

MEMO ENDORSED

MDL 1570 PLAINTIFFS' EXECUTIVE COMMITTEES  
In re: Terrorist Attacks on September 11, 2001 (S.D.N.Y)

Plaintiffs' Executive Committee for Personal Injury and Death Claims	Plaintiffs' Executive Committee for Commercial Claims
Ronald L. Motley, <i>Co-Chair</i> MOTLEY RICE LLC James P. Kreindler, <i>Co-Chair</i> KREINDLER & KREINDLER LLP	Elliot R. Feldman, <i>Co-Chair</i> Sean Carter, <i>Co-Chair</i> COZEN O'CONNOR
Andrew J. Maloney III, <i>Co-Liaison Counsel</i> KREINDLER & KREINDLER LLP Paul J. Hanly, Jr., <i>Co-Liaison Counsel</i> HANLY CONROY BIERSTEIN SHERIDAN FISHER & HAYES LLP	J. Scott Tarbutton, <i>Liaison Counsel</i> COZEN O'CONNOR

VIA FACSIMILE

July 3, 2014  
The Honorable Frank Maas  
United States District Court  
Southern District of New York  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street, Room 740  
New York, NY 10007

*If this exhaustively-briefed application is the only matter ripe for consideration, I see no need for a conference before me. Accordingly, the follow-on discovery conference is canceled. I will rule on the application in due course.*

Re: In Re: September 11, 2001 World Trade Center Attack, 03 MDL 1570 (GBD)

Dear Judge Maas:

The Plaintiffs' Executive Committees and the Defendants' Executive Committee respectfully submit this joint proposal concerning the agenda for the discovery conference scheduled for 2:00 p.m. on Thursday, July 10, 2014.

The parties agree that the only issue ripe for the Court's consideration is the determination of the Plaintiffs' Application for Attorneys' Fees and Expenses Pursuant to Report and Recommendation of October 28, 2013. Following the April 24, 2014 conference, during which Your Honor entertained argument regarding Plaintiffs' fee petition, the Court ordered each of the plaintiffs' law firms to submit an affidavit by a knowledgeable person in support of the firm's fee application, and set a procedure allowing the two defendants to request, and the plaintiffs' firms to produce, contemporaneous time records for two randomly-selected months. (See Docket Entry No. 2852; see also Docket Entry No. 2854.) Since then, the parties have filed additional paper both in support of and against the fee application. The following chart identifies all docket entries the parties have filed concerning the plaintiffs' application for attorney fees. The application is fully briefed and ripe for the Court's consideration.<sup>1</sup>

<sup>1</sup> For the reasons stated in ECF Nos. 2847 and 2865 and because defendant Jelaidan had not previously objected to plaintiffs' production pursuant to the Court's order at ECF No. 2852 or otherwise opposed plaintiffs' filings at ECF Nos. 2855-59, plaintiffs contend that ECF Nos. 2844-45, 2848, 2864 and 2877 are inappropriate. Nonetheless, to identify the universe of docket entries relating to the fee petition, all such docket entries are listed.

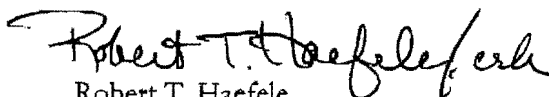
*Course.  
F/Maas,  
USMJ,  
7/3/14*

The Honorable Frank Maas, U.S.M.J.  
 July 3, 2014  
 Page 2

	ECF Nos.	Document Description	Dkt Date
1.	2929-31	Plaintiffs' Application for Attorneys' Fees and Expenses Pursuant to Report and Recommendation of October 28, 2013, filed on.	01/24/2014
2.	2834	Wael Jelaidan's opposition to Plaintiffs' application.	02/14/2014
3.	2835-36	Al Haramain's opposition to Plaintiffs' application.	02/14/2014
4.	2841-42	Plaintiffs' Reply to Jelaidan's and Al Haramain's opposition.	03/10/2014
5.	2844-45	Al Haramain's Motion for a Sur-Reply	03/18/2014
6.	2847	Plaintiffs' Opposition to Al Haramain's Motion for a Sur-Reply	03/25/2014
7.	2848	Al Haramain's Reply to Plaintiffs' Opposition	03/25/2014
8.	2855	Declaration of Jerry Goldman	05/15/2014
9.	2856	Affidavit of James P. Kreindler	05/15/2014
10.	2857-59	Declarations of Stephen A. Cozen, Elaine Rinaldi and J. Scott Tarburton	05/15/2014
11.	2864	Al Haramain's Memorandum of Law in Opposition re: Motion for Attorney Fees Notice of Plaintiff's Application for Attorneys' Fees and Expenses Pursuant to Report and Recommendation of October 28, 2013	05/29/2014
12.	2865	Plaintiffs' Reply Memorandum of Law in Response to Al Haramain Filing at ECF No. 2864 and in Further Support of Plaintiffs' Application for Attorney's Fees and Expenses Pursuant to Report and Recommendation of October 28, 2013.	06/06/2014
13.	2866	Declaration of Jerry S. Goldman	06/06/2014
14.	2868	Al Haramain's Notice of Supplemental Authority	06/09/2014
15.	2875	Plaintiffs' Response to Al Haramain's Notice of Supplemental Authority	06/18/2014
16.	2876	Al Haramain's Reply to Plaintiffs' Response to Al Haramain's Notice of Supplemental Authority	06/20/2014
17.	2877	Jelaidan Reply to Plaintiffs Response to Al Haramain's Notice of Supplemental Authority	6/30/2014

Finally, counsel request permission for out-of-town counsel to participate by telephone, as at previous conferences. If this request is granted, the dial-in number is: 712-432-1500, and the participant access code is: 779214#

Respectfully,



Robert T. Haeefe  
 THE MDL 1570 PLAINTIFFS' EXECUTIVE  
 COMMITTEES



Alan R. Kabat  
 THE DEFENDANTS' EXECUTIVE  
 COMMITTEE

cc: Hon. George B. Daniels (By Facsimile)  
 MDL-1570 counsel (By electronic mail)