtor's former business premises for legal sufficiency.	0.35	400.000	140.00
		04/29/10	Tel. conf. with Hannah Klapper, IRS District Counsel's office, re: distribution provisions in Section 724b; entities which have priority over taxing authority with secured claim.	0.50	400.000	200.00
		05/06/10	Tel. conf. with Brian Wille, debtor's former atty, re: New Jersey litigations which had been commenced pre-petition.	0.50	400.000	200.00
		05/06/10	Review and analysis of complaint in New Jersey action against ALG	2.50	400.000	1,000.00
		05/06/10	Review report by New Jersey Dept. of Insurance and Banking, re: ALG transactions with debtor's subsidiaries.	1.50	400.000	600.00
		05/06/10	Tel. conf. with David Kohane, at Cole Schotz, NJ counsel in action brought against ALG in NJ state court.	0.25	400.000	100.00
		05/06/10	Review all legal documents in connection with New Jersey action against ALG.	3.00	400.000	1,200.00
		05/07/10	Conf. with trustee, re: lawsuit which had been previously commenced against ALG in New Jersey; dismissed without prejudice; discussed procedural and legal issues and whether trustee wants to commence new action; trustee to contact debtor's former counsel concerning representation.	0.75	400.000	300.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEYS FOR TRUSTEE - GENERAL	05/13/10	Review correspondence from David Wander, atty for Wallach, re: claim filed in Wallach case.	0.25	400.000	100.00
		05/13/10	Tel. conf. with David Wander, atty for Wallach, re: potential offer to purchase trustee's interest in claim filed in Wallach case.	0.25	400.000	100.00
		05/13/10	Conf. with trustee, re: potential offer by third party to purchase trustee's interest in claim filed in Wallach case.	0.40	400.000	160.00
		05/13/10	Prep of correspondence to Wander, re: trustee requires irrevocable offer from third party and good faith deposit before taking any action concerning sale of asset.	0.25	400.000	100.00
		05/14/10	Review correspondence from atty for Wallach, re: proof of claim filed in Wallach case; potential offer to purchase trustee's interest by 3rd party; prep of correspondence to Wallach's counsel in response.	0.35	400.000	140.00
		05/17/10	Review correspondence from Wallach's counsel, re: potential purchase of trustee's claim in Wallach case; prepare correspondence to Wallach's counsel in response.	0.25	400.000	100.00
		06/08/10	Tel. conf. with atty for Robert Wallach, re: litigation with ALG.	0.15	400.000	60.00
		06/08/10	Conf. with trustee, re: whether substantive consolidation of this case with The Robert Plan of New York Corp. would be appropriate; need to review facts and law.	0.25	400.000	100.00
		06/11/10	Conf. with trustee, re: issues relating to a potential substantive consolidation of this case with The Robert Plan of New York Corp.; ALG litigation	0.25	400.000	100.00
		06/17/10	Review and analysis of all filed secured and priority proofs of claim for legal sufficiency.	2.25	400.000	900.00
		06/17/10	Tel. conf. with David Demeter, counsel for NYS Dept of Taxation & Finance, re: secured claim; reclassification of portion of claim; whether NSY would consent to a carve out from its secured claim for the benefit of the general unsecured creditors.	0.20	400.000	80.00
		06/17/10	Tel. conf. with Phil Deen, re: commingling of assets and payment of debts by debtor and The Robert Plan of NY Corp. to determine whether substantive consolidation is appropriate.	0.70	400.000	280.00
		06/17/10	Review financials, including federal and state tax returns to assist trustee in determining whether there is basis to substantively consolidate this case with	1.00	400.000	400.00

# Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 01/19/10 - 09/12/14

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEYS FOR TRUSTEE - GENERAL		The Robert Plan of New York Corp.			
		06/17/10	Conf. with trustee, re: substantive consolidation of this case with The Robert Plan of New York.	0.50	400.000	200.00
		06/18/10	Tel. conf. with Phil Deen, former executive VP of debtor, re: information needed to prepare application for order substantively consolidating debtor's case with The Robert Plan of New York Corp.	0.50	400.000	200.00
		06/24/10	Commence preparation of trustee's application for an order consolidating this case with The Robert Plan of New York.	2.30	400.000	920.00
		07/01/10	Tel. conf. with David Demeter, Office of Counsel for NYS Dept of Taxation & Finance, re: obligation of subsidiary to pay taxes due if combined return is filed for parent and its subsidiaries; obligation of Robert Plan of NY for payment of taxes due based upon combined return.	0.20	400.000	80.00
		07/01/10	Conf. with trustee, re: multiple issues relating to secured claim filed by NYS.	0.50	400.000	200.00
		07/09/10	Tel. call to office of counsel for NYS Dept of Taxation & Finance, re: secured claim filed in the RPC case; extent to which RP of NY is obligated.	0.15	400.000	60.00
		07/09/10	Tel. conf. with Philbert Nezamooddeen, re: issues relating to authority to bind subsidiary of RPC in connection with stipulation of settlement with ALG; issues relating to the interconnections between RPC and RP of NY.	0.50	400.000	200.00
		07/09/10	Continued preparation of affidavit of Phil Deen, re: supporting trustee's consolidation motion.	0.75	400.000	300.00
		07/15/10	Additional legal research, re: motion for substantive consolidation of cases.	1.35	400.000	540.00
		07/16/10	Commence draft of attorney affirmation in support of motion for substantive consolidation of cases.	2.25	400.000	900.00
		07/16/10	Review Wallach motion seeking expungement and disallowance of claim filed by Lincoln.	0.35	400.000	140.00
		07/19/10	Additional legal research, re: substantive consolidation of the two bankruptcy proceedings.	1.25	400.000	500.00
		07/20/10	Prep of Notice of Motion and trustee's application seeking order substantively consolidating the two bankruptcy proceedings.	2.40	400.000	960.00
		07/20/10	Conf. with trustee, re: application for substantive consolidation of the two bankruptcy proceedings.	0.25	400.000	100.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEYS FOR TRUSTEE - GENERAL	07/21/10	Review and revise application for substantive consolidation of the two proceedings.	0.75	400.000	300.00
		07/21/10	Assemble service list for service of motion for substantive consolidation.	0.35	400.000	140.00
		07/21/10	Conf. with trustee, re: motion for substantive consolidation, need to prepare notice to creditors.	0.35	400.000	140.00
		07/22/10	Prep of notice to creditors and parties in interest advising of trustee's application for an order substantively consolidating the two bankruptcy cases and an opportunity to be heard.	1.00	400.000	400.00
		07/22/10	Revise service list of parties to be served with full application to include all parties who filed a Notice of Appearance in both cases; Prep additional service list for service of notice of trustee's application and opportunity to be heard.	0.75	400.000	300.00
		07/22/10	Final review of application, notice and service list, re: seeking substantive consolidation.	0.75	400.000	300.00
		07/22/10	Conf. with trustee, re: AIG settlement.	0.30	400.000	120.00
		07/26/10	Conf. with trustee, re: claim filed by NYS Dept of Labor, re: whether objection to claim should be filed.	0.25	400.000	100.00
		09/01/10	Court appearance, re: motion for order substantively consolidating the two bankruptcy proceedings.	1.50	400.000	600.00
		09/01/10	Review correspondence from Harold Berzow, atty for Ruskin Moscou, re: revisions to stipulation of settlement in adv. pro.	0.25	400.000	100.00
		09/01/10	Revisions to stipulation of settlement in adv. pro. vs. Ruskin Moscou; prep of correspondence to Harold Berzow, atty for defendant, re: revised stipulation.	0.40	400.000	160.00
		09/01/10	Prep of proposed order substantively consolidating RPC and RPNY cases; e-submit proposed order to Court.	0.50	400.000	200.00
		09/01/10	Prep of correspondence to Aryeh Haselkorn, atty for AIG, re: proposed stipulation of settlement of all AIG matters.	0.20	400.000	80.00
		09/01/10	Conf. with trustee, re: final draft of stipulation with Ruskin Moscou in adv. pro.	0.25	400.000	100.00
		12/23/10	Review correspondence from David Wandler (atty for Wallach) to Court in connection with entry of order approving withdrawal of motion to sell proof of claim.	0.15	400.000	60.00
		12/23/10	Conf. with trustee, re: Wandler's (atty for Wallach) threat to file objection to estate's claim filed in the Wallach case.	0.25	400.000	100.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

**Case No:** 808-74573  
**Case Type:** Assets

**Case Name:** THE ROBERT PLAN CORPORATION  
**Judge:** ROBERT E. GROSSMAN

**Petition Date:** 08/25/08  
**341a Meeting:** 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEYS FOR TRUSTEE - GENERAL	12/29/10	Conf. with S. Spector, re: notice of appeal filed by Michelle Wallach in connection with order authorizing withdrawal of trustee's motion relating to sale of claim filed in Wallach bankruptcy proceeding.	0.25	400,000	100.00
		01/03/11	Review correspondence from Aryeh Haselkorn, atty for ALG, re: execution of affidavit by Kostelanetz & Fink in accordance with settlement agreement.	0.10	400,000	40.00
		01/03/11	Prep of correspondence to Aryeh Haselkorn, atty for ALG, re: in response to correspondence relating to execution of affidavit by Kostelanetz & Fink.	0.25	400,000	100.00
		01/03/11	Legal research, re: whether Michelle Wallach has standing to appeal order authorizing trustee to withdraw motion, re: sale of proof of claim filed in Wallach proceeding.	1.75	400,000	700.00
		01/18/11	Review supplemental affirmation of David Wander in support of the application of Robert Wallach to substitute Davidoff, Malito & Hutcher as counsel for Robert Wallach in his Chapter 11 proceeding.	0.25	400,000	100.00
		01/18/11	Conf. with trustee, re: issues relating to cross-motion by Kostelanetz & Fink's seeking a charging lien against the One Beacon settlement proceeds.	0.40	400,000	160.00
		01/21/11	Tel. conf. with Michelle Kennedy, Florida Dept of Revenue, re: legal basis for pre-petition proof of claim and potential Chapter 11 admin. priority claim for unemployment compensation tax.	0.20	400,000	80.00
		01/21/11	Tel. conf. with Phil Deen, former CEO of debtor, re: claim against debtor filed by Florida Dept. of Revenue.	0.15	400,000	60.00
		01/21/11	Tel. conf. with Michelle Kennedy, Florida Dept. of Revenue, re: extent to which Florida DOR proof of claim should be reduced.	0.15	400,000	60.00
		01/21/11	Prep of correspondence to Michelle Kennedy, Florida Dept. of Revenue, re: confirming extent to which Florida Dept. of Revenue claim should be reduced.	0.15	400,000	60.00
		01/24/11	Review correspondence from David Wander, atty for Wallach, re: order directing release of escrow.	0.15	400,000	60.00
		01/26/11	Tel. conf. with David Wander, re: terms of proposed order directing the release of the escrow funds by Meyer Suozzi.	0.30	400,000	120.00
		01/26/11	Review correspondence from David Wander to Jeff Stark of Meyer Suozzi, re: revisions to proposed order directing disbursement of escrow funds.	0.15	400,000	60.00
		07/18/11	Review motion by Robert Wallach to sell up to 2% of his ownership interest in In The Car, LLC.	0.75	400,000	300.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**  
**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION
Case Type: Assets	Judge: ROBERT E. GROSSMAN
	Petition Date: 08/25/08
	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEYS FOR TRUSTEE - GENERAL	09/13/11	Review Notice of Removal of lawsuit brought by debtor's principals family members and family trust against ALG entities.	1.00	400.000	400.00
		09/13/11	Review correspondence from trustee, re: notice of removal of lawsuit against ALG entities.	0.10	400.000	40.00
		09/13/11	Prep of correspondence to trustee, re: summary of claims in lawsuit against ALG entities that was removed from state court.	0.35	400.000	140.00
		01/25/12	Conf. with trustee, re: applications for compensation filed by attorneys for Chapter 11 debtor and for creditors committee; extent to which objections should be filed.	0.50	400.000	200.00
		03/01/12	Review correspondence from David Wander, atty for Wallach, re: his Chapter 11 Plan has not gone effective.	0.10	400.000	40.00
		03/02/12	Review OSC in Wallach proceeding, re: why his case should not be converted based upon its failure to go effective.	0.15	400.000	60.00
		10/15/12	Review 3rd amended proof of claim filed by NYS Dept of Taxation & Finance.	0.10	450.000	45.00
		07/11/14	Conf. with trustee, re: need to obtain an order authorizing payment of costs from estate funds for printing services for appellate brief.	0.15	450.000	67.50
		07/11/14	Prep of application and proposed order, re: authorizing payment from estate funds for printing of appellate brief and appendix.	1.00	450.000	450.00
		07/11/14	Tel. conf. with Christine Black at US Trustee's Office, re: proposed order and application, re: authorizing payment from estate funds of costs of appellate brief and other appellate services.	0.25	450.000	112.50
		07/11/14	Prep of correspondence to Al Dimino at US Trustee's Office, re: trustee's application and proposed order seeking authority to pay costs of appellate printing services from estate funds.	0.20	450.000	90.00
		07/15/14	Multiple telephone conferences with Al Dimino, re: proposed order and application by trustee for authorization to pay costs of printing appellate brief and appendix from estate funds.	0.30	450.000	135.00
		07/15/14	Review multiple e-mails from and preparation of multiple e-mails to Al Dimino, re: proposed order and application for an order authorizing payment of appellate printing services from estate funds.	0.35	450.000	157.50
		07/15/14	Revisions to proposed order authorizing payment of appellate printing services from estate funds in accordance with comments of US Trustee.	0.15	450.000	67.50

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEYS FOR TRUSTEE - GENERAL	09/02/14	Review case files, including adversary proceeding case files in connection with preparation of attorney interim fee application.	6.00	450.000	2,700.00
STEVEN SHEINWALD	ATTORNEYS FOR TRUSTEE - GENERAL	09/04/14	Review time records in connection with preparation of attorney interim fee application.	4.25	450.000	1,912.50
		09/08/14	Commence draft of attorney interim fee application.	4.50	450.000	2,025.00
		09/10/14	Continued preparation of attorney interim fee application.	4.75	450.000	2,137.50
		09/11/14	Review and revise attorney interim fee application.	1.50	450.000	675.00
		09/12/14	Prep of notice to creditors, re: application for third interim allowance of compensation to attorneys for trustee.	1.00	450.000	450.00
<b>Subtotal for Staff Name: STEVEN SHEINWALD</b>				<b>100.40</b>		<b>\$40,743.75</b>

Total for Case: 808-74573

112.60      \$44,887.50

Total for Trustee: KENNETH KIRSCHENBAUM

112.60      \$44,887.50

<b>Grand Total:</b>	<b>112.60</b>	<b>\$44,887.50</b>
---------------------	---------------	--------------------

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION
Case Type: Assets	Judge: ROBERT E. GROSSMAN
	Petition Date: 08/25/08
	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG	ATTORNEY - LITIGATION	08/18/10	reviewed discovery necessary in light of upcoming discovery demands on adversaries in LMB/Isserlis adv pro	3.00	300.000	900.00
		08/18/10	IOC with Trustee and Stacy re. settlement of RPC claim in Robert Wallach BK	0.50	300.000	150.00
		08/18/10	IOC with Steve re. discovery required in LMB/Isserlis adv pro	1.25	300.000	375.00
		08/18/10	tele conference with David Wander re. justification for settlement of estate's claim in Robert Wallach BK	0.25	300.000	75.00
		08/18/10	reviewed discovery needed from LMB/Isserlis in adv pro	1.00	300.000	300.00
		08/19/10	reviewed case file to see what discovery is needed for adv pro with Isserlis/LMB	0.75	300.000	225.00
		08/19/10	reviewed federal rules and BK code/rules re. requirements for serving doc demands on adversary	0.50	300.000	150.00
		08/19/10	drafted and revised doc demand and rider for service on Leeds Morelli in adv pro	2.50	300.000	750.00
		08/19/10	drafted and revised doc demand and rider to be served on Isserlis in adv pro	1.50	300.000	450.00
		08/19/10	began drafting notices to admit to be served on both LMB and Isserlis (joint discovery demand) in adv pro; researched code/BK rules/fed rules for proper language and to ensure in line with requirements	1.75	300.000	525.00
		08/23/10	revised doc demands for Leeds Morelli per my and Steve's revisions; served same in adv pro	1.00	300.000	300.00
		08/23/10	revised document demands for Isserlis per my and Steve's revisions in adv pro; served same	1.00	300.000	300.00
		08/23/10	drafted notices to admit for Isserlis + Leeds Morelli after reviewing various forms/requirements under bankruptcy code/rules/local rules	3.00	300.000	900.00
		08/25/10	revised notices to admit to LMB and Isserlis; served same on Isserlis, LMB and UST for adv pro	1.50	300.000	450.00
		08/26/10	corresponded with David Wander re. documentation for settlement of claim in Robert Wallach's BK	0.25	300.000	75.00
		08/27/10	reviewed correspondence from David Wander re. selling estate's claim in Robert Wallach's BK to Mrs. Wallach	0.25	300.000	75.00
		08/27/10	IOC with Trustee re. selling claim to Mrs. Wallach for agreed upon sum; filing 363 motion	0.25	300.000	75.00
		08/27/10	began drafting 363 motion to sell estate's claim in Wallach's BK	2.00	300.000	600.00
		08/30/10	drafted/revised 363 motion to sell the Estate's claim in Robert Wallach's BK to	2.30	300.000	690.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
<b>FLETCHER STRONG ATTORNEY - LITIGATION</b>						
		09/16/10	Michelle Wallach's Wallach's BK corresponded with Michelle Wallach re. check to sell estate's claim in Robert	0.25	300.000	75.00
		09/21/10	revised motion to sell estate's claim in Robert Wallach's BK to Michelle Wallach	0.50	300.000	150.00
		09/21/10	created aoi; service list (over 250 people) for service of sale of estate's claim to Michelle Wallach	0.25	300.000	75.00
		09/21/10	IOC with Steve re. discovery/summary judgment motion and motion to preclude testimony in Leeds Morelli/Isserlis adv pro	0.25	300.000	75.00
		09/21/10	revised 363 motion to sell estate's claim to Michelle Wallach based on changes in main BK case	0.75	300.000	225.00
		09/21/10	reviewed case file/discovery requests in Leeds Morelli/Isserlis adv pro in light of doc demands and notices to admit becoming due tomorrow and next step in discovery/litigation	0.75	300.000	225.00
		09/21/10	completed, served, and filed 363 motion to sell estate's claim to Michell Wallach to ALL creditors, parties in interest, etc.	3.25	300.000	975.00
		09/22/10	IOC with the Trustee re. other rationales for sale of estate's claim against Robert Wallach in case of objection to sale/oral argument	0.25	300.000	75.00
		09/27/10	reviewed responses to discovery demands/notices to admit, and LMB's doc discovery demand on the Trustee for adv pro	0.75	300.000	225.00
		09/27/10	IOC with Steve re. discovery demands of LMB in adv pro	0.25	300.000	75.00
		09/27/10	tele conference with Phil Deen re. Jasper Jackson/pension plan	0.25	300.000	75.00
		09/27/10	drafted reply to doc discovery demand of Leeds Morelli/after reviewing all documents on file for adv pro with Leeds Morelli/Isserlis	3.25	300.000	975.00
		09/27/10	revised doc demand reply to Leeds Morelli in adv pro with Leeds Morelli/Isserlis	0.25	300.000	75.00
		09/28/10	compiled all exhibits for doc discovery demands of Exhibit "A" for service on Leeds Morelli in adv pro	0.50	300.000	150.00
		09/28/10	compiled all exhibits for doc discovery demands of Exhibit "B" for service on Leeds morelli in adv pro	1.75	300.000	525.00
		09/28/10	tele conf with Leeds Morelli re. claim filed by Christina McCarthy and Isserlis; effect of selling estate's claim in Bob Wallach's BK based on 363 motion; discussion of Leeds Morelli adv pro	0.25	300.000	75.00
		09/28/10	reviewed petitions, filings in both Bankruptcies (RPC/RPNV) re. doc demand	1.25	300.000	375.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG ATTORNEY - LITIGATION						
		09/28/10	request re. insolvency issue of Debtors IOC with S. Sheinwald, re: issues relating to Leeds Morelli adv. pro. to be addressed at court appearance.	0.25	300.000	75.00
		09/29/10	pre-trial conference and motion to dismiss cross claims hearing on Leeds Morelli/Isserlis adv pro	0.75	300.000	225.00
		10/14/10	IOC with Steve re. discovery and litigation strategy for adv pro with Leeds Morelli and Isserlis	0.50	300.000	150.00
		10/14/10	compiled hundreds of pages of exhibits in response to Leeds' doc demand for adv pro	1.50	300.000	450.00
		10/14/10	researched elements needed for summary judgment motion against both defendants in Leeds/Isserlis adv pro	1.00	300.000	300.00
		10/15/10	IOC with Steve re. legal and factual issues to be addressed in summary judgment motion against Leeds Morelli and Nancy Isserlis in adv pro	0.50	300.000	150.00
		10/15/10	reviewed ALG motions against Debtors for background re. validity of claims btw. ALG and Debtors re. insolvency of Debtors during preference period re. SJ motion against Leeds/Isserlis in adv pro	2.25	300.000	675.00
		10/18/10	tele conf with Phil Deen re. providing me with bullet points of financial condition of debtors in period leading up to BK filing	0.25	300.000	75.00
		10/18/10	IOC with Stacy re. strategy in drafting affidavit in support of SJ motion in Leeds/Isserlis adv pro	0.25	300.000	75.00
		10/18/10	reviewed forms for SJ motions filed in EDNY and SDNY BK courts for preference and fraudulent transfer actions in prep for drafting SJ motion for adv pro with Leeds/Isserlis	1.50	300.000	450.00
		10/18/10	drafted notice of motion for summary judgment	0.75	300.000	225.00
		10/18/10	drafted 3 sections in aff in support of SJ motion in Leeds/Isserlis adv pro	1.50	300.000	450.00
		10/19/10	IOC with Steve re. strategy for establishing preference for LMB for summary judgment motion for adv pro	0.30	300.000	90.00
		10/19/10	drafted 3 more sections of aff in support of SJ motion	3.50	300.000	1,050.00
		10/19/10	reviewed all docs served upon Trustee or filed with the court related to financial health of Debtors and procedural history of BK case; finished drafting aff in support of SJ motion in Leeds/Isserlis adv pro	4.50	300.000	1,350.00
		10/19/10	reviewed and revised notice of motion and aff in support of SJ motion in Leeds	0.75	300.000	225.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG ATTORNEY - LITIGATION						
		10/20/10	adv pro IOC with Phil Deen re. financial health of Debtors in run-up to bankruptcy in light of drafting SJ Motion against Leeds/Isserlis adv pro	0.25	300,000	75.00
		10/20/10	reviewed motion to withdraw bankruptcy court reference over Isserlis' cross-claims in adv pro	0.50	300,000	150.00
		10/20/10	IOC with the Trustee re. his response to Isserlis' motion to withdraw BK court reference over adv pro	0.25	300,000	75.00
		10/20/10	researched case law and secondary sources re. indirect transfer doctrine for preference action SJ motion against Leeds/Isserlis in adv pro	3.00	300,000	900.00
		10/20/10	began drafting memo in support of SJ motion for preference action against Leeds/Isserlis	3.00	300,000	900.00
		10/20/10	Continued prep of 9019 application, re: settlement of claims by and between trustee and AIG.	3.20	300,000	960.00
		10/21/10	researched issues related to mere conduit/initial transferee of preference action; continued to draft memo in support of SJ motion against Leeds/Isserlis	4.75	300,000	1,425.00
		10/21/10	reviewed and revised doc demand response from Isserlis and served same on Leeds and Isserlis in adv pro	1.25	300,000	375.00
		10/21/10	continued drafting SJ motion for adv pro against Leeds/Isserlis	1.00	300,000	300.00
		10/21/10	continued to research and draft motion for SJ memo for preference adv pro with Leeds/Isserlis	4.75	300,000	1,425.00
		10/21/10	reviewed and revised doc demand response from Isserlis and served same on Leeds and Isserlis for adv pro	1.25	300,000	375.00
		10/21/10	continued drafting SJ motion memo for adv pro with Leeds/Isserlis	1.00	300,000	300.00
		10/21/10	Conf. with Steve, re: issues raised in Isserlis motion seeking withdrawal of reference.	0.50	300,000	150.00
		10/22/10	IOC with Steve re. procedural issues related to Isserlis' withdrawal of reference motion	0.75	300,000	225.00
		10/22/10	legal research re. withdrawal of reference for Leeds Morelli/Isserlis adv pro	1.25	300,000	375.00
		10/22/10	IOC with the Trustee re. withdrawal of reference of adv pro; drafting Rule 11 letter to Wayne Greenwald in Leeds Morelli/Isserlis adv pro	0.25	300,000	75.00
		10/22/10	legal research re. withdrawal of reference for adv pro with Leeds/Isserlis	1.25	300,000	375.00
		10/22/10	IOC with Trustee re. Greenwald's motion for withdrawal of reference in adv pro	0.25	300,000	75.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG	ATTORNEY - LITIGATION	10/22/10	tele conf with Peter Kamran re. Isserlis' motion for withdrawal of reference	0.25	300.000	75.00
		10/22/10	researched Rule 11 case law; withdrawal of reference case law; drafted Rule 11 letter to be served on Wayne Greenwald in adv pro with Leeds/Isserlis	6.00	300.000	1,800.00
		10/25/10	reviewed and revised Rule 11 letter after further research; sent same to Leeds/Isserlis for adv pro	1.75	300.000	525.00
		10/25/10	drafted affidavit in support of Trustee's motion for SJ for Phil Deen based on info provided by Phil	2.25	300.000	675.00
		10/25/10	researched indirect preferences; reviewed and revised memo in support of SJ motion	3.00	300.000	900.00
		10/26/10	reviewed and revised substance of memo in support of SJ motion in adv pro with Leeds/Isserlis	1.00	300.000	300.00
		10/26/10	2 tele confs with David Wander and Michelle Wallach re. 363 sale hearing tomorrow	0.50	300.000	150.00
		10/26/10	reviewed litigation btw. Debtors, One Beacon, AIG parties for background in amending and adding to affidavit re. insolvency of Debtors for Leeds/Isserlis adv pro SJ motion	1.75	300.000	525.00
		10/27/10	court appearance on 363 motion to sell claim to Michelle Wallach	1.00	300.000	300.00
		10/27/10	tele conf with David Wander re. 363 sale motion hearing and next steps	0.25	300.000	75.00
		10/27/10	revised affidavit of Phil Deen in support of Trustee's motion for SJ; sent same to Phil Deen for comments	0.50	300.000	150.00
		10/28/10	continued to research and draft SJ motion against Leeds/Isserlis in adv pro	5.00	300.000	1,500.00
		10/28/10	finished drafting SJ motion in adv pro as against Leeds Morelli	3.00	300.000	900.00
		11/01/10	reviewed letter filed by Greenwald requesting discovery extension; researched legal standard for such a request; drafted a letter in opposition to discovery extension; filed same and served same on interested parties in Leeds/Isserlis adv pro	3.00	300.000	900.00
		11/01/10	reviewed Phil Deen's proposed changes to aff in support of SJ motion in Leeds/Isserlis adv pro	0.25	300.000	75.00
		11/01/10	drafted Local Rule 7056-1 statement of material facts for SJ motion against Leeds/Isserlis	1.75	300.000	525.00
		11/01/10	revised aff to add factual assertions as against Isserlis based on failure to	1.50	300.000	450.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

