Mark I. Fishman (MF3487)
Neubert, Pepe & Monteith, P.C.
195 Church Street, 13th Floor
New Haven, Connecticut 06510
Tel. 203.821.2000
Counsel to Patient Care Ombudsman

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:

Case No. 13-22840 (RDD)

SOUND SHORE MEDICAL CENTER OF WESTCHESTER, et al.,

(Jointly Administered)

Chapter 11

Debtors.

COVER SHEET TO

X

FIRST APPLICATION OF NEUBERT, PEPE & MONTEITH, P.C. AS COUNSEL TO THE PATIENT CARE OMBUDSMAN FOR ENTRY OF ORDER ALLOWING INTERIM COMPENSATION AND REIMBURSEMENT OF EXPENSES

Name of Applicant:

Neubert, Pepe & Monteith, PC 195 Church Street, 13th Floor New Haven, CT 06510

(203) 821-2000

Authorized to Provide Professional

Services to:

Daniel T. McMurray, as Patient Care Ombudsman

Date of Retention:

August 9, 2013, nunc pro tunc to June 21, 2013

Period for which compensation and

reimbursement are sought:

June 21, 2013 through August 31, 2013 inclusive

Total amount of compensation

sought this fee period:

\$33,067.50

Total amount of expenses reimbursement

sought this fee period:

\$436.56

Fees Previously Requested:

\$ 0

Fees Previously Awarded:

\$ 0

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Expense Reimbursement

Previously Requested: \$ 0

Expense Reimbursement

Previously Awarded: \$ 0

This is an: X interim final application

SUMMARY OF PROFESSIONALS AND HOURS WORKED For the Period June 21, 2013 through August 31, 2013, inclusive

Timekeeper	Title	Graduated Law School	Total Billable Hours	Billing Rate	Total
Jennifer L. Cammarano	Associate	2006	5.3	\$225	\$1,192.50
Mark I. Fishman	Partner	1970	75.0	\$425	\$31,875.00
Totals			80.3		\$33,067.50

TOTAL HOURS 80.3
TOTAL FEES INCURRED \$33,067.50
BLENDED RATE \$411.80

Mark I. Fishman (MF3487)
Neubert, Pepe & Monteith, P.C.
195 Church Street, 13th Floor
New Haven, Connecticut 06510
Tel. 203.821.2000
Counsel to Patient Care Ombudsman

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

	X	
In re:	•	Chapter 11
	:	
	:	Case No. 13-22840 (RDD)
SOUND SHORE MEDICAL CEN	NTER OF:	
WESTCHESTER, et al.,	:	(Jointly Administered)
	:	
Deb	tors. :	
	X	

FIRST APPLICATION OF NEUBERT, PEPE & MONTEITH, P.C. AS COUNSEL TO THE PATIENT CARE OMBUDSMAN FOR ENTRY OF ORDER ALLOWING INTERIM COMPENSATION AND REIMBURSEMENT OF EXPENSES

Neubert, Pepe & Monteith, P.C. ("NPM"), counsel to Daniel T. McMurray, the patient care ombudsman (the "Ombudsman") appointed in the Chapter 11 cases (the "Case") of Sound Shore Medical Center of Westchester and certain of its affiliates (the "Debtors"), by and through the undersigned, submits this application (the "Application") pursuant to Sections 105, 330 and 331 of Title 11 of the United States Code (the "Bankruptcy Code") and Rule 2016 of the Federal Rules of Bankruptcy Procedure ("Bankruptcy Rules") for entry of an order approving and allowing interim compensation to NPM in the amount of \$33,067.50 and reimbursement of expenses in the amount of \$436.56 incurred during the period from inception through August 31, 2013 (the "Application Period") and granting such other relief as is just and proper. In support of this Application, NPM respectfully states as follows:

JURISDICTION AND VENUE

1. This Court has jurisdiction over this Application pursuant to 28 U.S.C.§§ 157 and 1334 and the Amended Standing Order of Reference by the United States District Court, dated January 31, 2012 and entered February 1, 2012. Venue is proper pursuant to 28 U.S.C.§§ 1408 and 1409. This matter is a core proceeding pursuant to 28 U.S.C.§ 157(b) (A) and (O).

BACKGROUND

- 2. On May 29, 2013 (the "Petition Date"), the Debtors filed voluntary petitions for relief under Chapter 11 of the Bankruptcy Code.
- 3. On June 21, 2013, the Bankruptcy Court entered an Order directing the appointment of a patient care ombudsman under Section 333 of the Bankruptcy Code (the "Appointment Order").
- 4. In accordance with the Appointment Order, on June 21, 2013, the United States Trustee appointed the Ombudsman.
- 5. On August 9, 2013, the Court entered an Order authorizing the Ombudsman to retain and employ NPM as his counsel, effective June 21, 2013 (the "Retention Order"). A true and correct copy of the Retention Order is attached hereto as Exhibit A.

FEES AND EXPENSES

- 6. By this Application, NPM seeks allowance of \$33,067.50 of fees and \$436.56 of expenses.
- 7. The amount of \$14,687.35 has been paid through monthly compensation. It is anticipated that a further amount will be paid prior to the hearing on this Application.
- 8. No agreement or undertaking exists between NPM and any other entity outside of NPM for the sharing of compensation received or to be received for services rendered in or in connection with the Case. See Affidavit of Mark I. Fishman, Esq., annexed hereto as Exhibit B.

DESCRIPTION OF SERVICES

- 9. NPM maintains written records of the time expended by attorneys and paraprofessionals in rendering professional services to the Ombudsman (the "Time Records"). Such time records are made at or near the time that each person rendered such services. The Cover Sheet to this Application contains: (i) a list of the attorneys and, if applicable, paraprofessionals who rendered professional services to the Ombudsman during the Application Period for which compensation is sought; (ii) the date of law school graduation for each attorney; (iii) the aggregate time expended by each attorney and paraprofessional; (iv) the hourly billing rate for each attorney and paraprofessional; and (v) the amount of NPM's fees attributable to each attorney and paraprofessional.
 - 10. The Time Records for the Application Period are annexed hereto as Exhibit C.
- 11. Because NPM's services as counsel to the Ombudsman are limited in scope and highly focused and do not involve a broad array of substantive areas of law or procedural aspects of the case, NPM submits that no purpose would be served by providing separate invoices, totals and narratives for each of the task code categories which would normally be employed by an attorney for a debtor, for a trustee or even for a creditors committee. Accordingly NPM has not categorized its services in that manner. The practice of treating Applicant's services as a single unit without artificial distinction has been accepted by this Court in the cases of Our Lady of Mercy Medical Center, et al., 07-10609 (REG), Saint Vincents Catholic Medical Centers of New York, et al., 10-11963 (CGM) and DeWitt Rehabilitation and Nursing Center, Inc., 11-10253 ALG), and has been employed and accepted in the District of New Jersey and the Eastern District of New York.

