

Exhibit A

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1 Keith Beauchamp (012434)
2 Roopali H. Desai (024295)
3 **COPPERSMITH BROCKELMAN PLC**
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10 *Attorneys for Plaintiff*

9 **ARIZONA SUPERIOR COURT**
10 **MARICOPA COUNTY**

11 FIERCE INVESTMENTS LTD.,)	No. CV2018-003675
12 Plaintiff,)	
13 v.)	DECLARATION OF ROOPALI H.
14 AZTEC COPPER INC., an Arizona)	DESAI IN SUPPORT OF
15 corporation; RON ARNOLD, an individual;)	APPLICATION FOR ATTORNEYS'
16 and CHRISTINE REEVES, an individual,)	FEES AND COSTS
17 Defendants.)	(Assigned to Hon. Daniel J. Kiley)

18
19 I, Roopali H. Desai, hereby state that:

20 1. I am a partner in the law firm of Coppersmith Brockelman PLC (“CB”), and have
21 been admitted to the practice of law in the State of Arizona since 2006. I am one of the lawyers
22 representing Plaintiff Fierce Investments Ltd. (“Fierce”) in the above-captioned matter and have
23 personal knowledge of the matters described herein.

24 2. This Declaration is submitted in support of Plaintiff’s Application for Attorneys’
25 Fees and Costs incurred in connection with the granting of a default judgment against Defendant
26 Aztec Copper Inc.

1 3. Pursuant to the fee agreement between CB and Fierce, Fierce is billed on a monthly
2 basis for the attorneys' fees incurred by me and other lawyers and paralegals. Our monthly
3 invoices also include costs that have been paid by CB on behalf of Fierce.

4 4. I am aware of the fees charged by attorneys and paralegals with similar experience
5 and training in this community, and the billing rates on this matter are at or below the rates
6 charged by other lawyers and paralegals in this community with similar training and experience.

7 5. My billing rate for this matter was \$400 per hour. I have been practicing at CB
8 since October 2007 and have been a partner since 2013. Prior to joining CB, I was an attorney
9 with the law firm formerly known as Lewis and Roca. In addition to being admitted to practice
10 in this Court, I am admitted to practice in the U.S. Court of Appeals for the Ninth Circuit.

11 6. I graduated from the University of Arizona College of Law in 2005. After law
12 school, I completed a judicial clerkship for then-Chief Judge Mary M. Schroeder of the U.S.
13 Court of Appeals for the Ninth Circuit. Prior to law school, I obtained a Bachelor's degree from
14 the University of Arizona and a Master's degree in public health from the University of Arizona
15 College of Public Health.

16 7. I have been recognized by Best Lawyers in America® for Commercial Litigation,
17 among other recognitions. I have substantial experience representing non-profit entities, social
18 welfare organizations, associations, and other organizations plaintiffs in public law matters,
19 including bringing mandamus actions, special actions, actions for injunctive relief, and other
20 special proceedings.

21 8. Keith Beauchamp's billing rate for this matter was \$500 per hour. He graduated
22 from George Washington University in 1988 and has been practicing commercial litigation in
23 Arizona since 1989. He was a partner at the law firm formerly known as Lewis and Roca from
24 1994 to 2009 and has been a partner at CB since 2009.

25 9. Linda Dominguez-Hasseler, a paralegal formerly with CB, assisted in managing
26 and reviewing documents. Ms. Dominguez-Hasseler has over 20 years of paralegal experience

1 in commercial litigation. Her hourly rate was \$170, which is at or below the hourly rates of
2 paralegals in the community with similar qualifications and experience.

3 10. Sheri McAlister, a paralegal and legal assistant at CB, assisted in managing
4 documents and drafting basic filings. Ms. McAlister has over 25 years of legal experience in
5 commercial litigation. Her hourly rate was \$120, which is below the hourly rates of paralegals
6 in the community with similar qualifications and experience.

7 11. Attached as Exhibit 1 to this Declaration is an itemized statement containing a
8 description of the attorney fees' already billed in this matter by CB. That description, taken from
9 the invoices sent to Fierce, includes the identity of the professional providing the services, the
10 amount of time incurred, and a description of the legal work performed. All of the information
11 contained in Exhibit 1 was taken from the contemporaneous invoices and records maintained by
12 CB in connection with its representation of Fierce.

13 12. The amount of attorneys' fees actually billed to Fierce (or which are in the process
14 of being billed) exceeds the amount of fees sought here due to amount written off by counsel as
15 we prepared this fee application.

16 13. In addition to making reductions to the as-invoiced fees for purposes of preparing
17 this fee application, as a matter of business judgment I elected not to invoice our clients for some
18 of the time spent on this matter. As a consequence of my exercise of billing judgment, I reduced
19 the amounts billed to Fierce during the course of the representation.

20 14. In addition to the attorneys' fees identified in Exhibit 1, which total **\$9,684.00**,
21 Fierce seek fees totaling **\$1,200.00** for time spent preparing this Application, reviewing the
22 response expected to be filed by Defendant, and preparing Plaintiff's Reply.