**Case No:** 808-74573  
**Case Type:** Assets

**Case Name:** THE ROBERT PLAN CORPORATION  
**Judge:** ROBERT E. GROSSMAN

**Petition Date:** 08/25/08  
**341a Meeting:** 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG	ATTORNEY - LITIGATION	11/01/10	respond to Notice to Admit for Adv Pro with Leeds/Isserlis	0.50	300.000	150.00
		11/01/10	revised statement of material facts to include factual assertions as against Isserlis based on failure to respond to notice to admit for SJ motion in Leeds/Isserlis adv pro			
		11/01/10	reviewed and revised SJ memo as against Leeds in adv pro	0.75	300.000	225.00
		11/02/10	IOC with Stve re. motion for SJ against Leeds/Isserlis; motion to preclude testimony in adv pro	0.25	300.000	75.00
		11/02/10	legal research re. motion for sanctions against Isserlis in adv pro in RPC BK	1.75	300.000	525.00
		11/02/10	continued to conduct research.; drafted memo of law in support of SJ motion as against Isserlis in Leeds/Isserlis adv pro	6.00	300.000	1,800.00
		11/03/10	conducted research; continued to review and revise memos in support of SJ motions against LMB/Isserlis in adv pro	1.75	300.000	525.00
		11/03/10	tele conf with Phil Deen re. aff in support of SJ motion	0.25	300.000	75.00
		11/03/10	reviewed and revised notice of motion; affirmation; local rule 7056-1 statement of material facts for SJ motion in Leeds/Isserlis adv pro	1.75	300.000	525.00
		11/03/10	compiled all exhibits and revised affirmation/7056-1 statement to comply with exhibits for SJ motion	2.75	300.000	825.00
		11/08/10	reviewed motion for sanctions information as against Wayne Greenwald for failure to participate in discovery process	1.00	300.000	300.00
		11/08/10	IOC with Neil A. re. motion for sanctions against Wanye Greenwald in Leeds/Isserlis adv pro	0.25	300.000	75.00
		11/08/10	tele conf with Phil Deen re. aff in support of SJ motion in Leeds/Isserlis adv pro	0.25	300.000	75.00
		11/08/10	IOC with the Trustee re. changes to be made to SJ motion against Leeds/Isserlis	0.25	300.000	75.00
		11/08/10	revised nom, statement of material facts, memo of law for SJ motion per the Trustee's comments for Leeds/Isserlis adv pro	2.00	300.000	600.00
		11/08/10	revised nom, statement of material facts, memo of law for SJ motion per the Trustee's comments for Leeds/Isserlis adv pro	2.00	300.000	600.00
		11/12/10	continued to revise application to SJ motion; amending and adding different exhibits	3.25	300.000	975.00
		11/15/10	finished reviewing and revising application for SJ motion per Steve's suggestions	2.75	300.000	825.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG ATTORNEY - LITIGATION		11/17/10	IOC with Steve re. revisions to be made and general discussion re. application and memo of law for SJ motion against Leeds and Isserlis	0.50	300.000	150.00
		11/23/10	revised SJ motion memo for adv pro against Leeds/Isserlis, combining legal argument against both defendants to streamline	1.50	300.000	450.00
		11/23/10	conducted legal research, finished re-writing memo of law in support of SJ motion in Leeds/Isserlis adv pro	2.75	300.000	825.00
		11/24/10	Conf with S. Sheinwald, re: legal arguments relating to summary judgment motion.	0.35	300.000	105.00
		11/24/10	revised memo in support of SJ motion against Leeds/Isserlis based on settlement with AIG/363 motion to sell the estate's claim against Robert Watalch	1.00	300.000	300.00
		11/25/10	revised SJ motion and application, including getting nex exhibits together; printing out records from BMS for Debtor's estate info	2.50	300.000	750.00
		11/26/10	created master exhibits list; reformatted all exhibits in application for SJ motion against Leeds/Isserlis in adv pro; redacted same	4.00	300.000	1,200.00
		11/26/10	finished updating and compiling all exhibits for SJ motion against Leeds/Isserlis	2.75	300.000	825.00
		11/29/10	finished reviewing ad revising SJ motion memo; statement of material facts; NOM/affirmation; table of contents for adv pro against Leeds Morelli and Nancy Isserlis	1.75	300.000	525.00
		11/30/10	reviewed bankruptcy code, rules, local rules re. timing for filing and service of SJ motion in light of serving SJ motion on Leeds Morelli and Nancy Isserlis	0.75	300.000	225.00
		11/30/10	revised SJ motion against Leeds/Isserlis per correspondence from J. Grossman's law secretary and amended same in light of procedural considerations	0.50	300.000	150.00
		11/30/10	prepared all exhibits for service of SJ motion on all parties in adv pro with Leeds Morelli/Isserlis	1.25	300.000	375.00
		11/30/10	revised nom, aff, memo, statement of material facts, etc. for SJ motion against Leeds/Isserlis	3.00	300.000	900.00
		11/30/10	prepared labels and aos for service of SJ motion in adv pro with Leeds Morelli and Nancy Isserlis	0.50	300.000	150.00
		11/30/10	prepared for service of SJ motion on Leeds Morelli and Nancy Isserlis; filed and served same on all parties in adv pro	2.50	300.000	750.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 01/19/10 - 09/12/14

Case No: 808-74573 Case Type: Assets	Case Name: THE ROBERT PLAN CORPORATION Judge: ROBERT E. GROSSMAN	Petition Date: 08/25/08 341a Meeting: 10/20/14 10:00
---	---	---

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG ATTORNEY - LITIGATION		12/01/10	IOC with Neil re. issues related to motion for sanctions against Wayne Greenwald in adv pro with Leeds Morelli and Nancy Issserlis	0.25	300.000	75.00
		12/01/10	compiled tele conference and email correspondence with Wayne Greenwald for purposes of motion for sanctions for failure to comply with discovery request in adv pro with Leeds Morelli and nancy Issserlis	1.25	300.000	375.00
		12/01/10	reviewed opposition to AIG settlement filed by K & K for settlement of AIG adv pro	0.75	300.000	225.00
		12/01/10	IOC with Steve re. legal bases to file opposition to AIG settlement; effect of BK filing on claimed charging lien under NY state law	0.25	300.000	75.00
		12/02/10	tele conf with Judge Spatt's chambers re. procedure for opposing withdrawal of reference motion filed by Wayne Greenwald in Leeds Morelli/Issserlis adv pro	0.25	300.000	75.00
		12/02/10	reviewed EDNY website; bankruptcy rules; local rules; judge's rules re. procedure for opposing withdrawal of reference motion/next step in Leeds Morelli/Issserlis adv pro	2.00	300.000	600.00
		12/02/10	IOC with Steve re. procedural considerations in light of withdrawal of reference motion filed in Leeds Morelli/Nancy Issserlis adv pro	0.25	300.000	75.00
		12/02/10	IOC with the Trustee re. SJ motion filed against Leeds/Issserlis in adv pro	0.25	300.000	75.00
		12/02/10	tele conf with Peter Kamran, Leeds' atty re. procedural issues related to SJ motion and adv pro in general	0.25	300.000	75.00
		12/02/10	tele conf with Phil Deen re. information for joint pre-trial memo in Leeds/Issserlis adv pro	2.00	300.000	600.00
		12/03/10	collected information for purposes of drafting joint pre-trial memo in adv pro	1.50	300.000	450.00
		12/03/10	finished reviewing appropriate documents and drafting joint pre-trial memo in adv pro	0.50	300.000	150.00
		12/06/10	reviewed and revised joint pre-trial memo for Leeds/Issserlis adv pro	3.00	300.000	900.00
		12/07/10	reviewed joint pre-trial memo and sent same to parties for changes/input in Leeds Morelli/Issserlis adv pro	1.50	300.000	450.00
		12/07/10	read all cases cited by opposing counsel re. charging lien in BK; drafted inter-office memo on legal arguments for why charging lien exists in BK with write up on distinguishing points for instant facts for opposition to AIG settlement	1.50	300.000	450.00
		12/07/10	reviewed exhibits and Steve's suggestions and made necessary revisions to	1.50	300.000	450.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

<b>Case No:</b> 808-74573	<b>Case Name:</b> THE ROBERT PLAN CORPORATION
<b>Case Type:</b> Assets	<b>Judge:</b> ROBERT E. GROSSMAN
	<b>Petition Date:</b> 08/25/08
	<b>341a Meeting:</b> 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG ATTORNEY - LITIGATION						
		12/08/10	joint pre-trial memo in adv pro with Isserlis and LMB made final revisions to joint pre-trial memo and forwarded same to parties in Leeds/Isserlis adv pro	1.00	300.000	300.00
		12/08/10	IOC with Steve re. memo of law in support of 9019 motion re. settlement with AIG	0.50	300.000	150.00
		12/08/10	conducted legal research for cases dealing with charging liens in bankruptcy for memo of law in support of 9019 motion with AIG	1.25	300.000	375.00
		12/09/10	read notice of motion and memo of law for cross motion for SJ and opposition to SJ motion in adv pro with Leeds Morell/Isserlis	0.50	300.000	150.00
		12/09/10	IOC with Steve re. issues raised in opposition to SJ motion and cross motion in Leeds Morell/Isserlis adv pro	0.25	300.000	75.00
		12/09/10	IOC with the Trustee re. issues raised in opposition to SJ motion and cross motion in Leeds Morell/Isserlis adv pro	0.25	300.000	75.00
		12/09/10	read Roy Lester's affirmatuion in support of cross motion for SJ; noted same; outlined reply brief after strategizing key issues to be addressed in Leeds Morell/Isserlis adv pro	1.75	300.000	525.00
		12/09/10	performed legal research; began drafting response to LMB's cross motion for SJ	2.50	300.000	750.00
		12/09/10	tele conf with Gabriel at Roy Lester's office re. changes to be made to pre-trial joint memo in Leeds Morell/Isserlis adv pro	1.00	300.000	300.00
		12/09/10	revised and reviewed joint pre-trial memo	1.50	300.000	450.00
		12/09/10	continued correspondence with counsel for LMB re. negotiations on proper terms to put in joint pre-trial memo for adv pro and filed same and sent final version out to parties in Leeds Morell/Isserlis adv pro	1.75	300.000	525.00
		12/09/10	conducted legal research re. concepts raised in LMB's opposition to SJ motion in Leeds Morell/Isserlis adv pro	2.00	300.000	600.00
		12/10/10	conducted legal research, reviewed all submissions filed relevant to drafting reply brief to Leeds Morell's cross motion for SJ and in response to Leeds' opposition to the Trustee's motion for SJ; drafted same; reviewed and revised same; filed and served same	10.75	300.000	3,225.00
		12/12/10	prep for hearing on SJ motion against defendants in adv pro in Leeds Morell/Isserlis adv pro	2.50	300.000	750.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG ATTORNEY - LITIGATION		12/13/10	tele conf with Gabriel re: settlement proposal and statement of undisputed facts in adv pro with LMB and Isserlis	0.25	300.000	75.00
		12/13/10	IOC with Steve S. re. SJ motion and strategy for trial which starts on Thursday in Leeds Morelli/Isserlis adv pro	0.50	300.000	150.00
		12/14/10	IOC with Steve re. strategy for trial on Thursday in Leeds Morelli/Isserlis adv pro	0.25	300.000	75.00
		12/14/10	researched trial book/trial instructions of J. Grossman and EDNY local rules for trial prep in Leeds Morelli/Isserlis adv pro	1.00	300.000	300.00
		12/14/10	tele conf with Phil Deen re. trial prep tomorrow and hearing on Thursday in Leeds Morelli/Isserlis adv pro	0.25	300.000	75.00
		12/14/10	amended joint pre-trial memo per J. Grossman' inquiries at previous hearing; forwarded same to parties in Leeds Morelli/Isserlis adv pro	1.25	300.000	375.00
		12/14/10	tele conf with Gabriel Korinman re. joint pre-trial memo; discussions re. trial in Leeds Morelli/Isserlis adv pro	0.50	300.000	150.00
		12/14/10	tele conf with Wayne Greenwald re. settlement of claims against Isserlis in Leeds Morelli/Isserlis adv pro	0.50	300.000	150.00
		12/14/10	IOC with the Trustee re. settlement with LMB and Isserlis in Leeds Morelli/Isserlis adv pro	0.50	300.000	150.00
		12/14/10	reviewed joint pre-trial order for purposes of creating trial book for Steve in Leeds Morelli/Isserlis adv pro	1.25	300.000	375.00
		12/14/10	began preparing trial book for trial Thursday in adv pro	1.00	300.000	300.00
		12/14/10	began drafting stip for settlement of claims against Isserlis in adv pro	0.75	300.000	225.00
		12/15/10	Conf. with S. Sheinwald, re: terms of stipulation of settlement with Nancy Isserlis.	0.50	300.000	150.00
		12/15/10	tele conf with Wayne Greenwald re. settlement of adv pro	0.25	300.000	75.00
		12/15/10	tele confs with Wayne Greenwald re. settlement of adv pro	0.50	300.000	150.00
		12/15/10	tele conf with Gabriel Korinman re. pre-trial memo for adv pro	0.25	300.000	75.00
		12/15/10	drafted and revised stip to settle causes of action as against Isserlis in Leeds Morelli/Isserlis adv pro	3.50	300.000	1,050.00
		12/15/10	IOC with Steve and Trustee re. settling adv pro against Isserlis; strategy to proceed against LMB	0.50	300.000	150.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 01/19/10 - 09/12/14

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION
Case Type: Assets	Judge: ROBERT E. GROSSMAN
	Petition Date: 08/25/08 341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG ATTORNEY - LITIGATION		12/15/10	tele conf with Gabriel (LMB) re. changes to pre-trial memo; exhibits to be entered; witnesses to be called in Leeds Morelli/Isserlis adv pro trial	0.75	300.000	225.00
		12/15/10	composed trial books per joint pre-trial order for adv pro	2.50	300.000	750.00
		12/15/10	prepared and filed amended joint pre-trial memo for adv pro	0.50	300.000	150.00
		12/15/10	prepared for trial tomorrow in adv pro with Leeds Morelli and Nancy Isserlis in adv pro	1.50	300.000	450.00
		12/16/10	Conf. with trustee and S. Sheinwald, re: testimony at trial; discussed issues which the Court wants addressed in post-trial briefs.	1.00	300.000	300.00
		12/16/10	trial prep and trial for adv pro against Leeds Morelli and Nancy Isserlis	7.00	300.000	2,100.00
		12/16/10	legal research re. issues raised at trial in light of drafting closing brief for Leeds Morelli/Nancy Isserlis adv pro	4.00	300.000	1,200.00
		12/20/10	researched cases and began drafting case brief memo in prep for drafting closing brief in adv pro against Leeds Morelli	3.00	300.000	900.00
		01/03/11	tele conf with clerk of court and e-cribe re. transcript for adv pro with Leeds Morelli	0.25	300.000	75.00
		01/03/11	IOC with Steve re. drafting motion to disqualify attorney	0.25	300.000	75.00
		01/03/11	IOC with Steve re. drafting opposing appeal to withdrawal of offer to sell claim to Michelle Wallach in bankruptcy court and/or district court	0.25	300.000	75.00
		01/03/11	performed legal research re. disqualification of attorney based on conflicts of interest in prep of motion re. same	2.50	300.000	750.00
		01/04/11	researched law surrounding disqualification of attorney based on representation of adverse interests to estate	1.50	300.000	450.00
		01/05/11	continued to research and note various cases, as well as review teatises re. standing to appeal order withdrawing motion; applicability of business judgment rule to decision of trustee re. estate assets in RPC BK. Also IOV with Steve re. dragging motion to dismiss appeal based on appellant's lack of standing re. estate's claim in RPC BK	6.00	300.000	1,800.00
		01/05/11	researched cases dealing with standing parties to appeal final orders of bankruptcy court in RPC BK	3.00	300.000	900.00
		01/06/11	IOC with Neil re. drafting 9019 to settle estate's claims as against Isserlis in RPC BK	0.50	300.000	150.00
		01/06/11	continued to review cases re. constitutionality of appealing withdrawal order of	1.00	300.000	300.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION
Case Type: Assets	Judge: ROBERT E. GROSSMAN
	Petition Date: 08/25/08
	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG ATTORNEY	LITIGATION		bankruptcy court re. standing in RPC BK			
		01/07/11	Researched cases and secondary sources re. objecting to appeal of order allowing withdrawal of the trustee's motion in RPC BK	3.00	300.000	900.00
		01/10/11	Researched proper procedure, format of motion to dismiss appeal of order withdrawing claim sale motion in RPC BK	6.50	300.000	1,950.00
		01/10/11	Continued to research in prep for motion to dismiss appeal of Michelle Wallach in RPC BK	1.50	300.000	450.00
		01/11/11	Reviewed transactions leading up to the appeal filed by Michelle Wallach; drafted nom, began to draft application in support of motion to dismiss Wallach's appeal in RPC BK	4.50	300.000	1,350.00
		01/11/11	Various conferences with Steve S. re. proper procedure for filing motion to dismiss; necessary contents for same in RPC BK	0.50	300.000	150.00
		01/13/11	Finished drafting and revising app in support of motion to dismiss appeal of Michelle Wallach in RPC BK	2.75	300.000	825.00
		01/13/11	Researched proper procedure for filing motion to dismiss appeal in district court; reviewed other filed documents for similar relief in RPC BK	2.00	300.000	600.00
		01/14/11	Reviewed cases; created outline for memorandum in support of motion to dismiss appeal of Michelle Wallach in RPC BK	3.25	300.000	975.00
		01/14/11	Researched exceptions to standing rule in Second Circuit for appeals of orders in bankruptcy court for motion to dismiss in RPC BK	2.50	300.000	750.00
		01/17/11	Reviewed claims registers and listed creditors to ensure that Michelle Wallach not a creditor of Debtors in light of her standing to appeal BK court order in RPC BK	0.50	300.000	150.00
		01/17/11	Drafted frstst point of argument in support of motion to dismiss appeal in RPC BK	3.25	300.000	975.00
		01/17/11	Drafted entire memo in support of motion to dismiss appeal in RPC BK	4.00	300.000	1,200.00
		01/18/11	Reviewed and revised nom, app, memo in support of motion to dismiss Michelle Wallach's appeal in District Court in RPC BK	2.00	300.000	600.00
		01/19/11	Reviewed filing of Michelle Wallach re. record to be submitted to District Court for appeal; reviewed changes necessary to record to be sent on appeal in RPC BK	2.00	300.000	600.00
		01/19/11	Created table of contents, cover page, summary of authorifes for motion to	1.00	300.000	300.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG ATTORNEY - LITIGATION						
		01/19/11	dismiss appeal of Michelle Wallach in RPC BK	2.00	300.000	600.00
		01/25/11	Reviewed and revised 9019 to settle claims with Isserlis in adv pro with LMB and Isserlis in RPC BK	2.00	300.000	600.00
		01/25/11	Read and noted transcript from trial in preparation for drafting closing brief in adv pro with Leeds Morelli in RPC BK	1.00	300.000	300.00
		01/27/11	Began researching 547 (c)(96) for purposes of drafting closing brief in adv pro with Leeds Morelli in RPC BK	3.00	300.000	900.00
		01/28/11	Began researching cases related to intersection of Judiciary Law 475 and preference avoidance powers of trustee for post-trial memo in adv pro in RPC BK	1.00	300.000	300.00
		01/28/11	IOC with Steve S. re. requirements of post-trial brief, format, issues to be addressed; review of cases found in adv pro with Leeds Morelli	5.75	300.000	1,725.00
		01/28/11	researched cases re. statutory charging lien and its effect for purposes of closing brief in Leeds Morelli adv pro	2.25	300.000	675.00
		01/31/11	drafted proposed findings of fact for adv pro with Leeds Morelli	10.50	300.000	3,150.00
		01/31/11	conducted extensive legal research re. statutory charging lien and preference avoidance; drafted proposed conclusions of law and closing brief for adv pro with Leeds Morelli	0.50	300.000	150.00
		02/03/11	Conf. with S. Sheinwald, re: post-trial memo, proposed findings of fact and conclusions of law in Leeds Morelli adv. pro.	0.50	300.000	150.00
		02/03/11	Conf. with S. Sheinwald and N. Asnen, re: 9019 application in adv. pro. vs. Nancy Isserlis; discussed notice of application in light of settlement provision which permits Isserlis counsel to seek order limiting notice (which application he never filed).	3.00	300.000	900.00
		02/09/11	read 26 page closing brief of LMB; outlined their legal arguments to respfond to in reply brief in adv pro	0.50	300.000	150.00
		02/10/11	Conf. with S. Sheinwald, re: issues being addressed in reply memo in adv. pro. vs. Leeds Morelli.	0.50	300.000	150.00
		02/10/11	reviewed local rules/bankruptcy rules re. requirements for drafting and filing reply briefs in prep for drafting reply brief in adv pro with Leeds Morelli	3.00	300.000	900.00
		02/10/11	conducted legal research; began drafting reply to post-trial memo in adv pro read and noted Territo and Van Sanford cases relied upon by LMB in post-trial	3.25	300.000	975.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG ATTORNEY - LITIGATION						
		02/10/11	memo in adv pro; analyzed their legal argument for citing both cases; drafted sections for reply brief distinguishing same	2.50	300.000	750.00
		02/14/11	researched Pan Am cases and progeny (over 60 cases in appellate history) for reply brief in adv pro with LMB	4.50	300.000	1,350.00
		02/14/11	finished reviewing all Pan Am cases; reviewed related cases in other Circuits based on other state law re. statutory charging liens; drafted section of reply distinguishing holding of Pan Am and its progeny for adv pro with Leeds Morelli	2.25	300.000	675.00
		02/15/11	drafted 2 other sections in reply brief for adv pro with Leeds Morelli	4.00	300.000	1,200.00
		02/15/11	finished drafting reply brief for adv pro with Leeds Morelli	2.00	300.000	600.00
		02/15/11	revised reply brief; served and filed same for adv pro with Leeds Morelli	0.75	300.000	225.00
		02/24/11	Conf. with S. Sheinwald, re: proposed revisions to trustee's post-trial reply brief in Leeds Morelli adv. pro.	0.50	300.000	150.00
		02/25/11	multiple IOCs with Steve S. re. local rules of District Court and federal rules re. Michelle Wallach's appeal; relevant case on point from Second Circuit	0.50	300.000	150.00
		02/25/11	Conf. with S. Sheinwald, re: content of motion to dismiss appeal filed by Michelle Wallach	3.50	300.000	1,050.00
		02/28/11	Review memorandum of law, re: in support of dismissal of appeal filed by Michelle Wallach; review cases cited in memo; perform additional legal research; revisions to memo.	1.25	300.000	375.00
		03/01/11	reviewed J. Feuerstein's rules; reviewed motions to dismiss forms; began revising notice of motion to dismiss Michelle Wallach's appeal	1.00	300.000	300.00
		03/01/11	reviewed numerous samples/forms for motions to dismiss for Michelle Wallach appeal	0.50	300.000	150.00
		03/01/11	reviewed fed rules; judge's rules; drafted notice of motion to dismiss appeal of Michelle Wallach	2.00	300.000	600.00
		03/02/11	reviewed fed rules, judge's rules and reviewed and revised aff in support of motion to dismiss Michelle Wallach appeal	1.25	300.000	375.00
		03/02/11	reviewed case law; began revising memo of law in support of MTD Michelle Wallach appeal	2.25	300.000	675.00
		03/02/11	revised nom, application, and memo in support of motion to dismiss Wallach appeal	0.40	300.000	120.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG ATTORNEY - LITIGATION		03/03/11	Conf. with S. Sheinwald, re: issues relating to substance of motion to dismiss Michelle Wallach appeal to District Court.	0.25	300.000	75.00
		03/03/11	IOC with Stacy re: proper procedure for filing motion to dismiss in district court ("Bundle Rule")	0.25	300.000	75.00
		03/03/11	made final revisions to cover page, table of authorities, table of contents, nom, aff, and memo in support of MTD Wallach appeal	2.00	300.000	600.00
		03/03/11	tele conf with District Court Chambers re. procedure for filing/serving MTD	0.25	300.000	75.00
		03/03/11	reviewed Chambers rules re: serving and filing cover letter; reviewed samples of same; drafted and revised cover letter for MTD Wallach appeal	1.25	300.000	375.00
		03/09/11	prepared for hearing today to settle adv pro against Isserlis in RPC BK	1.00	300.000	300.00
		03/09/11	hearing today on 9019 with Isserlis for adv pro	2.00	300.000	600.00
		03/10/11	IOC with Steve re: procedural issues re: filing respondent's brief in light of fact that MTD was filed	0.25	300.000	75.00
		03/10/11	prepared order to be entered approving terms of 9019 with Isserlis in adv pro	0.30	300.000	90.00
		03/11/11	reviewed local rules; Chambers rules re: tolling time to file respondent's brief in light of motion to dismiss pending; emailed Michelle Wallach re. same	1.25	300.000	375.00
		03/11/11	reviewed email from Wallach re. extension to filing respondent's brief; called and left message with Judge's chambers re: same for resolution of the matter	0.25	300.000	75.00
		03/15/11	read respondent's brief of Michelle Wallach for appeal to District Court	0.75	300.000	225.00
		03/17/11	tele conf with Judge's chambers re. whether filing motion to dismiss tolls filing of respondent's brief for Wallach appeal	0.25	300.000	75.00
		03/17/11	read order approving settlement with Isserlis noting process and repercussions for nonpayment by Isserlis; forwarded order to Isserlis' attorney to ensure timely payment in accordance with Settlement Order	0.50	300.000	150.00
		03/21/11	reviewed correspondence from Nancy Isserlis re. enclosed check in settlement of adv pro; generated deposit slip; updated form 1	0.40	300.000	120.00
		03/21/11	reviewed correspondence from Nancy Isserlis re. cover letter and check in settlement of adv pro; generated deposit slip; updated form 1	0.75	300.000	225.00
		03/22/11	Conf. with S. Sheinwald, re: issues raised by Michelle Wallach in her opposition to trustee's motion to dismiss her appeal; items to be included in reply.	0.50	300.000	150.00
		03/22/11	tele conf with Nancy Isserlis re. decision against Leeds Morelli; possible administrable assets of estate re. Robert Wallach's possible fraudulent	0.50	300.000	150.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION
Case Type: Assets	Judge: ROBERT E. GROSSMAN
	Petition Date: 08/25/08
	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG ATTORNEY - LITIGATION						
		03/23/11	tele conf with Judge's chambers re. early filing of Michelle Wallach in opposition to MTD re. bundle rule; scheduling hearing	0.25	300,000	75.00
		03/23/11	reviewed ECF filing of opposition to my motion to dismiss appeal; reviewed chambers' rules re. bundle rule given premature filing by adversary	0.50	300,000	150.00
		03/25/11	reviewed Michelle Wallach's aff in support of Opposition to our MTD; noted exhibits included in aff that are not included in record on appeal; performed legal research re. validity of same	1.00	300,000	300.00
		03/25/11	researched Bankruptcy Code/Rules/Cases re. validity of citing to exhibits outside the record on appeal for adv pro with Michelle Wallach	0.75	300,000	225.00
		03/25/11	began reviewing affirmation of Michelle Wallach in opposition to motion to dismiss; took notes of issues to reply to	1.00	300,000	300.00
		03/28/11	Conf. with S. Sheinwald, re: issues relating to Michelle Wallach's opposition to trustee's motion to dismiss her appeal. Issues to be addressed in trustee's reply.	0.50	300,000	150.00
		03/28/11	tele conf with Mari lanucci from Mark Pergament's office re. motion to dismiss appeal of Michelle Wallach; followed up with email to Maria re. same	0.40	300,000	120.00
		03/28/11	finished reating and noting aff in support of opposition to MTD appeal of Michelle Wallach in prep for drafting reply	0.50	300,000	150.00
		03/28/11	finished reading and noting memo in support of opposition to Trustee's motion to dismiss; strategized sections to draft for reply for Michelle Wallach appeal	1.00	300,000	300.00
		03/28/11	performed legal research on every case Wallach cited, ntain same in prep for drafting reply	2.00	300,000	600.00
		03/28/11	commence draft of reply brief for Michelle Wallach appeal after drafting outline of issues to be addressed	5.50	300,000	1,650.00
		03/29/11	finished drafting reply brief to Michelle Wallach's opposition to MTD appeal; performed legal research on cases cited, performed novel research on new cases to cite	3.50	300,000	1,050.00
		03/29/11	reviewed and revised entire reply brief to Michelle Wallach's opposition to our motion to dismiss	2.00	300,000	600.00
		03/29/11	reviewed local rules; fed rules of civ pro; judge's rules re "bundle rule" for filing entire motion to dismiss with all exhibits, Wallach's papers, etc. for Michelle	1.00	300,000	300.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG	ATTORNEY - LITIGATION	03/29/11	Wallach appeal	1.00	300.000	300.00
		03/29/11	drafted and revised cover letter for filing motion to dismiss Michelle Wallach appeal per J. Feuerstein's rules			
		03/29/11	caused to be served motion to dismiss via bundle rule upon the court and michelle wallach	0.50	300.000	150.00
		03/30/11	prepared all documents (motion to dismiss with all attachments, opposition with all attachments, and reply brief with all attachments) and filed same with the District Court for Michelle Wallach Motion to dismiss	1.00	300.000	300.00
		03/31/11	reviewed local rules and bankruptcy rules re. procedures for sale and withdrawal of same for many inconsistencies present in Michelle Walalch's appellant' brief	1.00	300.000	300.00
		03/31/11	researched respondents' brief; noted same; began strategizing reply brief	5.00	300.000	1,500.00
<b>Subtotal for Staff Name: FLETCHER STRONG</b>				<b>413.40</b>		<b>\$124,020.00</b>
KENNETH KIRSCHENBAUM	ATTORNEY - LITIGATION	11/08/10	review motion for summary judgment and supporting papers; revise and direct further revisions	1.50	500.000	750.00
		12/02/10	research Judiciary law re abandoned case by counsel; failure to assert lien timely; other issues re lien status	1.30	500.000	650.00
		12/09/11	negotiations re legal arguments with DOL on compensation applications	0.50	500.000	250.00
		05/29/14	review and revise application and motion to court for nunc pro tunc order of compensation	1.00	500.000	500.00
		06/25/14	review draft of Court of Appeals brief and provide comments	1.00	500.000	500.00
		07/01/14	tele conf with DOL Counsel for Fiduciary Litigation Nathaniel Spiller and Counsel for Regulations Leslie Canfield Perlman; discussed legal issues and explored resolution	1.00	500.000	500.00
<b>Subtotal for Staff Name: KENNETH KIRSCHENBAUM</b>				<b>6.30</b>		<b>\$3,150.00</b>
MICHAEL SABELLA	ATTORNEY - LITIGATION	04/25/14	Meet with Trustee to discuss settlement issue	1.00	400.000	400.00
		05/29/14	Made edits to motion prepared by SBS; drafted notice of the motion to be sent to creditors	1.25	400.000	500.00
		05/30/14	Made additional edits to papers as per SBS's review of same	0.40	400.000	160.00
		06/25/14	Reviewed draft of brief prepared by SBS; began making edits to brief	2.50	400.000	1,000.00

# Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
MICHAEL SABELLA	ATTORNEY - LITIGATION	06/25/14	Conf. with SBS, re: issues relating to draft of appellant's brief to Second Circuit.	0.50	400.000	200.00
		06/26/14	Continued work on additional edits and revisions to brief	5.00	400.000	2,000.00
Subtotal for Staff Name: MICHAEL SABELLA				10.65		\$4,260.00

NEIL ASNEN	ATTORNEY - LITIGATION	01/06/11	begin drafting 9019 application, re: settlement with Isserlis	0.75	275.000	206.25
		01/06/11	telephone conference with Wayne Greenwald, re: request status update on his progress obtaining Court permission to limit scope of notice of Trustee's 9019 application	0.20	275.000	55.00
		02/03/11	Conf. with S. Sheinwald and F. Strong, re: 9019 application in adv. pro. vs. Nancy Isserlis; discussed notice of application in light of settlement provision which permits Isserlis counsel to seek order limiting notice (which application he never filed).	0.50	275.000	137.50
Subtotal for Staff Name: NEIL ASNEN				1.45		\$398.75

STACY ROBYN	ATTORNEY - LITIGATION	01/20/10	attended meeting with trustee and debtors counsel; follow up corresp to debtor's counsel - H Berzow; re turn over of records	0.80	275.000	220.00
SPECTOR		01/25/10	attend meeting with trustee with Robert Zausmer, re: issues in ALG's motion to vacate stay	1.00	275.000	275.00
		01/25/10	review motion to vacate stay filed by ALG; conference with trustee, re: same	0.75	275.000	206.25
		01/25/10	attend tele conf with H Berzow per Trustee direction	0.50	275.000	137.50
		01/25/10	attend tele conf re settlement discussions with ALG counsel	0.50	275.000	137.50
		01/25/10	review of papers produced by Cahill firm (ALG counsel).	1.50	275.000	412.50
		01/26/10	attend tele conf re potential claims in the estate	0.50	275.000	137.50
		02/22/10	review proof of claim filed by NYS Dept. of Labor; telephone conference with Phil Deen, re: same; prepare correspondence to Phil Deen, re: same	0.40	325.000	130.00
		02/23/10	review all legal documents in connection with Lincoln litigation; settlement offer; begin draft of office memorandum	3.00	325.000	975.00
		02/23/10	research in connection with 9019 motion to settle claims with Lincoln	1.25	325.000	406.25
		02/23/10	Meet with Phil Deen, re: litigation with ALG and Lincoln General.	0.35	325.000	113.75
		02/24/10	discussed files to be reviewed re Lincold Gen case	0.40	325.000	130.00
		02/24/10	telephone conference with William Weintraub, attorney for Lincoln General, re: request that Lincoln waive its claim in Robert Wallach's Chapter 11; settlement	0.30	325.000	97.50

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STACY ROBYN	ATTORNEY - LITIGATION		for \$100,000			
SPECTOR		02/24/10	tele conf with Lincoln's counsel; conf with trustee dealing with release issue and resolve all issues between Wallach; debtors and Lincoln	0.30	325.000	97.50
		02/24/10	worked on first draft of memorandum of law, re: Lincoln's set off claims and defenses; why settlement should be accepted; Rule 9019	1.50	325.000	487.50
		02/24/10	meet with trustee; review motion to disallow claim filed in Wallach 11 and discuss amended claim and back up documentation; began working on opposition to motion	1.50	325.000	487.50
		02/24/10	Researched factual basis behind the claims made by Lincoln General + The Robert Plan Corp. (Debtor) in their adversary proceeding (including review of files provided by Debtor's atty). Inserted summary of claims made by Lincoln against Debtor. Researched legal aspects related to settlement, especially as it relates to setoff and recoupment under the Bankruptcy Code and NY law. Drafted Legal Analysis for Settlement Memo, including personal analysis on the pros/cons of settlement	2.50	325.000	812.50
		02/24/10	meet with trustee and SS, re: drafting an amendment to Debtor's POC in BK of Robert Wallach and drafting a Motion to Oppose Wallach's Opposition to Debtor/Trustee's POC.	0.75	325.000	243.75
		03/01/10	meet with trustee, re: issues raised by debtor's attorney; issues to research	0.25	325.000	81.25
		03/01/10	make final revisions to stipulation with Lincoln General	0.40	325.000	130.00
		03/01/10	prepare correspondence to attorney for Lincoln, re: enclosing stipulation	0.35	325.000	113.75
		03/03/10	Conference with SS re: 724b's effect on Ruskin's a Chapter 11 administrative expense claim in light of NYS' secured tax claim.	0.75	325.000	243.75
		03/03/10	researching effect of 507(a) re. Priorities on 504(b) distribution of administrative claims at it relates to Ruskin's "Ch. 11 Administrative Claim"	0.50	325.000	162.50
		03/03/10	Researching 724's effect on Ch. 11 administrative claims + whether Ch. 11 administrative claims or secured tax claims (NYS taxes) are paid out first	0.75	325.000	243.75
		03/03/10	researching intricacies of 724(b) + 507 as amended by BAPCPA; researching who has priority between administrative Chapter 11 expense claim and secured	2.00	325.000	650.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STACY ROBYN	ATTORNEY - LITIGATION					
SPECTOR						
		03/04/10	telephone conference with attorney for Lincoln, re: revisions to stipulation	0.50	325.000	162.50
		03/04/10	review revised stipulation prepared by attorney for Lincoln; conference with trustee, re: same	0.75	325.000	243.75
		03/04/10	researched and began drafting memo re. priority in distribution between a Chapter 11 administrative expense creditor (Ruskin Moscow) and a secured tax claim (New York State Taxing Authority). Drafting memo. on 6 step analysis through the bankruptcy Code on the distribution priority between a secured tax creditor and a Chapter 11 administrative expense creditor	3.00	325.000	975.00
		03/05/10	multiple telephone conferences with attorney for lincoln, re: terms of settlement; conference with trustee; revise agreement	0.50	325.000	162.50
		03/08/10	review correspondence from attorney for Lincoln, re: request bank account information and status of agreement	0.50	325.000	162.50
		03/09/10	make changes to Agreement with Lincoln; telephone conference with attorney for Lincoln, re: same; prepare correspondence to attorney for Lincoln, re: enclosing revised Agreement	0.50	325.000	162.50
		03/10/10	telephone conference with attorney for Lincoln, re: final revisions to Agreement	0.20	325.000	65.00
		03/10/10	review correspondence from attorney for Lincoln, re: changes made to Agreement; meet with trustee, re: same	0.25	325.000	81.25
		03/10/10	review final revisions made by Lincoln's attorney to Agreement; meet with trustee, re: same; prepare correspondence to Lincoln's attorney, re: advise that Trustee accepts changes	0.30	325.000	97.50
		03/10/10	telephone conference with David Wander, attorney for Robert Wallach, re: settlement with Lincoln	0.35	325.000	113.75
		03/10/10	Legal research, re: priority under Section 724b as between pre-petition perfected tax lien creditors and creditors with Chapter 11 administrative	0.75	325.000	243.75

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**  
**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STACY ROBYN	ATTORNEY - LITIGATION		expense claims.			
SPECTOR						
		03/11/10	prepare correspondence to david Wander, re: follow up on Settlement Agreement	0.35	325.000	113.75
		03/11/10	review correspondence from David Wander, re: he will get back to me with comments on agreement tomorrow	0.25	325.000	81.25
		03/11/10	review correspondence from Jeff Brown, re: enclosed requested documentation; settlement agreement between Robert Plan and Nancy Isserlis; copy of check; wire transfer	0.30	325.000	97.50
		03/12/10	prepare correspondence to David Wander, re: status of agreement	0.30	325.000	97.50
		03/15/10	review correspondence from David Wander, re: changes made to Settlement Agreement; review changes; prepare correspondence to David Wander; prepare correspondence to attorney for Lincoln, re: changes by David Wander	0.70	325.000	227.50
		03/15/10	Revised memo of 9019 settlement of Lincoln General preference avoidance action for filing with the court in Robert Plan Corporation + Robert Plan NY bankruptcies; drafted receipt letter in preparation for delivery of Ruskin Moscou files.	1.50	325.000	487.50
		03/16/10	review final version of settlement agreement with Lincoln and Robert Wallach; meet with trustee, re: same	0.30	325.000	97.50
		03/16/10	prepare correspondence to attorney for Lincoln and David Wander, re: advise that final version of agreement is acceptable	0.25	325.000	81.25
		03/16/10	meet with trustee to execute agreement with Lincoln and Robert Wallach; prepare correspondence to attorney for Lincoln and David Wander, re: enclosing executed agreement	0.35	325.000	113.75
		03/16/10	review correspondence from attorney for Lincoln, re: agreement executed by Lincoln	0.25	325.000	81.25
		03/16/10	review correspondence from David Wander, re: agreement executed by Robert Wallach	0.25	325.000	81.25
		03/16/10	correspondence back and forth with attorney for Lincoln, re: wire transfer into estate account	0.50	325.000	162.50

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STACY ROBYN	ATTORNEY - LITIGATION	03/17/10	revised and updated 9019 Application for settlement of Lincoln General adversary proceeding; inter-office conference with Steve on the 9019 Application and Memorandum of Law in support of 9019 application in Lincoln General adversary proceeding; revised 9019 application for submission.	0.50	325.000	162.50
SPECTOR		03/18/10	final review of 9019 application; prepare correspondence to Lincoln's attorney, re: same	0.35	325.000	113.75
		03/18/10	final review of memo in support of settlement with Lincoln	0.30	325.000	97.50
		03/18/10	Continued preparation of Rule 9019 application for order authorizing settlement of Lincoln General adversary proceeding; continued prep of supporting memo; made final revisions to notice of motion, 9019 application, and memorandum of law in accordance with Lincoln's attorney's changes.	0.70	325.000	227.50
		04/09/10	conference with SS, re: court appearance on 4/12/10 on Trustee's 9019 application seeking approval of settlement with Lincoln	0.25	325.000	81.25
		06/23/10	review and revise stipulation prepared by FS, re: settlement of adversary proceeding with Liberty Mutual	0.50	325.000	162.50
		06/23/10	prepare correspondence to Glenn Berger, re: enclosed proposed stipulation	0.30	325.000	97.50
		06/30/10	review correspondence from Glenn Berger, re: revisions to stipulation; review revised stipulation; meet with trustee, re: same; prepare correspondence to Glenn, re: same	0.60	325.000	195.00
		06/30/10	telephone conference with Phil Deen, re: advise him of status of stipulation; prepare correspondence to Phil Deen, re: enclose copy of stipulation to be executed by him and Jasper Jackson	0.30	325.000	97.50
		07/19/10	telephone conference with Phil Deen, re: settlement of action with Liberty Mutual; turn over of funds	0.35	325.000	113.75
		07/20/10	review stipulation signed by Phil Deen; receive check; telephone conference with Glenn Berger, re: same	0.25	325.000	81.25
		07/20/10	Conf. with S. Sheinwald, re: trustee's position concerning Leeds Morelli motion to dismiss Isserlis cross-claims.	0.35	325.000	113.75
		07/20/10	review and revise motion to dismiss adversary proceeding prepared by FS	0.40	325.000	130.00
		07/21/10	review correspondence from Jasper Jackson, re: enclosed check and signed	0.20	325.000	65.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STACY ROBYN SPECTOR	ATTORNEY - LITIGATION	07/21/10	telephone conference with Glenn Berger, re: advise that stipulation has been signed by Phil Deen and Jasper Jackson and both checks delivered; prepare correspondence to Geln Berger, re: same	0.20	325.000	65.00
		08/05/10	review and revise stipulation dismissing adversary proceeding with Liberty Mutual; telephone conference with Glenn Berger, re: same; prepare correspondence to Glenn Berger, re: enclosing revised stipulation	0.30	325.000	97.50
		08/09/10	telephone conference with Glenn Berger, re: terms of revised stipulation; status of checks clearing the bank; adjournment of 8/11/10 hearing	0.35	325.000	113.75
		08/10/10	telephone conference with Glenn Berger, re: advise that Court requires an appearance on Adversary Proceeding with Liberty Mutual	0.15	325.000	48.75
		08/10/10	telephone conference with Phil Deen, re: revised stipulation dismissing adversary proceeding with Liberty Mutual	0.35	325.000	113.75
		08/13/10	court appearance, re: Adversary proceeding with Liberty Mutual	2.00	325.000	650.00
		09/29/10	court appearance, re: trustee's application to retain professionals	3.00	325.000	975.00
		09/29/10	conference with trustee, re: hearing on trustee's application to retain professionals	0.50	325.000	162.50
		03/03/11	IOC with Fletcher re: proper procedure for filing motion to dismiss in district court ("Bundle Rule")	0.25	325.000	81.25
<b>Subtotal for Staff Name: STACY ROBYN SPECTOR</b>				<b>48.15</b>		<b>\$15,371.25</b>

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	01/25/10	Review motion for relief from stay filed by ALG Corp.; review bankruptcy court order relating to remaining funds held pursuant to Escrow Agreement; perform legal research to ascertain appropriateness of removal of state court matter to bankruptcy court to determine issues relating to allocation and distribution of escrow funds being held by Meyer Suozzi.	2.50	375.000	937.50
		01/25/10	conf with Trustee re jurisdiction issues	0.50	375.000	187.50
		02/12/10	attend conf with Lincoln counsel; conf with trustee re potential settlement	1.00	375.000	375.00
		02/15/10	attend conf with B Willie re ALG case; legal issues presented	0.50	375.000	187.50
		02/15/10	conf with Trustee to go over the ALG issues	0.50	375.000	187.50
		02/17/10	conf with trustee re motion to remand	0.50	375.000	187.50

