

STATE OF MICHIGAN  
OAKLAND COUNTY CIRCUIT COURT

JAMILA YOUMANS,  
individually and as representative of a class of  
similarly-situated persons and entities,

Case No. 2016-152613-CZ  
Hon. Daniel P. O'Brien

Plaintiff,

v.

CHARTER TOWNSHIP OF BLOOMFIELD,  
a municipal corporation,

Defendant.

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Gregory D. Hanley (P51204)  
Jamie K. Warrow (P61521)  
Edward F. Kickham Jr. (P70332)  
Kickham Hanley PLLC  
32121 Woodward Avenue, Suite 300  
Royal Oak, MI 48073  
(248) 544-1500  
Attorneys for Plaintiff and the Class

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Mark S. Roberts (P44382)  
Secrest Wardle  
2600 Troy Center Drive  
P.O. Box 5025  
Troy, MI 48007-5025  
(248) 851-9500  
Attorneys for Defendant

Rodger D. Young (P22652)  
Henry W. Saad (P24177)  
Young & Associates  
27725 Stansbury Blvd., Suite 125  
Farmington Hills, MI 48334  
(248) 353-8650  
Attorneys for Defendant

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**STIPULATED ORDER REGARDING ENTRY OF  
CORRECTED AMENDED JUDGMENT**

At a session of the Oakland County Circuit Court  
held in the City of Pontiac, State of Michigan  
on this 22 day of April, 2019

PRESENT: DANIEL PATRICK O'BRIEN  
Circuit Court Judge

This matter having come before the Court upon stipulated of the parties, and the Court  
being otherwise advised in these premises:

**WHEREAS** the Court on April 3, 2019 entered an Amended Judgment;

**WHEREAS** due to an apparent technical malfunction, Page 4 was missing from the Amended Judgment;

**WHEREAS** the Corrected Amended Judgment attached hereto as Exhibit 1 is identical to the Amended Judgment that was entered on April 3, 2019, except that the parties have inserted Page 4 in the form in which it was presented to the Court in Plaintiff's Motion for Entry of Amended Judgment;

**IT IS ORDERED** that the Corrected Amended Judgment attached hereto as Exhibit 1 is entered and supersedes the Court's April 3, 2019 Amended Judgment;

**IT IS FURTHER ORDERED** that the Corrected Amended Judgment is entered for the correction of the clerical error only, and the parties preserve all appellate rights and arguments;

**IT IS FURTHER ORDERED** that all time periods that run from the date of entry of a judgment or order under the Michigan Court Rules, including, but not limited to, the time to bring an appeal, shall run from the date of this Order entering the Corrected Amended Judgment, and not from the date of the April 3, 2019 Amended Judgment.

/S/DANIEL PATRICK O'BRIEN

Circuit Court Judge MRS

**STIPULATED AND AGREED:**

**KICKHAM HANLEY PLLC**

By: /s/Gregory D. Hanley  
Gregory D. Hanley (P51204)  
Attorney for Plaintiff

**SECREST WARDLE**

By: /s/Mark S. Roberts  
Mark S. Roberts (P44382)  
Attorney for Defendant

KH158543

STATE OF MICHIGAN  
OAKLAND COUNTY CIRCUIT COURT

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(248) 353-8650  
Attorneys for Defendant

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**CORRECTED AMENDED JUDGMENT**

At a session of the Oakland County Circuit Court  
held in the City of Pontiac, State of Michigan  
on this 3 day of ~~March~~ <sup>April</sup>, 2019

PRESENT:

DANIEL P. O'BRIEN  
Circuit Court Judge

The Court, having conducted a bench trial in this case and having issued its opinion on the record on July 12, 2018:

**WHEREAS** this case is a certified class action on behalf of a class consisting of persons and entities who paid Defendant Charter Township of Bloomfield (the "Township") for water and

sanitary sewage disposal services at any time between April 21, 2010 and September 17, 2018 (the “Class Period”);

**WHEREAS** Plaintiff filed a First Amended Complaint (“FAC”) containing the following five Counts:

Count I: Violation of the Headlee Amendment

Count II: Assumpsit/Money Had and Received – Unreasonable Water and Sewer Rates

Count III: Assumpsit/Money Had and Received – Violation of MCL 141.118 (Revenue Bond Act)

Count IV: Assumpsit/Money Had and Received – Violation of MCL 123.141 (Water Furnished Outside Territorial Limits Act)

Count V: Assumpsit/Money Had and Received – Violation of Township Ordinance § 38-225

**WHEREAS** the parties tried this case to the bench in February 2018;

**WHEREAS** Plaintiff presented its case to the Court by separating her claims into seven types of alleged overcharges as follows:

1. Non-Rate Revenues (Counts I, II and IV)
2. Sewer Only Revenues (Counts I and II)
3. Rent Charges (Counts I, II and IV)
4. Township’s Own Water Use (Counts II, III, and V)
5. OPEB Charges (Counts I, II and IV)
6. County Drain Charges (Counts I and II)
7. Public Fire Protection Service (Counts I, II, III and IV)

**WHEREAS** the Court read its Opinion in this case from the bench on July 12, 2018 and found in favor of Plaintiff on certain issues and in favor of the Township on other issues;

**WHEREAS** the Court’s Opinion adhered to Plaintiff’s division of her claims into the seven types of overcharges described above;

**WHEREAS** the Court has found certain types of overcharges to be unlawful under more than one count of Plaintiff’s FAC, and other types of overcharges to be lawful under one count but

unlawful under another count, any refund awarded with respect to any of the types of overcharges described above is not intended to be cumulative with any other refund awarded with respect to the same type of overcharge (i.e., an award of \$1 as to Non-Rate Revenues on Count II is not cumulative with an award of \$1 as to Non-Rate Revenues on Count IV, but is cumulative with an award of \$1 as to Sewer Only Revenues on Count II), such that multiple instances of relief as to any single type of overcharge, under multiple counts of the FAC, reflect only different reasons why Plaintiff is entitled to a single refund for a particular type of overcharge;

**WHEREAS** on September 17, 2018, the Court entered a Judgment in this action;

**WHEREAS** Plaintiff filed a Motion for Relief from Judgment, which the Court finds was more properly a motion to supplement the September 17, 2018 Judgment;

**WHEREAS** the Township filed a Motion for Entry of Final Judgment;

**WHEREAS** on March 18, 2019, the Court heard Plaintiff's Motion for Relief from Judgment and the Township's Motion for Entry of Final Judgment;

**IT IS ORDERED** that Plaintiff's Motion for Relief from Judgment is **GRANTED** for the reasons stated on the record, and the Township's Motion for Entry of Final Judgment is **DENIED** for the reasons stated on the record.

**The Amended Judgment of the Court is as follows:**

**I. IT IS ORDERED THAT** this Amended Judgment amends, supersedes and replaces the Court's September 17, 2018 Judgment.

**II. IT IS FURTHER ORDERED** that as to Count I of Plaintiff's FAC, Violation of the Headlee Amendment, a judgment of no cause of action is entered in favor of the Township with respect to each claimed overcharge, for the reasons stated on the record.

**III. IT IS FURTHER ORDERED** that as to Counts II and IV of Plaintiff's FAC, to the extent those Counts are based upon Non-Rate Revenues not being deducted in the Township's rate model, a judgment in favor of the Plaintiff and the Class and against the Township is entered as

follows:

1. For the reasons stated on the record, the Township shall pay a refund to Plaintiff and the Class in the amount of \$2,935,063.00, which, subject to further orders of the Court, shall be paid into a common fund for distribution to the Class and payment of class counsel's fees and costs.
2. For the reasons stated on the record, the Township is permanently ordered to explicitly document its consideration of the Non-Rate Revenue in setting its water and sewer rates.