- 12. In submitting this Application, including the Time Records, neither NPM nor the Ombudsman waives the attorney-client privilege, work product doctrine or any similar privilege or right, all of which are expressly reserved.
- 13. NPM maintains records of all actual and necessary out-of-pocket expenses incurred in connection with the performance of professional services. Exhibit D sets forth the expenses and amounts for which reimbursement is requested.

SUMMARY OF SERVICES

- 14. Recitation herein of every item of professional services that NPM performed would unduly burden this Court. NPM, therefore, provides below a summary of the services which it performed.
- 15. NPM performed services regarding the Ombudsman's access to confidential patient records, which are an essential element of the Ombudsman's monitoring of patient care procedures. In this connection NPM researched and analyzed the access provided for in the Appointment Order in order to determine whether the Appointment Order properly provided sufficient access and could be relied upon for that purpose. In this regard, NPM consulted both with the Ombudsman and with counsel for the Debtors.
- 16. The result of NPM's discussions with counsel for the Debtors was that the Debtors were willing to provide to the Ombudsman their patient records for all types of treatment except treatment of behavioral health. It became necessary, therefore, for NPM, upon instruction by the Ombudsman, to begin the preparation of a motion to obtain access to records of behavioral treatment so that NPM would be prepared to complete and prosecute such motion if necessary.
- 17. The Debtors considered it necessary in connection with the Ombudsman's access to patient records (other than the behavioral health records) to require a business associates

agreement between the Debtors and the Ombudsman. NPM reviewed and revised that business associates agreement.

- 18. The handling of patient's medical records, including preservation, security and access, is an important component of the sale of the Debtors' hospitals and nursing home and of the transition to new ownership. The relatively limited extent of the medical records to be treated as acquired assets was of concern to the Ombudsman, as was (and is) the size and complexity of the transition process with respect to medical records. Accordingly, NPM, with the Ombudsman, following its review of the sale motion and asset purchase agreement, consulted with Debtors' counsel regarding the treatment of medical records and submitted a pleading in response to the sale motion in order to inform the Court of the Ombudsman's concerns. NPM appeared at and participated in the hearing on the sale motion in order to address issues relating to the transition of patient records, as well as monitoring one other hearing telephonically.
- 19. NPM, from the outset, has continually monitored proceedings in the Case in order to detect any developments which could have an adverse effect on patient care. NPM has kept the Ombudsman informed as to any such matters. This effort was conducted in a highly efficient manner, as NPM has sufficient bankruptcy law experience to make prompt and expeditious determinations as to which pleadings merit further review from a patient care perspective and is able to rule out many pleadings.
- 20. The Ombudsman prepared and filed his lengthy and detailed first periodic report during the Application Period. NPM carefully reviewed the Ombudsman's drafts of the report, provided detailed written comments to the Ombudsman and discussed the drafts and its comments with the Ombudsman. NPM also prepared notice of the report and coordinated with Debtors' counsel regarding the posting of notice of the report at the Debtors' facilities.

21. Finally, NPM prepared the necessary retention application for it to be retained as counsel to the Ombudsman, carefully examined facts relating to the disclosures required by Rule 2014, and coordinated with Debtors' counsel to assure equitable treatment for the Ombudsman and NPM.

REIMBURSEMENT OF EXPENSES

- 22. During the Application Period, NPM expended the sum of \$436.56 for reasonable and necessary expenses incurred in connection with its representation of the Ombudsman.
- 23. More than half of the expenses billed by NPM consists of overnight delivery charges. A significant fraction of the expenses consists of third-party vendor charges for telephonic monitoring of hearings by NPM and/or the Ombudsman. Such charges facilitate a savings to the estates.

EVALUATING NPM'S SERVICES

- 24. Section 330 of the Bankruptcy Code sets forth the basic standards for the allowance of compensation.
- 25. The foregoing services performed by NPM were appropriate for an assignment of the type involved in connection with this matter. "[T]he appropriate perspective for determining the necessity of the activity should be prospective: hours for an activity or project should be disallowed *only* where a Court is convinced it is readily apparent that no reasonable attorney should have undertaken that activity or project or where the time devoted was excessive." In re Drexel Burnham Lambert Group, Inc., 133 B.R. 13, at 23 (Bankr. S. D. N. Y. 1991) (emphasis added). Moreover, in passing upon the reasonableness of hours expended, courts should be mindful of the "practical judgments, often within severe time constraints, [professionals make] on matters of staffing, assignments, coverage of hearings and meetings, and a wide variety of similar matters." Id. These judgments are presumed to be made in "good faith." Id. at 31.

26. The application of the foregoing principals to the services provided by NPM establishes that the services provided by NPM were reasonable and necessary.

NOTICE AND PRIOR REQUEST

- 27. Copies of this Application are being served upon (i) the Debtors and their counsel; (ii) the Office of the United States Trustee; (iii) counsel to the Creditors Committee; (iv) counsel to the post-petition lender; and (v) counsel to Montefiore Medical Center pursuant to the Interim Order in the Case, inter alia, establishing procedures for interim compensation. NPM submits that no further notice is necessary.
 - 28. No prior application for the relief requested herein has been filed with the Court. WHEREFORE, NPM respectfully requests that this Court enter an Order:
 - (i) allowing interim compensation in the amount of \$33,067.50;
 - (ii) allowing expenses, on interim basis, in the amount of \$436.56;
 - (iii) authorizing and directing the Debtors to pay to NPM the unpaid amount of such compensation and expenses; and
 - (iv) granting such other and further relief as is just and proper.

NEUBERT, PEPE & MONTEITH, P.C.