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**  
 Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	02/25/10	Review correspondence from Eamonn O'Hagan, atty for Lincoln General Insurance, re: proposed settlement of adv. pro.; court appearance scheduled for 3/1.	0.10	400.000	40.00
		02/25/10	Tel. conf. with Eamonn O'Hagan, atty for Lincoln General Insurance, re: proposed settlement; adjournment of status conf and Lincoln's motion to dismiss.	0.25	400.000	100.00
		02/25/10	Prep of correspondence to Court, re: joint request for an adjournment of status conf in adv. pro. and defendant's motion to dismiss in anticipation of settlement.	0.10	400.000	40.00
		02/25/10	Tel. conf. with Glenn Berger, atty for Liberty Mutual in pending adv. pro., re: status of appeal.	0.15	400.000	60.00
		02/25/10	Prep of correspondence to Court, re: requesting adjournment of status conference in adv. pro. vs. Liberty Mutual based upon pendency of appeal to District Court.	0.15	400.000	60.00
		02/25/10	Review correspondence from David Wander, atty for Robert Wallach, re: status of legal matters on Court's calendar for 3/1, including objection to claim filed by The Robert Plan Corporation; prep of correspondence to Wander, re: advising of our filing of amended claim in reduced amount and affirmation in opposition to relief requested based upon filing of amended claim.	0.25	400.000	100.00
		02/25/10	Review correspondence from David Wander, atty for Robert Wallach, re: amended proof of claim; opposition to Wallach's objection to claim filed by The Robert Plan.	0.10	400.000	40.00
		02/26/10	Prep of correspondence to Court, re: confirming adjournment of pre-trial conf. and motion to dismiss in adv. pro. vs. Lincoln General Insurance.	0.20	400.000	80.00
		02/26/10	Prep of correspondence to Court, re: confirming adjournment of pre-trial conf. in adv. pro. vs. Liberty Mutual Insurance.	0.20	400.000	80.00
		02/28/10	Review correspondence between the trustee and counsel for Robert Wallach, re: objection to Robert Plan claim in the Robert Wallach proceeding.	0.20	400.000	80.00
		02/28/10	Prep for court appearance, re: ALG motion to remand adv. pro. back to state court; ALG motion to vacate stay; Robert Wallach objection to debtor's claim.	2.50	400.000	1,000.00
		03/01/10	Court appearance, re: status conf. in adv. pro. vs. ALG; ALG motion for remand; ALG motion to vacate stay; objection to claim filed in Robert Wallach proceeding.	2.50	400.000	1,000.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	03/01/10	Conf. with trustee, re: matters which were on today's court calendar; action to be taken with respect to each matter.	1.00	400.000	400.00
		03/01/10	Tel. conf. with David Wander, atty for Robert Wallach, re: Robert Plan's claim against Robert Wallach.	0.25	400.000	100.00
		03/01/10	Review copy of correspondence from atty for Liberty Mutual to District Court Judge Seybert, re: advising that Liberty Mutual will await Court's decision on appear before proceeding further.	0.15	400.000	60.00
		03/02/10	Review correspondence from Aryeh Haselkorn, re: ALG motion to remand.	0.10	400.000	40.00
		03/02/10	Prep of correspondence to Aryeh Haselkorn, re: ALG remand motion.	0.15	400.000	60.00
		03/02/10	Tel. conf. with Aryeh Haselkorn, atty for ALG, re: issues relating to remand motion and ALG's claims against Robert Plan.	0.35	400.000	140.00
		03/02/10	Review draft of memorandum of law, re: analysis of issues relating to proposed settlement of adversary proceeding with Lincoln General.	1.00	400.000	400.00
		03/02/10	Review file relating to adversary proceeding against Liberty Mutual and prepare file memorandum.	1.50	400.000	600.00
		03/03/10	Review and revise file memo regarding adversary proceeding against Liberty Mutual.	0.50	400.000	200.00
		03/03/10	Conf. with trustee, re: litigation against Liberty Mutual, steps to be taken by estate.	0.50	400.000	200.00
		03/03/10	Inter-office conf. with SRS, re: correspondence from Harold Berzow of Ruskin Moscou relating to fees received; discussed Section 724b effect on Chapter 11 administrative claim filed by Ruskin Moscou in light of secured claim filed by NYS.	0.75	400.000	300.00
		03/03/10	Tel. conf. with David Wander, atty for Robert Wallach, re: NYS secured claim against debtor; issues relating to claims in ALG litigation.	0.40	400.000	160.00
		03/17/10	Review and revise 9019 application in Lincoln adv. pro.	1.25	400.000	500.00
		03/17/10	Review and provide comments on memo of law in support of 9019 application in Lincoln adv. pro.	1.50	400.000	600.00
		03/22/10	Tel. conf. with David Wander, atty for debtor Robert Wallach, re: objection by Wallach to claim filed by debtor in Wallach bankruptcy; possible resolution of claim objection; discussed claim by debtor against Wallach.	0.25	400.000	100.00
		03/23/10	Review memorandum and decision of Judge Seybert, re: affirming bankruptcy	0.75	400.000	300.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		court's order granting debtor's motion for a preliminary injunction against Liberty Mutual.			
		03/23/10	Review and analyze legal arguments set forth by ALG in memorandum in support of remand motion.	2.50	400.000	1,000.00
		03/24/10	Review and analyze legal arguments set forth by debtor in opposition to ALG remand motion.	2.00	400.000	800.00
		03/24/10	Legal research, re: factors relating to whether ALG complaint could constitute a core proceeding.	3.50	400.000	1,400.00
		03/25/10	Review final draft of Wallach's objection to ALG claims; legal research, re: whether adv. pro. brought by ALG entities can be substantively consolidated with Wallach's objection to ALG claims.	1.50	400.000	600.00
		03/26/10	Legal research, re: Issues relating to substantive consolidation of ALG adversary proceeding with Wallach objection to ALG claims which are based upon same complaint.	3.80	400.000	1,520.00
		03/26/10	Conf. with trustee, re: substantive consolidation of ALG adversary proceeding with objection to ALG claims filed in Wallach bankruptcy proceeding.	0.20	400.000	80.00
		04/02/10	Conf. with trustee, re: opposition to ALG remand motion; consolidation of motion with Wallach's objection to ALG claim.	0.35	400.000	140.00
		04/05/10	Prep of affirmation in opposition to ALG motion for remand.	2.85	400.000	1,140.00
		04/05/10	Assemble exhibits to be annexed to affirmation in opposition to ALG motion for remand.	0.25	400.000	100.00
		04/06/10	Prep of correspondence to Aryeh Haselkorn, atty for ALG, re: opposition to ALG motion.	0.20	400.000	80.00
		04/06/10	Legal research, re: consolidation of adversary proceeding with Wallach's objections to ALG claims.	1.75	400.000	700.00
		04/08/10	Review application for compensation filed by Ruskin Moscou as counsel for Chapter 11 DIP	0.75	400.000	300.00
		04/08/10	Conf. with trustee, re: Ruskin Moscou fee application; discussed whether NYS secured claim would have priority over Ruskin Moscou Ch. 11 adm exp claim; basis for any objection to Ruskin Moscou fee app; discussed benefit of claim objections to the estate.	0.35	400.000	140.00
		04/08/10	Review amended Answer and counter-claim filed by Ruskin Moscou in adv.	0.15	400.000	60.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		pro.			
		04/09/10	conference with SRS; review file, re: court appearance on 4/12/10 on Trustee's 9019 application seeking approval of settlement with Lincoln	0.50	400.000	200.00
		04/12/10	Court appearance, re: AIG motion for remand; AIG motion to vacate stay, 9019 application in adv. pro. vs. Lincoln General; Wallach objection to Lincoln General claim.	2.50	400.000	1,000.00
		04/12/10	Conf. with trustee, re: result of court hearings relating to AIG motions and Rule 9019 motion in connection with adv. pro. vs. Lincoln General.	0.40	400.000	160.00
		04/21/10	Conf. with trustee, re: Liberty Mutual motion; duty of indemnify individuals subsequent to conversion to Chapter 7; classification of their claims.	0.40	400.000	160.00
		04/21/10	Review and revise reply to counter-claim by Ruskin Moscou.	0.35	400.000	140.00
		04/21/10	Conf. with F. Strong, re: reply to Ruskin Moscou counter-claim.	0.25	400.000	100.00
		04/21/10	Review and revise draft of adversary complaint against Leeds Morelli and Nancy Isserlis; review inter-office memo regarding preference and potential fraudulent conveyance issues in adv. pro.	1.00	400.000	400.00
		04/21/10	Conf. with F. Strong, re: Leeds Morelli complaint.	0.30	400.000	120.00
		04/22/10	Tel. conf. with Phil Deen, re: factual issues relating to substantive consolidation of cases.	0.40	400.000	160.00
		04/22/10	Tel. conf. with Al Dimino, US Trustee's Office, re: issues concerning substantive consolidation of cases.	0.20	400.000	80.00
		04/26/10	Conf. with trustee, re: commencement of New Jersey lawsuit against AIG which had been dismissed without prejudice prior to Chapter 7 proceeding.	0.50	400.000	200.00
		04/27/10	Conf. with FS, re: opposition to Liberty Mutual motion for reconsideration.	0.20	400.000	80.00
		04/27/10	Review draft of opposition to Liberty Mutual motion for reconsideration.	0.50	400.000	200.00
		04/27/10	Tel. conf. with David Wander, re: issues relating to AIG litigation.	0.35	400.000	140.00
		04/28/10	Review order remanding AIG case back to state court.	0.10	400.000	40.00
		04/29/10	Tel. conf. with atty for Liberty Mutual, re: motion for reconsideration.	0.20	400.000	80.00
		06/10/10	Review order granting AIG motion for relief from stay	0.20	400.000	80.00
		06/14/10	Tel. conf. with David Wander, atty for Robert Wallach, re: issues relating to AIG litigation.	0.50	400.000	200.00

# Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 01/19/10 - 09/12/14

Case No: 808-74573 Case Name: THE ROBERT PLAN CORPORATION  
 Case Type: Assets Judge: ROBERT E. GROSSMAN  
 Petition Date: 08/25/08  
 341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	06/14/10	Review and analyze memo concerning affirmative defenses raised by Leeds Morelli in adv. pro.; provide comments	0.30	400.000	120.00
		06/14/10	Review and analyze memo, re: affirmative defenses asserted by Nancy Isserlis in adv. pro.; prepare comments.	0.30	400.000	120.00
		06/14/10	IOC with FS, re: legal issues relating to affirmative defenses raised by Leeds Morelli and by Isserlis in adv. pro.; discussed 9011 letter to each atty, re: frivolous defenses.	0.25	400.000	100.00
		06/16/10	Review memorandum of law prepared by Ruskin Moscou relating to issues in preference action, including offset and new value defense.	0.65	400.000	260.00
		06/16/10	Review discovery responses produced by Ruskin Moscou in adv. pro.	1.00	400.000	400.00
		06/16/10	IOC with FS, re: affirmative defenses raised by Isserlis in adv. pro.; 9011 letter being sent to counsel for Isserlis.	0.40	400.000	160.00
		06/16/10	Conf. with trustee, re: legal issues relating to offset and new value defense being raised by Ruskin Moscou.	0.50	400.000	200.00
		06/16/10	Review of Rule 9011 letters to counsel for Leeds Morelli and for Nancy Isserlis, re: affirmative defenses.	0.40	400.000	160.00
		06/16/10	Conf. with FS, re: comments concerning Rule 9011 letters being sent to counsel for Nancy Isserlis and Leeds Morelli.	0.25	400.000	100.00
		06/17/10	Review reply affirmation submitted by counsel for Liberty Mutual in adv. pro.	0.40	400.000	160.00
		06/18/10	Tel. conf. with Harold Berzow, atty for Ruskin Moscou in adv. pro., re: terms of potential settlement.	0.20	400.000	80.00
		06/18/10	Tel. conf. with David Wander, atty for Robert Wallach, re: settlement negotiations with counsel for AIG.	0.25	400.000	100.00
		06/21/10	Tel. conf. with Adam Zurofsky, atty for AIG, re: potential settlement of all claims.	0.35	400.000	140.00
		06/21/10	Prep of correspondence to Harold Berzow, re: proposed settlement of adv. pro. vs. Ruskin Moscou.	0.40	400.000	160.00
		06/21/10	Review correspondence from Adam Zurofsky, atty for AIG; review correspondence from David Wander, atty for Robert Wallach, re: potential settlement of all litigation with AIG.	0.20	400.000	80.00
		06/21/10	Review correspondence from Harold Berzow, atty for Ruskin Moscou, re: terms of potential settlement of preference action.	0.20	400.000	80.00
		06/22/10	Conf. with trustee, re: proposed settlement of adv. pro. vs. Ruskin Moscou and	0.50	400.000	200.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		proposed global settlement of all claims and causes of action against ALG.			
		06/22/10	Conf. with SRS, re: discovery which will be needed in adv. pro. vs. Leeds Morelli and Nancy Isserlis.	0.40	400.000	160.00
		06/22/10	Review correspondence to counsel for Nancy Isserlis and counsel for Leeds Morelli, re: Rule 9011 letter in connection with affirmative defenses asserted in Answer to adversary complaint.	0.25	400.000	100.00
		06/22/10	Prep of correspondence to Harold Berzow, atty for Ruskin Moscou in adv. pro., re: trustee rejecting his offer of settlement; reasons for rejection.	0.25	400.000	100.00
		06/22/10	Tel. conf. with David Wander, atty for Robert Wallach, re: proposed global settlement with ALG.	0.20	400.000	80.00
		06/22/10	Tel. conf. with Adam Zurofsky, atty for ALG, re: potential settlement of all claims against ALG.	0.20	400.000	80.00
		06/22/10	Review correspondence from David Wander, atty for Robert Wallach, re: proposed settlement with ALG.	0.20	400.000	80.00
		06/22/10	Conf. with trustee, re: proposed global settlement with ALG.	0.35	400.000	140.00
		06/22/10	Prep of correspondence to David Wander, atty for Wallach, re: proposed global settlement with ALG.	0.25	400.000	100.00
		06/22/10	Review correspondence from Harold Berzow, atty for Ruskin Moscou, re: settlement of adv. pro.	0.10	400.000	40.00
		06/22/10	Prep of correspondence to Harold Berzow, atty for Ruskin Moscou, re: negotiating terms of settlement of adv. pro.	0.40	400.000	160.00
		06/22/10	Review correspondence from David Wander, atty for Wallach, re: global settlement with ALG.	0.15	400.000	60.00
		06/22/10	Analysis of claims in this case and in The Robert Plan of New York to ascertain extent to which same creditors would receive distribution in both cases and to determine whether substantive consolidation is appropriate.	1.75	400.000	700.00
		06/22/10	Analysis of all assets and potential assets which were administered or will be administered in connection with application for substantively consolidate this case with The Robert Plan of New York.	2.00	400.000	800.00
		06/23/10	IOC with FS, re: pre-trial conference; joint proposed pre-trial order; discovery needs; discovery schedule.	0.50	400.000	200.00

# Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 01/19/10 - 09/12/14

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	06/23/10	Commence preparation of affidavit of Philibert Nezamooddeen in support of trustee's motion for an order substantively consolidating this case with The Robert Plan of New York Corp.	1.50	400.000	600.00
		06/23/10	Tel. conf. with David Demeter, counsel for NYS Dept of Taxation & Finance, re: secured claim; whether NYS would consent to reclassify penalty portion of claim as general unsecured claim; whether NYS would consent to a carve-out for benefit of general unsecured creditors.	0.25	400.000	100.00
		06/23/10	Legal research, re: issues relating to substantive consolidation of this case with The Robert Plan of New York	2.00	400.000	800.00
		06/24/10	Review and revise proposed joint pre-trial order.	0.50	400.000	200.00
		06/24/10	IOC with FS, re: revisions to proposed joint pre-trial order.	0.15	400.000	60.00
		06/24/10	Tel. conf. with Adam Zurofsky, atty for ALG, re: potential settlement of all claims and causes of action involving ALG entities.	0.25	400.000	100.00
		06/24/10	Conf. with trustee, re: settlement of ALG matters.	0.30	400.000	120.00
		06/24/10	Tel. conf. with David Wander, atty for Wallach, re: settlement of ALG claims	0.40	400.000	160.00
		06/24/10	Conf. with trustee, re: ALG settlement negotiations.	0.50	400.000	200.00
		06/24/10	Tel. conf. with David Wander, atty for Wallach, re: settlement of ALG claims.	0.75	400.000	300.00
		06/25/10	Multiple conferences with trustee, re: issues relating to settlement of claims with ALG.	0.50	400.000	200.00
		06/25/10	Conf with trustee re ALG settlement	0.20	400.000	80.00
		06/25/10	Tel. call to Adam Zurofsky, atty for ALG, re: left message detailing terms of potential settlement between trustee and ALG.	0.10	400.000	40.00
		06/25/10	Received tel. message from Adam Zurofsky, atty for ALG, re: terms of settlement with ALG.	0.10	400.000	40.00
		06/29/10	Review correspondence from Adam Zurofsky, re: settlement with ALG.	0.20	400.000	80.00
		06/29/10	Review proposed joint pre-trial order in adv. pro. vs. Leeds Morelli and Nancy Isserlis; note comments	0.35	400.000	140.00
		06/29/10	IOC with F Strong, re: changes to be made to proposed joint pre-trial order in Isserlis/Leeds Morelli adv. pro.	0.25	400.000	100.00
		06/29/10	Conf. with trustee, re: settlement negotiations with ALG.	0.50	400.000	200.00
		06/30/10	Conf. with FS, re: revisions to proposed joint pre-trial order in adv. pro. vs. Leeds Morelli and Nancy Isserlis.	0.25	400.000	100.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 01/19/10 - 09/12/14

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	06/30/10	Tel. conf. with Adam Zurofsky, atty for ALG, re: terms of global settlement.	0.35	400.000	140.00
		06/30/10	Tel. conf. with Harold Berzow, atty for Ruskin Moscou, re: settlement negotiations in connection with preference action against Ruskin Moscou.	0.25	400.000	100.00
		06/30/10	Tel. conf. with counsel for ALG and counsel for Robert Wallach, re: settlement of all estate claims against ALG and release of all ALG claims against the estate.	0.65	400.000	260.00
		06/30/10	Conf. with trustee, re: settlement negotiations with Ruskin Moscou.	0.35	400.000	140.00
		06/30/10	Conf. with trustee, re: issues relating to proposed settlement with ALG.	0.50	400.000	200.00
		07/02/10	Review Leeds Morelli's motion to dismiss cross-claims asserted by Nancy Isserlis.	0.50	400.000	200.00
		07/09/10	Review correspondence being exchanged with Adam Zurofsky (atty for ALG) and David Wander (atty for Wallach) relating to proposed settlement with ALG; issues to be resolved in order to effectuate settlement.	0.35	400.000	140.00
		07/09/10	Legal research, re: entity having authority to bind defunct subsidiary of debtor to stipulation with ALG.	1.25	400.000	500.00
		07/12/10	Conf. with trustee, re: issues in adv. pro. vs. Ruskin Moscou; trial prep issues.	0.35	400.000	140.00
		07/12/10	Tel. conf. with Mike Amato at Ruskin Moscou, re: Joint Pre-Trial Memo in adv. pro.	0.20	400.000	80.00
		07/12/10	Tel. conf. with Mike Amato, atty for Ruskin Moscou, re: joint pre-trial memorandum	0.20	400.000	80.00
		07/13/10	Meeting with Philbert Nezamooden, former officer of debtor, re: issues relating to substantive consolidation of estates; revisions to affidavit in support of consolidation; issues relating to preference action against Ruskin Moscou.	0.50	400.000	200.00
		07/13/10	Commence preparation of Pretrial Memorandum in adv. pro. vs. Ruskin Moscou.	2.50	400.000	1,000.00
		07/13/10	Conf. with trustee, re: potential settlement of adv. pro. vs. Ruskin Moscou.	0.40	400.000	160.00
		07/13/10	Review correspondence from counsel for ALG and Robert Wallach, re: settlement issues; preparation of correspondence in response.	0.25	400.000	100.00
		07/14/10	Review correspondence from counsel for ALG, re: settlement issues.	0.10	400.000	40.00
		07/14/10	Tel. conf. with Adam Surofsky, Aryeh Haselkorn and David Wander, re: issues relating to settlement of litigation with ALG.	0.25	400.000	100.00
		07/14/10	Tel. conf. with Adam Zurofsky, Aryeh Haselkorn, and David Wander, re:	0.25	400.000	100.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 01/19/10 - 09/12/14