**III. IT IS FURTHER ORDERED** that as to Count II of Plaintiff's FAC, to the extent that Count is based upon Sewer-Only Revenues not being deducted in the Township's rate model, a judgment in favor of the Plaintiff and the Class and against the Township is entered as follows:

1. For the reasons stated on the record, the Township shall pay a refund to Plaintiff and the Class in the amount of \$2,173,282.00, which, subject to further orders of the Court, shall be paid into a common fund for distribution to the Class and payment of class counsel's fees and costs.
2. For the reasons stated on the record, the Township is permanently ordered to explicitly document its consideration of all Sewer Only Revenue in setting its water and sewer rates.

**IV. IT IS FURTHER ORDERED** that as to Counts II and IV of Plaintiff's FAC, to the extent those Counts are based upon the Township's inclusion in its water and sewer rates of rent expense for space in its Department of Public Works Building that is used by the Water and Sewer Division, a judgment in favor of Plaintiff and the Class and against the Township is entered as follows:

1. The Township is liable to Plaintiff and the Class, but Plaintiff and the Class have suffered no damages and are entitled to no refund, for the reasons stated on the

record.

2. For the reasons stated on the record, the Township is permanently ordered to explicitly document all instances where the Township exchanges money or “in-kind” services belonging to its General Fund for money or in-kind services belonging to its Water and Sewer Fund.

**V. IT IS FURTHER ORDERED** that as to Counts II, III and V of Plaintiff’s FAC, to the extent those Counts are based upon the Township’s Own Water Use, a judgment in favor of Plaintiff and the Class and against the Township is entered as follows:

1. For the reasons stated on the record, the Township shall pay a refund to Plaintiff and the Class in the amount of \$3,690,241.00 through March 31, 2017, which, subject to further orders of the Court, shall be paid into a common fund for distribution to the Class and payment of class counsel’s fees and costs.
2. For the reasons stated on the record, the Township is permanently ordered to explicitly document all instances where in-kind provision of services is used to reimburse the Township’s Water and Sewer Fund for services provided by the Township’s General Fund or instances where the General Fund pays for certain water used for operation and maintenance but then properly charges the Water and Sewer Fund for these operational expenses.

**VI. IT IS FURTHER ORDERED** that, as to Counts II and IV of Plaintiff’s FAC, to the extent that those Counts are based upon the Township’s inclusion of OPEB Charges in the Rates, a judgment in favor of Plaintiff and the Class and against the Township is entered as follows:

1. For the reasons stated on the record, the Township is liable to Plaintiff and the Class, but Plaintiff and the Class are not entitled to any refund.
2. For the reasons stated on the record, the Township is permanently ordered to explicitly document the OPEB dollars in setting its water and sewer rates.

**VII. IT IS FURTHER ORDERED** that, as to Count II of Plaintiff's FAC, to the extent that that Count is based upon the Township's inclusion of County Drain Charges in the Rates, a judgment of no cause of action is entered in favor of the Township.

**VIII. IT IS FURTHER ORDERED** that, as to Counts II, III and IV of Plaintiff's FAC, to the extent that those Counts are based upon the Public Fire Protection costs, a judgment in favor of Plaintiff and the Class and against the Township is entered as follows:

1. For the reasons stated on the record, the Township is required to pay the cost of water that passes through fire hoses. The Township already pays for this water, however, through the provision of in-kind services provided to the Water and Sewer Fund by the General Fund, therefore there is no refund owed to Plaintiff and the Class.
2. For the reasons stated on the record, the Township is permanently ordered to explicitly document payment of the cost of water that passes through fire hoses by providing in-kind services from its General Fund to its Water and Sewer Fund.

**IX. IT IS FURTHER ORDERED** that Plaintiff and the Class are entitled to pre-judgment interest on the total principal amount of the judgment, which is \$8,798,586.00. Interest began to run when Plaintiff filed her Complaint on April 21, 2016. The total principal amount of the judgment, plus interest in favor of Plaintiff and the Class through the date of entry of this Amended Judgment is \$9,580,655.00. In addition, this Amended Judgment will earn post-judgment interest at the statutory rate until satisfied by the Township.


**X. IT IS FURTHER ORDERED** that Plaintiff is the prevailing party and is entitled to tax her costs under MCR 2.625. Costs are hereby taxed by the Court on signing the judgment as provided under MCR 2.625(F)(1), in the amount of ~~\$27,993.40~~, as set forth in the Bill of Costs attached hereto as Exhibit A.

*\$13,199.65*



XI. IT IS FURTHER ORDERED that the questions of an award of common fund attorney fees to counsel for Plaintiff and the Class and an incentive award to the class representative are held in abeyance pending the resolution of any appeal of this Judgment. The Court retains jurisdiction for the purpose of considering an award of common fund attorney fees to Class counsel and an incentive award to the class representative.

This is a final order that resolves all pending claims and closes the case.

  
Circuit Court Judge MCS

Defendants

Attorney Mark Roberts declined to sign this order approved as to form. Plaintiff's counsel has added a note to this effect in accordance with the court's comments from the bench.

Approved as to form:



Edward F. Kirkham (P70332)  
Attorney for Plaintiff and the Class

# EXHIBIT A

STATE OF MICHIGAN  
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32121 Woodward Avenue, Suite 300  
Royal Oak, MI 48073  
(248) 544-1500  
Attorneys for Plaintiff and the Class

---

Mark S. Roberts (P44382)  
Secrest Wardle  
2600 Troy Center Drive  
P.O. Box 5025  
Troy, MI 48007-5025  
(248) 851-9500  
Attorneys for Defendant

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Henry W. Saad (P24177)  
Young & Associates  
27725 Stansbury Blvd., Suite 125  
Farmington Hills, MI 48334  
(248) 353-8650  
Attorneys for Defendant

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**PLAINTIFF'S BILL OF COSTS**

Plaintiff states as follows for her Bill of Costs under MCR 2.625.

Cost	Authority	Amount
Expert witness fees	MCL 600.2164(1) ("No expert witness shall be paid, or receive as compensation in any given case for his services as such, a sum in excess of the ordinary witness fees provided by law, unless the court before whom such witness is to appear, or has appeared, awards a larger sum, which sum may be taxed as a part of the taxable costs in the case.").	<b>\$2,387.02</b> (James Olson trial prep and testimony) <del><b>\$13,042.50</b></del> (Kerry Heid trial prep and testimony) <i>See Exhibit A hereto.</i>

