

DAVID S. LIEBERMAN, ESQ.
505 New Road, POB 889
Northfield, NJ 08225
(609) 272-3190
Attorney for Greate Bay Hotel & Casino, Inc. (Sands)

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW JERSEY – CAMDEN

In Re:

GREATE BAY HOTEL & CASINO, INC.,
a New Jersey Corporation, GB
HOLDINGS, INC., a Delaware
Corporation and GB PROPERTY
FUNDING CORP., a Delaware
Corporation,

Debtors.

CASE NOS:

98-10001, 98-10002, 98-10003 (JHW)
(Jointly Administered)

Chapter 11

RECEIVED
UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY
CAMDEN
OCT 10 2000

**APPLICATION OF DAVID S. LIEBERMAN, ESQ. FOR APPROVAL OF THE 20%
IN FEES HELD BACK FOR BILLS SUBMITTED ON OR ABOUT OCTOBER 4, 2000**

DAVID S. LIEBERMAN, ESQ., respectfully represents that:

1. Your applicant is a solo practitioner due and authorized to practice law in the State of New Jersey.
2. I previously represented the debtor with approval of the bankruptcy court when I was associated with my former law firm of Fox, Rothschild, O'Brien & Frankel. My professional relationship with that law firm ended on July 31, 2000.
3. With the approval of the court, *nunc pro tunc*, I was permitted to continue to work on various litigation files on behalf of the debtor in the months of August and September.
4. I have submitted detailed billing statements for the time I spent defending the debtor in various litigation matters in the months of August and September and have attached true copies of said bills for convenience sake. Including 80% of the fees and 100% of the costs, I requested a total of \$4,103.66. There being no objection to my request, it is my understanding that my request is being processed and that a draft in the amount of \$4,103.66 will be forwarded to me in the near future.

1672

5. The 20% that was held back constituted a total of \$872.50. Specifically, for each of the matters that I worked on, the 20% withheld is as follows:

Abato v. Sands	ATL-L-1384-00	\$ 35.00
Corrigan v. Sands	ATL-L-1443-00	55.00
Eastman v. Sands	ATL-L-1609-00	40.00
Furdella v. Sands	ATL-L-2225-00	32.50
Lindsay v. Sands	CUM-L-1311-99	260.00
Ortiz v. Sands	ATL-L-3482-98	95.00
Papa v. Sands	ATL-L-170-00	65.00
Poper v. Sands	ATL-L-1265-00	80.00
Qader v. Sands	ATL-L-804-00	87.50
Thomas v. Sands	SM-2341-00 (Small Claims)	<u>122.50</u>
<u>Total</u>		\$872.50

6. I further represent that in my opinion that the attorney fees for defending the debtor in the above matters at a rate of \$125.00 is fair and reasonable and customary in this community.

WHEREFORE, your applicant respectfully requests that he be allowed the attorney fees previously held back for the time period of August 1, 2000, through September 30, 2000, in the amount of \$872.50 for services performed for that same time period be approved and paid to the applicant.



David S. Lieberman

Dated: November 4, 2000

\$ 872.50
4103.66
4976.16

DAVID S. LIEBERMAN

Attorney at Law
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Phone: 609-272-3190
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To: Phyllis LeTart, Esq.
Sands Casino Hotel
Indiana & Brighton Park
Atlantic City, NJ 08401

Re: Abato v. Greate Bay Hotel & Casino (the Sands)

For professional services rendered 8/1/00 through 9/30/00:

All work performed by David S. Lieberman, Esq., @ \$125/hr.

Date		Time	Fee
8/10/00	Review of new file & investigation; preparation of Answer, Interrogatories & Notice to Produce; corres. client and opposing counsel re same	1.2	\$150.00
8/30/00	Review statement of employee, Blair; review of file re same	.2	25.00
	TIME/VALUE @ \$125/hr. Total Fee =	1.4	\$175.00
	80% of Total Fee =		\$140.00
	Total Expenses: 100% of Costs =		113.74
	Photocopying \$ 2.10		
	Postage 1.54		
	Filing Fee (Answer) <u>110.00</u>		
	\$113.74		
	Grand Total		\$253.74

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To: Phyllis LeTart, Esq.
Sands Casino Hotel
Indiana & Brighton Park
Atlantic City, NJ 08401

Re: Corrigan v. Greate Bay Hotel & Casino (the Sands)

For professional services rendered 8/1/00 through 9/30/00

All work performed by David S. Lieberman, Esq., @ \$125/hr.