By:

Mark I. Fishman (MF 3487) 195 Church Street, 13th Floor New Haven, Connecticut 06510

Tel. 203-821-2000

Email: <u>mfishman@npmlaw.com</u> Counsel to Patient Care Ombudsman Mark I. Fishman (MF3487)
Neubert, Pepe & Monteith, P.C.
195 Church Street, 13th Floor
New Haven, Connecticut 06510
Tel. 203.821.2000
Counsel to Patient Care Ombudsman

UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF N	EW YORK		
		X	
In re:		:	Chapter 11
		:	
		:	Case No. 13-22840 (RDD)
SOUND SHORE MEDICAL O	CENTER OF	:	
WESTCHESTER, et al.,		:	(Jointly Administered)
		:	
I	Debtors.	:	
		X	

CERTIFICATION IN SUPPORT OF FINAL APPLICATION OF NEUBERT, PEPE & MONTEITH, P.C. FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES

- I, Mark I. Fishman, hereby certify that:
- 1. I am a principal in the law firm of Neubert, Pepe & Monteith, P.C. ("NPM"). I have responsibility for this firm's representation of Daniel T. McMurray, as Patient Care Ombudsman.
- 2. This Certification is made in support of NPM's First Application for Interim Compensation, covering the time period of June 21, 2013 through and including August 31, 2013 (the "Application").
- 3. Pursuant to the Amended Guidelines for Fees and Disbursements for Professionals in Southern District of New York Bankruptcy Cases (the "Local Guidelines"), I certify that:
 - (a) I have read the Application;

- (b) To the best of my knowledge, information and belief formed after reasonable inquiry, the fees and disbursements sought in the Application fall within the Local Guidelines;
- (c) To the best of my knowledge, information and belief formed after reasonable inquiry, the Application substantially complies with the Local Guidelines;
- (d) In providing a reimbursable service, NPM does not make a profit on that service, whether the service is performed by NPM in-house or through a third party. While NPM normally charges only \$0.15 a page for photocopying costs, the undersigned lacks sufficient knowledge of the costs and structure relating thereto to make such certification with respect to photocopying costs.
- (e) I am presently unable to make the certification that the fees and disbursements sought are billed at rates which are consistent with practices customarily employed by NPM and generally accepted by NPM's clients. The rate sought for my time is a new rate established in 2013 for non-Connecticut client relationships commenced in or after 2013 and represents an increase of \$25.00 an hour. Such rate has not yet been billed to and paid by other clients, as there has not yet been an occasion to bill and collect with respect to such new non-Connecticut matters. Also, the small amount of time billed with respect to Jennifer L. Cammarano appears, after review and analysis, to have been billed at a higher rate than the rate at which much of her time has been billed to other clients.
- 4. I further certify that NPM is providing the Debtor; counsel to the Debtor; Office of the United States Trustee; counsel to the Creditor's Committee; and counsel to the Debtor's principal secured lender with a copy of the Application.
 - 5. No agreement or understanding exists between NPM and any other person

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other than attorneys within NPM for a division of compensation paid or to be paid in this proceeding.

I hereby certify that the foregoing statements made by me are true. I am aware that, if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Dated: New Haven, Connecticut September 25, 2013

Mark I. Fishman

EXHIBIT A

13-22840-rdd Doc 358-1 Filed 09/25/13 Entered 09/25/13 14:53:13 Exhibit A Pg 2 of 3 13-22840-rdd Doc 263 Filed 08/09/13 Entered 08/09/13 16:00:11 Main Document Pg 1 of 2

UNITED STATES BANKRUPTCY COUR SOUTHERN DISTRICT OF NEW YORK	Т	
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In re:	:	Chapter 11
	:	
	:	Case No. 13-22840 (RDD)
SOUND SHORE MEDICAL CENTER OF	:	
WESTCHESTER, et al.,	:	(Jointly Administered)
	:	
Debtors.	:	
	_X	

ORDER AUTHORIZING THE EMPLOYMENT AND RETENTION OF NEUBERT, PEPE & MONTEITH, P.C. AS COUNSEL FOR THE PATIENT CARE OMBUDSMAN, NUNC PRO TUNC TO JUNE 21, 2013

Upon the application, dated June 28, 201 (the "Application"), of Daniel T. McMurray, the Patient Care Ombudsman (the "Ombudsman") appointed in these Chapter 11 cases, for entry of an order, pursuant to sections 105, 330 and 333 of Title 11 of the United States Code, 11 U.S.C. §§ 101, et seq. (the "Bankruptcy Code") and Rule 2014 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), authorizing the retention and employment of the law firm of Neubert, Pepe & Monteith, P.C. ("Neubert Pepe"), as counsel for the Ombudsman, nunc pro tunc to June 21, 2013; and upon the accompanying Affidavit of Mark I. Fishman (the "Fishman Affidavit"); and it appearing that the Court has jurisdiction over the Application pursuant to 28 U.S.C. §§ 157(a) and (b)(2) and 1334(b); and due and adequate notice of the Application having been given, and it appearing that no other or further notice need be provided; and this Court having determined that, based upon the representations in the Application and the Fishman Affidavit, Neubert Pepe neither holds nor represents an interest adverse to the Debtors' estates or their creditors with respect to the matters upon which they are to be engaged, Neubert Pepe is a disinterested person as that term is defined under section

¹ All capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Application.

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101(14) of the Bankruptcy Code, and Neubert Pepe's employment is necessary and in the best

interests of the estates and creditors; and after due deliberation and sufficient cause appearing

therefor,

IT IS HEREBY ORDERED THAT:

1. The Application is granted.

2. The Ombudsman is authorized to retain Neubert Pepe as his counsel in these

cases, nunc pro tunc to June 21, 2013, to perform the services set forth in the Application.

3. Neubert Pepe shall be compensated in accordance with sections 330 and 331 of

the Bankruptcy Code, any applicable Bankruptcy Rules, Local Rules, and fee and expense

guidelines and orders of the Court.

4. Neubert Pepe shall be permitted within 10 days after entry of this Order to submit

invoices, and thereafter to be paid upon such invoices, in accordance with any order of this Court

establishing procedures for interim compensation and reimbursement of expenses of

professionals (the "Procedures Order"), to the extent that such invoices were previously due for

submission pursuant to the Procedures Order and thereafter shall be permitted to be compensated

and reimbursed in accordance with such Order.

5. This Court shall retain jurisdiction to hear and determine all matters arising from

the implementation of this Order.