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		releases to be executed in AIG settlement.			
		07/15/10	Review opposition of Nancy Isserlis to motion by Leeds Morelli to dismiss cross-claims in adv. pro.	0.30	400.000	120.00
		07/15/10	Tel. conf. with David Demeter, Counsel's Office for NYS Dept of Taxation & Finance, re: substantive consolidation of RPC and RPNY proceedings; assessment against RPC includes assessment against RPNY and is based upon combined return of both entities.	0.35	400.000	140.00
		07/15/10	Tel. conf. with Michael Amato, counsel for Ruskin Moscou in adversary proceeding, re: terms of settlement of adv. pro.	0.25	400.000	100.00
		07/15/10	Conf. with trustee, re: proposed settlement of adv. pro. vs. Ruskin Moscou.	0.35	400.000	140.00
		07/15/10	Prep of correspondence to Mike Amato, atty for Ruskin Moscou, re: outlining terms of settlement of adv. pro.	0.30	400.000	120.00
		07/15/10	Tel. conf. with Mike Amato, atty for Ruskin Moscou, re: terms of settlement.	0.20	400.000	80.00
		07/15/10	Review correspondence from Mike Amato, atty for Ruskin Moscou, re: agreeing in principle to the terms of settlement of the adv. pro.	0.10	400.000	40.00
		07/15/10	Prep of correspondence to Court, re: notifying it that parties to adv. pro. vs. Ruskin Moscou have agreed, in principle, to the terms of a settlement, and requesting that trial be adjourned for control purposes.	0.10	400.000	40.00
		07/15/10	Research records of California Secretary of State and California Franchise Tax Board, re: corporate status of Robert Plan of California.	0.20	400.000	80.00
		07/16/10	Review and execute joint proposed pre-trial order in adv. pro. vs. Nancy Isserlis and Leeds Morelli.	0.20	400.000	80.00
		07/16/10	Review correspondence from Aryeh Haselkorn, atty for AIG, re: conf to discuss release issues in connection with settlement.	0.10	400.000	40.00
		07/16/10	Tel. conf. with California Franchise Board, re: reasons why Robert Plan of California's corporate status is currently suspended; ways of having corporate status revived; whether there are any exceptions under California law for suspended corporation to settle pending litigation without reviving corporation.	1.00	400.000	400.00
		07/16/10	Prep of correspondence to Court, re: confirming adjournment of trial in Ruskin Moscou adv. pro. in anticipation of settlement.	0.20	400.000	80.00
		07/16/10	Prep of correspondence to counsel for AIG and Wallach, re: requirements for	0.40	400.000	160.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	07/19/10	release from Robert Plan of California in order to consummate a global settlement.	0.40	400,000	160.00
		07/20/10	Conf. with trustee, Phil Deen and F. Strong, re: issues relating to the settlement of the ALG litigation.	0.50	400,000	200.00
		07/20/10	Review supplemental memo in support of Leeds Morelli's motion to dismiss the cross-claims asserted by Isserlis against Leeds Morelli in the adv. pro.	0.35	400,000	140.00
		07/21/10	Conf. with S. Spector, re: trustee's position concerning Leeds Morelli motion to dismiss Isserlis cross-claims.	0.20	400,000	80.00
		07/21/10	Review correspondence from Adam Zurofsky, aty for ALG, re: settlement; prepare response.	0.20	400,000	80.00
		07/23/10	Review and respond to correspondence from and to Adam Zurofsky and David Wander (counsel for ALG and Robert Wallach), re: ALG settlement.	0.15	400,000	60.00
		07/23/10	Review and respond to additional correspondence from Adam Zurofsky, aty for ALG, re: settlement.	0.40	400,000	160.00
		07/26/10	Conference with trustee, re: release language which is being proposed for ALG settlement.	0.25	400,000	100.00
		07/27/10	Conf. with F. Strong, re: discovery issues in adv. pro. vs. Leeds Morelli	0.50	400,000	200.00
		07/28/10	Conference call with counsel for ALG and Wallach, re: terms of settlement of all causes of action and counterclaims in ALG litigation.	0.40	400,000	160.00
		07/28/10	Conf. with trustee, re: issues relating to releases in ALG settlement; safeguard language which ALG is requesting.	1.20	400,000	480.00
		08/02/10	Legal research, re: specific release language being proposed by ALG's counsel.	0.25	400,000	100.00
		08/04/10	IOC with FS re: correspondence from David Wander and Trustee re. document discovery for January 2006 loan from Bob Wallach to RPC	1.60	400,000	640.00
		08/05/10	Review file documents in connection with proposed settlement of ALG litigations.	0.40	400,000	160.00
		08/06/10	Conf. with trustee, re: status of settlement of ALG matters and settlement of Ruskin Moscou adv. pro.	1.00	400,000	400.00
		08/13/10	Commence preparation of draft of stipulation of settlement of adv. pro. vs. Ruskin Moscou.	1.60	400,000	640.00
		08/13/10	Review draft of stipulation of settlement and releases in ALG litigation.	0.20	400,000	80.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		correspondence in response.			
		08/16/10	Further review of stipulation of settlement and releases in AIG litigation.	0.75	400.000	300.00
		08/16/10	Tel. conf. with Aryeh Haselkorn, atty for AIG, re: issues relating to proposed settlement.	0.20	400.000	80.00
		08/16/10	Tel. conf. with Aryeh Haselkorn, atty for AIG, re: revisions to proposed stipulation.	0.25	400.000	100.00
		08/16/10	Conf. with trustee, re: terms of proposed settlement of AIG litigations.	0.50	400.000	200.00
		08/18/10	Conf. with F. Strong, re: discovery which has to be completed; documents to be demanded; facts to be included in notices to admit to be served on each of the defendants.	1.25	400.000	500.00
		08/19/10	Review and revise Notice to Produce documents in adv. pro. vs. Leeds Morelli and Nancy Isserlis.	0.75	400.000	300.00
		08/23/10	Review memo of law and supplemental memo of law submitted by Nancy Isserlis in opposition to Leeds Morelli's motion to dismiss.	0.75	400.000	300.00
		08/24/10	Prep draft of stipulation of settlement of adv. pro. vs. Ruskin Moscou.	3.25	400.000	1,300.00
		08/24/10	Prep correspondence to Harold Bertzow, atty for Ruskin Moscou, re: draft of stip of settlement of adv. pro.	0.20	400.000	80.00
		08/24/10	Review and revise draft of stipulation of settlement in adv. pro. vs. Ruskin Moscou.	0.60	400.000	240.00
		09/03/10	Commence draft of 9019 application, re: seeking order authorizing settlement of adv. pro. vs. Ruskin Moscou.	2.40	400.000	960.00
		09/03/10	Review revised draft of stipulation of settlement with AIG.	1.00	400.000	400.00
		09/08/10	Continued prep of 9019 application, re: settlement of Ruskin Moscou adv. pro.	1.00	400.000	400.00
		09/08/10	Conf. with trustee, re: 9019 application in Ruskin Moscou adv. pro.	0.35	400.000	140.00
		09/08/10	Revisions to 9019 application, re: Ruskin Moscou adv. pro.	0.50	400.000	200.00
		09/08/10	Assemble 9019 application for service, annex exhibit, prep of service list.	0.50	400.000	200.00
		09/13/10	Conf. with trustee, re: stipulation with AIG.	0.50	400.000	200.00
		09/14/10	Review final draft of stipulation resolving all claims with AIG.	1.00	400.000	400.00
		09/14/10	Review correspondence from Aryeh Haselkorn, atty for AIG, re: status of stip.	0.10	400.000	40.00
		09/14/10	Prepare correspondence to Aryeh Haselkorn, atty for AIG, re: advising that stip	0.15	400.000	60.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	09/22/10	Review correspondence from Aryeh Haselkorn, atty for ALG, re: modification to stipulation with ALG entities; stipulation needs to be re-executed by trustee; review modified stipulation.	0.50	400.000	200.00
		09/22/10	Conf. with trustee, re: modification to ALG stipulation; re-execution of stipulation.	0.20	400.000	80.00
		09/22/10	Prep of correspondence to Aryeh Haselkorn, atty for ALG, re: executed modified stip; status of Wallach stip.	0.15	400.000	60.00
		09/27/10	IOC with F. Strong, re: discovery demands of Leeds Morelli Brown in adv. pro.	0.25	400.000	100.00
		09/28/10	IOC with F. Strong, re: issues relating to Leeds Morelli adv. pro. to be addressed at court appearance.	0.25	400.000	100.00
		09/28/10	Tel. conf. with Aryeh Haselkorn, re: 9019 application resolving ALG litigation.	0.25	400.000	100.00
		09/29/10	Conf. with F. Strong, re: issues relating to litigation strategy in adv. pro. vs. Leeds Morelli and Nancy Isserlis.	0.75	400.000	300.00
		09/29/10	Tel. conf. with Adam Zurofsky, atty for ALG, re: 9019 application.	0.25	400.000	100.00
		10/06/10	Court appearance, re: 9019 application in adversary proceeding against Ruskin Moscou.	2.00	400.000	800.00
		10/06/10	Prep of proposed order approving settlement.	0.30	400.000	120.00
		10/13/10	Review executed stip from Phil Nezamooddeen in connection with ALG litigation.	0.15	400.000	60.00
		10/13/10	Prep of correspondence to Aryeh Haselkorn, atty for ALG entities, re: need stipulation executed by all ALG entities.	0.20	400.000	80.00
		10/13/10	Review correspondence from Aryeh Haselkorn, atty for ALG entities, re: forwarding stip executed by all ALG entities.	0.10	400.000	40.00
		10/13/10	Prep of correspondence to David Wander, atty for Wallach, re: need signatures from Wallach and debtor's officers for stipulation with ALG.	0.10	400.000	40.00
		10/13/10	Review correspondence from David Wander, re: forwarding signatures on stipulation from Wallach and debtor's officers.	0.15	400.000	60.00
		10/13/10	Conf with trustee, re: status of settlement with ALG.	0.35	400.000	140.00
		10/14/10	IOC with FS re: discovery and litigation strategy for adv pro with Leeds Morelli and Isserlis	0.50	400.000	200.00
		10/14/10	Prep of correspondence to Aryeh Haselkorn, re: requesting the name of each	0.15	400.000	60.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	10/15/10	person who signed stip on behalf of each ALG entity.	0.50	400.000	200.00
		10/15/10	IOC with FS re: legal and factual issues to be addressed in summary judgment motion against Leeds Morelli and Nancy Isserlis in adv pro	2.75	400.000	1,100.00
		10/15/10	Review of files relating to ALG litigation in prep for 9019 application.	3.50	400.000	1,400.00
		10/15/10	Commence prep of 9019 application, re: settlement of claims and causes of action against ALG entities.	0.25	400.000	100.00
		10/15/10	Tel. conf. with Aryeh Haselkorn (atty for ALG entities) and David Wander (atty for Wallach), re: signatures from Wallach, Jackson and Nezamooddeen are on original stipulation; need them to execute revised stipulation; Wander will obtain signatures from them.	0.10	400.000	40.00
		10/18/10	Review correspondence from David Wander, re: forwarded revised stip with Wallach's signature.	3.00	400.000	1,200.00
		10/18/10	Review documents relating to litigation brought by debtors against ALG in NJ which was dismissed without prejudice.	3.25	400.000	1,300.00
		10/19/10	Review all documents in connection with the liquidation proceeding of the debtor's subsidiaries (Eagle Insurance and Newark Insurance) brought by the New Jersey Department of Banking and Insurance; analysis of whether estate had any claim remaining claim against ALG based upon allegations in NJ litigation which had been dismissed without prejudice.	0.30	400.000	120.00
		10/19/10	IOC with FS re: strategy for establishing preference for LMB summary judgment motion for adv pro	0.40	400.000	160.00
		10/19/10	Tel. conf. with Bill Puskas, NJ Attorney General's Office, re: New Jersey litigation involving the debtor's, Eagle, Newark and ALG.	0.30	400.000	120.00
		10/19/10	Tel. conf. with David Wander, aty for Wallach, re: stipulation with ALG; awaiting signature pages from Phil Deen and Jasper Jackson; discussed claims which had been asserted in New Jersey litigation and whether any claims still exist.	4.50	400.000	1,800.00
		10/20/10	Commence preparation of 9019 application settling all claims by and between the debtors' estates and ALG.	0.15	400.000	60.00
		10/20/10	Tel. conf. with Jeffrey Stark, debtor's state court counsel in OneBeacon litigation, re: escrow funds which his firm (Meyer Suozzi) is currently holding.	0.15	400.000	60.00
		10/20/10	Prep of correspondence to Jeffrey Stark, at Meyer Suozzi, re: accounting for	0.15	400.000	60.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		remaining funds being held in escrow from the OneBeacon litigation.			
		10/21/10	Review motion by counsel for Nancy Isserlis, re: seeking withdrawal of reference with respect to adversary proceeding and cross-claims.	0.50	400.000	200.00
		10/21/10	Conf. with F. Strong, re: issues raised in Isserlis motion seeking withdrawal of reference.	0.50	400.000	200.00
		10/22/10	IOC with F.S. re: procedural issues related to Isserlis' withdrawal of reference motion	0.75	400.000	300.00
		10/22/10	Review and revise Rule 11 letter prepared by F. Strong to atty for Nancy Isserlis in connection with his motion for district court to withdraw reference.	0.50	400.000	200.00
		10/22/10	Conf. with F. Strong, re: issues in Rule 11 letter to counsel for Nancy Isserlis relating to his motion for withdrawal of reference.	0.50	400.000	200.00
		10/22/10	Review correspondence from David Wander, atty for Wallach, re: obtaining signature of Jasper Jackson on ALG stipulation.	0.15	400.000	60.00
		10/26/10	Review correspondence from David Wander, atty for Wallach, re: ALG Stipulation.	0.10	400.000	40.00
		10/26/10	Review correspondence from Aryeh Haselkorn, atty for ALG, re: stipulation.	0.10	400.000	40.00
		10/26/10	Prep of response to correspondence from Aryeh Haselkorn, re: ALG stipulation.	0.10	400.000	40.00
		10/26/10	Prep of correspondence to Jeffrey Stark, debtor's state court counsel in OneBeacon litigation, re: accounting for escrow funds which his firm continues to hold.	0.15	400.000	60.00
		10/27/10	Review accounting provided by Meyer Suozzi, re: escrow funds from OneBeacon litigation.	0.15	400.000	60.00
		10/28/10	Continued prep of 9019 application, re: ALG litigation.	5.00	400.000	2,000.00
		10/29/10	Review and revise 9019 application, re: ALG litigation.	1.75	400.000	700.00
		10/29/10	Conf. with trustee, re: 9019 application with ALG entities.	0.50	400.000	200.00
		10/29/10	Review correspondence from Wayne Greenwald, atty for Nancy Isserlis in adv. pro., to Court, re: requesting extension of time to complete discovery.	0.15	400.000	60.00
		11/01/10	Conf. with F. Strong, re: request by counsel for Nancy Isserlis for an extension of time to complete discovery.	0.20	400.000	80.00
		11/01/10	Review draft of correspondence to Court prepared by F. Strong, re: opposing request by counsel for Nancy Isserlis for an extension of time to complete	0.25	400.000	100.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	11/01/10	Review relevant Bankruptcy Rules and Rules of Civil Procedure in connection with request by counsel for Nancy Isserlis for extension of time to complete discovery.	0.35	400.000	140.00
		11/01/10	Final review and revisions to 9019 application, re: settlement of claims with AIG entities.	2.00	400.000	800.00
		11/02/10	Conf. with F. Strong, re: motion for summary judgment against Leeds Morelli/Isserlis; motion to preclude as against defendant Isserlis in adv. pro.	0.25	400.000	100.00
		11/09/10	Review and revise motion for summary judgment in adv. pro. vs. Leeds Morelli and Nancy Isserlis; preparation of additional comments.	2.75	400.000	1,100.00
		11/16/10	Review, revise and prepare comments, re: memo of law in support of summary judgment motion in adv. pro. vs. Nancy Isserlis and Leeds Morelli.	3.50	400.000	1,400.00
		11/17/10	Conf. with F. Strong, re: memo of law in support of summary judgment motion in adv. pro. vs. Isserlis and Leeds Morelli; additional facts not is dispute which must be included in application in support of summary judgment motion.	0.50	400.000	200.00
		11/24/10	Conf with F. Strong, re: legal arguments relating to summary judgment motion.	0.35	400.000	140.00
		11/30/10	Review and revise affirmation of F. Strong in support of trustee's motion for summary judgment and Statement of Material Facts in adversary proceeding against Nancy Isserlis and Leeds Morelli.	2.50	400.000	1,000.00
		11/30/10	Review and revise memorandum of law in support of trustee's motion for summary judgment in adv. pro. vs. Nancy Isserlis and Leeds Morelli.	1.50	400.000	600.00
		12/02/10	Tel. conf. with Adam Zurofsky and Aryeh Haselkorn, attys for AIG, re: cross-motion and opposition to 9019 motion filed by Kostelanitz & Fink.	0.20	400.000	80.00
		12/02/10	Review of opposition and cross-motion by Kostelanitz & Fink, re: trustee's 9019 application and K&F's application for an order recognizing a statutory charging lien against proceeds of any recovery in AIG litigations.	3.00	400.000	1,200.00
		12/02/10	Legal research, re: issues relating to whether Kostelanitz forfeited its charging lien under Judiciary Law Section 475 in refusing to be retained as special counsel to the trustee.	3.25	400.000	1,300.00
		12/02/10	Conf. with trustee, re: issues relating to Kostelanitz & Fink's cross-motion for order recognizing a charging lien against any proceeds in AIG litigation.	0.50	400.000	200.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	12/06/10	Legal research, re: charging lien claimed by Kostelanitz & Fink; whether it would attach to fund created from settlement proceeds in One Beacon litigation.	2.50	400,000	1,000.00
		12/06/10	Legal research, re: charging lien claimed by Kostelanitz & Fink; re: whether refusal by K&F to be retained as special counsel was without good cause so as to constitute a forfeiture of its charging lien.	1.50	400,000	600.00
		12/07/10	Commence preparation of draft of reply to opposition of Kostelanitz & Fink to 9019 application seeking approval of settlement with ALG and opposition to cross-motion of Kostelanitz & Fink seeking order recognizing charging lien.	3.40	400,000	1,360.00
		12/07/10	Cont'd prep of reply and opposition to cross-motion of Kostelanitz & Fink seeking order recognizing charging lien.	1.50	400,000	600.00
		12/07/10	Review and revise reply to Kostelanitz & Fink opposition to trustee's 9019 motion and in opposition to Kostelanitz & Fink's cross-motion seeking order recognizing charging lien.	1.00	400,000	400.00
		12/08/10	Court appearance, re: 9019 application seeking order approving settlement with ALG; motion for order approving sale of estate's interest in claims against Wallach estate; cross-motion by Kostelanitz & Fink for an order recognizing charging lien against ALG settlement proceeds.	3.25	400,000	1,300.00
		12/08/10	Conf. with trustee, re: result of court appearance; discussed substance of oral argument concerning Kostelanitz & Fink's cross motion for an order recognizing a charging lien and the Court's comments concerning sale of estate's interest in claims against Wallach estate.	0.50	400,000	200.00
		12/08/10	Conf. with F. Strong, re: additional legal research to be performed in connection with Kostelanitz & Fink's cross-motion for an order recognizing a charging lien. Discussed issues to be researched and points to be addressed in a memo of law in opposition to K&F's cross-motion.	0.50	400,000	200.00
		12/08/10	Tel. conf. with David Wander and trustee, re: withdrawal of trustee's motion for order authorizing sale of claim against Wallach estate.	0.25	400,000	100.00
		12/09/10	Review cross-motion of Leeds Morelli & Brown seeking summary judgment dismissing complaint, statement of material facts not in dispute, opposition to trustee's motion for summary judgment and memo of law.	1.50	400,000	600.00
		12/09/10	Conf. with F. Strong, re: cross-motion by Leeds Morelli, legal issues raised in their memo of law.	0.25	400,000	100.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	12/09/10	Conf. with F. Strong, re: legal issues being addressed in response to cross-motion of Leeds Morelli for summary judgment and in reply to opposition of Leeds Morelli to trustee's motion for summary judgment.	0.40	400.000	160.00
		12/09/10	Review joint pre-trial memo between trustee and Leeds Morelli.	0.75	400.000	300.00
		12/10/10	Review and revise response to cross-motion of Leeds Morelli for summary judgment and reply to opposition of Leeds Morelli to trustee's motion for summary judgment.	1.00	400.000	400.00
		12/13/10	Conf with F. Strong, re: issues related to SJ motion raised by Court at hearing and strategy for trial in adv. pro. against Isserlis/Leeds Morelli which is scheduled to commence on 12/16.	0.50	400.000	200.00
		12/13/10	Review proposed order submitted to Court by Michelle Wallach granting trustee's motion for an order authorizing sale of trustee's interest in proof of claim filed in Wallach bankruptcy proceeding.	0.15	400.000	60.00
		12/13/10	Prep of correspondence to Court, re: trustee is withdrawing motion for an order authorizing sale of trustee' s interest in proof of claim filed in Wallach bankruptcy proceeding.	0.40	400.000	160.00
		12/13/10	Conf. with trustee, re: correspondence to Court concerning withdrawal of motion for an order authorizing sale of trustee's interest in proof of claim filed in Wallach bankruptcy proceeding.	0.25	400.000	100.00
		12/13/10	Revisions to correspondence to court, re: withdrawal of motion for an order authorizing trustee to sell interest in proof of claim filed in Wallach proceeding.	0.15	400.000	60.00
		12/13/10	Commence draft of proposed order approving stipulation with AIG.	1.00	400.000	400.00
		12/14/10	Conf. with F. Strong, re: legal issues and strategy, re: trial against Isserlis/Leeds Morelli which is scheduled to commence on 12/16.	0.25	400.000	100.00
		12/14/10	Review file for trial in adv. pro. vs. Leeds Morelli; review exhibits to be entered into evidence; review exhibits which adversary wants to enter into evidence; general trial preparation.	4.50	400.000	1,800.00
		12/14/10	Review case law relating to issues which are subject of adversary proceeding against Leeds Morelli; analyze application of case law to facts in case.	3.00	400.000	1,200.00
		12/15/10	Conf. with F. Strong and trustee, re: settlement of adv. pro. vs. Isserlis; discussed legal issues and trial strategy for adv. pro. vs. Leeds Morelli.	0.50	400.000	200.00
		12/15/10	Review amended joint pre-trial memo in adv. pro. vs. Leeds Morelli.	0.35	400.000	140.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	12/15/10	Conf. with F. Strong, re: amendments to joint pre-trial memorandum.	0.35	400.000	140.00
		12/15/10	Review correspondence from David Wander, atty for Wallach, re: in response to trustee's submission of letter to Court withdrawing motion for an order authorizing sale of interest in proof of claim in Wallach proceeding.	0.15	400.000	60.00
		12/15/10	Conf. with trustee, re: correspondence from Wander concerning withdrawal of motion; trustee wants to submit an order to the Court approving the withdrawal.	0.25	400.000	100.00
		12/15/10	Prep of proposed order approving withdrawal of trustee's motion for an order authorizing sale of interest in proof of claim in Wallach case.	0.50	400.000	200.00
		12/15/10	Review trustee's comments and make revisions to proposed order approving withdrawal of motion seeking order authorizing sale of interest in proof of claim in Wallach bankruptcy proceeding.	0.35	400.000	140.00
		12/15/10	Prep of notice of submission of proposed order; serve proposed order with notice of submission upon interested parties; submit proposed order to Court for signature.	0.35	400.000	140.00
		12/15/10	Review correspondence from David Wander, atty for Wallach, re: submission of proposed order approving withdrawal of trustee's motion.	0.10	400.000	40.00
		12/15/10	Continued preparation for trial in adv. pro. vs. Isserlis/Leeds Morelli.	5.50	400.000	2,200.00
		12/15/10	Conf. with F. Strong, re: terms of stipulation of settlement with Nancy Isserlis.	0.50	400.000	200.00
		12/16/10	Review correspondence from Michelle Wallach, re: her intentions with respect to proof of claim filed by trustee in Wallach bankruptcy proceeding once court enters order approving sale.	0.15	400.000	60.00
		12/16/10	Court appearance for trial in adv. pro. vs. Leeds Morelli.	7.00	400.000	2,800.00
		12/16/10	Conf. with trustee and F. Strong, re: testimony at trial; discussed issues which the Court wants addressed in post-trial briefs.	1.00	400.000	400.00
		12/17/10	Conf. with trustee, re: submission of proposed order by Michelle Wallach on trustee's motion for an order authorizing sale of interest in proof of claim.	0.25	400.000	100.00
		12/17/10	Review order approving withdrawal of trustee's motion, re: sale of interest in proof of claim in Wallach bankruptcy proceeding.	0.10	400.000	40.00
		12/17/10	Tel. conf. with Anyeh Haselkorn, atty for ALG, re: proposed order approving settlement with ALG.	0.15	400.000	60.00
		12/22/10	Continued draft of proposed order authorizing settlement of all claims and	1.50	400.000	600.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		causes of action by and between the Estates and the AIG Parties.			
		12/22/10	Review and revise draft of proposed order authorizing settlement of all claims and causes of action by and between the Estates and the AIG Parties.	0.75	400.000	300.00
		12/22/10	Prep of correspondence to Aryeh Haselkorn, atty for AIG Parties, re: forwarding draft of proposed order authorizing settlement with AIG Parties.	0.15	400.000	60.00
		01/03/11	Conf. with trustee, re: notice of appeal filed by Michelle Wallach; issues on appeal, including de facto representation by David Wander and standing to file appeal.	0.25	400.000	100.00
		01/03/11	Conf. with F. Strong, re: issues relating to appeal filed by Michelle Wallach; legal research concerning Michelle Wallach's standing to appeal.	0.30	400.000	120.00
		01/05/11	Conf. with trustee, re: standing of Michelle Wallach to appeal court order approving trustee's withdrawal of motion concerning sale of claim against Wallach estate.	0.25	400.000	100.00
		01/05/11	Multiple conferences with F. Strong, re: cases relating to whether Michelle Wallach has standing to appeal court order authorizing trustee to withdraw motion.	0.50	400.000	200.00
		01/06/11	Conf. with trustee, re: issues relating to notice of appeal filed by Michelle Wallach, including issue of whether she has "standing" to proceed with the appeal and whether she is an aggrieved person.	0.30	400.000	120.00
		01/07/11	Review and analysis of transcript of trial held on December 16.	3.50	400.000	1,400.00
		01/11/11	Review appellant's designation of record on appeal, re: Michelle Wallach appeal).	0.25	400.000	100.00
		01/13/11	Review correspondence from Aryeh Haselkorn, atty for AIG to debtor's pre-petition counsel holding escrow funds from One Beacon litigation, re: release of funds in accordance with "So Ordered" stipulation.	0.20	400.000	80.00
		01/13/11	Prep of correspondence to Aryeh Haselkorn, atty for AIG, re: release of escrow funds to trustee in accordance with "So Ordered" Stipulation.	0.15	400.000	60.00
		01/13/11	Tel. conf. with Aryeh Haselkorn, atty for AIG, re: release of escrow funds in accordance with the Settlement Agreement.	0.10	400.000	40.00
		01/13/11	Tel. conf. with Jeffrey Stark, debtor's pre-petition counsel and escrowee, re: release of funds from escrow to Trustee in accordance with Stipulation between	0.15	400.000	60.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	01/13/11	Prep of correspondence to Jeffrey Stark (debtor's pre-petition counsel and escrowee) and Aryeh Haselkorn (counsel for AIG Parties), re: advising that conditions precedent to release of escrow funds in accordance with Settlement Agreement between Trustee and AIG Parties have been met; provide instructions for payment; request confirmation that effective date has passed from counsel for AIG.	0.15	400.000	60.00
		01/17/11	Further analysis of transcript from Leeds Morelli trial, issues defined by Court following trial to be included in post-trial memo.	5.50	400.000	2,200.00
		01/17/11	Conf. with F. Strong, re: issues relating to motion to dismiss appeal filed by Michelle Wallach based upon lack of standing.	0.25	400.000	100.00
		01/18/11	Legal research, re: Judiciary Law Section 475 charging lien in connection with cross-motion by Kostelanetz & Fink for lien against AIG settlement proceeds.	4.50	400.000	1,800.00
		01/19/11	Further research and analysis of applicability of Judiciary Law Section 475 charging lien asserted by Kostelanetz & Fink to facts.	3.70	400.000	1,480.00
		01/19/11	Review correspondence from Jeffrey Stark of Meyer Suozzi, re: release of escrow funds from One Beacon litigation; review proposed order directing release.	0.40	400.000	160.00
		01/19/11	Tel. conf. with Aryeh Haselkorn, atty for AIG, re: proposed order requested by Meyer Suozzi, re: directing release of the escrow funds in accordance with the Agreements.	0.20	400.000	80.00
		01/20/11	Prep of correspondence to Jeffrey Stark, re: release of funds, provided supporting documentation, including the Agreement in this case and the orders approving the Agreements in this case and the Wallach case.	0.25	400.000	100.00
		01/20/11	Prep of correspondence to David Wander (counsel for Wallach) and Aryeh Haselkorn (atty for AIG Parties), re: forwarding copy of agreement between AIG Parties and Wallach to Jeffrey Stark.	0.20	400.000	80.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	01/20/11	Review correspondence from David Wander, atty for Wallach, re: confirming that he has sent copy of Agreement between Wallach and AIG Parties to Jeffrey Stark.	0.10	400.000	40.00
		01/21/11	Review correspondence from Jeffrey Stark, re: whether trustee would agree to provide Meyer Suozzi with an indemnification instead of obtaining a court order directing the distribution of the escrow funds.	0.15	400.000	60.00
		01/24/11	Legal research, re: issues relating to charging lien being asserted by Kostelanetz & Fink (whether One Beacon proceeds are considered proceeds of AIG settlement, abandonment issue.	5.50	400.000	2,200.00
		01/25/11	Continued legal research, re: Kostelanetz & Fink charging lien, re: "affirmative recovery", "net proceeds" when there are claims by plaintiff and counterclaims by defendant; application of law to One Beacon proceeds.	4.50	400.000	1,800.00
		01/26/11	Continued legal research, re: Kostelanetz & Fink charging lien, effect of two retainer agreements (contingency fee agreement with respect to One Beacon funds and hourly fee retainer with respect to entire AIG lawsuit).	2.00	400.000	800.00
		01/27/11	Review and analyze reply affidavit of Brian Wille, re: in support of Kostelaneta & Fink cross-motion for order recognizing charging lien.	0.60	400.000	240.00
		01/27/11	Review and analyze reply memo of law filed by Kostelanetz & Fink in support of its cross-motion for an order recognizing a charging lien.	1.00	400.000	400.00
		01/27/11	Commence draft of memo of law in opposition to Kostelanetz & Fink's cross-motion, re: recognizing charging lien.	4.50	400.000	1,800.00
		01/28/11	IOC with F. Strong, re: requirements of post-trial brief; format; issues to be addressed; review of cases found in adv pro with Leeds Morelli	1.00	400.000	400.00
		01/28/11	Continued preparation of memo of law in opposition to Kostelanetz & Fink cross-motion, re: charging lien.	4.00	400.000	1,600.00
		01/28/11	Review correspondence from David Wander, re: Meyer Suozzi has agreed to proposed revisions in order directing release of escrow funds.	0.10	400.000	40.00
		01/28/11	Review revised proposed order authorizing distribution of escrow funds by Meyer Suozzi.	0.15	400.000	60.00
		01/28/11	Tel. conf. with David Wander, re: submission of proposed order authorizing release of escrow funds by Meyer Suozzi.	0.10	400.000	40.00
		01/31/11	Review Proposed findings of fact, conclusions of law and post-trial brief filed by	1.00	400.000	400.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

