

IN ACCOUNT WITH
 LYNCH DALLAS, P.C.
 ATTORNEYS AT LAW
 526 SECOND AVE SE
 PO BOX 2457
 CEDAR RAPIDS, IA 52406-2457
 TELEPHONE 319-365-9101 FACSIMILE 319-365-9512
 FEDERAL ID 42-1378496

City of Oelwein
 Dylan Mulfinger
 send via email

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 March 23, 2023
 Account No: 150213-00500P
 Statement No: 205879

General Matters

Professional Services

		Hours
02/20/2023	DDH Receive and reply to email related to condemnation of garnished funds (.1). Review email from City Administrator with various reports to Council (.1). Review letter from Counsel related to 29 and 31 S. Frederick, review prior memo regarding common walls, review Iowa Code Section, draft responsive letter and forward to City Administrator for review via email (1.1). Review email from City Clerk regarding the use of small claims procedures to collect delinquent accounts, send responsive email with thoughts on that process (.2). Receive, review, and reply to email from Parks Super. regarding trail extension project (.5).	2.00
02/20/2023	DMM Review correspondence from DDH and City and brief review to prepare for potential meeting coverage (.2).	0.20
02/22/2023	DDH Review draft resolution regarding the removal of appointed person, review removal order, propose amendments to resolution and potential amendments to City Administrator (.6).	0.60
02/23/2023	DDH Receive and review email from City Administrator regarding Council Agenda Item; receive and reply to follow up emails, email to DMM regarding upcoming meeting (.2). Receive and reply to follow up email related to tax sale certificates, information related to recent burned down structure on land held by certificate holder, email JLS to determine holder of certificate on burned house property (.1). Review email from City Clerk regarding insurance claim, send reply email and forward to CRB for review and comment (.2).	0.50
02/24/2023	DDH Emails to and from City Clerk setting up call to discuss small claims (.1). Emails to and from Public Works Director regarding insurance claim - damaged flashing light (.1). Review potential removal of board member and background with DMM in preparation for meeting (.2). Phone conversation with City Clerk regarding collection matters, processes, etc. (.5). Review and reply to email from City Administrator related to access to construction site (.1). Phone conversation with City Administrator related to upcoming meeting agenda item (.1). Draft email to tax sale certificate holder regarding two parcels in Oelwein requesting information on their intentions, potential transfer to City (.3). Review claim related to auto accident, damage to City facilities,	

City of Oelwein

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General Matters

		Hours	
	with CRB, demand to be sent to insurance company as first step (.2).	1.60	
02/24/2023	DMM Review correspondence from City and DDH re: airport removal, conference with DDH to prepare for 2/27/23 Council meeting (.5).	0.50	
02/27/2023	DDH Conference with DMM via multiple emails related to airport matter (.3).	0.30	
02/27/2023	DMM Exchange correspondence with clerk re: 2/27/23, review agenda and Council packet, pull materials for resolution discussion (.9). Travel to Oelwein (1.0). Meet with Mayor and Council prior to work session (.5). Participate in work session (.5). Participate in regular Council meeting (1.0). Travel from Oelwein (1.0). Brief follow-up to 2/27/23 meeting (.2).	5.10	
02/28/2023	DMM Telephone call from G. Bryan, draft memo to file, review correspondence from City and draft related response (.2).	0.20	
03/01/2023	EPM Phone conference re Council question (.2 @ no charge). Research Council questions from 2/27 Council meeting (.3).	0.50	
03/01/2023	DMM Listen to voicemail from City, return call and leave message, follow-up with DDH re: options and draft follow-up to City (.3). Telephone call to Mayor (.3). Follow-up research re options for 2/27/23 meeting follow-up (.4). Telephone call from Mayor re demolished property and follow-up with staff (.3).	1.30	
03/02/2023	DMM Follow-up on building demolition matter and coordinating contact with neighbor (.2).	0.20	
03/09/2023	DDH Receive voicemail and send reply email to City Admin. (.1); review email from City Admin. regarding public bid extension, review CDBG procurement document - State of Iowa standards, draft reply email to City Admin. (.4).	0.50	
03/10/2023	DDH Follow up phone call with City Admin. related to public bid extension process (.2); review email from City Administrator related to weekly updates (.1).	0.30	
03/13/2023	DDH Phone conversation with Attorney for Airport Board Member, email to City Admin. (.2); phone call with City Admin. (.1).	0.30	
03/14/2023	DDH Review email from City Admin. with attachments related to criminal complaint against Board Member, draft responsive email to Board Member at request of City Admin. (.3).	0.30	
	Current Services Rendered	14.40	2,645.00

Recapitulation

Lawyer Hrs	Hours	Rate	Total
ERIC P MARTIN (Associate)	0.20	\$0.00	\$0.00
ERIC P MARTIN (Associate)	0.30	175.00	52.50
DOUGLAS D HERMAN	6.40	200.00	1,280.00
DANIEL M MORGAN (Senior Associate)	7.50	175.00	1,312.50

City of Oelwein

General Matters

Account No:

Statement No:

150213-00500P

205879

Expenses

03/03/2023	Mileage - Dan Morgan to/from on 2/27/23	70.74
	Total Expenses	<u>70.74</u>
	Total Current Services and Expenses	2,715.74
	Previous Balance	\$3,947.50

Payments

03/03/2023	Payment on Account - Thank You	-1,240.00
	Balance Due	<u>\$5,423.24</u>