Dated: White Plains, New York

August 9, 2013

/s/Robert D. Drain

United States Bankruptcy Judge

2

EXHIBIT B

Mark I. Fishman (MF3487)
Neubert, Pepe & Monteith, P.C.
195 Church Street, 13th Floor
New Haven, Connecticut 06510
Tel. 203.821.2000
Counsel to Patient Care Ombudsman

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

		\boldsymbol{X}	
In re:			Chapter 11
COLIND CHODE MEDICAL	CENTED OF	:	Case No. 13-22840 (RDD)
SOUND SHORE MEDICAL WESTCHESTER, et al.,	CENTER OF	:	(Jointly Administered)
· ·	Debtors.	:	
		_X	

RULE 2016 AFFIDAVIT

STATE OF CONNECTICUT)
) ss:
COUNTY OF NEW HAVEN)

Mark I. Fishman, being duly sworn, deposes and says:

- 1. I am a principal in the law firm of Neubert, Pepe & Monteith, PC, counsel to the Patient Care Ombudsman.
- 2. In accordance with Fed.R.Bankr.P.2016(a) and Section 504 of the Bankruptcy Code, I affirm that Neubert, Pepe & Monteith, PC did not receive any compensation from any entity other than the Debtors for the services rendered in the within case and that no agreement or understanding exists between Neubert, Pepe & Monteith, PC and any other person outside of NPM for the sharing of compensation to be received in connection with the within case.

Mark I. Fishman

Sworn to and subscribed before me this 25th day of September, 2013

Notary Public

LISA R. BARBOUR NOTARY PUBLIC MY COMMISSION EXPIRES SEP. 30, 20/5

EXHIBIT C

Pg 2 of 7 Detail Transaction File List NEUBERT, PEPE & MONTEITH, P.C.

				NEUBE	RT, PEPE &	MONTEITH, P.C.
Client	Trans Date	Tmkr	Stmt # Rate	Hours to Bill	Amount	
Transaction Date 3329.001		MIF	425.00	0.10		Review docket
3329.001	06/21/2013	MIF	425.00	0.40	170.00	Sound Shore Medical Center Representation of Patient Care Ombudsman Telephone Weston regarding drafting issues, follow up on same Sound Shore Medical Center
3329.001	06/21/2013	MIF	425.00	0.30	127.50	Representation of Patient Care Ombudsman Review order of appointment and research access to patient records (.2), correspond regarding same (.1) Sound Shore Medical Center
3329.001	06/21/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Correspond regarding appointment Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date 3329.001	06/23/2013 06/23/2013	MIF	425.00	0.20	85.00	Write to Weston regarding inclusion of Patient Care Ombudsman Sound Shore Medical Center
3329.001	06/23/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Write to client regarding hospital contact information Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date	06/24/2013					Representation of Fatient Care Onloudsman
3329.001	06/24/2013	MIF	425.00	1.20	510.00	Telephone McMurray regarding first steps, regarding hearing tomorrow and regarding conceptual issues in accessing patient records (.3), review new pleadings regarding sale and write to client regarding same (.6), request telephonic participation (.2), research procedure for same (.1) Sound Shore Medical Center
3329.001	06/24/2013	MIF	425.00	0.50	212.50	Representation of Patient Care Ombudsman Follow up on client request, assemble and review documents regarding same (.4), write to client regarding same (.1) Sound Shore Medical Center
3329.001	06/24/2013	MIF	425.00	1.30	552.50	Representation of Patient Care Ombudsman Prepare retention application (1.2), write to client regarding same (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	06/24/2013	MIF	425.00	0.50	212.50	Review and analysis of effect of Appointment Order on access to patient records and of precedents regarding same Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	06/24/2013	JLC	225.00	1.20	270.00	Review order directing the appointment of a patient care ombudsman; research HIPAA regulations regarding disclosures pursuant to court orders and application of said regulations to language in court order incorporating HIPAA privacy regulations Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date						
3329.001	06/25/2013	MIF	425.00	3.00	1,275.00	Telephonic monitoring of hearing regarding sale procedures and timing and regarding DIP financing (2.2), memorandum to client regarding same (.3), review precedents regarding patient record access without separate order for same (.4), review correspondence (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	06/25/2013	MIF	425.00	1.10	467.50	Research and analysis of effect of patient record provision of Appointment Order (.9), review and analysis of need for Business Associate Agreement (.2) Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date (3329.001	06/26/2013 06/26/2013	MIF	425.00	1.00	425.00	Research effect of granting language in Appointment Order (.8), correspond regarding Business Associate Agreement (.1), research regarding effect of 2013 rules on same (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	06/26/2013	MIF	425.00	0.10	42.50	Instruct regarding establishing security procedures for PHI Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	06/26/2013	MIF	425.00	2.10		Prepare affidavit of disinterestedness Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	06/26/2013	MIF	425.00	0.30		Correspond regarding patient record access, regarding Business Associate Agreement and regarding budget Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date 0 3329.001	06/27/2013 06/27/2013	MIF	425.00	0.20	85.00	Correspond regarding BAA's Sound Shore Medical Center
3329.001	06/27/2013	MIF	425.00	0.40		Representation of Patient Care Ombudsman Review DIP order and budget (.2), write to Weston regarding same (.1), telephone Weston regarding same (.1) Sound Shore Medical Center
3329.001	06/27/2013	MIF	425.00	0.50	212.50	Representation of Patient Care Ombudsman Call with Weston regarding access to patient records (.3), prepare for same (.1), write to client regarding same (.1) Sound Shore Medical Center Representation of Patient Care Omb
Transaction Date 0 3329.001	06/28/2013 06/28/2013	MIF	425.00	0.30		Correspond with Weston (.1), review task list (.2) Sound Shore Medical Center
3329.001	06/28/2013	MIF	425.00	1.30	552.50	Representation of Patient Care Ombudsman Review, revise affidavit of disinterestedness (.6), prepare proposed order (.3), finalize, execute, instruct regarding filing and request service list (.3), discussion with Weston regarding same (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	06/28/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Telephone client regarding signature page Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	06/28/2013	MIF	425.00	0.50	212.50	Representation of Patient Care Ombudsman Telephone Weston and Gulick regarding access to records (.2), write to client regarding same (.2), follow up on new version of Business Associate Agreement

Pg 3 of 7 Detail Transaction File List NEUBERT, PEPE & MONTEITH, P.C.

