

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

XEROX CORPORATION, a New York  
corporation,

Plaintiff,

v.

ATLANTA MARKETING  
SOLUTIONS, INC., a Georgia  
corporation, PAULETTE E.  
RAKESTRAW and JEFFREY S.  
BRADDOCK,

Defendants.

CIVIL ACTION FILE

NO. 1:10-CV-0130-CC

**AFFIDAVIT OF GREGORY R. CROCHET**

Before the undersigned person, duly authorized to administer oaths,  
appeared Gregory R. Crochet, who after being placed under oath, deposes and  
states as follows:

1.

I, Gregory R. Crochet, make this affidavit for use by Plaintiff Xerox Corporation, a New York corporation (“Plaintiff”) in the above-referenced case regarding the amount of attorneys’ fees and expenses incurred by Plaintiff in connection with Plaintiff’s Motion for Contempt of Court filed September 16, 2011 (“Motion for Contempt”).

2.

I am over 21 years of age and competent to make this affidavit.

3.

This affidavit is based upon my own personal knowledge and is made in support of Plaintiff's claim for attorneys' fees and expenses incurred in connection with Plaintiff's Motion for Contempt as directed by the Court at the May 30, 2012 hearing.

4.

I graduated, cum laude, from the University of Georgia School of Law in June 1983 and have been a member of the State Bar of Georgia since August 1983. Since 1991 I have been a partner in the law firm of Kutak Rock, LLP, Suite 2100, 225 Peachtree Street, NE, Atlanta, Georgia 30303-1731. Since my admission to the Bar my practice has continuously been in the litigation area, including creditor rights matters.

5.

My law firm was retained by Plaintiff, as lessor, for the purpose of pursuing the claims for damages against Defendants as set forth in the Plaintiff's complaint filed in the above-captioned matter. I am lead counsel for Plaintiff in this matter.

6.

The dollar amount incurred by Plaintiff for our legal work is based upon the value of the services rendered in this case, which is comprised of work performed by myself and one other associate attorney, Elizabeth Fite, Esq.. Ms. Fite and myself have rates of \$150.00 and \$308.00 per hour, respectively, for work on this matter. From September 1, 2011 through May 30, 2012, our law firm has incurred at least 19.4 total hours in connection with the Motion for Contempt. Of that total, from September 1, 2011 through May 30, 2012, I have personally spent at least 15 hours. A summary of the services rendered is attached hereto as Exhibit "A."

7.

I have personal knowledge of the legal services performed in this matter. In addition, I have reviewed the business records of our firm, including the statements for services rendered and disbursements incurred, relating to this matter. I am familiar with the method of record keeping used by our firm in connection with our business, and particularly the billing records relating to this matter. Such records are kept by our firm in the regular course of business and it is the regular course of our firm's business to keep such records. The billing records have been continuously maintained in our offices since they were generated.

8.

Based upon those billing records and the summary of legal services performed on behalf of Plaintiff from September 1, 2011 through May 30, 2012, Plaintiff has incurred at least \$5,280.00 in attorney's fees and \$30.97 in expenses (consisting of computer research (\$7.97), freight and postage (\$.44), pacer-federal court document fees (\$.96), and reproduction costs (\$21.60)) for a total amount of \$5,310.97 in fees and expenses relating to Plaintiff's Motion for Contempt.

9.

The amounts for fees and costs as set forth above reflect the fees and costs reasonably incurred by Plaintiff for our efforts to pursue the relief as set forth in the Motion for Contempt. The fees and expenses incurred by Plaintiff in this case were and are reasonable and necessary for the type of legal work involved and are customary for this geographical area.

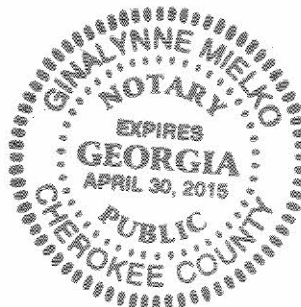
Further affiant sayeth not.

  
Gregory R. Crochet

Sworn to and subscribed  
before me this 7<sup>th</sup> day of  
June, 2012.

  
Notary Public

My Commission Expires: 4-30-15





**EXHIBIT A**  
**PLAINTIFF'S SUMMARY OF SERVICES RENDERED**

09/01/11	G. Crochet	0.20	61.60	Prepare correspondence to Defendants' counsel regarding Compliance with Court Order
09/09/11	G. Crochet	2.80	862.40	Telephone conference with office for Defendants' counsel; prepare draft motion for contempt of court and brief
09/12/11	G. Crochet	0.90	277.20	Review and revise Motion for Contempt of Court and Brief; conference with Ms. Fite regarding same
09/12/11	E. Fite	0.70	105.00	Review file and research case law for motion for contempt
09/13/11	G. Crochet	0.80	246.40	Conference with Ms. Fite regarding motion for contempt; review and revise brief in support of motion for contempt
09/13/11	E. Fite	3.50	525.00	Research contempt issues and revise motion for contempt and brief in support thereof
09/14/11	G. Crochet	0.60	184.80	Review law regarding requirement for a hearing on motion for contempt; conference with counsel regarding same
09/15/11	G. Crochet	0.20	61.60	Review changes to Brief in support of Motion for Contempt
09/16/11	G. Crochet	0.40	123.20	Review and finalize Motion for contempt and brief; prepare correspondence to counsel
10/05/11	E. Fite	0.20	30.00	Telephone conference with clerk's office regarding notice and termination of counsel
05/29/12	G. Crochet	3.50	1,078.00	Telephone conference with Court regarding hearing on

				motion for contempt; preparation for hearing including review of pleadings, and docket sheet; prepare outline of argument
5/30/12	G. Crochet	2.5	\$770.00	Continue preparing for and attend hearing on motion for contempt
5/30/12	G. Crochet	1.5	\$462.00	Preparation of draft order on motion for contempt
5/30/12	G. Crochet	1.2	\$369.60	Preparation of attorneys' fees affidavit
5/30/12	G. Crochet	0.4	\$123.20	Telephone conference and exchange e-mails with client regarding status and hearing

**SUMMARY**

<b>NAME</b>	<b>HOURS</b>	<b>RATE</b>	<b>AMOUNT</b>
G. Crochet - Partner	15.0	\$308.00	\$4,620.00
E. Fite - Associate	4.4	\$150.00	\$660.00
<b>TOTALS:</b>			<b>\$5,280.00</b>

### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and accurate copy of the within and foregoing **AFFIDAVIT OF GREGORY R. CROCHET** was served upon all parties or their counsel of record by e-filing and by placing a copy of same in the United States Mail in an envelope with adequate postage affixed thereon, properly addressed as follows:

Robert A. Chambers, Esq.  
Law Office of Robert A. Chambers  
8440 Courthouse Square, East  
Suite A  
Douglasville, GA 30134

Dated this the 7<sup>TH</sup> day of June, 2012.

  
\_\_\_\_\_  
Gregory R. Crochet