Date		Time	Fee
8/08/00	Review of file re plaintiff's answers to Interrogatories; review of client's answers to Interrogatories and placement in final form; corres. plaintiff's counsel re our answers to Interrogatories and request for plaintiff's answers to Interrogatories	.7	\$ 87.50
8/20/00	Review of file; corres. plaintiff's counsel re plaintiff's answers to Interrogatories	.3	37.50
8/31/00	Tel. conf. plaintiff's counsel re request for additional time to answer Interrogatories by plaintiff	.2	25.00
9/20/00	Preparation motion to dismiss plaintiff's Complaint for failure to answer Interrogatories; corres. client re same	1.0	125.00
	TIME/VALUE @ \$125/hr. Total Fee =	2.2	\$275.00
	80% of Total Fee =		\$220.00
	Total Expenses: 100% of Costs =		22.59
	Photocopying \$ 3.30		
	Postage 4.29		
	Filing Fee-motion to Dismiss 9/20 15.00		
	<u> </u>		
	\$ 22.59		
	Grand Total		\$242.59

Tax ID 144403040
CCC Vendor #57940

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To: Phyllis LeTart, Esq.
Sands Casino Hotel
Indiana & Brighton Park
Atlantic City, NJ 08401

Re: Eastmond v. Greate Bay Hotel & Casino (the Sands)

For professional services rendered 8/1/00 through 9/30/00:

All work performed by David S. Lieberman, Esq., @ \$125/hr.

Date		Time	Fee
8/29/00	Review plaintiff's answers to Interrogatories; schedule plaintiff's deposition; preparation of 1 medical authorization; corres. court re whether co-defendant has filed an answer; corres. client and opposing counsel re same	1.2	\$150.00
9/12/00	Tel. conf. plaintiff's counsel re status of co-defendant Pompeii Furniture	.2	25.00
9/27/00	Corres. Dr. Panzer to obtain records	.2	25.00
	TIME/VALUE @ \$125/hr. Total Fee =	1.6	\$200.00
	80% of Total Fee =		160.00
	Total Expenses: 100% of Costs =		7.29
	Photocopying \$ 5.20		
	Postage <u>2.09</u>		
	\$ 7.29		
	Grand Total		\$167.29

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To: Phyllis LeTart, Esq.
Sands Casino Hotel
Indiana & Brighton Park
Atlantic City, NJ 08401

Re: Furdella v. Greate Bay Hotel & Casino (the Sands)

For professional services rendered 8/1/00 through 9/30/00

All work performed by David S. Lieberman, Esq., @ \$125/hr.

Date		Time	Fee
8/6/00	Review of new file & preparation of Answer, Interrogatories & Notice to Produce; corres. opposing counsel & client re same	1.2	\$150.00
8/7/00	Review of witness' statements	.1	12.50
	TIME/VALUE @ \$125/hr. Total Fee =	1.3	\$162.50
	80% of Total Fee =		\$130.00
	Total Expenses: 100% of Costs =		119.96
	Photocopying \$ 6.20		
	Postage 3.76		
	Filing Fee (Answer) <u>110.00</u>		
	\$119.96		
	Grand Total		\$249.96

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To: Phyllis LeTart, Esq.
Sands Casino Hotel
Indiana & Brighton Park
Atlantic City, NJ 08401

Re: Lindsay v. Greate Bay Hotel & Casino (the Sands)

For professional services rendered 8/1/00 through 9/30/00:

All work performed by David S. Lieberman, Esq., @ \$125/hr.

Date		Time	Fee
8/4/00	Review of records from Dr. Shields, Bridgeton Hospital & Shore Orthopedics; corres. three medical providers re records; corres. client & plaintiff's counsel re same	1.5	\$187.50
8/7/00	Tel. conf. plaintiff's counsel re discovery	.2	25.00
9/8/00	Attendance at management conference	3.0	375.00
9/11/00	Preparation for plaintiff's deposition	1.5	187.50
9/12/00	Attendance at plaintiff's deposition in Cherry Hill (plaintiff did not appear)	3.0	375.00
9/21/00	Review of plaintiff's counsel's motion to withdraw as counsel; preparation of motion to compel plaintiff's deposition and for costs; corres. client re status	1.0	125.00
9/25/00	Corres. client re management conference/status	.2	25.00
	TIME/VALUE @ \$125/hr. Total Fee =	10.4	\$1,300.00
	80% of Total Fee =		\$1,040.00
	Total Expenses: 100% of Costs =		\$ 178.19
	Photocopying \$ 10.80		
	Postage 5.36		
	Phone (long distance) 2.05		

