

EXHIBIT B

COSTAR'S ITEMIZED STATEMENT OF FEES

<u>DATE</u>	<u>DESCRIPTION</u>	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>RATE</u>	<u>TOTAL</u>
06/16/08	Review Complaint and written discovery requests and coordinate Camilla Butler's research regarding jurisdictional dollar amount and removal to Superior Court.	Gosdis, Shane D	0.40	\$450.00	\$180.00
06/18/08	Telephone conference with Chris Winters and Jim Halpert concerning going forward strategy options related to potential removal; review and analyze Complaint in connection with the same.	Ricketts, Cynthia A.	0.30	\$580.00	\$174.00
07/02/08	Research Federal Rules of Civil Procedure regarding response deadline to Plaintiff's Complaint and prepare e-mail regarding same to Cindy Ricketts.	Gosdis, Shane D	0.30	\$450.00	\$135.00
07/06/08	Continue preparation of Motion to Dismiss or the Alternative Motion for a More Definite Statement.	Gosdis, Shane D	6.80	\$450.00	\$3,060.00
07/07/08	Continue research and preparation of Motion to Dismiss or in the Alternative Motion for a More Definite Statement.	Gosdis, Shane D	5.30	\$450.00	\$2,385.00
07/08/08	Finalize draft Motion to Dismiss or in the Alternative Motion for a More Definite Statement, including revisions to section on Plaintiff's failure to properly plead a claim under ACEMA and stylistic and formatting changes to entirety of motion; research answer and removal deadlines under Arizona Rules of Civil Procedure and Federal Rules of Civil Procedure and prepare e-mail summary of same for Cindy Ricketts; and exchange e-mails with Cindy Ricketts regarding strategy for finalizing and distributing draft copies of memo to team.	Gosdis, Shane D	2.50	\$450.00	\$1,125.00
07/09/08	Review draft Notice of Removal; forward the same to client for review and comment; review and analyze draft Motion to dismiss and provide comments and suggested revisions to the same; exchange e-mails with Shane Gosdis regarding the same.	Ricketts, Cynthia A.	1.10	\$580.00	\$638.00
07/09/08	Make modifications and additions to incorporate Cindy	Gosdis, Shane D	1.60	\$450.00	\$720.00

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	Ricketts' comments to Motion to Dismiss or in the Alternative Motion for a More Definite Statement, including researching and adding section regarding Request for a More Definite Statement under Rule 12(e), and organizational changes and exchange e-mails with Cindy Ricketts regarding CAN-SPAM arguments and strategy for same; call Jim Halpert regarding same.				
07/10/08	Review updated draft of Motion to Dismiss and revise the same; confer with Shane Gosdis regarding approach to finalizing the same.	Ricketts, Cynthia A.	1.10	\$580.00	\$638.00
07/10/08	Finalize and coordinate filing of Notice of Removal, including, preparing Civil Cover Sheet and Removal Memo for court, and coordinating preparation of notice to Superior Court and opposing counsel regarding same; research Arizona Rules of Civil Procedure and Federal Rules of Civil Procedure regarding discovery response deadlines and effect of Motion to Dismiss on same; prepare update for Chris Winters regarding same.	Gosdis, Shane D	1.30	\$450.00	\$585.00
07/11/08	Research, prepare, and coordinate filing of Notice to Opposing Party of Removal and coordinate service and filing of same with the Court.	Gosdis, Shane D	0.50	\$450.00	\$225.00
07/11/08	Finalize and coordinate filing of Motion to Dismiss, including making modifications and addition incorporating Chris Winters' comments, coordinate filing of same; conference call with Peter Strojnik regarding discovery responses and settlement options; prepare update for Christ Winters regarding same.	Gosdis, Shane D	0.60	\$450.00	\$270.00
07/11/08	Lexis cite check defendant's motion to dismiss; edit same.	Rutschman, Debra J	0.70	\$245.00	\$171.50
07/15/08	Review plaintiff's Response to Motion to Dismiss, Amended Complaint, and Jury Demand and prepare e-mail memo to Chris Winters regarding same.	Gosdis, Shane D	0.40	\$450.00	\$180.00

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07/16/08	Review Amended Complaint; review e-mails from client and respond to the same; telephone conference with Peter Strojnik concerning request to withdraw the Complaint and potential Rule 11 sanctions; e-mail Chris Winters regarding the same; review Shane Gosdis' draft e-mail regarding the same.	Ricketts, Cynthia A.	0.70	\$580.00	\$406.00
07/16/08	Conference call with Peter Strojnik regarding withdraw of Amended Complaint and settlement; research regarding amendments of Complaint under Rule 15 and prepare e-mail to Chris Winter advising of same;; review Court's Notice of Magistrate Judge and update Cindy Ricketts regarding same; begin preparation of Corporate Disclosure Statement and e-mail Chris Winters for additional information for same.	Gosdis, Shane D	1.80	\$450.00	\$810.00
07/20/08	Prepare e-mails to Cindy Ricketts regarding status of briefing on Costar Motion to Dismiss.	Gosdis, Shane D	0.20	\$450.00	\$90.00
07/22/08	Begin research and preparation of Motion to Dismiss Amended Complaint, including research of new Trespass cause of action and Intrusion Upon Seclusion claim and begin drafting sections regarding same.	Gosdis, Shane D	3.00	\$450.00	\$1,350.00
07/24/08	Exchange e-mails with Chris Winters and Jim Halpert regarding Strojnik's settlement offer and strategies for Costar's Motion to Dismiss the Amended Complaint; make changes and modifications to Intrusion Upon Seclusion section of the Motion to Dismiss and forward to Chris Winters along with research in support of same and Trespass claim.	Gosdis, Shane D	0.60	\$450.00	\$270.00
07/30/08	Continue research and preparation of Motion to Dismiss Amended Complaint, including additional research and preparation of section on Intrusion Upon Seclusion and revisions to remainder of document to reflect plaintiff's new	Gosdis, Shane D	2.20	\$450.00	\$990.00

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	trespass and intrusion upon seclusion.				