	Expert witness fees are recoverable for trial preparation and testimony at trial. <i>See Miller Bros. v. Department of Natural Resources</i> , 203 Mich. App. 674, 691, 513 N.W.2d 217 (1994) (“Finally, we find no abuse of discretion in the trial court's award of plaintiffs' expert witness fees incurred in preparing for trial, even though those experts did not testify.”).	
Deposition Transcripts	MCL 600.2549 (“Reasonable and actual fees paid for depositions of witnesses filed in any clerk's office and for the certified copies of documents or papers recorded or filed in any public office shall be allowed in the taxation of costs only if, at the trial or when damages were assessed, the depositions were read in evidence, except for impeachment purposes, or the documents or papers were necessarily used.”).	<del>\$585.00</del> Wayne Domine, 8/16/16. <i>See</i> 2/8/18 Trial Trans., p. 78. Also Jason Theis, 8/16/16. <i>See</i> 2/13/18 Trial Trans., p. 26. (On the same invoice with Domine's deposition and included in that \$585.00.) <del>\$564.90</del> Bart Foster, 8/10/17. <i>See</i> Trial Trans. 2/22/18, p. 70; Trial Trans. 2/26/18, p. 59. <del>\$601.35</del> Joe Heffernan. <i>See</i> Trial Trans. 2/22/18, p. 180. <i>See</i> Exhibit B hereto.
Lay Witness Fees	MCL 600.2552(1) (“A witness who attends any action or proceeding pending in a court of record shall be paid a witness fee of \$12.00 for each day and \$6.00 for each half day, or may be paid for his or her loss of working time but not more than \$15.00 for each day shall be taxable as costs as his or her witness fee. Except as provided in sections 7 and 13 of chapter XV of the code of criminal procedure, 1927 PA 175, MCL 775.7 and 775.13, a witness shall be reimbursed as provided in subsection (5) for his or her traveling expenses in coming to the place of attendance and returning from the place of attendance, to be estimated from the residence of the witness, if his or her residence is within this state, or from the boundary line of this	<b>\$48.00</b> (Witness fees for 4 witnesses) <i>See</i> Exhibit C hereto.

	state that the witness passed in coming into this state, if his or her residence is out of this state.”)	
Witness Mileage	<p>MCL 600.2552(5) (“Beginning on the effective date of the amendatory act that added this subsection, the per-mile rate of reimbursement of traveling expenses for witnesses shall be the same as the per-mile rate of reimbursement of traveling expenses established by directives of the department of management and budget for state officers and unclassified employees of state agencies while engaged in the performance of state business, pursuant to section 217 of the management and budget act, 1984 PA 431, MCL 18.1217.”</p> <p>MCL 18.1217, WCA Travel Reimbursement Rates 2018: \$0.545 per mile</p>	<p><b>\$89.38</b> (Kerry Heid – 164 miles from Michigan-Ohio border to court and back at .545 per mile)</p> <p><b>\$89.38</b> (James Olson - 164 miles to and from Bay City at .545 per mile)</p>
Electronic Filing Fees	MCL 600.1990 (“Any electronic filing system fee paid by a party is a recoverable taxable cost.”)	<p><b>\$950.87</b></p> <p>See Exhibit D hereto.</p>
Class Action Notification Costs	<p>MCR 3.501(C)(6)(b) (“Upon termination of the action, the court may allow as taxable costs the expenses of notification incurred by the prevailing party.”).</p> <p>Plaintiff reserves the right to supplement this bill of costs to include the cost of notifying class members of the judgment and distributing the refund award to class members according to their pro rata shares (less attorney fees, non-taxable out-of-pocket costs, and any incentive award, all of which are subject to Court approval).</p>	<p><b>\$7,934.48</b> (US Mailing House – Mailing of Initial Notice)</p> <p><b>\$1,592.74</b> (Publication of Initial Notice in the Oakland Press)</p> <p>See Exhibit E hereto.</p>
Service of Process Fees	MCL 600.2559. The prevailing party may tax the statutory fees of court officers who serve process and perform other related services. <i>Harbour Tonne Marina Ass’n v Geile (In re Fees of Court Officer)</i> , 222 Mich App 234, 564 NW2d 509 (1997).	<p><b>\$29.78</b> (Service of complaint on 5/2/16 - base statutory fee of \$26 plus \$3.78 for 7 miles at the 2016 rate of .54 per mile)</p> <p><b>\$26.00</b> (Service of trial subpoena on defendant’s</p>

		expert)  \$52.00 (Service of trial subpoenas on lay witnesses)  See Exhibit F hereto.
	<b>Total Taxable Costs</b>	<del>\$27,993.40</del> 13,179.65

This Bill of Costs is supported by the Affidavit of Gregory D. Hanley, attached hereto as Exhibit G. Plaintiff requests that the Court tax costs in the amount of ~~\$27,993.40~~ against Defendant. 13,179.65

Respectfully submitted,

KICKHAM HANLEY PLLC.

By: /s/ Gregory D. Hanley

Gregory D. Hanley (P51204)

Jamie K. Warrow (P61521)

Edward F. Kickham Jr. (P70332)

Kickham Hanley PLLC

32121 Woodward Avenue, Suite 300

Royal Oak, MI 48073

(248) 544-1500

Attorneys for Plaintiff and the Class

Dated: March 27, 2019

KH158368

**CERTIFICATE OF SERVICE**

I hereby certify that on March 27, 2019 I electronically filed the foregoing document with the Clerk of the Court using the ECF system which will send notification of such filing to all ECF filing Participants.

/s/ Kim Plets

Kim Plets

# EXHIBIT A



# INVOICE



Project: **FSMI | FY17 | Kickham Hanley |  
Witness | MI | 7765**

Invoice #33131 due April 08, 2018

STATUS: Open (31 days left)

ISSUE DATE: March 09,  
2018

PAYMENT Net 30

SCHEDULE:

TO: Mr. Gregory Hanley

Kickham Hanley, PLC  
300 Balmoral Centre  
32121 Woodward Avenue  
Royal Oak, Michigan 48073

FROM: MGT of America  
Consulting, LLC (MGT  
Consulting Group)

P. O. Box 5498, Tallahassee, Florida 32314  
PHONE: 989-316-2220  
Employer Identification Number for LLC 81-  
0890071

## STATEMENT OF SERVICES

TITLE	SUBTOTAL
Professional Expert Witness for a Cost Allocation Plan Dispute	\$2,387.02
<i>See below for fee explanation</i>	

*Terms: Total amount due within 30 days of invoice date. A service charge of 1  
1/2% per month will be assessed on any unpaid balance over 60 days.*

Fixed Fee	\$2,387.02
Total	\$2,387.02

Jim Olson 9 hours \$255/hour \$ 2,295.00

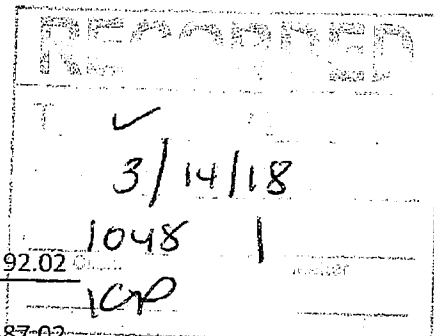
Date	Item	Hours
2/12/2018	Bloomfield	2
2/13/2018	Bloomfield	7
		9

Mileage to Pontiac for Trial 172 miles @ \$0.535/mile

Total

\$ 92.02

\$ 2,387.02





## HEID RATE AND REGULATORY SERVICES

### Statement of Services

Invoice No. 4

Date: April 5, 2018

BILL TO:

Gregory D. Hanley, Esq.