	<u>Medical records:</u> Dr. Shields Bridgeton Hospital Shore Orthopedics 91.78 Travel: Round trip Bridgeton for conference 9/8 (105 miles x .31) 32.55 Round trip Cherry Hill Plaintiff's deposition (115 miles x .31) <u>35.65</u> \$178.19		
	Grand Total		\$1,218.19

Tax ID 144403040
 CCC Vendor #57940
 Lindsay v. Greate Bay

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To: Phyllis LeTart, Esq.
Sands Casino Hotel
Indiana & Brighton Park
Atlantic City, NJ 08401

Re: Ortiz v. Greate Bay Hotel & Casino (the Sands)

For professional services rendered 8/1/00 through 9/30/00:

All work performed by David S. Lieberman, Esq., @ \$125/hr.

Date		Time	Fee
8/03/00	Corres. client re arbitration	.2	\$25.00
8/08/00	Review of client's answers to Interrogatories and placement in final form; review of file re plaintiff's overdue answers to Interrogatories; corres. opposing counsel re our answers to Interrogatories and plaintiff's overdue answers to Interrogatories	.7	87.50
8/14/00	Preparation motion to dismiss plaintiff's Complaint for failure to answer Interrogatories; corres. client re status	1.0	125.00
8/21/00	Multiple telephone confs. client & plaintiff's counsel re possibility of settlement	.4	50.00
8/24/00	Multiple telephone confs. client & plaintiff's counsel re settlement; corres. court withdrawing motion to dismiss Complaint	.7	87.50
8/25/00	Multiple telephone confs. client & plaintiff's counsel re requirements of settlement	.3	37.50
8/29/00	Multiple telephone confs. client & plaintiff's counsel re settlement	.3	37.50

9/20/00	Multiple telephone confs. client & plaintiff's counsel re scheduling Friendly and papers needed for Friendly re bankruptcy	.2	25.00
	TIME/VALUE @ \$125/hr. Total Fee =	3.8	\$475.00
	80% of Total Fee =		380.00
	Total Expenses: 100% of Costs =		9.82
	Photocopying \$ 7.40		
	Postage <u>2.42</u>		
	\$ 9.82		
	Grand Total		\$389.82

Tax ID 144403040
CCC Vendor #57940
Ortiz v. Greate Bay

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To: Phyllis LeTart, Esq.
Sands Casino Hotel
Indiana & Brighton Park
Atlantic City, NJ 08401

Re: Papa v. Greate Bay Hotel & Casino (the Sands)

For professional services rendered 8/1/00 through 9/30/00:

All work performed by David S. Lieberman, Esq., @ \$125/hr.

Date		Time	Fee
8/03/00	Corres. 18 medical providers to obtain records	1.8	\$225.00
8/21/00	Tel. conf. Dr. Brody re records	.1	12.50
8/23/00	Corres. Brigantine Chiropractic & Bayside Physical Therapy re payment for records	.2	25.00
9/18/00	Tel. confs. with Oliver & Co. and client re status of settlement discussions	.3	37.50
9/25/00	Tel. conf. Oliver & Co. re plaintiff's latest demand for settlement	.2	25.00
	TIME/VALUE @ \$125/hr. Total Fee =	2.6	\$325.00
	80% of Total Fee =		260.00
	Total Expenses: 100% of Costs =		50.60
	Postage \$ 6.60		
	Medical records:		
	Brigantine Chiropractic 10.00		
	Bayside Physical Therapy 34.00		
	\$50.60		
	Grand Total		\$310.60

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To: Phyllis LeTart, Esq.
Sands Casino Hotel
Indiana & Brighton Park
Atlantic City, NJ 08401

Re: Poper v. Greate Bay Hotel & Casino (the Sands)

For professional services rendered 8/1/00 through 9/30/00:

All work performed by David S. Lieberman, Esq., @ \$125/hr.

