



Control Number: 44211



Item Number: 6

Addendum StartPage: 0

House Bill (HB) 1600 and Senate Bill (SB) 567 83rd
Legislature, Regular Session, transferred the functions
relating to the economic regulation of water and sewer
utilities from the TCEQ to the PUC effective
September 1, 2014

RECEIVED

Filed
20 November 2015 P2:56
Amanda Rodriguez-Mendoza
District Clerk
Travis District
PUBLIC UTILITY DISTRICT
FILING CLERK
No. D-1-GV-10-001692

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STATE OF TEXAS,

Plaintiff,

v.

MICHAEL L. O'NEILL, d/b/a
FRONTIER PARK RESORT and
MARINA,

Defendant.

IN THE DISTRICT COURT

TRAVIS COUNTY, TEXAS

353rd JUDICIAL DISTRICT

AFFIDAVIT FOR ATTORNEY'S FEES

BEFORE ME, the undersigned authority, on this day personally appeared David Green, whose identity is known to me. After I administered an oath to him, upon his oath he said:

1. My name is David Green and I am an Assistant Attorney General representing the State of Texas in the above captioned matter. I am capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.
2. I am a licensed attorney in the State of Texas and have been licensed since November 6, 2002.
3. I am generally familiar with the value of services of an attorney of my experience, reputation, and ability in Travis County and correspondingly value my time at \$225.00 per hour, which I believe to be a modest and reasonable rate. The rate for the legal assistants is \$85.00 per hour, which I believe to be a modest and reasonable rate.




4. I spent 115.25 hours working on this case. These hours comprised file review, legal research, drafting of pleadings, and conferring with agency personnel.

5. The amount of time for legal assistant services performed Wanda Pittman, a legal assistant employed by the Environmental Protection and Administrative Law Division of the Office of the Attorney General, working on the case totals 12.25 hours.

6. I consequently request that the court award attorney's fees in the amount of \$26,972.50, which I believe to be a modest and reasonable fee. These fees were reasonable and necessary for the services performed.

7. In the event that proceedings to collect judgment in this case become necessary, I believe that additional attorney's fees in the amount of \$2,000.00 would be a reasonable amount. In the event of an appeal of this judgment to the Court of Appeals, I believe that additional attorney's fees in the amount of \$5,000.00 would be a reasonable amount. In the event of a petition for review before the Texas Supreme Court by the Defendant of this judgment, I believe that additional attorney's fees in the amount of \$8,000.00 would be a reasonable amount. And, in the event that the Texas Supreme Court should grant review of the petition by the Defendant of this judgment, I believe that additional attorney's fees in the amount of \$15,000.00 would be a reasonable amount. I therefore request that the Court award attorney's fees in these amounts, which I believe to be modest and reasonable.



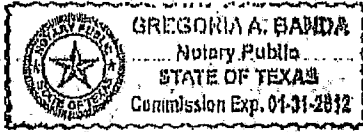
DAVID GREEN

Assistant Attorney General
State Bar No. 24037776

On this day personally appeared DAVID GREEN, known to me to be the person whose name is subscribed to the foregoing instrument, and after being duly sworn, acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office on November 30th, 2010.

(Seal)



Notary without Bond

Megoria A. Banda
Notary Public in and for the State of Texas

My commission expires: 11/31/2012

Filed Date	Category	Description	Additional Info
10/4/2010	PET-PL	ORIGINAL PETITION/APPLICATION	PLAINTIFF'S ORIGINAL PETITION AND APPLICATION FOR PERMANENT INJUNCTION
10/6/2010	OTHER	LETTER	LETTER FROM WANDA PITTMAN (CITATION REQUEST)
11/18/2010	OTHER	AFFIDAVIT	PLAINTIFF'S SOLDIER'S & SAILOR'S AFFIDAVIT
11/30/2010	OTHER	AFFIDAVIT	AFFIDAVIT FOR ATTORNEY'S FEES
12/7/2010	OTHER	CERT OF LAST KNOWN ADDRESS	CERTIFICATE OF LAST KNOWN ADDRESS
12/7/2010	SRVPRO...	EXE SERVICE OF CITATION	MICHAEL L. O'NEILL