**Case No:** 808-74573  
**Case Type:** Assets

**Case Name:** THE ROBERT PLAN CORPORATION  
**Judge:** ROBERT E. GROSSMAN

**Petition Date:** 08/25/08  
**341a Meeting:** 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		Leeds Morelli in adv. pro.			
		01/31/11	Reviewed and revised trustee's post-trial memo, proposed findings of fact and conclusions of law in Leeds Morelli adv. pro.	2.00	400.000	800.00
		01/31/11	Conf. with F. Strong, re: post-trial memo, proposed findings of fact and conclusions of law in Leeds Morelli adv. pro.	0.50	400.000	200.00
		01/31/11	Tel. conf. with Usman Mohammed, re: discussing potential settlement of Kostelanez & Fink cross-motion concerning charging lien.	0.35	400.000	140.00
		01/31/11	Conf. with trustee, re: potential settlement of Kostelanez & Fink charging lien.	0.40	400.000	160.00
		02/01/11	Multiple conferences with trustee, re: settlement negotiations with Kostelanez & Fink concerning their asserted charging lien.	0.50	400.000	200.00
		02/01/11	Multiple conferences with Usman Mohammed, atty for Kostelanez & Fink, re: settlement negotiations concerning their asserted charging lien.	0.75	400.000	300.00
		02/01/11	Tel. conf. with Cathy Cozzette and Usman Mohammed (counsel for Kostelanez & Fink), re: Court has determined that hearing on K&F cross-motion will not go forward because request for relief sought must be brought by adversary proceeding.	0.10	400.000	40.00
		02/01/11	Prep of correspondence to Court, re: submission of proposed order authorizing distribution of escrow funds by Meyer Suozzi.	0.25	400.000	100.00
		02/01/11	Prep of correspondence to David Wander, re: cover letter being sent to Court explaining request for additional order authorizing distribution of escrow funds by Meyer Suozzi.	0.10	400.000	40.00
		02/01/11	Conf. with trustee, re: legal arguments advanced by Leeds Morelli in its post-trial memo.	0.50	400.000	200.00
		02/02/11	Continued negotiations with Usman Mohammed, re: resolving charging lien being asserted by Kostelanez & Fink.	0.15	400.000	60.00
		02/02/11	Conf. with trustee, re: negotiations with Kostelanez & Fink concerning resolution of asserted charging lien.	0.35	400.000	140.00
		02/02/11	Review correspondence from David Wander, re: consenting to content of cover letter to Court concerning request for additional order authorizing distribution of escrow funds by Meyer Suozzi; e-file letter request to Court, re: proposed order authorizing distribution of escrow funds by Meyer Suozzi; download proposed	0.25	400.000	100.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		order in Court's ecf system.			
		02/03/11	Review and revise 9019 application, re: settlement of adv. proceeding vs. Nancy Isserlis.	1.25	400.000	500.00
		02/03/11	Conf. with N. Asnen and F. Strong, re: 9019 application in adv. pro. vs. Nancy Isserlis; discussed notice of application in light of settlement provision which permits Isserlis counsel to seek order limiting notice (which application he never filed).	0.50	400.000	200.00
		02/07/11	Perform legal research, re: case law relating to issues in Leeds Morelli Brown post-trial memo; analysis of issues; distinguishing cases relied upon by Leeds Morelli.	3.75	400.000	1,500.00
		02/08/11	Review correspondence from J. Stark, of Meyer Suozzi, re: distribution of \$900,000.00 from escrow account in accordance with court order.	0.15	400.000	60.00
		02/08/11	Tel. conf. with Usman Mohammed, of Kostelanetz & Fink, re: negotiating settlement of their claimed charging lien against \$900,000.00 settlement proceeds from ALG litigation.	0.15	400.000	60.00
		02/10/11	Review revised 9019 application, re: seeking approval of stipulation of settlement with Nancy Isserlis in adv. pro.	0.50	400.000	200.00
		02/10/11	Conf. with F. Strong, re: issues being addressed in reply memo in adv. pro. vs. Leeds Morelli.	0.50	400.000	200.00
		02/11/11	Final review of 9019 application, re: settlement of adv. pro. vs. Nancy Isserlis.	0.40	400.000	160.00
		02/15/11	Review reply memo in support of trustee's position in Leeds Morelli adversary proceeding.	1.00	400.000	400.00
		02/15/11	Review reply brief filed by Leeds Morelli.	1.00	400.000	400.00
		02/15/11	Conf. with F. Strong, re: proposed revisions to trustee's post-trial reply brief in Leeds Morelli adv. pro.	0.75	400.000	300.00
		02/17/11	Review electronic transmittal of record on appeal (re: Michelle Wallach appeal) from Bankruptcy Court to District Court.	0.10	400.000	40.00
		02/22/11	Tel. conf. with Usman Mohammed, at Kostelanetz & Fink, re: settlement negotiations concerning their claim of charging lien against ALG proceeds.	0.35	400.000	140.00
		02/23/11	Review Notice of Docketing of Appeal by Michelle Wallach and Record on Appeal.	0.15	400.000	60.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	02/23/11	Conf. with trustee, re: settlement negotiations with Kostelanetz & Fink, re: asserted charging lien against ALG settlement proceeds.	0.35	400,000	140.00
		02/24/11	IOC with Fletcher S. re. local rules of District Court and Federal rules re. Michelle Wallach's appeal; relevant case on point from Second Circuit	0.50	400,000	200.00
		02/24/11	Tel. conf. with Usman Mohammed, atty for Kostelanetz & Fink, re: proposed settlement of their claim for a charging lien against ALG settlement proceeds.	0.30	400,000	120.00
		02/24/11	Review correspondence from counsel for ALG to Kostelanetz & Fink, re: affidavit needed from K&F in order to dispose of state court proceeding.	0.20	400,000	80.00
		02/24/11	Review briefing schedule, re: Michelle Wallach appeal; review EDNY Local Rules and Judge Spatt's chambers rules, in particular with respect the filing of trustee's motion to dismiss appeal.	0.35	400,000	140.00
		02/24/11	Review correspondence from Usman Mohammed, of Kostelanetz & Fink, re: proposed settlement of their cross-motion.	0.10	400,000	40.00
		02/24/11	Prep of correspondence to Usman Mohammed, of Kostelanetz & Fink, re: terms of proposed settlement of their cross-motion.	0.25	400,000	100.00
		02/24/11	Review draft of motion to dismiss appeal filed by Michelle Wallach; review file in connection with motion; revise application; prepare additional comments.	3.40	400,000	1,360.00
		02/24/11	Review correspondence from US District Court to Michelle Wallach, re: appeal, acknowledging receipt of appeal, assignment of case number and judge; responsibilities in connection with proceeding with appeal.	0.10	400,000	40.00
		02/24/11	Review notice of reassignment of Michelle Wallach's bankruptcy appeal from Judge Spatt to Judge Feuerstein; review Judge Feuerstein's chambers rules in connection with the filing of motions.	0.25	400,000	100.00
		02/25/11	Conf. with F. Strong, re: content of motion to dismiss appeal filed by Michelle Wallach	0.50	400,000	200.00
		02/25/11	Legal research, re: issue of standing with respect to appeal filed by Michelle Wallach; whether she would constitute an aggrieved party.	2.75	400,000	1,100.00
		03/01/11	Review correspondence from counsel for ALG to Kostelanetz & Fink, re: dismissal of state court lawsuit; affidavit from K&F, re: suspended corporate status of TRP of California; inability of TRP of California to defend lawsuit or prosecute any counterclaim while its corporate status is "Suspended"; reviewed proposed affidavit of Usman Mohammed, re: same, to be submitted in state	0.25	400,000	100.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	03/01/11	Review correspondence from Usman Mohammed, of Kostelanetz & Fink, re: settlement of their cross-claim seeking an order fixing chargin lien in their favor; prepare return correspondence responding to same.	0.20	400.000	80.00
		03/01/11	Prep of correspondence to Court, re: status of cross-motion by Kostelanetz & Fink seeking fixing of charging lien, parties' agreement in principle to a settlement; request for further holding date for control purposes to provide time to enter stipulation and to prepare and file a 9019 application seeking approval of the stipulation.	0.25	400.000	100.00
		03/01/11	Review chamber's rules of Judge Feuerstein in connection with motion to dismiss Michelle Wallach appeal; conf. with F. Strong, re: procedure for filing motion to dismiss appeal.	0.40	400.000	160.00
		03/01/11	Conf. with F. Strong, re: Judge Feuerstein's chamber's rules as they relate to procedure for filing motion to dismiss appeal.	0.25	400.000	100.00
		03/02/11	Review correspondence from atty for ALG to Kostelanetz & Fink, re: affidavit needed from K&F in state court lawsuit to finally dispose of lawsuit; review revised affidavit.	0.15	400.000	60.00
		03/02/11	Review correspondence from chambers, re: adjourning Kostelanetz & Fink cross-motion and making 9019 application returnable on the same date; prep of correspondence to K&F advising of adjourned date and that 9019 will be made returnable on same date.	0.25	400.000	100.00
		03/02/11	Initial review of memo of law in support of motion to dismiss appeal filed by Michelle Wallach; prep of written comments to F. Strong.	1.00	400.000	400.00
		03/03/11	Conf. with F. Strong, re: issues relating to substance of motion to dismiss Michelle Wallach appeal to District Court.	0.25	400.000	100.00
		03/03/11	Further revisions to motion to dismiss appeal by Michelle Wallach.	1.25	400.000	500.00
		03/03/11	Further revisions to memo of law in support of motion to dismiss Michelle Wallach appeal.	0.75	400.000	300.00
		03/04/11	Prep of letter of adjournment of cross-motion by Kostelanetz & Fink for holding purposes to be filed on ecf.	0.20	400.000	80.00
		03/04/11	Prep of correspondence to Usman Mohammad of Kostelanetz & Fink, re:	0.15	400.000	60.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

**Case No:** 808-74573  
**Case Type:** Assets

**Case Name:** THE ROBERT PLAN CORPORATION  
**Judge:** ROBERT E. GROSSMAN

**Petition Date:** 08/25/08  
**341a Meeting:** 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		adjournment of cross-motion.			
		03/09/11	Review briefing schedule issued by Judge Feuerstein in Michelle Wallach bankruptcy appeal.	0.10	400.000	40.00
		03/15/11	Review copy of correspondence from Adam Zurofsky, aty for ALG, to Justice Fried in NYS Supreme Court, together with proposed order of dismissal and exhibits, re: dismissal of state court litigation between ALG and debtor in accordance with stipulation of settlement which had been "So Ordered" by bankruptcy court.	0.35	400.000	140.00
		03/16/11	Review correspondence from Arneh Haselkorn, atty for ALG, including order signed by Justice Fried in state Supreme Court dismissing ALG litigation.	0.20	400.000	80.00
		03/17/11	Commence preparation of stipulation of settlement in connection with claim by Kostelanetz & Fink concerning charging lien against proceeds of settlement in ALG litigation.	2.25	400.000	900.00
		03/17/11	Review file documents in connection with prep of stipulation of settlement with Kostelanetz & Fink concerning charging lien.	1.50	400.000	600.00
		03/18/11	Continued preparation of stipulation of settlement with Kostelanetz & Fink, re: fixing K&F's charging lien against ALG settlement proceeds.	3.25	400.000	1,300.00
		03/18/11	Review and revise stipulation of settlement with Kostelanetz & Fink, re: charging lien.	0.75	400.000	300.00
		03/18/11	Conf. with trustee, re: stipulation of settlement with Kostelanetz & Fink, re: charging lien.	0.35	400.000	140.00
		03/18/11	Additional revisions to stipulation of settlement with Kostelanetz & Fink in accordance with trustee's comments.	0.50	400.000	200.00
		03/18/11	Prep of correspondence to Usman Mohammad, atty for Kostelanetz & Fink, re: attaching draft of stipulation of settlement concerning charging lien.	0.25	400.000	100.00
		03/22/11	Review affirmation of Michelle Wallach in opposition to trustee's motion to dismiss appeal; review supporting memo of law.	1.25	400.000	500.00
		03/22/11	Conf. with F. Strong, re: issues raised by Michelle Wallach in her opposition to trustee's motion to dismiss her appeal; items to be included in reply.	0.50	400.000	200.00
		03/28/11	Conf. with F. Strong, re: issues relating to Michelle Wallach's opposition to trustee's motion to dismiss her appeal. Issues to be addressed in trustee's	0.50	400.000	200.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

Period: 01/19/10 - 09/12/14

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	03/29/11	Review and revise reply to Michelle Wallach's opposition to trustee's motion to dismiss appeal.	1.20	400.000	480.00
		03/30/11	Tel. conf. with Usman Mohammad, re: negotiating revisions to stipulation between trustee and Kostelanetz & Fink.	0.30	400.000	120.00
		03/31/11	Conf. with trustee, re: revisions requested by Kostelanetz & Fink in stipulation.	0.25	400.000	100.00
		03/31/11	Tel. call to Usman Mohammad, atty for Kostelanetz & Fink, re: revisions to stipulation.	0.10	400.000	40.00
		04/01/11	Tel. conf. with Usman Mohammad, re: terms of stipulation with Kostelanetz & Fink.	0.25	400.000	100.00
		04/01/11	Review application by Counsel for Creditors' Committee in Wallach proceeding for leave to file an amicus brief in Michelle Wallach appeal.	0.75	400.000	300.00
		04/05/11	Review appellee's brief, re: Michelle Wallach appeal.	1.00	400.000	400.00
		04/06/11	Review stipulation with revisions sent back from Kostelanetz & Fink; make additional revisions.	0.75	400.000	300.00
		04/06/11	Conf. with trustee, re: revisions to Kostelanetz & Fink stipulation.	0.40	400.000	160.00
		04/06/11	Tel. conf. with Usman Mohammad, atty for Kostelanetz & Fink, re: revisions to stipulation.	0.25	400.000	100.00
		04/07/11	Review final draft of stipulation with Kostelanetz & Fink.	0.35	400.000	140.00
		04/07/11	Prep of correspondence to Usman Mohammad, at Kostelanetz & Fink, re: stipulation.	0.25	400.000	100.00
		04/14/11	Prep of 9019 application, re: settlement of controversy with Kostelanetz & Fink.	3.50	400.000	1,400.00
		04/15/11	Conf. with trustee, re: 9019 application seeking order authorizing settlement of controversy with Kostelanetz & Fink.	0.40	400.000	160.00
		04/15/11	Review and revise 9019 application, re: setting controversy with Kostelanetz & Fink.	1.25	400.000	500.00
		04/20/11	Review Michelle Wallach's reply brief in District Court appeal.	1.00	400.000	400.00
		04/26/11	Review correspondence from Harold Berzow, atty for debtor, re: settlement with Kostelanetz & Fink; requesting additional info.	0.15	400.000	60.00
		04/27/11	Prep of correspondence to Harold Berzow, atty for debtor, re: responding to request for additional info in connection with 9019 application in connection	0.35	400.000	140.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	04/27/11	Review further correspondence from Harold Berzow, re: Kostelanetz & Fink; respond to his inquiry.	0.15	400.000	60.00
		04/27/11	Review additional correspondence from Harold Berzow relating to Kostelanetz & Fink settlement.	0.15	400.000	60.00
		05/05/11	Review Court's memorandum decision in adv. pro vs. Leeds Morelli & Brown.	0.75	400.000	300.00
		05/05/11	Conf. with trustee, re: Court's memorandum decision in adv. pro. vs. Leeds Morelli & Brown.	0.50	400.000	200.00
		05/06/11	Prep for court appearance on 9019 motion with Kostelanetz & Fink.	0.50	400.000	200.00
		05/09/11	Court appearance, re: 9019 application, re: seeking approval of settlement with Kostelanetz & Fink.	2.00	400.000	800.00
		05/10/11	Conf. with trustee, re: seeking clarification of a case cited in Court's decision in adv. pro. vs Leeds Morelli Brown.	0.25	400.000	100.00
		05/11/11	Prep of proposed order authorizing settlement with Kostelanetz & Fink.	0.75	400.000	300.00
		05/11/11	Tel. conf. with Cathy Cozzette, Judge's Law Clerk, requesting clarification of case cited in Court's decision in adv. pro. vs. Leeds Morelli Brown.	0.20	400.000	80.00
		05/11/11	Tel. conf. with Cathy Cozzette, Judge's Law Clerk, re: Judge's response to request to clarify case cited in decision in adv. pro. vs. Leeds Morelli Brown.	0.10	400.000	40.00
		05/11/11	Review correspondence and documentation from Alexis Cirel, atty for Allu in litigation pending in US District Court concerning potential need for consent by trustee for a dismissal of the lawsuit.	0.40	400.000	160.00
		05/12/11	Review signed order approving settlement with Kostelanetz & Fink.	0.10	400.000	40.00
		05/19/11	Tel. conf. with Maria in Pergament's office (atys for creditors committee in Wallach bankruptcy), re: motion by Wallach creditors committee in District Court proceeding seeking leave to file an amicus brief.	0.20	400.000	80.00
		05/19/11	Conf. with trustee, re: motion by creditors committee in Wallach proceeding for leave to file amicus brief in connection with Michelle Wallach appeal.	0.25	400.000	100.00
		05/20/11	Review notification that motion for leave to file amicus brief in District Court was filed by counsel for Wallach creditors committee.	0.10	400.000	40.00
		05/23/11	Review correspondence from counsel for creditors committee in Wallach bankruptcy proceeding, re: filing of motion for leave to file an amicus brief.	0.15	400.000	60.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	05/26/11	Tel. conf. with Alexis Cirel, aty for AIU in US District Court action, re: whether consent of trustee is required in connection with dismissal of District Court case involving subsidiaries of debtor in liquidation.	0.35	400.000	140.00
		06/13/11	Review memorandum decision of US District Court Judge, re: denying Wallach's motion for leave to file an amicus brief in connection with Michelle Wallach appeal.	0.35	400.000	140.00
		06/13/11	Conf. with trustee, re: District Court's memorandum decision denying motion by counsel for creditor's committee in Wallach proceeding to file an amicus brief in connection with the Michelle Wallach appeal.	0.25	400.000	100.00
		06/20/11	Review District Court's memorandum decisions granting motion to dismiss the Michelle Wallach appeal.	0.50	400.000	200.00
		06/20/11	Conf. with trustee, re: District Court's memorandum decision granting trustee's motion to dismiss Michelle Wallach appeal.	0.25	400.000	100.00
		11/15/11	Tel. conf. with Stan Yang, US Trustee's Office, re: Wallach objection to RPC claim; Wallach's disclosure statement and proposed plan.	0.40	400.000	160.00
		11/16/11	Review Wallach's second amended disclosure statement.	1.50	400.000	600.00
		11/16/11	Conf. with trustee, re: treatment of RPC in Wallach's proposed plan; treatment of RPC claim for voting purposes.	0.40	400.000	160.00
		11/16/11	Review Wallach's objection to RPC claim.	1.25	400.000	500.00
		11/16/11	Conf. with trustee, re: basis for Wallach's objection to RPC claim; need to send Wallach's counsel a letter pursuant to Rule 9011.	0.35	400.000	140.00
		11/16/11	Review notice to take deposition served by Wallach's counsel upon Fletcher Strong; prep of correspondence to Wallach's counsel, re: advising that Fletcher Strong no longer works at office of trustee's counsel.	0.25	400.000	100.00
		11/17/11	Prep of letter to Wallach's counsel pursuant to Rule 9011 in connection with basis for objection to RPC claim.	1.00	400.000	400.00
		11/17/11	Revisions to Rule 9011 letter to Wallach's counsel in accordance with trustee's comments.	0.50	400.000	200.00
		11/18/11	Review response from Wallach's counsel to 9011 letter sent in connection with Wallach's objection to RPC claim.	0.20	400.000	80.00
		11/18/11	Conf. with trustee, re: response by Wallach's counsel to Rule 9011 letter in connection with Wallach's basis for objection to RPC claim.	0.30	400.000	120.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