Kickham Hanley PLLC

32121 Woodward Avenue, Suite 300

Royal Oak, Michigan 48073

Date	Description	Amount
Jan.-Mar. 2018	Rate-making Support in Bloomfield Township Water	\$13,042.50
	and Sewer Litigation. Preparation for and	
	participation at trial.	
	70.50 hours @ \$185/hour	
Jan.-Mar. 2018	Out-of-Pocket Travel Expenses to/from Detroit	\$ 1,351.18
	Total Due	\$14,393.68

Terms: 30 days

  
**Kerry A. Heid, P.E.**

Heid Rate and Regulatory Services  
3212 Brookfield Drive  
Newburgh, IN 47630

Phone: (812) 858-0508  
Cellular: (812) 568-5955  
Fax: (812) 858-0509  
Email: kaheid@wowway.com

# EXHIBIT B



Gregory D. Hanley  
 Kickham Hanley  
 32121 Woodward Ave.  
 Ste. 300  
 Royal Oak, MI 48073

# INVOICE

Invoice No.	Invoice Date	Job No.
5749	8/12/2017	2080
Job Date	Case No.	
7/26/2017	2016-152613-CZ	
Case Name		
Youmans v Charter Township of Bloomfield		
Payment Terms		
Net 30		

ORIGINAL TRANSCRIPT OF:  
 Joseph Heffernan

Thank you for your business!  
 586.783.0060

601.35  
**TOTAL DUE >>> \$601.35**

<b>RECORDED</b>	
T <input checked="" type="checkbox"/>	O <input type="checkbox"/>
DATE 8/17/17	
1048 / 1	
Client <b>KP</b>	Matter
Initials	Approved

**Tax ID:** 27-2977466

*Please detach bottom portion and return with payment.*

Gregory D. Hanley  
 Kickham Hanley  
 32121 Woodward Ave.  
 Ste. 300  
 Royal Oak, MI 48073

Job No. : 2080 BU ID : JJA  
 Case No. : 2016-152613-CZ  
 Case Name : Youmans v Charter Township of Bloomfield  
 Invoice No. : 5749 Invoice Date : 8/12/2017  
**Total Due : \$ 601.35**

Remit To: **Judy Jettke and Associates**  
**309 Southbound Gratiot**  
**Suite 2**  
**Mount Clemens, MI 48043**

PAYMENT WITH CREDIT CARD		AMEX	DISCOVER	VISA
Cardholder's Name:				
Card Number:				
Exp. Date:		Phone#:		
Billing Address:				
Zip:		Card Security Code:		
Amount to Charge:				
Cardholder's Signature:				
Email:				



Gregory D. Hanley  
 Kickham Hanley  
 32121 Woodward Ave.  
 Ste. 300  
 Royal Oak, MI 48073

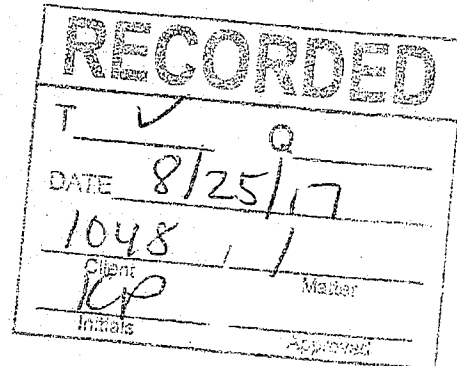
# INVOICE

Invoice No.	Invoice Date	Job No.
5773	8/20/2017	2224
Job Date	Case No.	
8/10/2017	2016-152613-CZ	
Case Name		
Youmans v Charter Township of Bloomfield		
Payment Terms		
Net 30		

ORIGINAL TRANSCRIPT OF:  
 Bart Foster

Thank you for your business!  
 586.783.0060

564.90  
**TOTAL DUE >>> \$564.90**



**Tax ID:** 27-2977466

*Please detach bottom portion and return with payment.*

Gregory D. Hanley  
 Kickham Hanley  
 32121 Woodward Ave.  
 Ste. 300  
 Royal Oak, MI 48073

Job No. : 2224 BU ID : JJA  
 Case No. : 2016-152613-CZ  
 Case Name : Youmans v Charter Township of Bloomfield  
 Invoice No. : 5773 Invoice Date : 8/20/2017  
**Total Due : \$ 564.90**

Remit To: **Judy Jettke and Associates**  
**309 Southbound Gratiot**  
**Suite 2**  
**Mount Clemens, MI 48043**

PAYMENT WITH CREDIT CARD		AMEX	DISCOVER	VISA
Cardholder's Name:				
Card Number:				
Exp. Date:		Phone#:		
Billing Address:				
Zip:		Card Security Code:		
Amount to Charge:				
Cardholder's Signature:				
Email:				

# JUDY JETTKE & ASSOCIATES

## COURT REPORTING & VIDEO

309 S. Gratiot, Suite 2

Mt. Clemens, MI 48043

Tel: 586-783-0060

Fax: 586-226-2996

Fed.ID# 36-4529167

To: Gregory D. Hanley  
Kickham Hanley  
32121 Woodward Ave.  
Suite 300  
Royal Oak, MI 48073

Invoice: 45627

Date: August 25, 2016

Case Name: Jamila Youmans vs. Charter Twp. of Bloomfield

Date: August 16, 2016

Witness Name(s): Jason Theis & Wayne Domine

Location: Troy, MI

Description: Original and copy of Etranscript & PDF each witness

Amount Due if paid by: September 25, 2016 \$ 585.00

Late Charge: \$ 10.00

Amount Due if paid after: September 25, 2016 \$ 595.00

**Thank You!**

Amy Bertin

Please Charge My:



Card #

Expiration Date

Signature

**ORIGINAL INVOICE  
NET 30 DAYS**

<b>RECORDED</b>	
T <input checked="" type="checkbox"/>	Q <input type="checkbox"/>
DATE 8/26/16	
1048, 1	
Client	Matter
ICP	
Initials	Approved

# EXHIBIT C

7740


**Kickham Hanley PLLC**

GENERAL ACCOUNT  
32121 Woodward Avenue, Suite 300  
Royal Oak, MI 48073

INDEPENDENT  
TANIS - www.Tanis.com 888.504.3103  
74-265/724

1/16/2018

PAY TO THE  
ORDER OF

Charter Township of Bloomfield

\$ \*\*12.00

Twelve and 00/100

DOLLARS

Charter Township of Bloomfield

Void After 90 Days

*Kim Pelt*

AUTHORIZED SIGNATURE

MEMO

Subpoena Fee

⑈007740⑈ ⑆072402652⑆

112 295 8⑈

**Kickham Hanley PLLC**

7740

Charter Township of Bloomfield

Date	Type	Reference	Original Amt.	Balance Due	1/16/2018 Discount	Payment
1/16/2018	Bill	Subpoena Fee	12.00	12.00		12.00
					Check Amount	12.00

General Account - KH Subpoena Fee

12.00

**Kickham Hanley PLLC**

7740

Charter Township of Bloomfield

Date	Type	Reference	Original Amt.	Balance Due	1/16/2018 Discount	Payment
1/16/2018	Bill	Subpoena Fee	12.00	12.00		12.00
					Check Amount	12.00

General Account - KH Subpoena Fee

12.00





**Kickham Hanley PLLC**  
 GENERAL ACCOUNT  
 32121 Woodward Avenue, Suite 300  
 Royal Oak, MI 48073



**INDEPENDENT**  
 BANK  
 888.300.3193 independentbank.com  
 74-265/724

7740

1/16/2018

PAY TO THE ORDER OF Charter Township of Bloomfield

\$ \*\*12.00

Twelve and 00/100

DOLLARS

Charter Township of Bloomfield

VOID AFTER 90 DAYS

*Kim Pelt*

MEMO

Subpoena Fee

AUTHORIZED SIGNATURE

⑈007740⑈ ⑆072402652⑆ 112 295 8⑈

**Kickham Hanley PLLC**

7740

Charter Township of Bloomfield

Date	Type	Reference	Original Amt.	Balance Due	1/16/2018 Discount	Payment
1/16/2018	Bill	Subpoena Fee	12.00	12.00		12.00
					Check Amount	12.00

General Account - KH Subpoena Fee

12.00

**Kickham Hanley PLLC**

7740

Charter Township of Bloomfield

Date	Type	Reference	Original Amt.	Balance Due	1/16/2018 Discount	Payment
1/16/2018	Bill	Subpoena Fee	12.00	12.00		12.00
					Check Amount	12.00