				NEUBE		MONTEITH, P.C.	, ug
Client Transaction Date	Trans <u>Date</u> 06/28/2013	Tmkr	Strnt #	Hours to Bill	Amount		
3329.001	06/28/2013	MIF	425.00	0.30	127.50	(.1) Sound Shore Medical Center Representation of Patient Care Ombudsman Coordinate with Garden City regarding retention application Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction Date 3329.001	07/01/2013 07/01/2013	MIF	425.00	0.20	85.00	Telephone McMurray regarding Spicer affidavit and regarding BAA Sound Shore Medical Center	
3329.001	07/01/2013	MIF	425.00	0.50	212.50	Representation of Patient Care Ombudsman Review new filings (.1), write to Weston regarding same (.1), and regarding patient record access (.3) Sound Shore Medical Center	3
3329.001	07/01/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Correspond regarding submission of order Sound Shore Medical Center	
3329.001	07/01/2013	JLC	225.00	1.80	405.00	Representation of Patient Care Ombudsman Review and evaluate proposed business associate agreement for Sound S to ensure compliance with requirements under the Omnibus Rule; review possible safeguards by PCO upon access to patient information; prepare security policy for PCO Sound Shore Medical Center Representation of Patient Care Ombudsman	hore
Transaction Date (3329.001	0 7/02/2013 07/02/2013	MIF	425.00	0.10	42.50	Outline possible motion regarding behavioral and SNF records Sound Shore Medical Center	
3329.001	07/02/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Review appointment order regarding posting and notice of reports, calenda same	àГ
3329.001	07/02/2013	MIF	425.00	0.10	42.50	Sound Shore Medical Center Representation of Patient Care Ombudsman Compile task list Sound Shore Medical Center	
3329.001	07/02/2013	MIF	425.00	0.60	255.00	Representation of Patient Care Ombudsman Correspond regarding HIPAA privacy/security policy (.1), review draft of Business Associate Agreement and correspond regarding same (.5) Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction Date (3329.001	07/03/2013 07/03/2013	MIF	425.00	0.90	382.50	Review new motion (.1), revise draft of Business Associate Agreement (.8) Sound Shore Medical Center	
3329.001	07/03/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Write to Gulick regarding revised BAA Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction Date 0 3329.001	0 7/05/2013 07/05/2013	MIF	425.00	0.40		Review monthly fee order last night (.2), write to client regarding same (.2) Sound Shore Medical Center	
3329.001	07/05/2013	MIF	425.00	2.00	850.00	Representation of Patient Care Ombudsman Review Pool Payment motion and write to client regarding same (.3), review scheduling order (.1), and sale motion (.6), review Spicer affidavit on weeke (.5), begin review of APA with respect to patient issues (.5) Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction Date 0 3329.001	07/07/2013 07/07/2013	MIF	425.00	0.80	340.00	Continued review of APA regarding effects on patients (.6), correspond regarding further review of Business Associate Agreement and regarding approval and execution (.2) Sound Shore Medical Center	
Transaction Date 0 3329.001	07/08/2013 07/08/2013	MIF	425.00	0.10		Representation of Patient Care Ombudsman Follow up on issue regarding BAA Sound Shore Medical Center	
3329.001	07/08/2013	MIF	425.00	0.80	340.00	Representation of Patient Care Ombudsman Telephone McMurray regarding treatment of medical records, regarding por of 800 number and regarding treatment of malpractice claims (.6), prepare t same (.1), review proposed sale order (.1) Sound Shore Medical Center	
3329.001	07/08/2013	MIF	425.00	0.60	255.00	Representation of Patient Care Ombudsman Revise Business Associate Agreement, write to Gulick regarding same (.3), prepare notice of contact information (.2), prepare for call with Weston (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman	
3329.001	07/08/2013	JLC	225.00	1.20	270.00	Review revised BAA and correspondence from Attorney Gulick regarding revisions to BAA; review HIPAA and HITECH regulations regarding applical termination requirements to BAA; respond to inquiry from Attorney Fishman regarding revised BAA from Attorney Gulick Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction Date 0 3329.001	7/09/2013 07/09/2013	MIF	425.00	0.10	42.50	Follow up on retention order Sound Shore Medical Center	
3329.001	07/09/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Review new pleading Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction Date 0 3329.001	7/10/2013 07/10/2013	MIF	425.00	0.10	42.50	Prepare for call with Weston Sound Shore Medical Center	
3329.001	07/10/2013	MIF	425.00	0.30	127.50	Representation of Patient Care Ombudsman Telephone Weston regarding open items, including patient records (.1), write client regarding same (.2) Sound Shore Medical Center Representation of Patient Care Ombudsman	te to
Transaction Date 0 3329.001	7/11/2013 07/11/2013	MIF	425.00	0.20	85.00	Representation of Patient Care Ombudsman Follow up on and correspond regarding access to SNF patient records Sound Shore Medical Center	

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Detail Transaction File List
NEUBERT, PEPE & MONTEITH, P.C.