Period: 01/19/10 - 09/12/14

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	11/18/11	Review Wallach's document demands in connection with Wallach's objection to RPC claim.	0.40	400.000	160.00
		11/18/11	Review documents relating to Wallach's first objection to RPC claim.	0.75	400.000	300.00
		11/18/11	Review subpoena issued by counsel for Wallach commanding Fletcher Strong to appear to be deposed.	0.15	400.000	60.00
		11/21/11	Conf. with trustee, re: Wallach's third amended disclosure statement.	0.25	400.000	100.00
		11/21/11	Review Wallach's third amended disclosure statement; review order approving Wallach's third amended disclosure statement.	1.00	400.000	400.00
		11/21/11	Conf. with trustee, re: documents demanded by Wallach from RPC estate; subpoena for Fletcher Strong to appear for a deposition.	0.30	400.000	120.00
		11/22/11	Tel. conf. with David Wander, atty for Wallach, re: objection to RPC claim; potential settlement of claim.	0.25	400.000	100.00
		11/23/11	Legal research, re: quashing subpoena issued by Wallach's counsel and served upon Fletcher Strong; document demand served upon trustee; reviewed statute and relevant case law in connection with issue of relevancy.	2.50	400.000	1,000.00
		11/23/11	Multiple tel. conferences with David Wander, atty for Wallach, re: subpoena issued and served upon Fletcher Strong and document demand served upon trustee.	0.40	400.000	160.00
		11/23/11	Tel conf. with NYS Dept of Taxation & Finance, re: whether Wallach would be personally responsible for payment of remaining taxes and interest owed by RPC to the extent they cannot be paid by RPC estate.	0.25	400.000	100.00
		11/29/11	Commence preparation of motion for a protective order and to quash subpoena in connection with Wallach objection to RPC claim.	2.75	400.000	1,100.00
		11/30/11	Prep of correspondence to David Wander, counsel for Wallach, re: claim objection; whether he would withdraw request for production of documents and subpoena.	0.25	400.000	100.00
		11/30/11	Review correspondence from David Wander, counsel for Wallach, re: he will not consent to withdraw subpoena or document demand in connection with Wallach objection to RPC claim.	0.15	400.000	60.00
		12/01/11	Tel. conf. with Ben Nagin, atty for Fletcher Strong, re: discussing action trustee would be taking with respect to subpoena served upon Fletcher Strong.	0.35	400.000	140.00
		12/02/11	Continued preparation of motion for a protective order and to quash subpoena	1.50	400.000	600.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		in connection with Wallach objection to RPC claim.			
		12/02/11	Review claim filed by Wallach in RPC proceeding; commence analysis of claim based upon information contained in rider which was unsubstantiated.	1.75	400.000	700.00
		12/02/11	Prep of proposed order scheduling a hearing on shortened notice, re: seeking order quashing subpoena and granting a protective order; prep of affirmation of good faith pursuant to LBR 7007-1	1.40	400.000	560.00
		12/05/11	Final review and revisions to proposed order and application for an order granting a protective order and quashing subpoena.	2.00	400.000	800.00
		12/05/11	Prep of correspondence to Ben Nagin, atty for Fletcher Strong, re: attaching copy of application for protective order and to quash subpoena.	0.15	400.000	60.00
		12/06/11	Take steps to properly serve order scheduling hearing on shortened notice to consider trustee's request for a protective order and an order quashing subpoena served by Wallach upon Fletcher Strong; preparation and electronic filing of affidavit of service.	1.00	400.000	400.00
		12/06/11	Tel. conf. with Ben Nagin, atty for Fletcher Strong, re: he will be filing a limited joinder to trustee's application to the extent it seeks to quash subpoena served upon Fletcher Strong.	0.30	400.000	120.00
		12/06/11	Review correspondence from Ben Nagin, atty for Fletcher Strong, to David Wandaer, atty for Wallach, re: requesting that the subpoena served upon Strong be withdrawn.	0.15	400.000	60.00
		12/06/11	Prep of correspondence to Ben Nagin, atty for Fletcher Strong, re: including filed application for an order granting a protective order and quashing subpoena, good faith affirmation, exhibits and order scheduling hearing.	0.35	400.000	140.00
		12/06/11	Tel. conf. with David Wandaer, re: application for an order scheduling hearing on shortened notice to consider trustee's application for a protective order and an order quashing a subpoena.	0.25	400.000	100.00
		12/07/11	Review limited joinder filed by Ben Nagin, atty for Fletcher Strong, re: in support of trustee's application for an order quashing the subpoena.	0.30	400.000	120.00
		12/08/11	Review opposition filed by Robert Wallach in connection with motion for a protective order and to quash subpoena.	0.35	400.000	140.00
		12/08/11	Prep for court appearance in connection with motion for a protective order and	1.00	400.000	400.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	12/08/11	Court appearance, re: motion for a protective order and to quash subpoena.	4.00	400.000	1,600.00
		12/08/11	Conf. with trustee, re: results of hearing on motion for a protective order and to quash subpoena.	0.35	400.000	140.00
		12/08/11	Tel. conf. with David Wander, atty for Robert Wallach, re: negotiating a settlement of Wallach's objection to the RPC claim in the Wallach proceeding.	0.35	400.000	140.00
		12/08/11	Review and analyze Wallach's objection to trustee's motion for a protective order and for an order quashing the subpoena.	0.75	400.000	300.00
		12/09/11	Legal research, re: issues relating to objection by Wallach estate to proof of claim filed by RPC trustee.	1.50	400.000	600.00
		12/09/11	Tel. conf. with Phil Deen, former CFO of Debtor, re: proof of claim filed in Robert Wallach estate; loans from debtor to Wallach.	0.40	400.000	160.00
		12/09/11	Tel. conf. with David Wander, atty for Robert Wallach, re: issues relating to possible settlement of Wallach's objection to RPC claim.	0.40	400.000	160.00
		12/09/11	Prep of correspondence to Phil Deen, re: loans from debtor to Robert Wallach.	0.25	400.000	100.00
		12/09/11	Prep of correspondence to David Wander, atty for Wallach, re: extending time to object to Wallach's motion to expunge RPC claim.	0.15	400.000	60.00
		12/09/11	Prep of correspondence to David Wander, atty for Wallach, re: providing copy of notice to creditors in Section 363 proceeding in which Wander was involved evidencing compliance by trustee with local rules	0.25	400.000	100.00
		12/14/11	Tel. conf. with David Wander, re: resolution of Wallach's objection to RPC claim; adjourning hearing on motion in light of good faith negotiations.	0.25	400.000	100.00
		12/15/11	Review spreadsheet prepared by Wallach's counsel in connection with RPC proof of claim setting forth Wallach's claimed beginning loan balance and offsets.	0.25	400.000	100.00
		12/16/11	Review documentation relating to RPC claim in the Wallach proceeding; analyze loan balance and offsets claimed by Wallach.	1.75	400.000	700.00
		12/19/11	Review ALG documents in connection with RPC claim against Wallach estate.	1.00	400.000	400.00
		12/20/11	Continued review and analysis of documents relating to RPC claim in Wallach proceeding; including Wallach's claimed loan balance and offsets.	1.50	400.000	600.00
		12/20/11	Review correspondence from David Wander, atty for Wallach, including	0.25	400.000	100.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		amended spreadsheet, relating to Wallach objection to RPC claim.			
		12/20/11	Conf. with trustee, re: analysis of figures used by Wallach in connection with objection to proof of claim filed by RPC in the Wallach proceeding.	0.40	400.000	160.00
		12/20/11	Prep of correspondence to David Wander, aty for Wallach, re: his analysis of Wallach loan balances and offsets relating to RPC proof of claim in Wallach proceeding.	0.30	400.000	120.00
		12/20/11	Further conference with trustee, re: RPC claim in Wallach proceeding; Wallach analysis.	0.25	400.000	100.00
		12/20/11	Prep additional correspondence to David Wander, re: issues relating to Wallach analysis of RPC proof of claim.	0.25	400.000	100.00
		12/20/11	Review affirmation of David Wander in support of confirmation of Wallach's plan of reorganization.	0.65	400.000	260.00
		12/21/11	Court appearance, re: Wallach confirmation hearing; Wallach objection to RPC claim; RPC application for a protective order and order quashing subpoena.	3.50	400.000	1,400.00
		01/05/12	Tel. conf. with David Wander, aty for Robert Wallach, re: objection to RPC proof of claim filed in Wallach proceeding.	0.30	400.000	120.00
		01/05/12	Review correspondence from David Wander, aty for Robert Wallach, re: objection to RPC proof of claim in Wallach proceeding.	0.10	400.000	40.00
		01/10/12	Review correspondence from David Wander, aty for Wallach, re: objection to RPC claim; prep of return correspondence to Wander.	0.20	400.000	80.00
		01/11/12	Review Order Confirming Robert Wallach's Third Amended Plan of Reorganization.	0.30	400.000	120.00
		01/11/12	Review correspondence from David Wander, attorney for Robert Wallach, re: Wallach objection to RPC claim.	0.10	400.000	40.00
		01/13/12	Review correspondence from David Wander, aty for Wallach, re: Wallach objection to RPC claim; preparation of respose to Wander.	0.25	400.000	100.00
		01/18/12	Prep for conference with David Wander, aty for Wallach, re: settlement of Wallach's objection to claim filed by trustee in his bankruptcy proceeding.	1.75	400.000	700.00
		01/18/12	Conf. with trustee, re: issues relating to the claim objection filed in the Wallach proceeding.	0.50	400.000	200.00
		01/18/12	Tel. conf. with David Wander, aty for Wallach, re: negotiating settlement of	0.85	400.000	340.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		claim objection filed by Wallach in his bankruptcy proceeding.			
		01/18/12	Prep of correspondence to David Wander, atty for Wallach, re: analysis of RPC proof of claim; starting loan balance used by Wallach as opposed to starting balance used by RPC.	0.30	400.000	120.00
		01/19/12	Tel. conf. with David Wander, attorney for Robert Wallach, re: continued negotiations relating to objection to claim filed in Wallach bankruptcy proceeding.	1.00	400.000	400.00
		01/20/12	Tel. conf. with Adam Zurofsky, atty for AIG, re: Robert Wallach's objection to trustee's claim in Wallach bankruptcy proceeding.	0.25	400.000	100.00
		01/20/12	Tel. conf. with David Wander, atty for Robert Wallach, re: issues relating to potential settlement of Wallach's objection to trustee's claim in Wallach bankruptcy proceeding.	0.25	400.000	100.00
		01/20/12	Review correspondence from David Wander, re: issues relating to RPC proof of claim in Wallach proceeding; advances to Wallach during 2005.	0.10	400.000	40.00
		01/23/12	Tel. conf. with David Wander, atty for Robert Wallach, re: issues relating to potential settlement of objection to trustee's claim against Wallach estate.	1.10	400.000	440.00
		01/25/12	Tel. conf. with David Wander, atty for Robert Wallach, re: settlement of claim objection filed by Wallach.	0.20	400.000	80.00
		01/25/12	Prep of correspondence to David Wander, atty for Wallach, re: settlement of Wallach objection to RPC proof of claim filed in Wallach proceeding; receive confirmation of our understanding from Wander.	0.40	400.000	160.00
		01/25/12	Conf. with trustee, re: settlement negotiations with Robert Wallach's counsel concerning Wallach's objection to RPC proof of claim in Wallach proceeding.	0.35	400.000	140.00
		01/27/12	Review draft of 9019 application prepared by David Wander in the Wallach bankruptcy proceeding.	0.40	400.000	160.00
		01/27/12	Prep of comments on Wallach 9019 application; forward comments to Wander.	0.25	400.000	100.00
		01/27/12	Review red-lined draft of Wallach 9019 application. Send additional comments.	0.30	400.000	120.00
		01/27/12	Review proposed order in Wallach proceeding resolving objection to RPC claim; prepare comments on language in proposed order and forward to David Wander.	0.35	400.000	140.00
		01/27/12	Review correspondence from David Wander, re: language in proposed order	0.10	400.000	40.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573  
Case Type: Assets

Case Name: THE ROBERT PLAN CORPORATION  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION		resolving claim objection.			
		01/27/12	Review filed copy of Wallach's 9019 application and proposed order in connection with settlement of Wallach objection to RPC claim.	0.35	400.000	140.00
		02/06/12	Review amended order confirming Robert Wallach's Third Amended Plan of Reorganization which modifies effective date.	0.10	400.000	40.00
		02/08/12	Preparation of draft of 9019 application, re: settlement of Wallach objection to RPC proof of claim filed in the Wallach bankruptcy proceeding.	2.50	400.000	1,000.00
		02/09/12	Review and revise draft of 9019 application, re: Wallach objection to RPC proof of claim; prep draft of notice of motion; prep draft of proposed order	1.50	400.000	600.00
		02/09/12	Conf. with trustee, re: 9019 application relating to settlement of Wallach objection to RPC proof of claim in Wallach proceeding; discussed current status of Wallach proceeding.	0.40	400.000	160.00
		02/10/12	Final review and revisions to 9019 application, notice of motion and proposed order, re: settling Wallach's objection to proof of claim filed in Wallach proceeding.	1.00	400.000	400.00
		02/28/12	Tel. conf. with David Wander, atty for Robert Wallach, re: 9019 application to settle Wallach's objection to trustee's claim in the Wallach proceeding.	0.15	400.000	60.00
		03/05/12	Court appearance, re: 9019 applications by RPC and by Wallach, and hearing on court's OSC to convert Wallach case to Chapter 7.	2.50	400.000	1,000.00
		03/05/12	Conf. with trustee, re: hearing on conversion of Wallach's case to Chapter 7; need to work out new settlement of claims between this estate and Wallach estate with appointed Chapter 7 trustee of Wallach estate; which will then have to be re-noticed.	0.25	400.000	100.00
		03/14/12	Conf. with trustee, re: settlement of cross-claims by and between Trustee and Estate of Robert Wallach; efforts to be made to reach agreement concerning the claims with trustee of Wallach estate.	0.25	400.000	100.00
		09/06/12	Review memorandum of decision and order of District Judge Spatt, re: Isserlis motion to withdraw reference of the cross-claims in the adversary proceeding against Leeds, Morelli & Brown.	0.10	450.000	45.00
		07/19/13	Tel. conf. with Clavel Leiriche, creditor, concerning his pre-petition wage claim.	0.25	450.000	112.50

# Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 01/19/10 - 09/12/14

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
Subtotal for Staff Name: STEVEN SHEINWALD						
				393.15		\$157,140.00
Total for Case: 808-74573				873.10		\$304,340.00

Total for Trustee: **KENNETH KIRSCHENBAUM**

873.10      \$304,340.00

<b>Grand Total:</b>	873.10	\$304,340.00
---------------------	--------	--------------

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG	LAW CLERK	04/07/10	Review debtor's filed operating reports to confirm non-payment of salary during specific time periods in preparation for possible claims objection against NYS taxing authority	0.50	200.000	100.00
		04/20/10	IOC with the Trustee on Trustee's possible response to a motion filed by Liberty Mutual to reopen for consideration whether two officers at Robert Plan should be indemnified in the Liberty Mutual adversary proceeding	0.25	200.000	50.00
		04/20/10	revised complaint for adversary proceeding against Leeds Morelli Brown re. disgorgement of attorneys' fees per my and Steve's revisions	1.25	200.000	250.00
		04/21/10	Conf. with S. Sheinwald, re: reply to Ruskin Moscou counter-claim.	0.25	200.000	50.00
		04/21/10	Conf. with S. Sheinwald, re: Leeds Morelli complaint.	0.30	200.000	60.00
		04/22/10	reviewed case file of Liberty Mutual adversary proceeding against Phil Deen and Jackson re. indemnification of officers in light of their request for Trustee signing off on their indemnification in state court contempt proceeding	0.75	200.000	150.00
		04/22/10	IOC with Trustee on objection to Liberty Mutual's motion to vacate the preliminary injunction to proceed with state court contempt proceeding against Robert Plan employees in Liberty Mutual adversary proceeding	0.15	200.000	30.00
		04/22/10	began researching substance of legal claim brought by Liberty Mutual and the Trustee's proposed response in Liberty Mutual adv pro.	0.25	200.000	50.00
		04/23/10	IOC with Tal on law review articles available on Section 704(a)(1) after BAPCPA to aid in ERISA/pension plan research	0.25	200.000	50.00
		04/23/10	researched legal basis for drafting affirmation in opposition to Liberty's motion to vacate prelin injunction. Drafted preliminary statement, facts. Researched legal basis under NY law to uphold validity of restraining notice as against garnishee and validity of Liberty's POC as against both debtors in Liberty Mutual adv. pro.	2.30	200.000	460.00
		04/23/10	Began to draft argument in affirmation in opposition to vacating prelin injunction as against officers of debtors in Liberty adv pro	0.75	200.000	150.00
		04/26/10	Drafted, revised affirmation; prepared exhibits for Trustee's opposition to Liberty's motion to vacate prelin injunction in Liberty Mutual adv pro	1.50	200.000	300.00
		04/26/10	IOC with Steve on Trustee's position to oppose preliminary injunction in favor of RP employees in Liberty Mutual adv pro	0.15	200.000	30.00
		04/26/10	IOC with Trustee on his position to oppose preliminary injunction and strategy	0.15	200.000	30.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

**Case No:** 808-74573  
**Case Type:** Assets

**Case Name:** THE ROBERT PLAN CORPORATION  
**Judge:** ROBERT E. GROSSMAN

**Petition Date:** 08/25/08  
**341a Meeting:** 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG LAW CLERK		04/26/10	discussion in Liberty Mutual adv pro	0.25	200.000	50.00
		04/26/10	researched through RPC and RPNY bank statements to find any relevant payments to Liberty Mutual to pay off judgment Liberty had against debtors from state court			
		04/26/10	IOC with Trustee on revisions to opposition of motion to vacate prelim injunction in Liberty adv pro	0.10	200.000	20.00
		04/26/10	revised affirmation in opposition to Liberty's motion to vacate prelim inj per Trustee's instructions - adding legal analysis of District Court	1.40	200.000	280.00
		04/27/10	revised affirmation in opposition to Liberty's motion to vacate preliminary injunction per Trustee's instructions; revised + compiled exhibits for Liberty Mutual adv pro.	0.75	200.000	150.00
		04/29/10	verified ERISA/pension plan research allowing Trustee to hire experts to administer plan be paid from pension plan assets	0.50	200.000	100.00
		04/29/10	telephone conference with Phil Deen on contact at Fidelity Insurance and correspondence Deen had in past with Fidelity re. KK taking over retirement plan	0.10	200.000	20.00
		04/29/10	drafted letter to Fidelity notifying them that Trustee is plan administrator of Robert Plan retirement plan and to forward docs to Trustee	0.20	200.000	40.00
		04/29/10	researched contact person to send records turnover letter to at Fidelity; made appropriate revisions to letter; sent letter	0.20	200.000	40.00
		04/30/10	drafted letter to plan administrator from Fidelity to stop distribution under Robert Plan retirement plan	0.20	200.000	40.00
		06/09/10	IOC with Stacy on drafting affidavit on behalf of Trustee to report his duties as plan administrator of pension plans	0.10	200.000	20.00
		06/10/10	marked up complaint in Leeds Morelli/Isserlis adv pro re. answers filed	1.00	200.000	200.00
		06/10/10	reviewed substance of Isserlis' affirmative defenses and cross-claims against Leeds	0.50	200.000	100.00
		06/10/10	IOC with Steve on affirmative defenses and cross-claims raised by Isserlis	0.15	200.000	30.00
		06/10/10	reviewed sufficiency of affirmative defenses raised against Trustee in answer filed by Isserlis in adv pro	1.50	200.000	300.00
		06/10/10	continued to research validity of Isserlis' affirmative defenses and began to draft inter-office memo re. legal issues involved	1.10	200.000	220.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG	LAW CLERK	06/14/10	researched validity of affirmative defenses raised by Isserlis in adv pro	1.00	200.000	200.00
		06/14/10	continued to research validity of affirmative defenses raised by Isserlis and Leeds Morelli in adv pro	1.75	200.000	350.00
		06/14/10	IOC with Steve re. legal issues related to affirmative defenses raised by Isserlis and Leeds Morelli in adv pro; preparation of 9011 letter	0.25	200.000	50.00
		06/15/10	researched basic requirements/procedure for sending 9011 letter to Isserlis/Leeds in adv pro	2.00	200.000	400.00
		06/16/10	continued to research basis to draft 9011 letter against Isserlis/Leeds; began drafting letters	2.50	200.000	500.00
		06/16/10	drafted 9011 letter to Leeds	1.00	200.000	200.00
		06/16/10	conducted research re. "initial transferee" under Section 550 re. affirmative defenses in adv pro	1.00	200.000	200.00
		06/16/10	IOC with Steve re. affirmative defenses raised by Isserlis in adv pro re. 9011 letter	0.40	200.000	80.00
		06/16/10	review of correspondence from Ruskin Moscou re. preference adv pro; researched basis of arguments raised	1.50	200.000	300.00
		06/16/10	drafted 9011 letter to Isserlis for adv pro	0.75	200.000	150.00
		06/16/10	IOC with Steve re. affirmative defenses raised by Isserlis + Leeds in adv pro	0.25	200.000	50.00
		06/17/10	revised 9011 letters per Steve's revisions in adv pro against Leeds	1.00	200.000	200.00
		06/17/10	read/noted reply to motion to permanently enjoin contempt action in state court in Liberty Mutual adv pro	1.00	200.000	200.00
		06/17/10	IOC with Trustee re. response/strategy to respond to Liberty Mutual's affirmation in adv pro	0.25	200.000	50.00
		06/17/10	began researching cases cited and arguments raised by Liberty Mutual in adv pro	1.00	200.000	200.00
		06/18/10	researched cases cited by Liberty Mutual in their reply in opposition to Trustee's permanent stay action; prepared notes/inter-office memo re. legal issues	3.00	200.000	600.00
		06/22/10	IOC with Stacy and Steve on pre-trial conference re. discovery needed in adv pro against Leeds Morelli and Isserlis	0.25	200.000	50.00
		06/22/10	verified via reasearch that 9011 letter is sufficient to give notice to withdraw improper pleadings under Rule 9011 in adv pro against Leeds/Isserlis	0.25	200.000	50.00
		06/22/10	revised letter per research and Steve's revisions; sent out; provided copy for file	0.50	200.000	100.00

# Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

<b>Case No:</b> 808-74573	<b>Case Name:</b> THE ROBERT PLAN CORPORATION	<b>Petition Date:</b> 08/25/08
<b>Case Type:</b> Assets	<b>Judge:</b> ROBERT E. GROSSMAN	<b>341a Meeting:</b> 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG	LAW CLERK	06/22/10	in adv pro against Leeds/Isserlis began drafting stip to settle adv pro and pending state court litigation btw. Libert Mutual, Jackson, and Nezamooddeen	2.00	200.000	400.00
		06/22/10	finished drafting stip to settle adv pro against Liberty Mutual and state court contempt proceeding against officers of Debtors	1.00	200.000	200.00
		06/22/10	revised stip of settlement of adv pro against Liberty Mutual	0.50	200.000	100.00
		06/23/10	IOC with Steve re. discovery conference that Stacy appeared on today; settling discovery schedule; drafting joint pre-trial discovery order in Leeds/Isserlis adv pro	0.50	200.000	100.00
		06/23/10	IOC with Stacy re. revisions to stip to settle adv pro against Liberty Mutual	0.25	200.000	50.00
		06/23/10	made necessary revisions to stip to settle adv pro against Liberty Mutual	0.50	200.000	100.00
		06/23/10	updated file with notes from today's hearing on Leeds, including available dates and attorney information in adv pro against Leeds/Isserlis	0.50	200.000	100.00
		06/23/10	drafted 9019 nom, application to settle adv pro against Liberty Mutual	2.00	200.000	400.00
		06/23/10	tele conference with attorneys for Leeds/Isserlis for adv pro against Leeds	0.25	200.000	50.00
		06/23/10	drafted tentative pre-trial discovery schedule for adv pro against Leeds	1.75	200.000	350.00
		06/24/10	IOC with Steve re. revisions to joint pre-trial order	0.15	200.000	30.00
		06/25/10	electronic communication with attorneys for Leeds and Isserlis for adv pro re. discovery dates	0.50	200.000	100.00
		06/29/10	tele-conference with Wayne Greenwald, Isserlis' counsel re. pre-trial discovery order in Liberty Mutual adv pro	0.25	200.000	50.00
		06/29/10	tele-conference with Peter Kamran, Leeds Morelli's counsel re. pre-trial discovery order in Liberty Mutual adv pro	0.25	200.000	50.00
		06/29/10	IOC with Steve re. changes to be made to joint pre-trial discovery order in Leeds/Isserlis adv pro	0.25	200.000	50.00
		06/29/10	made substantive changes to pre-trial discovery order per Wayne Greenwald + Steve's revisions requests in Leeds/Isserlis adv pro	0.25	200.000	50.00
		06/29/10	corresponded with both parties' attorneys in Leeds/Isserlis adv pro re. changes to joint pre-trial discovery order	0.25	200.000	50.00
		06/30/10	made changes to pre-trial discovery order per Steve's request; emailed changes to Wayne Greenwald + Peter Kamran, Esq. in Leeds/Isserlis adv pro	0.50	200.000	100.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

**Case No:** 808-74573  
**Case Type:** Assets

**Case Name:** THE ROBERT PLAN CORPORATION  
**Judge:** ROBERT E. GROSSMAN

**Petition Date:** 08/25/08  
**341a Meeting:** 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG	LAW CLERK	07/02/10	emailed Peter Kamran re. changes to pre-trial order; tele conference with Wayne Greenwald re. same	0.25	200.000	50.00
		07/06/10	read answer to Isserlis' cross-claim against LMB/exhibits; researched viability of SOL defense raised by LMB in adv pro	1.00	200.000	200.00
		07/07/10	corresponded with Wayne Greenwald and Roy Lester re. pre-trial discovery order in adv pro	0.50	200.000	100.00
		07/09/10	reviewed documentation provided by Peter Kamran re. pre-trial discovery order	0.25	200.000	50.00
		07/09/10	drafted correspondence to Wayne Greenwald re. pre-trial order; teleconference with his office re. same in Isserlis/Leeds Morelli adv pro	0.50	200.000	100.00
		07/12/10	IOC with Travis; accountant for RPC re. documents he needs to perform audit of RPC and RPNY; provided documents for him	0.70	200.000	140.00
		07/12/10	researched all documents/motions in RPC and RPNY for any documents related to payroll or pension plan to show Travis, the estate's 401K plan accountant	1.50	200.000	300.00
		07/13/10	IOC with Travis (Accountant) re. documents needed to complete administration of pension plan	0.75	200.000	150.00
		07/13/10	IOC with Phil Deen re. documents needed for Travis (accountant) to complete audit of Robert Plan 401K plan	0.25	200.000	50.00
		07/14/10	reviewed documentation for pre-trial discovery order in adv pro; attempted to call Wayne Greenwald again (left message again)	0.25	200.000	50.00
		07/14/10	reviewed 9011 response letter from Roy Lester and researched arguments presented; discussed same with Steve in Isserlis/Leeds Morelli adv pro	3.00	200.000	600.00
		07/14/10	IOC with Trustee re. research as to whether BK court has jurisdiction over pension plan in bankruptcy per the Court's statement to the Trustee	0.25	200.000	50.00
		07/14/10	teleconference and email with Wayne Greenwald re. pre-trial discovery order for Isserlis/Leeds Morelli adv pro	0.25	200.000	50.00
		07/15/10	reviewed pre-trial discovery order for Isserlis/Leeds Morelli adv pro; emailed Wayne Greenwald re. same	0.25	200.000	50.00
		07/15/10	revised and updated 9019 motion to settle adv pro with Liberty Mutual and provided same to Stacy	0.75	200.000	150.00
		07/15/10	reviewed pre-trial discovery orders from Wayne Greenwald and Peter Kamran; compiled same into final pre-trial discovery order for Steve's signoff and	0.50	200.000	100.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74573	Case Name: THE ROBERT PLAN CORPORATION	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00	

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG LAW CLERK						
		07/16/10	submission to Court for Isserlis/Leeds Morelli adv pro performed research re. whether BK has jurisdiction over administration of pension plan in Chapter 7 per Court's on the record inquiry to the Trustee re. Debtor's 401K plan	2.25	200.000	450.00
		07/19/10	Conf. with trustee, Phil Deen and S. Sheinwald, re: issues relating to the settlement of the ALG litigation.	0.40	200.000	80.00
		07/19/10	IOC with the Trustee, Steve and Phil Deen re. issues related to administration of 401K plan; steps needed to settle Liberty Mutual adv pro	0.50	200.000	100.00
		07/20/10	IOC with Stacy re. changes to be made to motion to dismiss Liberty Mutual adv pro	0.25	200.000	50.00
		07/20/10	tele conf with Phil Deen re. pension plan account	0.25	200.000	50.00
		07/26/10	Conf. with S. Sheinwald, re: discovery issues in adv. pro. vs. Leeds Morelli	0.25	200.000	50.00
		07/26/10	reviewed memo of law in support of Isserlis' cross-claims against Leeds Morelli in adv pro	0.75	200.000	150.00
		07/26/10	reviewed reply in further support of Leeds Morelli's motion to dismiss Isserlis' cross-claims	0.75	200.000	150.00
		07/26/10	researched each statutory element which must be proved re. preferential transfer and fraudulent transfer; created 2 page inter-office memo outlining each element and identified discovery needed to prove each element for adv pro against Leeds/Isserlis	1.50	200.000	300.00
		08/02/10	IOC with Steve re. correspondence from David Wander and Trustee re. document discovery for January 2006 loan from Bob Wallach to RPC	0.25	200.000	50.00
		08/03/10	revise stipulation, re: dismissing adversary proceeding with Liberty Mutual	0.75	200.000	150.00
<b>Subtotal for Staff Name: FLETCHER STRONG</b>				<b>67.00</b>		<b>\$13,400.00</b>