General Account - KH Subpoena Fee

12.00



**Kickham Hanley PLLC**  
 GENERAL ACCOUNT  
 32121 Woodward Avenue, Suite 300  
 Royal Oak, MI 48073



**INDEPENDENT**  
 BANK  
 Member FDIC 1-800-300-3153 independentbank.com  
 74-265/724



2/6/2018

PAY TO THE  
 ORDER OF Michael McMahon

\$ \*\*12.34

Twelve and 34/100

DOLLARS

Michael McMahon



Void After 90 Days  
*[Signature]*

AUTHORIZED SIGNATURE

MEMO

Subpoena Fee and Mileage

⑈007784⑈ ⑆072402652⑆

112 295 B⑈

**Kickham Hanley PLLC**

7784

Michael McMahon

Date	Type	Reference	Original Amt.	Balance Due	2/6/2018 Discount	Payment
2/6/2018	Bill	Subpoena Fee	12.34	12.34		12.34
					Check Amount	12.34

General Account - KH Subpoena Fee and Mileage

12.34

**Kickham Hanley PLLC**

7784

Michael McMahon

Date	Type	Reference	Original Amt.	Balance Due	2/6/2018 Discount	Payment
2/6/2018	Bill	Subpoena Fee	12.34	12.34		12.34
					Check Amount	12.34

General Account - KH Subpoena Fee and Mileage

12.34

# EXHIBIT D

3/20/2019  
9:21 AM

Kickham Hanley PLLC  
Monthly Pre-Bill Report

Page 5

Bloomfield.W&S Class Action:Bloomfield (continued)

Date ID	Timekeeper Expense	Price Markup %	Quantity	Amount	Total
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Activity: On-Line Filing Fees

9/15/2017	Kimberly	72.26	1.000	72.26	Billable
241281	On-Line Filing On-Line Filing Fees (6)				
7/10/2017	Kimberly	2.58	1.000	2.58	Billable
240285	On-Line Filing On-Line Filing Fees				
4/5/2017	Kimberly	25.75	1.000	25.75	Billable
239081	On-Line Filing On-Line Filing Fees				
4/5/2017	Kimberly	2.58	1.000	2.58	Billable
239082	On-Line Filing On-Line Filing Fees				
4/26/2017	Kimberly	25.75	1.000	25.75	Billable
239304	On-Line Filing On-Line Filing Fees				

3/20/2019  
9:21 AM

Kickham Hanley PLLC  
Monthly Pre-Bill Report

Page 6

Bloomfield.W&S Class Action:Bloomfield (continued)

Date ID	Timekeeper Expense	Price Markup %	Quantity	Amount	Total
1/16/2019 248287	Kimberly On-Line Filing On-Line Filing Fees		20.60	1.000	20.60 Billable
10/4/2018 246854	Kimberly On-Line Filing On-Line Filing Fees		20.60	1.000	20.60 Billable
8/22/2018 246350	Kimberly On-Line Filing On-Line Filing Fees		20.60	1.000	20.60 Billable
7/28/2017 240590	Kimberly On-Line Filing On-Line Filing Fees (9)		25.80	1.000	25.80 Billable
5/31/2017 239826	Kimberly On-Line Filing On-Line Filing Fees		25.81	1.000	25.81 Billable
10/18/2017 241638	Kimberly On-Line Filing On-Line Filing Fees (3)		36.13	1.000	36.13 Billable
5/17/2017 239684	Kimberly On-Line Filing On-Line Filing Fees (5/1, 5/2, 5/3, 5/4, 5/10, 5/16, 5/17, 5/19 & 5/23)		72.25	1.000	72.25 Billable
6/1/2017 239889	Kimberly On-Line Filing On-Line Filing Fees		5.16	1.000	5.16 Billable
6/6/2017 239928	Kimberly On-Line Filing On-Line Filing Fees		5.16	1.000	5.16 Billable
7/12/2017 240289	Kimberly On-Line Filing On-Line Filing Fees		2.58	1.000	2.58 Billable
6/12/2017 239958	Kimberly On-Line Filing On-Line Filing Fees		2.58	1.000	2.58 Billable
7/12/2017 240288	Kimberly On-Line Filing On-Line Filing Fees		5.16	1.000	5.16 Billable
6/16/2017 240176	Kimberly On-Line Filing On-Line Filing Fees		5.16	1.000	5.16 Billable

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9:21 AM

Kickham Hanley PLLC  
Monthly Pre-Bill Report

Page 7

Bloomfield.W&S Class Action:Bloomfield (continued)

Date ID	Timekeeper Expense	Price Markup %	Quantity	Amount	Total
10/11/2017 241590	Kimberly On-Line Filing On-Line Filing Fees (2)		10.32	1.000	10.32 Billable
7/5/2017 240244	Kimberly On-Line Filing On-Line Filing Fees		25.81	1.000	25.81 Billable
6/7/2017 239931	Kimberly On-Line Filing On-Line Filing Fees		2.58	1.000	2.58 Billable
10/26/2016 236685	Kimberly On-Line Filing On-Line Filing Fees		2.58	1.000	2.58 Billable
5/16/2016 234279	Kimberly On-Line Filing On-Line Filing Fees		5.15	1.000	5.15 Billable
6/22/2016 234743	Kimberly On-Line Filing On-Line Filing Fees		2.58	1.000	2.58 Billable
7/11/2016 235018	Kimberly On-Line Filing On-Line Filing Fees		2.58	1.000	2.58 Billable
11/30/2016 237247	Kimberly On-Line Filing On-Line Filing Fees		5.15	1.000	5.15 Billable
11/18/2016 237044	Kimberly On-Line Filing On-Line Filing Fees		5.15	1.000	5.15 Billable
11/18/2016 237043	Kimberly On-Line Filing On-Line Filing Fees		2.58	1.000	2.58 Billable
11/16/2016 237041	Kimberly On-Line Filing On-Line Filing Fees		36.05	1.000	36.05 Billable
7/19/2016 235152	Kimberly On-Line Filing On-Line Filing Fees		36.05	1.000	36.05 Billable
11/2/2016 236849	Kimberly On-Line Filing On-Line Filing Fees		2.58	1.000	2.58 Billable

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9:21 AM

Kickham Hanley PLLC  
Monthly Pre-Bill Report

Page 8

Bloomfield.W&S Class Action:Bloomfield (continued)

Date ID	Timekeeper Expense	Price Markup %	Quantity	Amount	Total
11/4/2016 236846	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
12/12/2016 237609	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
10/21/2016 236589	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
7/22/2016 235294	Kimberly On-Line Filing On-Line Filing Fees	2.58	1.000	2.58	Billable
7/22/2016 235295	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
10/10/2016 236494	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
10/7/2016 236493	Kimberly On-Line Filing On-Line Filing Fees	15.45	1.000	15.45	Billable
8/17/2016 235640	Kimberly On-Line Filing On-Line Filing Fees	30.90	1.000	30.90	Billable
9/21/2016 236267	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
8/22/2016 235641	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
8/23/2016 235644	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
9/19/2016 236043	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
3/30/2017 238955	Kimberly On-Line Filing On-Line Filing Fees	25.75	1.000	25.75	Billable

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9:21 AM

Kickham Hanley PLLC  
Monthly Pre-Bill Report

Page 9

Bloomfield.W&S Class Action:Bloomfield (continued)

