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25 ARIZONA SUPERIOR COURT
26 MARICOPA COUNTY

27 KARI LAKE,
28
29 Plaintiff/Contestant,
30
31 v.
32 KATIE HOBBS,
33
34 Defendant/Contestee.

No. CV2022-095403

**GOVERNOR-ELECT KATIE
HOBBS'S PARTIAL ATTORNEY
FEE APPLICATION**

Assigned to Hon. Peter Thompson

1 Pursuant to A.R.S. § 12-349, Governor-Elect Katie Hobbs applies for an order
2 awarding her reasonable attorneys' fees incurred in defense of this action. The definite fees
3 and expenses sought to be recovered equals \$83,725.50; the estimated additional fees
4 sought to be recovered equals \$550,210.00. This application is supported by (1) the
5 accompanying motion for sanctions and joinder in the Maricopa County Defendants'
6 memorandum of points and authorities and (2) the attached declarations of Alexis
7 Danneman ("Danneman Declaration") and Abha Khanna ("Khanna Declaration").
8

9 Memorandum of Points and Authorities

10 I. Governor-Elect Hobbs request for attorneys' fees is reasonable.

11 Arizona courts generally follow the lodestar method for determining the
12 reasonableness of a requested award of attorneys' fees. *See Schweiger v. China Doll Rest.,*
13 *Inc.*, 138 Ariz. 183, 187-89 (App. 1983) (holding that reasonable attorneys' fees are
14 calculated by multiplying a reasonable hourly rate by the number of hours reasonably
15 expended). In determining the reasonableness of the actual billing rates and number of
16 hours expended the Court must consider:

17 (1) *the qualities of the advocate*: his ability, his training, education,
18 experience, professional standing and skill;

19 (2) *the character of the work to be done*: its difficulty, its intricacy,
20 its importance, time and skill required, the responsibility imposed and the
21 prominence and character of the parties where they affect the importance of
22 the litigation;

23 (3) *the work actually performed by the lawyer*: the skill, time and
24 attention given to the work;

25 (4) *the result*: whether the attorney was successful and what benefits
26 were derived.

27 *Id.* at 187, 673 P.2d at 931 (quoting *Schwartz v. Schwerin*, 85 Ariz. 242, 245-46 (1959)).

28 Based on the lodestar method, this partial Application seeks \$83,725.50 in definite
fees and expenses and an additional \$550,210.00 in estimated fees. The amount of

1 attorneys' fees is derived by multiplying the rate charged by Elias Law Group LLP and
2 Perkins Coie LLP (adjusted as set forth in the Khanna Declaration), against the number of
3 hours spent by the firms litigating this action. *See id.* at 187-88 (concluding that "the rate
4 charged by the lawyer to the client is the best indication of what is reasonable"). Those
5 rates are commensurate with the rates charged by other attorneys in their respective markets
6 with similar levels of experience, training and responsibility. As demonstrated below, the
7 reasonableness of the fees that Governor-Elect Hobbs requests is underscored by
8 application of the *China Doll* factors.

9
10 **A. Quality of the Advocates.**

11 In its efforts to resist Plaintiff's accelerated lawsuit, the Governor-Elect retained
12 experienced counsel with significant experience in litigation of election matters.
13 Specifically, the Governor-Elect turned to Abha Khanna at Elias Law Group and Alexis
14 Danneman at Perkins Coie. Ms. Khanna and Ms. Danneman employed colleagues of
15 appropriate expertise and experience to support their work.

16 **B. Character of the Work.**

17 Plaintiff sought extraordinary relief through an election content, which sought to
18 overturn the votes of millions of Arizonans. In response to this request for accelerated
19 relief, the Governor-Elect filed a motion to dismiss and then prepared for and conducted a
20 full trial on the remaining counts, which lasted two days. Each of the steps taken by the
21 Governor-Elect's counsel in response to the actions and strategy of Plaintiff's counsel was
22 reasonable and calculated to achieve the Governor-Elect's goals, while limiting costs.

23
24 **C. The Work Actually Performed.**

25 In conformance with *China Doll*, the declarations of Khanna and Danneman detail
26 "the type of legal services provided, the date the service was provided, the attorney
27 providing the service . . . , and the time spent in providing the service." *Id.* at 188. This
28

1 information, which is incorporated herein by reference, demonstrates that the attorneys’
2 fees sought were incurred in connection with the litigation of issues raised in this contest.

3 **D. The Results Achieved.**

4 As a direct result of the efforts of the Governor-Elect’s counsel, the Court rejected
5 Plaintiff’s contest and confirmed the results of the election. This was a complete victory.

6 **Conclusion**

7
8 Based on the foregoing, the Governor Elect respectfully requests an award of
9 \$83,725.50 in definite fees and expenses and an additional \$550,210.00 in estimated fees.

10 Dated: December 26, 2022

PERKINS COIE LLP

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2 Superior Court and served through
3 AZTurboCourt this 26th day of December, 2022:

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