Date: 09/16/2013				Detai NEUBE	I Transact RT, PEPE &	t ion File List Pag MONTEITH, P.C.
Client Transaction Date	Trans <u>Date</u> 07/11/2013	Tmkr	Stmt # Rate	Hours to Bill	Amount	
3329.001	07/11/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Follow up on and write to Golden regarding retention order Sound Shore Medical Center
3329.001	07/11/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Write to Gulick regarding status of BAA Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date 3329.001	07/12/2013 07/12/2013	MIF	425.00	0.60	255.00	Correspond with Garfunkel regarding access to SNF records (.2), follow up on finalizing Business Associate Agreement and further revise (.4) Sound Shore Medical Center
3329.001	07/12/2013	MIF	425.00	0.20	85.00	Representation of Patient Care Ombudsman Correspond with S. Golden regarding retention order, follow up on same Sound Shore Medical Center
3329.001	07/12/2013	MIF	425.00	0.30	127.50	Representation of Patient Care Ombudsman Correspond further regarding proposed order, send Word version, confirm service of same Sound Shore Medical Center Page 2015 (1997) (1997)
3329.001	07/12/2013	MIF	425.00	0.30	127.50	Representation of Patient Care Ombudsman Review and further revise new draft of BAA Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	07/12/2013	MIF	425.00	0.30	127.50	Write to client regarding adoption of security procedures for PHI (.2), follow up on same (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date 3329.001	07/14/2013 07/14/2013	MIF	425.00	0.10	42.50	Correspond with client regarding execution of BAA Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	07/14/2013	MIF	425.00	0.10	42.50	Write to client regarding his invoice Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date 3329.001	07/15/2013	MIF	425.00	0.10	42.50	Write to Doland regarding invoice (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date 3329.001	0 7/17/2013 07/17/2013	MIF	425.00	0.50	212.50	Review client's June invoice (.2), write to client regarding same (.2), implement corrections (.1) Sound Shore Medical Center
3329.001	07/17/2013	MIF	425.00	0.50	212.50	Representation of Patient Care Ombudsman Research implications of non-entry of retention order before date for submission of June invoice (.1), prepare transmittal letter for McMurray invoice (.2), instruct regarding same (.2) Sound Shore Medical Center
3329.001	07/17/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Review new filings Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date (3329.001	07/18/2013 07/18/2013	MIF	425.00	0.10	42.50	Follow up on transmittal letter Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	07/18/2013	MIF	425.00	0.40	170.00	Review, revise transmittal letter (.3), follow up on same (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date (3329.001	07/19/2013	MIF	425.00	0.10	42.50	Review new docket items Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date 6 3329.001	07/23/2013 07/23/2013	MIF	425.00	0.50	212.50	Prepare for call with client regarding APA Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	07/23/2013	MIF	425.00	0.10	42.50	Write to Susan Golden regarding retention order Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	07/23/2013	MIF	425.00	0.80	340.00	Telephone client regarding handling of medical records in sale, regarding interplay with sale motion, regarding access to patient records, and regarding treatment of future malpractice claims (.7), follow up on same Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date (3329.001	07/24/2013	MIF	425.00	0.20	85.00	Review Children's & Women's motion (.1), write to client regarding same (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date (07/25/2013	MIF	425.00	3.60	1,530.00	Review new pleading (.1), telephone client regarding treatment of medical records in sale (.3), conference call client and Weston regarding same and client thereafter (.5), prepare pleading regarding same (2.6), correspond with client regarding same (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date (3329.001	07/26/2013	MIF	425.00	0.80		Revise draft of response to sale motion (.6), review new docket item (.1), review procedures order regarding service of response (.1) Sound Shore Medical Center Personnel in the State Corp. On budgmen
3329.001	07/26/2013	MIF	425.00	0.50	212.50	Representation of Patient Care Ombudsman Telephone McMurray regarding revised response and questions regarding same, further revise, write to Weston regarding same Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	07/26/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Oribudsman Telephone McMurray regarding first report Sound Shore Medical Center Representation of Patient Care Ombudsman

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Date: 09/16/2	2013				Deta NEUBI	I I I ransac ERT, PEPE &	tion File List MONTEITH, P.C.	Page
		Trans		Stmt #	Hours			
Transaction	Date	07/28/2013	Tmkr	Rate	to Bill	Amount		
3329		07/28/2013	MIF	425.00	0.50	212.50	Review, revise pleading regarding medical records Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction 3329		07/29/2013 07/29/2013	MIF	425.00	1.80	765.00	Review revisions, further revise (.7), correspond with client regarding same instruct and arrange for filing and service(.9) Sound Shore Medical Center	: (.2),
3329	.001	07/29/2013	MIF	425.00	0.60	255.00	Representation of Patient Care Ombudsman Review new filings, write to client regarding same Sound Shore Medical Center .	
3329	.001	07/29/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Instruct regarding certification of service Sound Shore Medical Center Personal State of Patient Care Ombudsman	
Transaction 3329		07/30/2013 07/30/2013	MIF	425.00	0.40	170.00	Representation of Patient Care Ombudsman Telephone client regarding motion for access to behavioral treatment, regal AllScripts motion and regarding interplay of records storage issue and sale hearing (.3), prepare for hearing (.1) Sound Shore Medical Center	
3329	.001	07/30/2013	MIF	425.00	0.40	170.00	Representation of Patient Care Ombudsman Correspond with court regarding telephonic participation for McMurray, folio on same Sound Shore Medical Center	ow up
3329.	.001	07/30/2013	MIF	425.00	0.50	212.50	Representation of Patient Care Ombudsman Review, revise certificate of service Sound Shore Medical Center	
3329.	.001	07/30/2013	MIF	425.00	0.20	85.00	Representation of Patient Care Ombudsman Prepare notice of report Sound Shore Medical Center Representation of Patient Care Ombudsman	
3329.	.001	07/30/2013	MIF	425.00	0.40	170.00	Write to Weston regarding posting of notice (.1), review order regarding sar (.1), correspond regarding filing and service (.2) Sound Shore Medical Center Representation of Patient Care Ombudsman	me
Transaction 3329.		07/31/2013 07/31/2013	MIF	425.00	0.20	85.00	Correspond regarding posting and service of notice, instruct regarding same (.2), telephone Heather Montgomery regarding same (.1)	е
3329.	.001	07/31/2013	MIF	425.00	0.10	42.50	Sound Shore Medical Center Representation of Patient Care Ombudsman Follow up on Court Call confirmation Sound Shore Medical Center	
3329.	001	07/31/2013	MIF	425.00	0.30	127.50	Representation of Patient Care Ombudsman Review recent pleadings, write to client regarding same Sound Shore Medical Center	
3329.	001	07/31/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Correspondence with client regarding retention order Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction I 3329.		08/01/2013 08/01/2013	MIF	425.00	0.10	42.50	Review Montificre affidavit Sound Shore Medical Center	
3329.	001	08/01/2013	MIF	425.00	0.20	85.00	Representation of Patient Care Ombudsman Review debtors' response, write to client regarding same Sound Shore Medical Center	
3329.	001	08/01/2013	MIF	425.00	0.40	170.00	Representation of Patient Care Ombudsman Review revised sale order (.1), telephone Weston regarding Custody Agree (.1), follow up on same (.1), review new filings (.1) Sound Shore Medical Center	ment
3329.	001	08/01/2013	MIF	425.00	0.50	212.50	Representation of Patient Care Ombudsman Prepare for hearing Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction I 3329.		08/02/2013 08/02/2013	MIF	425.00	5.20	2,210.00	Hearing on sale motion Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction I 3329.		08/05/2013 08/05/2013	MIF	425.00	0.30	127.50	. Telephone McMurray regarding hearing last Friday and regarding treatment malpractice claims Sound Shore Medical Center	t of
3329.	001	08/05/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Diary possible new hearing date Sound Shore Medical Center Representation of Patient Care Ombudsman	
3329.	001	08/05/2013	MIF	425.00	0.10	42.50	Review new docket entries Sound Shore Medical Center Representation of Patient Care Ombudsman	
3329.0	001	08/05/2013	MIF	425.00	0.10	42.50	Follow up on hearing Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction E 3329.0		08/06/2013 08/06/2013	MIF	425.00	0.10	42.50	Review new docket entries Sound Shore Medical Center	
3329.0	001	08/06/2013	MIF	425.00	0.30	127.50	Representation of Patient Care Ombudsman Review signed Business Associate Agreement, compare to new version, correspond with client regarding same Sound Shore Medical Center	
3329.0	001	08/06/2013	MIF	425.00	0.30	127.50	Representation of Patient Care Ombudsman Follow up on and correspond with United States Trustee regarding status of retention application Sound Shore Medical Center Representation of Patient Care Ombudsman	;
Transaction E 3329.(08/07/2013 08/07/2013	MIF	425.00	0.30		Telephone McMurray regarding signed Business Associate Agreement (.1), assemble same and write to Gulick regarding same (.2) Sound Shore Medical Center Representation of Patient Care Ombudsman	