Date ID	Timekeeper Expense	Price Markup %	Quantity	Amount	Total
2/14/2017 238351	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
3/29/2017 238949	Kimberly On-Line Filing On-Line Filing Fees	25.75	1.000	25.75	Billable
3/27/2017 238928	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
3/24/2017 238926	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
3/15/2017 238823	Kimberly On-Line Filing On-Line Filing Fees	2.58	1.000	2.58	Billable
4/21/2016 234149	Kimberly On-Line Filing On-Line Filing Fees	182.83	1.000	182.83	Billable
5/24/2016 234278	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
2/16/2017 238353	Kimberly On-Line Filing On-Line Filing Fees	2.58	1.000	2.58	Billable
3/29/2017 238950	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
1/12/2017 237921	Kimberly On-Line Filing On-Line Filing Fees	5.15	1.000	5.15	Billable
1/10/2017 237838	Kimberly On-Line Filing On-Line Filing Fees	36.05	1.000	36.05	Billable
1/10/2017 237839	Kimberly On-Line Filing On-Line Filing Fees	2.58	1.000	2.58	Billable
2/13/2017 238349	Kimberly On-Line Filing On-Line Filing Fees	30.90	1.000	30.90	Billable



3/20/2019  
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Kickham Hanley PLLC  
Monthly Pre-Bill Report

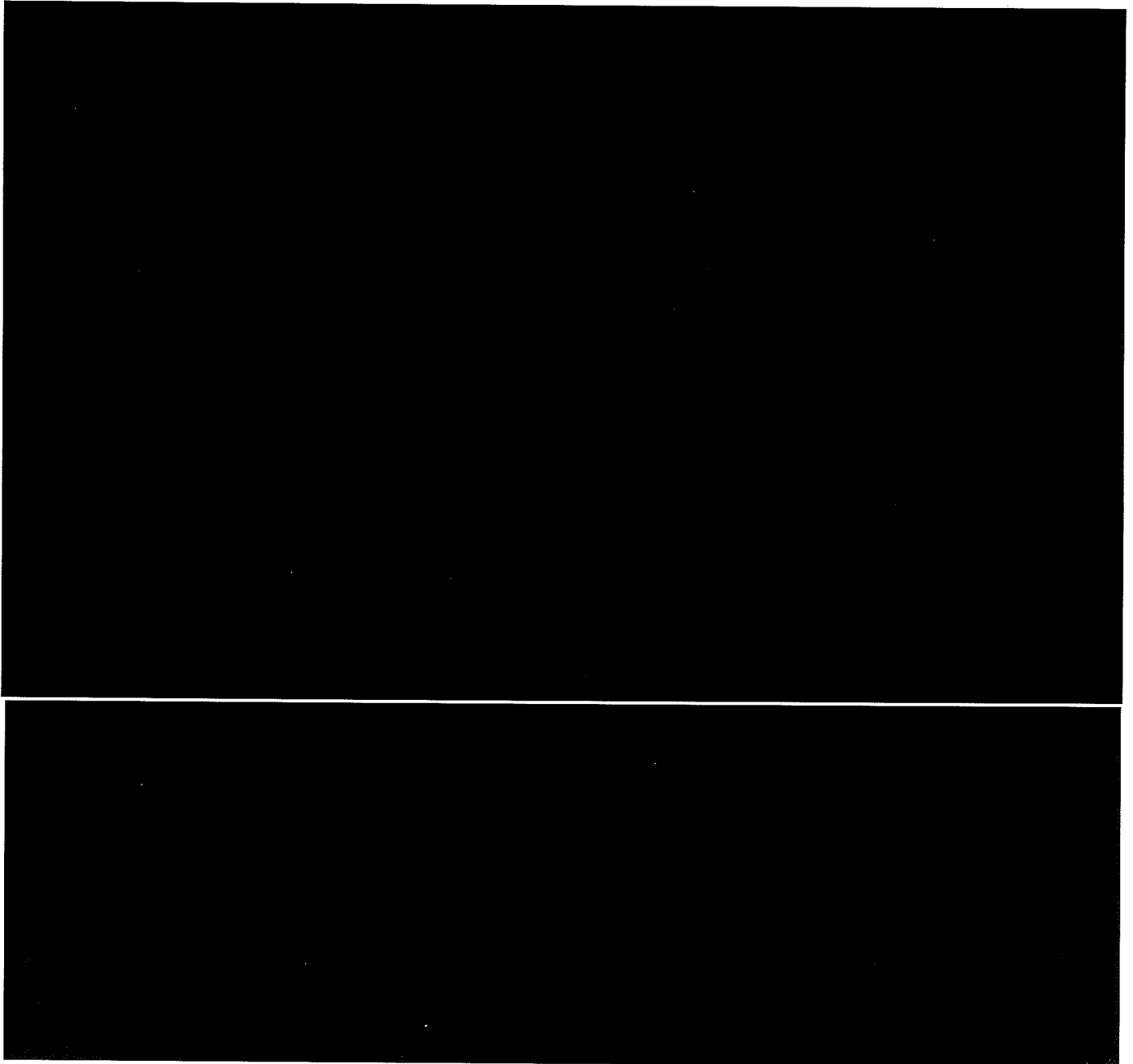
Page 10

Bloomfield.W&S Class Action:Bloomfield (continued)

Date ID	Timekeeper Expense	Price Markup %	Quantity	Amount	Total
------------	-----------------------	-------------------	----------	--------	-------

Total: On-Line Filing Fees

\$950.87



# EXHIBIT E

## US Mailing House

US Mailing House - 1050 East Valencia Drive - Fullerton, CA 92831

Phone: (714) 888-8838 Fax:

## Invoice

Attn: EDWARD KICKHAM  
KICKHAM HANLEY PLLC  
32121 WOODWARD AVE STE 300  
ROYAL OAK MI 48073

Job Name: CLASS ACTION NOTICE #10 ENVELOPE  
EDWARD KICKHAM

Invoice # 73411 CustCode: KICKHAM

Invoice Date: PO#:

Date of Service: 9/27/2017

Terms:

Qty	Description	Unit Price	Ext Price
<b>Data Processing</b>			
1	NCOA database	50.00000	\$50.00
19152	CASS / presort data	0.00800	\$153.22
1	Formatting PDF + Cleanup	120.00000	\$120.00
<b>SubTotal:</b>			<b>\$323.22</b>

### Lettershop

19152	Fold	0.01550	\$296.86
19152	Insert letters	0.01200	\$229.82
19152	Sort mail	0.01000	\$191.52
<b>SubTotal:</b>			<b>\$718.20</b>

### Inkjet

19152	INKJET ADDRESS OUR #10 REGULAR ENVELOPES WITH RETURN ADDRESS, MAILING ADDRESS AND PERMIT	0.03333	\$638.34
<b>SubTotal:</b>			<b>\$638.34</b>

### Offset Printing

19152	3 PAGE 8.5 X 11 PRINTED ON 70# WHITE OFFSET	0.06300	\$1,206.58
<b>SubTotal:</b>			<b>\$1,206.58</b>

### Postage

Our Permit	19,152	0.254669486	\$4,877.43
Convenience Fee	1	170.71	\$170.71

**Postage Paid:** \$0.00

**Postage Used:** \$5,048.14

**Postage Subtotal:** \$5,048.14

### Comments:

STANDARD MAIL	
<b>RECORDED</b>	
T	Q
DATE 9/26/17	
1048 / 1	
Client	Matter
KCP	
Initials	Approved