Date		Time	Fee
8/14/00	Corres. plaintiff's counsel re client's answers to Interrogatories; preparation of motion to dismiss plaintiff's Complaint for failure to answer Interrogatories	1.2	\$150.00
9/4/00	Review plaintiff's answers to Interrogatories; preparation 11 authorizations to obtain records; preparation subpoena for deposition of witness; corres. court withdrawing motion to dismiss Complaint; corres. client and opposing counsel re same	2.0	250.00
	TIME/VALUE @ \$125/hr. Total Fee =	3.2	\$400.00
	80% of Total Fee =		\$320.00
	Total Expenses: 100% of Costs =		\$105.29
	Photocopying \$ 76.40		
	Postage 13.89		
	Filing Fee (Motion) <u>15.00</u>		
	\$105.29		
	Grand Total		\$425.29

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To: Phyllis LeTart, Esq.
Sands Casino Hotel
Indiana & Brighton Park
Atlantic City, NJ 08401

Re: Qader v. Greate Bay Hotel & Casino (the Sands)

For professional services rendered 8/1/00 through 9/30/00:

All work performed by David S. Lieberman, Esq., @ \$125/hr.

Date		Time	Fee
8/9/00	Review of Amended Complaint; preparation of answer; corres. client & plaintiff's counsel re same/discovery	.7	\$ 87.50
9/19/00	Preparation for deposition of plaintiff	1.0	125.00
9/20/00	Attendance at deposition of plaintiff	1.5	187.50
9/21/00	Corres. client re plaintiff's deposition	.3	37.50
	TIME/VALUE @ \$125/hr. Total Fee =	3.5	\$437.50
	80% of Total Fee =		\$350.00
	Total Expenses: 100% of Costs =		\$ 6.18
	Photocopying \$ 2.90		
	Postage 2.43		
	Phone (long distance) <u>.85</u>		
	\$ 6.18		
	Grand Total		\$356.18

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To: Phyllis LeTart, Esq.
Sands Casino Hotel
Indiana & Brighton Park
Atlantic City, NJ 08401

Re: Thomas v. Ciefrodella (Greate Bay Hotel & Casino (the Sands))

For professional services rendered 8/1/00 through 9/30/00:

All work performed by David S. Lieberman, Esq., @ \$125/hr.

Date		Time	Fee
9/11/00	Review of investigation; tel. conf. client re trial	.5	\$ 62.50
9/12/00	Tel. conf. witness re trial; preparation for trial	.7	87.50
9/13/00	Attendance at trial	3.5	437.50
9/14/00	Corres. client re outcome of trial (enclosing order of dismissal)	.2	25.00
	TIME/VALUE @ \$125/hr. Total Fee =	4.9	\$612.50
	80% of Total Fee =		\$490.00
	Total Expenses: 100% of Costs =		.00
	Grand Total		\$490.00

Tax ID 144403040
CCC Vendor #57940

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November 4, 2000

Clerk, United States Bankruptcy Court
15 North Seventh Street
Camden, NJ 08102-1104

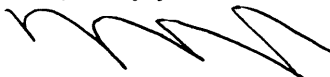
Re: Greate Bay Hotel & Casino, Inc. Chapter 11, Case #98-10001 (JHW)
Abato v. Sands - ATL-L-1384-00
Corrigan v. Sands - ATL-L-1443-00
Eastmond v. Sands - ATL-L-1609-00
Furdella v. Sands - ATL-L2225-00
Lindsay v. Sands - CUM-L-1311-99
Ortiz v. Sands - ATL-L-3482-98
Papa v. Sands - ATL-L-170-00
Poper v. Sands - ATL-L-1265-00
Qader v. Sands - ATL-L-804-00
Thomas v. Sands - SM 2341-00 (Small Claims)

U.S. BANKRUPTCY COURT
FILED
NOV - 6 PM 12:55
JAMES J. WALDRON
CLERK

Dear Sir/Madam:

Enclosed please find my Attorney Fee Application and supporting documents requesting that I be paid the 20% in hold back fees which are due and owing to me.

Very truly yours,



David S. Lieberman

DSL/sd-m

Enc.

CC: Office United States Trustee
Eric Browndorf, Esq.
Richard Hiersteiner, Esq.
James Lawlor, Esq.
Phyllis LeTart, Esq.
Richard Meth, Esq.