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Detail Transaction File List
NEUBERT, PEPE & MONTEITH, P.C.

5410. 00/10/2010						MONTEITH, P.C.
Client		Tmkr	Stmt #	Hours to Bill	Amount	
Transaction Date 3329.001	08/08/2013 08/08/2013	MIF	425.00	0.10	42.50	Review new filing Sound Shore Medical Center
3329.001	08/08/2013	MIF	425.00	0.90	382.50	Representation of Patient Care Ombudsman prepare and arrange service and filing of notice of presentment Sound Shore Medical Center
3329.001	08/08/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Correspond with Susan Golden regarding submission of order Sound Shore Medical Center
Transaction Date						Representation of Patient Care Ombudsman
3329.001	08/09/2013	MIF	425.00	0.70		Correspond regarding retention order, submit copies, review order as entered Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	08/09/2013	MIF	425.00	0.10	42.50	Write to client regarding status of report Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date 3329.001		MIF	425.00	0.10	42.50	Write to client regarding report Sound Shore Medical Center
3329.001	08/11/2013	MIF	425.00	0.60	255.00	Representation of Patient Care Ombudsman Preliminary review of draft of report (.5), correspond with client (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date 3329.001	08/12/2013 08/12/2013	MIF	425.00	0.10	42.50	Correspond regarding report Sound Shore Medical Center
3329.001	08/12/2013	MIF	425.00	3.20	1,360.00	Representation of Patient Care Ombudsman Review and generate mark-up of draft report (3.0), write to client regarding same (.2) Sound Shore Medical Center
3329.001	08/12/2013	MIF	425.00	0.60	255.00	Representation of Patient Care Ombudsman Correspond with client regarding posting of notice and regarding revising report (.3), telephone client regarding revising (.3) Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date 3329.001	08/13/2013 08/13/2013	MIF	425.00	2.20	935.00	Continued review and mark-up of draft report (1.8), correspond regarding report (.4)
3329.001	08/13/2013	MIF	425.00	0.40	170.00	Sound Shore Medical Center Representation of Patient Care Ombudsman Review client's July invoice and provide mark-up of same (.4) Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date 3329.001	08/14/2013 08/14/2013	MIF	425.00	0.20	85.00	Write to client regarding revisions to invoice (.1), follow up on possible error (.1) Sound Shore Medical Center
3329.001	08/14/2013	MIF	425.00	2.30	977.50	Representation of Patient Care Ombudsman Review revised draft of report and further revise Sound Shore Medical Center
3329.001	08/14/2013	MIF	425.00	0.30	127.50	Representation of Patient Care Ombudsman Write to client regarding revisions and proposed further revisions to draft of report Sound Shore Medical Center
Transaction Date	08/15/2013					Representation of Patient Care Ombudsman
3329.001	08/15/2013	MIF	425.00	0.10	42.50	Review correspondence Sound Shore Medical Center Representation of Patient Care Ombudsman
3329.001	08/15/2013	MIF	425.00	0.90	382.50	Review next draft (.4), correspond regarding same (.5) Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date 3329.001	08/16/2013 08/16/2013	MIF	425.00	0.40	170.00	Telephone mcMurray regarding drafting of report and regarding dissemination of same (.2), write to him regarding same on weekend (.2) Sound Shore Medical Center
3329.001	08/16/2013	MIF	425.00	0.30	127.50	Representation of Patient Care Ombudsman Instruct regarding table of contents (.2), follow up on format (.1) Sound Shore Medical Center
3329.001	08/16/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Review new pleading Sound Shore Medical Center
3329.001	08/16/2013	MIF	425.00	2.60		Representation of Patient Care Ombudsman Review of next draft on weekend and generate mark-up (2.5), correspond regarding same (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date 3329.001	08/19/2013 08/19/2013	MIF	425.00	0.50		Telephone McMurray regarding process of effecting further revisions and dissemination (,2), coordinate same (.3) Sound Shore Medical Center
3329.001	08/19/2013	MIF	425.00	2.50	1,062.50	Representation of Patient Care Ombudsman Review and correct revisions and the redlining, further revise (1.9), write to client regarding outstanding issues in report (.2), telephone client regarding same (.3), correspond with Weston (.1) Sound Shore Medical Center
3329.001	08/19/2013	MIF	425.00	0.80		Representation of Patient Care Ombudsman Review correspondence and telephone client regarding comments on draft report (.1), telephone client regarding further revisions (.7) Sound Shore Medical Center Representation of Patient Care Ombudsman
Transaction Date			405.00	0.00		
3329.001	08/20/2013	MIF	425.00	2.80		Further implement revisions and further revise draft of report (2.1), write to client and Craven regarding same (.2), final review (.4), telephone client (.1) Sound Shore Medical Center
3329.001	08/20/2013	MIF	425.00	0.30	127.50	Representation of Patient Care Ombudsman Assemble invoices for filing and service, prepare cover sheet (.2) Sound Shore Medical Center