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08/01/08	Review draft of Motion to Dismiss First Amended Complaint and revise the same; shorten the same to comply with the page limitations; work with Shane Gosdis to finalize the same.	Ricketts, Cynthia A.	2.70	\$580.00	\$1,566.00
08/01/08	Finalize Motion to Dismiss and coordinate filing of same, including incorporating Cindy Ricketts' comments and changes; additional research regarding case holdings and insert information regarding other cases filed by Strojnik and Strojnik's website.	Gosdis, Shane D	2.40	\$450.00	\$1,080.00
08/06/08	Prepare for and meet with Camilla Butler regarding research and preparation of Reply in Support of Motion to Dismiss, including arguments for Reply.	Gosdis, Shane D	0.20	\$450.00	\$90.00
08/12/08	Draft Costar's Reply in Support of Motion Its Motion to Dismiss and begin to make modifications and additions to the introduction section.	Gosdis, Shane D	1.30	\$450.00	\$585.00
08/13/08	Phone conference with Peter Strojnik regarding extension for Costar's Reply in Support of Motion to Dismiss and prepare and coordinate filing of stipulation regarding same.	Gosdis, Shane D	0.40	\$450.00	\$180.00
08/19/08	Review initial draft of reply to be filed in Support of Motion to Dismiss Plaintiff's Amended Complaint and provide comments and suggested revisions to the same; review Motion to Dismiss and plaintiff's response to the same to ensure all arguments are included in reply; e-mail Shane Gosdis concerning the same.	Ricketts, Cynthia A.	1.60	\$580.00	\$928.00
08/19/08	Begin revising and making additions to draft Reply in Support of Motion to Dismiss, including changes and modifications to introduction, pre-emption section, and failure to state a claim sections; direct follow-up research to Camilla Butler regarding same, including distinguishing key cases cited by plaintiff.	Gosdis, Shane D	5.50	\$450.00	\$2,475.00

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08/20/08	Review updated draft of reply to be filed in Support of Motion to Dismiss and provide comments and suggested revisions to the same; e-mail Shane Gosdis concerning the same.	Ricketts, Cynthia A.	0.50	\$580.00	\$290.00
08/20/08	Complete revisions and make additions to draft Reply in Support of Motion to Dismiss, including additional changes and modifications to introduction, preemption section, and failure to state a claim sections; review Camilla Butler's research regarding attempts to distinguish plaintiff's key follow-up cases and incorporate those comments into the brief.	Gosdis, Shane D	4.90	\$450.00	\$2,205.00
08/20/08	Draft summary of cases cited by Strojnik in his opposition to motion to dismiss, and point out distinguishing factors of each case; research case law discussing 15 USC 7707(b)(2) and draft summary of each case, including an opinion of whether the cases are helpful for us and what general position vis a vis that statutory provision should be.	Butler, Camilla J	2.40	\$315.00	\$756.00
08/20/08	Research legislative history, secondary sources, and case law to determine whether the terms "falsity" and "deceit" were defined by Congress in passing the CAN-SPAM Act and what meaning they have been given by courts; analyze Arizona statutes' use of the terms; draft argument for why those terms do not apply to the facts in this case; draft argument to counter Strojnik's federal preemption arguments regarding states' police power; forward research and analysis to Shane Gosdis for his review.	Butler, Camilla J	3.80	\$315.00	\$1,197.00
08/21/08	Review updated draft of Reply in Support of Motion to Dismiss and make additional changes to the same; e-mail Shane Gosdis concerning the same.	Ricketts, Cynthia A.	0.40	\$580.00	\$232.00
08/21/08	Finalize Reply in Support of Motion to Dismiss Second Amended Complaint and coordinate filing of same,	Gosdis, Shane D	1.40	\$450.00	\$630.00

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	including incorporating Cindy Ricketts' modifications and additions.				
GRAND TOTAL					\$26,616.50

Costs

<u>Date</u>	<u>Description</u>	<u>Amount</u>
07/11/08	Lexis Charges regarding research on Notice to Opposing Party of Removal	\$108.37
07/16/08	Lexis Charges regarding research on Motion to Dismiss	\$9.05
07/23/08	Lexis Charges regarding research on Motion to Dismiss	\$1,057.27
08/01/08	Lexis Charges regarding research on Motion to Dismiss	\$358.83
08/01/08	Westlaw Charges regarding research on Motion to Dismiss	\$20.21
08/20/08	Westlaw Charges regarding research on Motion to Dismiss	\$346.85
08/22/08	Delivery Services - VENDOR: ARIZONA'S BEST LEGAL SERVICES TO UNITED STATES DISTRICT COURT 7/10/08	\$61.05
TOTAL		\$1,961.63