Sub Total:	\$2,886.34
Tax:	\$0.00
Credit:	\$0.00
Services Total:	\$2,886.34

**Attn:** EDWARD KICKHAM  
KICKHAM HANLEY PLLC  
32121 WOODWARD AVE STE 300  
ROYAL OAK MI 48073

**Job Name:** CLASS ACTION NOTICE #10 ENVELOPE  
EDWARD KICKHAM

**Invoice #** 73411

**CustCode:** KICKHAM

**Invoice Date:**

**PO#:**

**Date of Service:** 9/27/2017

**Terms:**

Qty	Description	Unit Price	Ext Price
		<b>Balance Due:</b>	<b>\$7,934.48</b>

21ST CENTURY  
media

digitalfirst  
MEDIA

AGING OF ACCOUNTS

CURRENT	OVER 30 DAYS	OVER 60 DAYS	OVER 90 DAYS	TOTAL AMOUNT DUE
\$1,592.74	\$0.00	\$0.00	\$0.00	\$1,592.74
DATE	BILLED ACCOUNT #	ADVERTISING NUMBER	ADVERTISEMENT/CLIENT NAME	
09/30/2017	924635	924635	KICKHAM HANLEY PLLC	

Any discrepancy in advertising charges must be communicated to the Credit Department by calling: 1-855-664-5860

ADVERTISING INVOICE / STATEMENT

DATE	DESCRIPTION	AD #	SIZE	X's	UNITS/QTY	RUN DATES	NET AMOUNT
PREVIOUS BALANCE							\$0.00
09/28/17	Oakland Press	1430027	660.00 Lines	5	660.00	09/28/2017 09/28/2017	
	Subtotal - LEGAL NOTICE NOTICE OF CLASS A			5	660.00		\$1,592.74

**RECORDED**

T ☒ Q

DATE 10/12/17

1048

Client *KP* Mailer

Invoice *KP* Approved

PREVIOUS BALANCE	\$0.00
------------------	--------

BALANCE DUE	\$1,592.74
-------------	------------

Page 1 of 1

REMITTANCE PORTION: DETACH AND RETURN THIS PORTION WITH YOUR PAYMENT

21st Century Media - Michigan  
PO Box 65220  
Colorado Spgs, CO 80962

BILLING PERIOD	ADVERTISING/CLIENT NAME		
9/1/2017 - 9/30/2017	KICKHAM HANLEY PLLC		
ADVERTISING NUMBER	ACCOUNT NUMBER	TERMS OF PAYMENT	
924635	924635	Due Upon Receipt	
DATE	CURRENT	TOTAL AMOUNT DUE	AMOUNT ENCLOSED
09/30/2017	\$1,592.74	\$1,592.74	

1168 1 AB 0.403 E0299X IC328 D2889358633 S2 P4684755 0001:0001



KICKHAM HANLEY PLLC  
32121 WOODWARD AVE STE 300  
ROYAL OAK MI 48073-0999

REMIT TO:

21st Century Media - Michigan  
PO Box 780154  
Philadelphia, PA 19178-0154

11000000MICHO00000092463500000009246350000000000000000159274000159274093020170

# EXHIBIT F

## Remit Payment To:

Lestats Legal Support, Inc.

P.O. Box 2307

Southfield, MI 48037-2307

248-586-9850 (Office)

248-586-1655 (Fax)

## Invoice

Date Billed

Invoice #

1/19/2018

35302

## Bill to Attorney:

Kickham Hanley, PLLC.

Edward F. Kickham

32121 Woodward Ave.

Suite 300

Royal Oak, MI 48073

## Service upon:

OAKLAND COUNTY WATER RESOURCES

COMMISSION

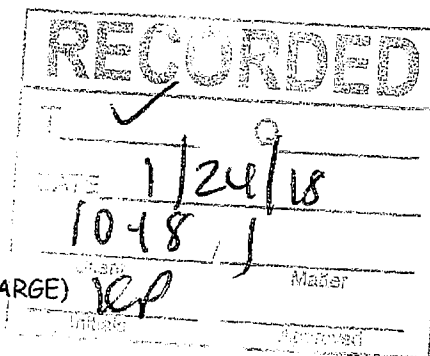
ONE PUBLIC WORKS DR.

95 WEST

WATERFORD, MI 48328-1907

Attorney File No.	Terms	Server	Result Date	Court	Case #
	Due on receipt	MGH	1/17/2018	O.C.C.C.	16-152613-CZ

Description of Service Invoiced	Amount
<p>PERSONALLY SERVED DATE/DAY: 1/17/18 WEDNESDAY TIME OF SERVICE: 3:15 P.M.</p> <p>Plaintiff: Jamila Youmans Defendant: Charter Township Of Bloomfield</p> <p>Attachments: SUBPOENA, \$12 CHECK, EXHIBITS, LETTER</p> <p>Rush Service Fee.</p> <p>Subpoena Service: C/O JULIA WOODSIDE (PERSON IN CHARGE)</p>	<p>20.00</p> <p>40.00</p>



Lestats Legal Support, Inc. greatly appreciates your business. Thank you.

Invoice Amount: \$60.00

Please include invoice number on check to insure proper payment credit.

Balance Due: \$60.00

\*Original Proof(s) of service(s) and/or Legal Service Instructions are attached to this invoice.  
Lestats does not hold copies.\*

TAX ID# 38-3032031

## Remit Payment To:

**Lestats Legal Support, Inc.**

P.O. Box 2307

Southfield, MI 48037-2307

248-586-9850 (Office)

248-586-1655 (Fax)

**Invoice**

Date Billed

Invoice #

1/19/2018

35301

## Bill to Attorney:

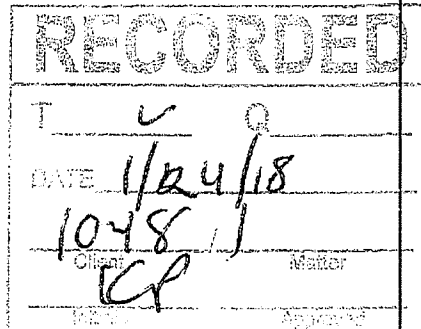
Kickham Hanley, PLLC.  
 Edward F. Kickham  
 32121 Woodward Ave.  
 Suite 300  
 Royal Oak, MI 48073

## Service upon:

CHARTER TOWNSHIP OF BLOOMFIELD  
 4200 TELEGRAPH RD.  
 BLOOMFIELD TWP., MI 48303-0489

Attorney File No.	Terms	Server	Result Date	Court	Case #
	Due on receipt	MGH	1/17/2018	O.C.C.C.	16-152613-CZ

Description of Service Invoiced	Amount
<p>PERSONALLY SERVED DATE/DAY: 1/17/18 WEDNESDAY          TIME OF SERVICE: 3:50 P.M.</p> <p>Plaintiff: Jamila Youmans          Defendant: Charter Township Of Bloomfield</p> <p>Attachments: SUBPOENA, \$12 CHECK, EXHIBITS, LETTER</p> <p>Rush Service Fee.          Subpoena Service: C/O CAROL MILLER (CLERK)</p>	<p>20.00</p> <p>40.00</p>



Your business is appreciated and we find it a privilege to being of service to your legal needs...

**Invoice Amount:** \$60.00

Please include invoice number on check to insure proper payment credit.