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Date: 09/16/2013				Detail NEUBE	Transac RT, PEPE &	tion File List MONTEITH, P.C.	age: 6
Client Transaction Date	Trans Date	Tmkr	Stmt #	Hours to Bill	Amount		
3329.001	08/20/2013	MIF	425.00	0.60	255.00	Representation of Patient Care Ombudsman Arrange service and filing, assemble list, prepare letter, review order, prepare cover sheet Sound Shore Medical Center	
3329.001	08/20/2013	MIF	425.00	0.70	297.50	Representation of Patient Care Ombudsman Instruct regarding assembly and filing of report (.2), review order regarding same (.2), coordinate regarding service and posting (.2), and regarding Chambers copy and requestors (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction Date	08/21/2013					representation of Fattern Gare Chibdosinan	
3329.001	08/21/2013	MIF	425.00	0.10	42.50	Review new docket items Sound Shore Medical Center Representation of Patient Care Ombudsman	
3329.001	08/21/2013	MIF	425.00	1.10	467.50	Compile and analyze precedents for possible patient records motion, instruct regarding search and update on same (1.0), correspond regarding results (.1) Sound Shore Medical Center Representation of Patient Care Ombudsman	
3329.001	08/21/2013	JLC	225.00	1.10	247.50	Telephone conference with Attorney Fishman; research regarding access to behavioral health records under HIPAA and New York's Mental Hygiene Law; memo to Attorney Fishman regarding same; legal research regarding what constitutes interests of justice pursuant to New York's Mental Hygiene Law; review and update citations to motion for access to patient records Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction Date (08/22/2013					representation of Fatient Gare Officialisman	
3329.001	08/22/2013	MIF	425.00	0.10	42.50	Review precedents for patient records motion Sound Shore Medical Center Representation of Patient Care Ombudsman	
3329.001	08/22/2013	MIF	425.00	0.10	42.50	Diary next report and notice Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction Date (08/23/2013					The proposition of Fallon, our Compagnian	
3329.001	08/23/2013	MIF	425.00	0.10	42.50	Review new docket items Sound Shore Medical Center Representation of Patient Care Ombudsman	
3329.001	08/23/2013	MIF	425.00	0.20	85.00	Write to client regarding timing and preparation process for fee application and invoice Sound Shore Medical Center Representation of Patient Care Ombudsman	i
Transaction Date (08/26/2013					representation of Fatient Gare Ombudshian	
3329.001	08/26/2013	MIF	425.00	0.20	85.00	Review new filings (.1), write to client regarding same (.1) Sound Shore Medical Center	
3329.001	08/26/2013	MIF	425.00	0.10	42.50	Representation of Patient Care Ombudsman Correspond with client regarding narrative for his fee application Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction Date 0	8/27/2013					,	
3329.001	08/27/2013	MIF	425.00	0.10	42.50	Telephone McMurray regarding posting of report Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction Date 0	8/28/2013					of the second se	
3329.001	08/28/2013	MIF	425.00	0.10	42.50	Review new docket item Sound Shore Medical Center Representation of Patient Care Ombudsman	
Transaction Date 0	8/30/2013					representation of Fatient Gare OmbudSfflatt	

GRAND TOTALS

42.50 Review new docket item Sound Shore Medical Center Representation of Patient Care Ombudsman

Billable 80.30 33,067.50

0.10

425.00

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Transaction Date 08/30/2013 3329.001 08/30/2013 MIF

EXHIBIT D

13-22840-rdd Doc 358-4 Filed 09/25/13 Entered 09/25/13 14:53:13 Exhibit D

Date: 09/16/2013

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	Trans	_ н	Stmt #			
Client	Date .	Tmkr P	Rate	Units	Amount	
Client ID 3329.001 Sound Shore Medical Center						
3329.001	07/02/2013	MIF A				Delivery services/messengers: Susan Golden
3329.001	07/18/2013	MIF A				Delivery services/messengers: John Spicer
3329.001	07/18/2013	MIF A				Delivery services/messengers: Craig E. Freeman
3329.001	07/18/2013	MIF A				Delivery services/messengers: Lisa J. Lenderman
3329.001	07/18/2013	MIF A			13.12	Delivery services/messengers: Scott Griffin
3329.001	07/18/2013	MIF A			13.12	Delivery services/messengers: William E. Curtin
3329.001	07/18/2013	MIF A			13.12	Delivery services/messengers: Afsheen A. Shah
3329.001	07/11/2013	MIF A			86.00	MIF-Court Call fees
3329.001	07/29/2013	Α	0.150	1.00	0.15	Photocopies 1 @ \$0.15
3329.001	07/29/2013	MIF A			13.12	Delivery services/messengers - FedEx - Susan Golden, Esq.
3329.001	07/29/2013	MIF A			13.12	Delivery services/messengers - FedEx - Afsheen A. Shah, Esq.
3329.001	07/29/2013	MIF A			13.12	Delivery services/messengers - FedEx - Craig E. Freeman, Esq.
3329.001	07/29/2013	MIF A			13.12	Delivery services/messengers - Frank Oswald, Esq.
3329.001	07/29/2013	MIF A			17.91	Delivery services/messengers - FedEx - Robert P. Sweeter, Esq.
3329.001	07/29/2013	MIF A			13.12	Delivery services/messengers - FedEx - Honorable Robert D. Drain
3329.001	08/08/2013	MIF A			13.17	Delivery services/messengers: fed ex; Honorable Robert D. Drain
3329.001	08/20/2013	MIF A				Delivery services/messengers: Lisa J. Lenderman
3329.001	08/20/2013	MIF A			13.17	Delivery services/messengers: Afsheen A. Shah
3329.001	08/20/2013	MIF A			13.17	Delivery services/messengers: Fed ex; Craig E. Freeman
3329.001	08/20/2013	MIF A			13.17	Delivery services/messengers: Fed ex; John Spicer
3329.001	08/20/2013	MIF A			13.17	Delivery services/messengers: Fed ex; Susan Golden
3329.001	08/20/2013	MIF A				Delivery services/messengers: fed ex; Togut, Segal&Segal
3329.001	08/20/2013	MIF A				Delivery services/messengers: Fed ex; Honorable Robert D. Drain
3329.001	08/02/2013	MIF A				Out-of-town travel-parking expense in White Plains
3329.001	08/16/2013	MIF A				Court call fee

GRAND TOTALS

Billable

436.56