23 15. The total attorneys' fees award sought by Fierce is **\$10,884.00**.

24 16. A statement of taxable costs will be filed separately and concurrently with this
25 Application.

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I declare under penalty of perjury that the foregoing is true and correct.

Executed this 21st day of December, 2018.

s/ Roopali H. Desai
Roopali H. Desai

Exhibit 1

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Date	Timekeeper	Time	Amount	Description
12/06/17	LKB	0.9	\$ 450.00	Telephone conference with David Rose
12/07/17	LKB	0.7	350.00	Review documents and email from David Rose
12/08/17	LH	0.4	68.00	Compile key documents from client for Attorney Beauchamp
12/12/17	RD	1.8	720.00	Prepare for and participate in call with client (1.2); review initial documents sent by D. Rose (.6)
12/12/17	LKB	1.1	550.00	Review notes and prepare outline of issues with R. Desai; telephone conference with David Rose
12/19/17	RD	1.2	480.00	Review documents from client (.5); draft and send email to D. Rose requesting documents in advance of preparing demand for documents and information (.2); review response and questions from client (.2); begin researching same (.3)
12/19/17	LKB	0.1	0.00	Email from David Rose
12/20/17	RD	0.3	0.00	Briefly review documents from client
12/20/17	LKB	0.6	300.00	Review email and documents from David Rose
01/04/18	LH	1.8	306.00	Download client documents; compile and organize same documents for attorney review; prepare index to same documents; memorandum to Attorney Beauchamp attaching same for review
01/23/18	LKB	0.2	100.00	Revise letter to Aztec and send to D. Rose
01/26/18	LKB	0.2	100.00	Send letter to Aztec Copper
02/08/18	LKB	0.2	100.00	Email from and to David Rose

Date	Timekeeper	Time	Amount	Description
02/21/18	LKB	0.3	150.00	Review fax from S. Snyder and send to David Rose
02/21/18	RD	1.1	440.00	Confer with K. Beauchamp regarding complaint; work on draft of same; review letter from firm in Canada regarding transfer of Aztec's interest; analyze same; emails with client regarding same
03/01/18	RD	0.8	320.00	Research statutes and claims; draft complaint
03/02/18	RD	1.3	520.00	Draft complaint; emails with client; confer with K. Beauchamp regarding draft complaint; edit same; review proposed email to firm in Canada
03/02/18	LKB	2.1	1050.00	Draft and circulate Stephen Snyder email to David Rose; telephone conference with David Rose; send draft of book and records complaint to D. Rose
03/05/18	RD	0.2	0.00	Review email to opposing counsel regarding objection to books and records demand
03/05/18	LKB	1.2	600.00	Revise and send email to Stephen Snyder regarding demand for book and records; work on complaint and put it in final
03/06/18	RD	0.4	160.00	Work on and finalize complaint for filing; work on certificate of good standing
03/13/18	LKB	0.1	50.00	Email from D. Rose and letter from S. Snyder
03/20/18	LKB	0.4	200.00	Draft letter to S. Snyder
03/21/18	LKB	0.3	150.00	Finalize and send letter to Stephen Snyder; review comments from David Rose
03/22/18	RD	0.1	40.00	Review correspondence from S. Snyder
03/22/18	LKB	0.1	50.00	Read letter from S. Snyder

Date	Timekeeper	Time	Amount	Description
03/28/18	SM	1.2	150.00	Review rules and forms for default judgments; confirm process server filed Declaration of Service; begin drafting required documents; forward to K. Beauchamp for review
03/28/18	LKB	0.3	150.00	Emails from and to David Rose; review and circulate Application for Default
05/09/18	SM	0.4	50.00	Draft Motion to Set Default Hearing and proposed form of Order
05/09/18	RD	0.3	120.00	Review and advise regarding motion to set default hearing; review docket for filings
05/16/18	RD	0.4	160.00	Review email with questions from client; confer with K. Beauchamp regarding same and strategy for pursuing claims
05/22/18	RD	0.6	240.00	Research issue of compelling shareholder meeting through default judgment
06/06/18	LKB	0.8	400.00	Send email and telephone conference with David Rose; begin drafting order
08/03/18	RD	0.1	40.00	Review minute entry
08/07/18	RD	0.2	80.00	Review and respond to email from client; emails with PI regarding service issues
09/10/18	RD	1.6	640.00	Revise response motions; review emails from D. Rose; call with D. Rose; finalize and file response motions
09/23/18	RD	0.2	80.00	Review and respond to email from D. Rose regarding filings and hearing date for motion to set aside default
10/10/18	RD	0.3	120.00	Review email from client; follow up with Judge's JA regarding ruling; draft and send email to client regarding same

Date	Timekeeper	Time	Amount	Description
11/29/18	RD	0.5	200.00	Calls to judicial assistants; inquire about status with Judge Kiley's chambers; draft and send email to client regarding same
TOTAL			\$9,684.00	