Total for Case: 808-74573 67.00 \$13,400.00

Total for Trustee: KENNETH KIRSCHENBAUM 67.00 \$13,400.00

Grand Total:

67.00

\$13,400.00

# Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 01/19/10 - 09/12/14

Case No: 808-74575	Case Name: THE ROBERT PLAN OF NEW YORK CORPORA	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STACY ROBYN	ATTORNEYS FOR	02/05/10	prepare order and application, re: retention of counsel	0.35	275.000	96.25
SPECTOR	TRUSTEE - GENERAL	02/17/10	prepare demand letter to Morelli Leeds & Brown, re: turnover of preference payment	0.35	275.000	96.25
		02/17/10	prepare demand letter to ruskin moscow, re: turnover of preference payment	0.35	275.000	96.25
		02/18/10	prepare order and application, re: retention of accountants; telephone conference with accountants, re: same	0.35	275.000	96.25
		02/22/10	review proof of claim filed by NYS Dept. of Labor; telephone conference with Phil Deen, re: same; prepare correspondence to Phil Deen, re: same	0.40	325.000	130.00
		03/01/10	Legal research, re: preference claim against Ruskin Moscou.	1.50	325.000	487.50
		03/05/10	drafting preference avoidance action against Ruskin Moscou in connection with NYS's tax lien	2.00	325.000	650.00
		03/12/10	Continued drafting of adversary complaint against Leeds Morelli.	1.00	325.000	325.00
		03/12/10	Legal research, re: potential alternative causes of action against Leeds Morelli and Nancy Isserlis; prep of memo re: Leeds Morelli and Nancy Isserlis complaint; conf. with SBS, re: causes of action.	1.00	325.000	325.00
		03/12/10	Additional drafting and revisions to adversary complaint against Leeds Morelli and Nancy Isserlis.	1.00	325.000	325.00
		03/15/10	Revised inter-office memo re: issues relating to Ruskin Moscou and Leeds Morelli preference actions.	0.60	325.000	195.00
		03/18/10	Research, re: whether Section 329 application should be brought against Ruskin Moscou; no statement of pre-petition services was filed; received \$55,000.00 pre-petition retainer; do not know value of pre-petition services and do not know what distribution will be available for Chapter 11 admins.	1.25	325.000	406.25
		03/19/10	Continued legal research, re: \$55,000.00 retainer paid to Ruskin Moscou; whether to seek disgorgement of retainer.	0.75	325.000	243.75
		03/19/10	Legal research, re: preference action against Leeds Morelli and Nancy Isserlis; payment of RPC debt by RPNY during preference period; extent to which subsidiary is obligated to pay debts of parent corporation.	0.70	325.000	227.50
		03/22/10	drafting fraudulent conveyance causes of action in complaint against Isserlis and Leeds Morelli Brown.	1.25	325.000	406.25
		04/21/10	Prepare adversary cover sheet for complaint against Leeds Morelli and Isserlis.	0.30	325.000	97.50

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74575	Case Name: THE ROBERT PLAN OF NEW YORK CORPORA	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STACY ROBYN SPECTOR	ATTORNEYS FOR TRUSTEE - GENERAL	01/14/11	prepare affidavit for Steve Haxton, re: retention of his firm as IRS consultant	0.30	325,000	97.50
Subtotal for Staff Name: STACY ROBYN SPECTOR				13.45		\$4,301.25
STEVEN SHEINWALD	ATTORNEYS FOR TRUSTEE - GENERAL	04/26/10	Review claim filed by landlord of debtor's former business premises for legal sufficiency.	0.35	400,000	140.00
		06/08/10	Conf. with trustee, re: whether substantive consolidation of this case with The Robert Plan Corp. would be appropriate; need to review law and facts.	0.25	400,000	100.00
		06/11/10	Conf. with trustee, re: issues relating to a potential substantive consolidation of this case with The Robert Plan Corp.; ALG litigation	0.25	400,000	100.00
		06/17/10	Review and analysis of all filed secured and priority claims for legal sufficiency.	1.40	400,000	560.00
Subtotal for Staff Name: STEVEN SHEINWALD				2.25		\$900.00
Total for Case: 808-74575				15.70		\$5,201.25
Total for Trustee: KENNETH KIRSCHENBAUM				15.70		\$5,201.25

<b>Grand Total:</b>	15.70	\$5,201.25
---------------------	-------	------------

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74575	Case Name: THE ROBERT PLAN OF NEW YORK CORPORA
Case Type: Assets	Judge: ROBERT E. GROSSMAN
	Petition Date: 08/25/08
	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG	ATTORNEY - LITIGATION	12/13/10	court appearance, re: motion for summary judgement in Leeds Morelli adversary proceeding	2.50	300,000	750.00
<b>Subtotal for Staff Name: FLETCHER STRONG</b>						
STACY ROBYN	ATTORNEY - LITIGATION	02/23/10	Meet with Phil Deen, re: restitution funds; potential preference actions.	0.20	325,000	65.00
SPECTOR		02/23/10	Prepare correspondence to Phil Deen, re: request contact information for attorney who handle litigation with Leeds Morelli; requested invoices for legal services rendered by Ruskin Moscou.	0.30	325,000	97.50
		02/24/10	Tel. conf. with Chris Parlo, Esq., aty who represented debtor in connection with claim filed by Isserlis, re: requested documentation; prepared correspondence to Mr. Parlo, re: same.	0.25	325,000	81.25
		03/01/10	Review correspondence from debtor's atty, re: response to preference letter; defenses raised; meet with trustee to discuss same.	0.40	325,000	130.00
		03/02/10	Draft memo, re: analysis of issues relating to preference claims being brought against Ruskin Moscou.	3.00	325,000	975.00
		03/02/10	Inter-office conf. with SBS, re: preference action against Ruskin Moscou: issues relating to fees received by Ruskin; source of fees; allocation of fees; issues relating to potential counterclaim of setoff which may be asserted by Ruskin Moscou.	1.00	325,000	325.00
		03/03/10	Legal research and drafting memo, re: potential effect of Ruskin Moscou's administrative expense claim on trustee's preference avoidance action.	1.50	325,000	487.50
		03/04/10	Tel. conf. with Wayne Greenwald, atty for Nancy Isserlis, re: potential preference claim against Isserlis.	0.20	325,000	65.00
		03/04/10	Preparation of correspondence to Wayne Greenwald, re: demand for return of preference payment.	0.20	325,000	65.00
		03/04/10	Inter-office conf. with SBS, re: potential preference avoidance litigation.	0.50	325,000	162.50
		03/04/10	Inter-office conf with SBS, re: Potential preference avoidance litigation.	0.50	325,000	162.50
		03/08/10	Revisions to preference complaint against Ruskin Moscou.	1.00	325,000	325.00
		03/09/10	Revisions to preference complaint against Ruskin Moscou; conference with SBS; additional revisions in accordance with comments by SBS.	1.50	325,000	487.50
		03/09/10	Commence drafting of adversary complaint against Nancy Isserlis and Leeds	1.50	325,000	487.50

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74575  
Case Type: Assets

Case Name: THE ROBERT PLAN OF NEW YORK CORPORA  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total		
STACY ROBYN SPECTOR	ATTORNEY - LITIGATION	03/10/10	Final revisions to adversary complaint against Ruskin Moscou.	0.70	325.000	227.50		
		03/10/10	Continued drafting of adversary complaint against Nancy Isserlis and Leeds Morelli.	0.75	325.000	243.75		
		03/11/10	Tel conf. with Jeff Brown, re: anticipated preference claim vs. Leeds Morelli and Nancy Isserlis; requested documentation.	0.20	325.000	65.00		
		03/11/10	Review correspondence from Jeff Brown, re: enclosing requested docs, including settlement agreement and copies of checks and wire transfers.	0.60	325.000	195.00		
		03/11/10	Revisions to memo, re: preference avoidance action against Ruskin Moscou.	0.75	325.000	243.75		
		03/11/10	Prep of memo, re: preference avoidance action against Leeds Morelli and Nancy Isserlis.	1.75	325.000	568.75		
		03/11/10	Continued preparation of adversary complaint against Leeds Morelli and Nancy Isserlis.	0.50	325.000	162.50		
		06/23/10	court appearance, re: pre-trial conference in adversary proceeding against LMB and Isserlis	1.00	325.000	325.00		
		<b>Subtotal for Staff Name: STACY ROBYN SPECTOR</b>				<b>18.30</b>		<b>\$5,947.50</b>
		STEVEN SHEINWALD	ATTORNEY - LITIGATION	03/02/10	Inter-office conference with SRS, re: potential preference action against Ruskin Moscou; issues relating to legal fees received by Ruskin Moscou; legal issues relating to any set-off or counterclaim which may be asserted by Ruskin Moscou for post-petition legal services based upon estate's pre-petition claim.	1.00	400.000	400.00
03/04/10	Inter-office conf. with SRS, re: potential preference avoidance litigation.			0.50	400.000	200.00		
03/04/10	Inter-office conf with SRS, re: Potential preference avoidance litigation.			0.50	400.000	200.00		
03/05/10	Review and revise draft of preference avoidance adversary complaint vs. Ruskin Moscou.			0.65	400.000	260.00		
03/05/10	Inter-office conf. with SRS, re: draft of preference avoidance ation vs. Ruskin Moscou.			0.35	400.000	140.00		
03/09/10	Review and revise adversary complaint against Ruskin Moscou, re: preference.			0.75	400.000	300.00		
03/09/10	Review correspondence from Harold Berzow of Ruskin Moscou, re: trustee's demand for turnover of preference			0.20	400.000	80.00		
03/10/10	Final review and revisions to adversary complaint vs. Ruskin Moscou.	0.50	400.000	200.00				

# Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

<b>Case No:</b> 808-74575	<b>Case Name:</b> THE ROBERT PLAN OF NEW YORK CORPORA	<b>Petition Date:</b> 08/25/08	
<b>Case Type:</b> Assets	<b>Judge:</b> ROBERT E. GROSSMAN	<b>341a Meeting:</b> 10/20/14	<b>10:00</b>

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	03/11/10	Review and revise draft of adversary complaint vs. Isserlis and Leeds Morelli, re: recovery of preferential transfer.	1.00	400.000	400.00
		03/11/10	Review stipulation of settlement, judgment and post-judgment settlement in action brought by Isserlis vs. debtor in connection with proposed adversary proceeding vs. Isserlis and Leeds Morelli.	1.00	400.000	400.00
		03/12/10	Conf. with SRS, re: causes of action asserted in complaint vs. Isserlis and Leeds Morelli, whether additional alternative causes of action based upon fraudulent conveyance theory can be asserted.	1.00	400.000	400.00
		03/12/10	Conf. with trustee, re: causes of action asserted in complaint; alternative theories.	0.75	400.000	300.00
		03/12/10	Further review of draft of adversary complaint vs. Isserlis and Leeds Morelli.	0.75	400.000	300.00
		03/23/10	Review and revise draft of adversary complaint against Leeds Morrelli and Isserlis.	1.50	400.000	600.00
		04/26/10	Court appearance, re: pre-trial conference in adv. pro. vs. Ruskin Moscou.	2.50	400.000	1,000.00
		04/26/10	Inter-office conference with FS, re: opposition to Liberty Mutual motion for reconsideration.	0.25	400.000	100.00
		04/27/10	Conf. with FS, re: opposition to Liberty Mutual motion for reconsideration.	0.20	400.000	80.00
		04/27/10	Review draft of opposition to Liberty Mutual motion for reconsideration.	0.50	400.000	200.00
		04/28/10	Review order remanding ALG case back to state court.	0.10	400.000	40.00
		04/29/10	Tel. conf. with atty for Liberty Mutual, re: motion for reconsideration.	0.25	400.000	100.00
		04/29/10	Conf. with trustee, re: issues in ALG litigation.	0.40	400.000	160.00
		04/30/10	Legal research, re: ability of Ruskin Moscou to offset amount owed against pre-petition preferential transfer.	2.00	400.000	800.00
		05/03/10	Prep of joint pre-trial order in adv. pro. vs. Ruskin Moscou	1.00	400.000	400.00
		05/03/10	Tel. conf. with Harold Berzow, atty for Ruskin Moscou, re: joint proposed pre-trial order.	0.20	400.000	80.00
		05/03/10	Prep of correspondence to Harold Berzow, atty for Ruskin Moscou, re: proposed joint pre-trial order.	0.25	400.000	100.00
		05/03/10	Review revisions to proposed joint pre-trial order from Ruskin Moscou.	0.15	400.000	60.00
		05/03/10	Tel. conf. with Harold berzow, re: proposed joint pre-trial order.	0.20	400.000	80.00
		05/03/10	Revisions to proposed joint pre-trial order.	0.20	400.000	80.00

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

<b>Case No:</b> 808-74575	<b>Case Name:</b> THE ROBERT PLAN OF NEW YORK CORPORA	<b>Petition Date:</b> 08/25/08
<b>Case Type:</b> Assets	<b>Judge:</b> ROBERT E. GROSSMAN	<b>341a Meeting:</b> 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	05/03/10	Prep of correspondence to Harold Berzow, re: revised joint pre-trial order.	0.15	400.000	60.00
		05/03/10	Tel. conf. with Glenn Berger, atty for Liberty Mutual, re: indemnification issue in adversary proceeding.	0.20	400.000	80.00
		05/03/10	Conf. with trustee, re: indemnification issue in adversary proceeding against Liberty Mutual.	0.50	400.000	200.00
		05/03/10	Review memos from prior motion and appeal and cases concerning indemnification issue as it relates to adversary proceeding against Liberty Mutual.	2.00	400.000	800.00
		05/03/10	Tel. conf. with Glenn Berger and trustee, re: legal issues in adversary proceeding against Liberty Mutual.	0.25	400.000	100.00
		05/03/10	Review correspondence from Glenn Berger, re: adversary proceeding against Liberty Mutual and state court actions brought by Liberty Mutual against individual officers of debtor corp.	0.15	400.000	60.00
		05/14/10	Revise discovery demands in adversary proceeding against Ruskin Moscou and serve demands.	0.75	400.000	300.00
		05/20/10	Review correspondence from Harold Berzow, atty for Ruskin Moscou in adv. pro., re: deposition.	0.15	400.000	60.00
		05/25/10	Review correspondence from atty for Nancy Isserlis in adv. pro., re: requesting extension of time to answer complaint; review draft of stip extending time to answer; revisions to stip; prep of correspondence to Isserlis' counsel, re: stip.	0.75	400.000	300.00
		05/26/10	Review answer and affirmative defenses filed by Leeds Morelli in adv pro.	0.25	400.000	100.00
		05/27/10	Conf. with trustee, re: issues in pending preference litigations	0.50	400.000	200.00
		05/27/10	Conf. with Fletcher Strong, re: affirmative defenses asserted by Leeds Morelli in adv. pro.; extent to which defenses are frivolous; whether 9011 letter should be sent to counsel for Leeds Morelli; whether motion to strike any of the defenses is appropriate.	1.00	400.000	400.00
		06/01/10	Conf. with Fletcher Strong, re: research concerning affirmative defenses asserted by Leeds Morelli in adv. pro.; need to prepare 9011 letter to counsel for Leeds Morelli.	0.50	400.000	200.00
		06/10/10	Review answer to complaint filed by Nancy Isserlis	0.25	400.000	100.00
		06/10/10	Conf. with trustee, re: answer to complaint in adv. pro. filed by Nancy Isserlis.	0.35	400.000	140.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: 01/19/10 - 09/12/14

Case No: 808-74575	Case Name: THE ROBERT PLAN OF NEW YORK CORPORA	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
STEVEN SHEINWALD	ATTORNEY - LITIGATION	06/10/10	Conf. with FS, re: legal issues in answer filed by Nancy Isserlis in adv. pro.	0.25	400.000	100.00
		06/14/10	Tel. conf. with Harold Berzow, atty for Ruskin Moscou in adv. pro., re: documents demand; EBT; settlement negotiations.	0.40	400.000	160.00
		06/14/10	Review and analyze memo concerning affirmative defenses raised by Leeds Morelli in adv. pro.; provide comments	0.30	400.000	120.00
		06/14/10	Review and analyze memo, re: affirmative defenses asserted by Nancy Isserlis in adv. pro.; prepare comments.	0.30	400.000	120.00
		06/14/10	IOC with FS, re: legal issues relating to affirmative defenses raised by Leeds Morelli and by Isserlis in adv. pro.; discussed 9011 letter to each atty, re: frivolous defenses.	0.25	400.000	100.00
		06/15/10	Tel. conf. with Harold Berzow, atty for Ruskin Moscou in adv. pro., re: discovery documents, deposition.	0.15	400.000	60.00
		06/18/10	Tel. conf. with Michael Amato, atty for Ruskin Moscou in adv. pro., re: potential settlement of adv. pro.	0.15	400.000	60.00
Subtotal for Staff Name: STEVEN SHEINWALD				28.20		\$11,280.00

Total for Case: 808-74575 49.00 \$17,977.50

Total for Trustee: KENNETH KIRSCHENBAUM 49.00 \$17,977.50

<b>Grand Total:</b>	<b>49.00</b>	<b>\$17,977.50</b>
---------------------	--------------	--------------------

## Time Sheet Report

**Trustee: KENNETH KIRSCHENBAUM (520680)**

**Period: 01/19/10 - 09/12/14**

Case No: 808-74575	Case Name: THE ROBERT PLAN OF NEW YORK CORPORA	Petition Date: 08/25/08
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG	LAW CLERK	04/06/10	compiled all claims filed by New York State against Robert Plan of New York and investigated their factual basis	2.00	200,000	400.00
		04/07/10	Reviewed all 19 of New York State's proofs of claim to determine a basis for objecting to claims	1.50	200,000	300.00
		04/07/10	Compiled and reviewed each operating report filed by the Debtor to see whether NY's POCs matched amount to be taxed for applicable period	1.50	200,000	300.00
		04/09/10	Drafted reply to Ruskin Moscou's counterclaim in adversary proceeding	2.00	200,000	400.00
		04/20/10	Inter-office conf. with SBS, re: revisions to reply to counterclaim asserted by Ruskin Moscou in preference action.	0.25	200,000	50.00
		04/20/10	Revised reply to Ruskin Moscou's counterclaim in preference action.	1.25	200,000	250.00
		04/20/10	Conf. with trustee, re: response to motion filed by Liberty Mutual seeking reconsideration of its motion to modify stay to permit it to proceed with state court action against debtor's corporate officers individually; need to address indemnity issue.	0.25	200,000	50.00
		04/21/10	finalized reply to counterclaim for filing in Ruskin Moscou adversary proceeding	0.50	200,000	100.00
		04/21/10	revised complaint against Leeds Morelli Brown adversary proceeding per Steve's instructions	1.00	200,000	200.00
		04/22/10	reviewed case file of Liberty Mutual adversary proceeding against Phil Deen and Jackson re. indemnification of officers in light of their request for Trustee signing off on their indemnification in state court contempt proceeding	0.75	200,000	150.00
		04/22/10	IOC with Trustee on objection to Liberty Mutual's motion to vacate the preliminary injunction to proceed with state court contempt proceeding against Robert Plan employees in Liberty Mutual adversary proceeding	0.15	200,000	30.00
		04/22/10	began researching substance of legal claim brought by Liberty Mutual and the Trustee's proposed response in Liberty Mutual adv pro.	0.25	200,000	50.00
		04/22/10	began researching substance of legal claim brought by Liberty Mutual and the Trustee's proposed response in Liberty Mutual adv pro.	0.60	200,000	120.00
		04/22/10	filed and caused to be served summons and complaint against LMB in adversary proceeding	0.50	200,000	100.00
		04/23/10	IOC with Tal on law review articles available on Section 704(a)(1) after BAPCPA to aid in ERISA/pension plan research	0.25	200,000	50.00
		04/23/10	legal research in connection with preparation of opposition to Liberty's motion	2.30	200,000	460.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74575	Case Name: THE ROBERT PLAN OF NEW YORK CORPORA	Petition Date: 08/25/08	
Case Type: Assets	Judge: ROBERT E. GROSSMAN	341a Meeting: 10/20/14	10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG LAW CLERK						
		04/23/10	Began to draft argument in affirmation in opposition to vacating prelim injunction as against officers of debtors in Liberty adv pro	0.75	200,000	150.00
		04/26/10	Drafted, revised affirmation; prepared exhibits for Trustee's opposition to Liberty's motion to vacate prelim injunction in Liberty Mutual adv pro	1.50	200,000	300.00
		04/26/10	IOC with Steve on Trustee's position to oppose preliminary injunction in favor of RP employees in Liberty Mutual adv pro	0.15	200,000	30.00
		04/26/10	IOC with Trustee on his position to oppose preliminary injunction and strategy discussion in Liberty Mutual adv pro	0.15	200,000	30.00
		04/26/10	researched through RPC and RPNY bank statements to find any relevant payments to Liberty Mutual to pay off judgment Liberty had against debtors from state court	0.25	200,000	50.00
		04/26/10	IOC with Trustee on revisions to opposition of motion to vacate prelim injunction in Liberty adv pro	0.10	200,000	20.00
		04/26/10	revised affirmation in opposition to Liberty's motion to vacate prelim inj per Trustee's instructions - adding legal analysis of District Court	1.40	200,000	280.00
		04/27/10	revised affirmation in opposition to Liberty's motion to vacate preliminary injunction per Trustee's instructions; revised + compiled exhibits for Liberty Mutual adv pro.	0.75	200,000	150.00
		04/29/10	verified ERISA/pension plan research allowing Trustee to hire experts to administer plan be paid from pension plan assets	0.50	200,000	100.00
		04/29/10	telephone conference with Phil Deen on contact at Fidelity Insurance and correspondence Deen had in past with Fidelity re: KK taking over retirement plan	0.10	200,000	20.00
		04/29/10	drafted letter to Fidelity notifying them that Trustee is plan administrator of Robert Plan retirement plan and to forward docs to Trustee	0.20	200,000	40.00
		04/29/10	researched contact person to send records turnover letter to at Fidelity; made appropriate revisions to letter; sent letter	0.20	200,000	40.00
		04/30/10	drafted letter to plan administrator from Fidelity to stop distribution under Robert	0.20	200,000	40.00

## Time Sheet Report

Trustee: **KENNETH KIRSCHENBAUM (520680)**

Period: **01/19/10 - 09/12/14**

Case No: 808-74575  
Case Type: Assets

Case Name: THE ROBERT PLAN OF NEW YORK CORPORA  
Judge: ROBERT E. GROSSMAN

Petition Date: 08/25/08  
341a Meeting: 10/20/14 10:00

Staff Name	Category	Date	Description	Hours	Rate	Total
FLETCHER STRONG	LAW CLERK	05/28/10	Plan retirement plan	2.00	200.000	400.00
		06/01/10	researched validity of Leeds Morelli's affirmative defenses in adv pro researched validity of affirmative defenses raised by Leeds Morelli in adv pro and drafted inter-office memo outlining legal issues involved in each defense, as well as the prospects of succes for each, and the Trustee's recommended litigation strategy going forward	6.50	200.000	1,300.00
		06/02/10	supplemented research memo re: affirmative defenses asserted by Leeds Morelli in adv pro.	2.00	200.000	400.00
		06/04/10	perform additional legal research and revise memo, re: affirmative defenses asserted by Leeds Morelli in adv pro.	2.25	200.000	450.00
		06/09/10	IOC with Stacy on drafting affidavit on behalf of Trustee to report his duties as plan administrator of pension plans	0.10	200.000	20.00
		06/10/10	marked up complaint in Leeds Morelli/Isserlis adv pro re: answers filed	1.00	200.000	200.00
		06/10/10	reviewed substance of Isserlis' affirmative defenses and cross-claims against Leeds	0.50	200.000	100.00
		06/10/10	IOC with Steve on affirmative defenses and cross-claims raised by Isserlis	0.15	200.000	30.00
		06/10/10	reviewed sufficiency of affirmative defenses raised against Trustee in answer filed by Isserlis in adv pro	1.50	200.000	300.00
		06/10/10	continued to research validity of Isserlis' affirmative defenses and began to draft inter-office memo re. legal issues involved	1.10	200.000	220.00
		06/14/10	researched validity of affirmative defenses raised by Isserlis in adv pro	1.00	200.000	200.00
		06/14/10	continued to research validity of affirmative defenses raised by Isserlis and Leeds Morelli in adv pro	1.75	200.000	350.00
		06/14/10	IOC with Steve re. legal issues related to affirmative defenses raised by Isserlis and Leeds Morelli in adv pro; preparation of 9011 letter	0.25	200.000	50.00

Subtotal for Staff Name: FLETCHER STRONG

Total for Case: 808-74575

41.40

\$8,280.00

Total for Trustee: KENNETH KIRSCHENBAUM

41.40

\$8,280.00

Grand Total:

41.40

\$8,280.00