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IN THE UNITED STATES DISTRICT COURT  
 FOR THE DISTRICT OF OREGON

GREGG SCHUMACHER and LINDA	)	
SCHUMACHER, individually and as	)	
husband and wife, and GREGG	)	No. 07-CV-00601-HU
SCHUMACHER FURS LLC dba	)	
SCHUMACHER FURS & OUTERWEAR,	)	
	)	
Plaintiffs,	)	DECLARATION OF GREGORY
	)	KAFOURY IN SUPPORT OF
v.	)	MOTION FOR ATTORNEY FEES
	)	
CITY OF PORTLAND, a municipal	)	ON BEHALF OF DEFENDANTS
corporation; IN DEFENSE OF ANIMALS,	)	IN DEFENSE OF ANIMALS, MATT
a foreign nonprofit corporation; ANIMAL	)	ROSSELL AND CONNIE DURKEE
LIBERATION FRONT, an unincorporated	)	
association; PEOPLE FOR THE ETHICAL	)	
TREATMENT OF ANIMALS, INC., a	)	
foreign nonprofit corporation; MATT	)	
ROSSELL; KEVIN MEIRAS aka "Bluejay";	)	
CONNIE DURKEE; ALEX LILLI; JOHN	)	
DOES 1-10; and JANE DOES 1-10	)	
	)	
Defendants.	)	

I, Gregory Kafoury, the undersigned attorney for Defendants In  
 Defense of Animals, Matt Rossell and Connie Durkee, make the following  
 declaration in support of an award of reasonable and necessary attorney fees:

1. Defendants are entitled to recover attorney fees pursuant to Fed. R. Civ. P. 54(d)(2) and ORS 31.152(3).

2. The number of hours and services rendered by the undersigned attorney are set forth in detail in Exhibit "A" attached and summarized as follows:

<u>Name</u>	<u>Position</u>	<u>Hourly Rate</u>	<u>No. of Hours</u>	<u>Fees</u>
Kafoury	Attorney	\$350	19.25	\$6,737.50

3. The above hourly rate is based upon the undersigned's estimate of his actual rate for the nature of the work performed. The undersigned does not have an hourly rate, as the undersigned's practice is a plaintiffs' practice that charges contingent fees. The undersigned is a plaintiffs' attorney in Portland, Oregon, that fits within a small group of plaintiffs' trial lawyers who consistently are involved in large verdicts and settlements.

4. The undersigned is a graduate of Hastings College of the Law. At the time the undersigned attended, Hastings was consistently ranked a top 25 law school.

5. In 1994, the undersigned was awarded the Public Justice Award by the Oregon Trial Lawyers Association "for recognition of continued efforts to create a more just society through creative litigation, and innovative work with the broader public interest community."

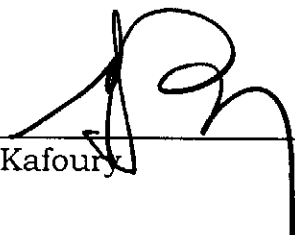
6. In the last ten years, the undersigned has been lead counsel or solo counsel in six cases which resulted in verdicts between \$1 million and \$2.4 million. None of the cases were medical malpractice or products liability,

the source of most large tort verdicts. Those verdicts alone totaled approximately \$9 million. The total offers in those cases at the time of trial was slightly more than \$500,000. In four of the cases, the offers were \$10,000 or less. Mr. McDougal's involvement in the above case ranged from substantial to major; he was co-counsel in four of the cases.

7. Based on the above, defendants are entitled to an award of reasonable and necessary attorney fees for the undersigned's time in the amount of \$6,737.50.

I HEREBY DECLARE THAT THE ABOVE STATEMENT AND THE TIME IDENTIFIED IN EXHIBIT "A" ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT I UNDERSTAND THEY ARE MADE FOR USE AS EVIDENCE IN COURT AND ARE SUBJECT TO PENALTY FOR PERJURY.

Executed this 10<sup>th</sup> day of August, 2007, at Portland, Oregon.

  
\_\_\_\_\_  
Gregory Kafoury

## Gregory Kafoury Attorney Fee Time

Date	Description	Time Expended
04/30/2007	Meeting with Matt Rossell re: Schumacher lawsuit.	2.0
05/09/2007	Review affidavits of Schumacher, Castleman and Grey; draft of motions to strike portions of declarations; review, edit and revise draft.	7.0
05/10/2007	Review of materials filed by plaintiffs in preparation for hearing on motion for preliminary injunction.	4.0
05/17/2007	Attend hearing on motion for preliminary injunction.	2.0
06/16/2007	Review filings related to antiSLAPP hearing; discuss with McDougal.	3.0
06/18/2007	Attend hearing on motion to strike.	1.25
Total	19.25 hours x \$350 = \$6,737.50	

**CERTIFICATE OF SERVICE**

I hereby certify that I served the foregoing DECLARATION OF GREGORY  
KAFOURY on the following parties on the date indicated below, by the following  
method:

[ X ] Electronically mailed notice from the court

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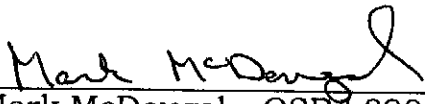
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9 DATED: August 10, 2007

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13 Gregory Kafoury - OSB # 74166  
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15 [kafoury@kafourymcdougal.com](mailto:kafoury@kafourymcdougal.com)  
16 Attorneys for Defendants  
17 In Defense of Animals, Matt Rossell,  
18 and Connie Durkee