

EXHIBIT 5
TO OPPOSITION TO MOTION TO COMPEL

2178049 Paul Hastings (2400 gb) Estimate 09-13-06 v7.5.1.xls

NATIVE ESTIMATE

Kroll Ontrack®

	Unit	Price Per Unit	Low Estimated Quantity	High Estimated Quantity	Low Estimated Price	High Estimated Price	Notes
STAGE 1: COLLECTION PHASE							
Media Processing							
	Tape	\$500.00	48	48	\$24,000.00	\$24,000.00	
	HD	FREE	-	-	\$0.00	\$0.00	
	CD/DVD	\$50.00	-	-	\$0.00	\$0.00	
SUB TOTAL COLLECTION PHASE					\$24,000.00	\$24,000.00	
STAGE 2: FILTERING PHASE							
Custodian Filter (assuming each tape will be considered a custodia)	User	\$650.00	48	48	\$31,200.00	\$31,200.00	1
		Source GB Total	2,400	2,400			
(customer specified 1%-15% reduction in filtering)		Total	24	360			
Estimated Pages Per GB	Pages		30,000	60,000			
Estimated Total Pages	Pages		720,000	21,600,000			
(customer specified 30,000-60,000 pages per gb post filter)							
SUB TOTAL FILTERING PHASE					\$31,200.00	\$31,200.00	
STAGE 3: PROCESSING AND REVIEW PHASE							
Native File Processing (Ontrack Inview)	GB	Total	24	360	\$60,000.00	\$874,000.00	1
1-100 gigabytes	GB	\$2,500.00	24	100	\$60,000.00	\$250,000.00	
101-500 gigabytes	GB	\$2,400.00	-	260	\$0.00	\$624,000.00	
500 + gigabytes	GB	\$2,300.00	-	-	\$0.00	\$0.00	
Assumes 1% to 15% of Source Data will be uploaded							
SUB TOTAL PROCESSING AND REVIEW PHASE					\$60,000.00	\$874,000.00	
STAGE 4: PRODUCTION PHASE							
Ontrack Inview Document Tiff Promotion (customer request of 30% production rate)	Page	\$0.05	216,000	6,480,000	\$10,800.00	\$324,000.00	1
		30%	216,000	6,480,000			
Production Processing Fee - Load File	Page	\$0.01	216,000	6,480,000	\$2,160.00	\$64,800.00	
SUB TOTAL PRODUCTION PHASE					\$12,960.00	\$388,800.00	
MISCELLANEOUS							
Ontrack Inview Topic/Concept Set-Up and Support	Setup & Support	\$2,000.00			\$2,000.00	\$2,000.00	
Engineering Analysis	Hour	\$275.00	-	-	\$0.00	\$0.00	
Ontrack Inview Administrative Support (If Applicable)	Hour	\$275.00	2	4	\$550.00	\$1,100.00	2
Freight (out) & Media (output)			as incurred				3
SUB TOTAL MISCELLANEOUS					\$2,550.00	\$3,100.00	
Total Electronic Discovery Charges					\$130,710.00	\$1,321,100.00	
HOSTING (Monthly Hosting Fees Not Shown in Total Charges)							
Ontrack Inview Hosting (TIFFs)	Page/Month	\$0.003	216,000	6,480,000	\$648.00	\$19,440.00	4
Monthly Hosting Fee							
Ontrack Inview Hosting (Native Processing)	GB	\$25.00	24	360	\$600.00	\$9,000.00	4.5
Monthly Hosting Fee							

Please Note

Electronic file collections frequently contain compressed and/or container files. The presence of these files, in source data, may significantly increase the data volumes for processing, once it is uncompressed. The amount of uncompressed data submitted for processing may be beyond original project assumptions.

Assumptions:

- Partial unit volumes are rounded up to the nearest whole unit.
- The primary language of the data set will be processed in English and be comprised of standard ASCII characters.
- The presence of foreign language documents or non-ASCII characters in the data or OCR text may preclude processing and may adversely impact the estimated delivery timeframe.
- Non-ASCII characters are not searchable within Ontrack Inview.
- Files and email will be processed in the GMT base-0 global standard time format.

Notes:

1 Page/processing volumes are estimated based on historical averages. Actual volumes will be determined by the nature of the files to be processed and the culling techniques applied during processing.

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- 2 Labor hours are estimated based on information available at the time of creating this document. Actual labor hours incurred will be used for billing. Kroll Ontrack anticipates an average of 2-4 hours of Ontrack Inview Administrative Support services per project. The number of hours may vary from project to project and is based upon the client specified information and/or requests.
- 3 As incurred costs are not included in estimate.
- 4 Subject to monthly hosting charges.
- 5 Native File upload hosting is applied immediately after upload to the online repository.

Service Description

Media Processing

- Maintenance of a chain-of-custody on all customer media
- Restore data from each piece of media associated with project
- Extract defined electronic information for further data management

Custodian Filter

- Migrate all data into common format for additional preparation and high-speed processing
- Include the processing of both e-mail data and data files
- Identify files for further processing
- Provide keyword searching for relevant and/or privilege data
- Identify data from a specific time period.
- De-duplicate e-mail/attachments and/or data files
- Filtering of data for relevant custodians, time periods, keyword searching, date restrictions, de-duplication

Native Processing

- Capture document text meta-data as defined by customer and Kroll Ontrack project manager for the purpose of importing data into Ontrack Inview
- Upload native files into Ontrack Inview for review.