**Balance Due:** \$60.00

\*Original Proof(s) of service(s) and/or Legal Service Instructions are attached to this invoice.  
 Lestats does not hold copies.\*

TAX ID# 38-3032031



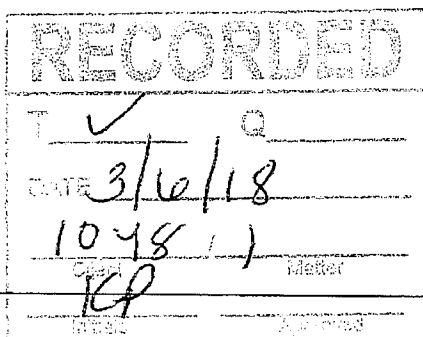


Edward F. Kickham  
 Kickham Hanley  
 32121 Woodward Avenue  
 Suite 300  
 Royal Oak, MI 48073

# INVOICE

Invoice No.	Invoice Date	Payment Terms
1218534	2/27/2018	Due upon receipt
Order No.	Order Date	Case No.
33747.001	1/26/2018	2016-152613-CZ
Case Name		
Jamila Youmans v. Charter Township of Bloomfield		
Records Pertaining To		
Service		

Records From	Ordered By	Reference Info.
Bart Foster  The Foster Group 12719 Wenonga Lane Leawood, KS 66209	Edward F. Kickham Kickham Hanley 32121 Woodward Avenue Suite 300 Royal Oak, MI 48073	Client Matter No.: Claim No.: Insured: D/O/L:
Service ()		145.00
		<b>TOTAL DUE &gt;&gt;&gt; \$145.00</b>
We thank you for your prompt payment of this invoice. We are happy to serve you at 216-621-9660.		
		(-) Payments/Credits: 0.00
		(+) Finance Charges/Debits: 0.00
		<b>(=) New Balance: \$145.00</b>



Tax ID: 20-3132569

Phone: (248) 544-1500 Fax:

Please detach bottom portion and return with payment.

Edward F. Kickham  
 Kickham Hanley  
 32121 Woodward Avenue  
 Suite 300  
 Royal Oak, MI 48073

Invoice No. : 1218534  
 Invoice Date : 2/27/2018  
 Total Due : \$145.00

Remit To: **Veritext Records**  
**1100 Superior Avenue**  
**Suite 1820**  
**Cleveland, OH 44114**

Order No. : 33747.001  
 BU ID : RCR  
 Case No. : 2016-152613-CZ  
 Case Name : Jamila Youmans v. Charter Township of Bloomfield

# EXHIBIT G

STATE OF MICHIGAN  
OAKLAND COUNTY CIRCUIT COURT

JAMILA YOUMANS,  
individually and as representative of a class of  
similarly-situated persons and entities,

Case No. 2016-152613-CZ  
Hon. Daniel P. O'Brien

Plaintiff,

v.

CHARTER TOWNSHIP OF BLOOMFIELD,  
a municipal corporation,

Defendant.

---

Gregory D. Hanley (P51204)  
Jamie K. Warrow (P61521)  
Edward F. Kickham Jr. (P70332)  
Kickham Hanley PLLC  
32121 Woodward Avenue, Suite 300  
Royal Oak, MI 48073  
(248) 544-1500  
Attorneys for Plaintiff and the Class

---

Mark S. Roberts (P44382)  
Secrest Wardle  
2600 Troy Center Drive  
P.O. Box 5025  
Troy, MI 48007-5025  
(248) 851-9500  
Attorneys for Defendant

Rodger D. Young (P22652)  
Henry W. Saad (P24177)  
Young & Associates  
27725 Stansbury Blvd., Suite 125  
Farmington Hills, MI 48334  
(248) 353-8650  
Attorneys for Defendant

---

**AFFIDAVIT OF GREGORY D. HANLEY**

The undersigned Affiant, Gregory D. Hanley, deposes and says the following of her personal knowledge:

1. I am a member of the firm Kickham Hanley PLLC, which is class counsel in the *Youmans v. Charter Township of Bloomfield* case.
2. I am lead counsel in *Youmans* and have personal knowledge concerning the matters set forth in this Affidavit.

3. I have read Plaintiff's Bill of Costs and state that (a) each item of cost or disbursement claimed is correct and has been necessarily incurred in the action, and (b) the services for which fees have been charged were actually performed.

4. The costs sought that were incurred in connection with providing notice to the Class of the pendency of this action are authorized under MCR 3.501(C)(6)(b), which provides that "[u]pon termination of the action, the court may allow as taxable costs the expenses of notification incurred by the prevailing party."

5. The costs sought for deposition transcripts are for transcripts that were filed with the clerk of the court and were read into evidence and/or otherwise necessarily used at trial.

6. As to the requested witness fees, the distances traveled and days actually attended are as set forth in the Bill of Costs and supporting documents and have been calculated pursuant to the applicable court rules and/or statutes.

7. I also calculated the amount of pre-judgment interest owing on the judgment. My calculations were as follows:

The principal amount of the judgment is **\$8,798,586**

With prejudgment interest through March 31, 2019, the total amount owed is **\$9,580,655**

This breaks down as follows:

Township's failure to pay for its own water use – \$3,690,241  
Township's failure to account for Non-Rate Revenues -- \$2,935,063  
Township's failure to account for Sewer-Only Revenues -- \$2,173,282

Plaintiff and the Class are entitled to prejudgment interest on \$8,798,586 from April 21, 2016 (the date the Complaint was filed) through the date of entry of judgment, and then post-judgment interest thereafter.

The judgment interest rates in Michigan for this period appear below:

Jan. 1, 2019 – 3.848%  
July 1, 2018 — 3.687%  
Jan. 1, 2018— 2.984%

July 1, 2017 — 2.902%  
Jan. 1, 2017 — 2.426%  
July 1, 2016 — 2.337%  
Jan. 1, 2016 — 2.571%

The following is a calculation of the interest through March 31, 2019 (interest is calculated for six-month periods but is compounded annually):

April 21, 2016 – June 30, 2016 – \$43,382.50 (\$619.75 per day x 70 days)  
July 1, 2016 – December 31, 2016 – \$102,811.47

New principal amount December 31, 2016 -- \$8,944,779.97

January 1, 2017 – June 30, 2017 – \$108,500.18  
July 1, 2017 – December 31, 2017 – \$129,788.75

New principal amount December 31, 2017 – \$9,183,068

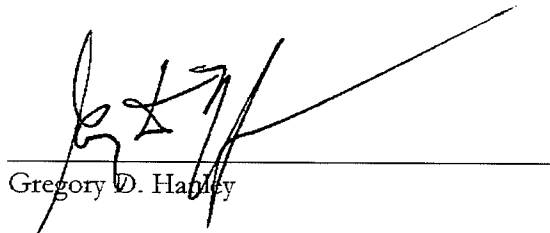
January 1, 2018 – June 30, 2018 – \$137,011  
July 1, 2018 – December 31, 2018 – \$169,289

New principal amount December 31, 2018 – \$9,489,368

January 1, 2019 – March 31, 2019 – \$91,287

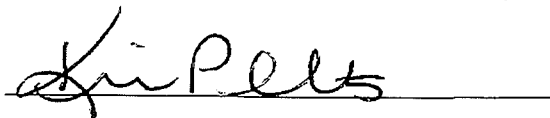
**Amount owing as of March 31, 2019 – \$9,580,655**

Dated: March 27, 2019

  
\_\_\_\_\_  
Gregory D. Hanley

STATE OF MICHIGAN     )  
                                  ) ss  
COUNTY OF OAKLAND    )

The foregoing was subscribed and sworn to before me this 27<sup>th</sup> day of March, 2019, by Gregory D. Hanley.

  
\_\_\_\_\_  
Notary Public, Macomb County, Michigan

My Commission Expires: 12/21/2020  
Acting in the County of Oakland

KH158438