Past Due Amounts

<u>0-30</u>	<u>31-60</u>	<u>61-90</u>	<u>91-120</u>	<u>121-180</u>	<u>181+</u>
5,423.24	0.00	0.00	0.00	0.00	0.00

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 Statement No: 205880

Real Estate

Professional Services

		Hours	
02/20/2023	DDH Review email from City Admin. reference house sale, update Resolution and return via email with direction related to Reversion (.3).	0.30	
02/23/2023	JLS Contact Fayette Co. Treasurer to inquire if 104 8th Ave SW or 23 2nd St NW will be subject to tax sale (.1).	0.10	
02/23/2023	DDH Review email related to tax sale certificates, send email to City Staff reference status, unknown affidavits, etc. (.2).	0.20	
03/06/2023	DDH Review emails related to tax sale certificates/deeds, forward to City staff email and information from Fayette Co. Treasurer and others, email to SCL and MDB reference sale of subsequent certificate to another entity (.3).	0.30	
03/06/2023	SCL Email to/from and telephone conference with DDH re claiming of tax deeds for 632 5th Ave SW and 104 8th Ave SW (.3).	0.30	
03/08/2023	DDH Receive and reply to email from tax sale cert holder, draft email to City staff reference same (.2).	0.20	
03/10/2023	DDH Receive and review amended real estate contract, save in folder, draft email to City staff regarding same (.2).	0.20	
03/14/2023	SMS Review of Purchase Agreements with email regarding same to Building Administrator (.4).	0.40	
03/15/2023	SMS Phone call to Fayette County Abstract Company regarding location of abstracts for sale on three parcels (.3).	0.30	
	Current Services Rendered	2.30	435.00

Recapitulation

<u>Lawyer Hrs</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
JAMIE L SHARAR (Legal Assistant)	0.10	\$125.00	\$12.50
SHAWNA M SCHAMBERGER (Associate)	0.70	175.00	122.50
DOUGLAS D HERMAN	1.20	200.00	240.00
STEVE C LEIDINGER	0.30	200.00	60.00

City of Oelwein

Account No: 150213-00600P
Statement No: 205880

Real Estate

Total Current Services and Expenses 435.00

Previous Balance \$2,697.00

Payments

03/03/2023 Payment on Account - Thank You -480.00

Balance Due \$2,652.00

Past Due Amounts

<u>0-30</u>	<u>31-60</u>	<u>61-90</u>	<u>91-120</u>	<u>121-180</u>	<u>181+</u>
2,652.00	0.00	0.00	0.00	0.00	0.00

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Nuisance/Code Enforcement

Professional Services

		Hours
02/20/2023	DDH Review tax sale cert. information provided by JLS, email Building Official / Zoning Administrative re same, next steps (.2). Review follow up email, Beacon, and send reply email (.3).	0.50
02/20/2023	DMM Review correspondence from Code Official re: 2/21/23 and draft response (.1).	0.10
02/21/2023	DDH Email to JLS providing direction regarding existing tax sale certificates and questions to pose to Fayette Co. Auditor regarding upcoming tax sale, and City tax sale list (.1).	0.10
02/22/2023	DDH Receive email from City Administrator authorizing mailing of letter, print/sign/email letter with attached cert. of insurance to Counsel for Property Owner (.1). Receive return email from Counsel for Property Owner, send follow up email to City Administrator re: forwarding documents to EMC Adjuster (.1).	0.20
02/22/2023	DMM Review order and draft follow-up re: 123 7th Ave (.2).	0.20
02/24/2023	DDH Receive and review tender letter from EMC re: Leo claim (.1). Review email and follow up phone call regarding property access (.2).	0.30
02/28/2023	DMM Follow-up on 310 6th St and review real estate documents re: 3/7/23 hearing (.4).	0.40
03/01/2023	JLS Prepare Motions to Dismiss and proposed orders concerning 310 6th St SW (.2).	0.20
03/01/2023	DMM Review follow-up from City re: 310 6th St, review file and draft follow-up along with examples (.3).	0.30
03/02/2023	JLS File Motions to Dismiss and proposed orders for dismissal concerning 310 6th St SW (.1).	0.10
03/02/2023	DMM Review and revise motions and orders re: 310 6th St SW (.2). Review	

City of Oelwein

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Nuisance/Code Enforcement

		Hours	
	orders from Court re: 310 6th St SW (.1).	0.30	
03/06/2023	DMM Exchange follow-up with Code Enforcement re: 106 7th Ave SW and 123 7th Ave NE (.1).	0.10	
03/08/2023	DMM Review correspondence from City re: 310 6th St SW, review affidavit and agreement and draft response (.2).	0.20	
03/10/2023	DDH Review letter from Counsel for downtown property owner, draft email to City Admin., EMC, and others related thereto (.2).	0.20	
03/13/2023	DDH Receive and reply to email from City Admin. reference 29 S. Frederick (.1).	0.10	
03/15/2023	DMM Review correspondence re: max animal violation, review City Code and draft response (.2).	0.20	
	Current Services Rendered	3.50	632.50

Recapitulation

<u>Lawyer Hrs</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
JAMIE L SHARAR (Legal Assistant)	0.30	\$125.00	\$37.50
DOUGLAS D HERMAN	1.40	200.00	280.00
DANIEL M MORGAN (Senior Associate)	1.80	175.00	315.00

Total Current Services and Expenses 632.50

Previous Balance \$3,402.00

Payments

03/03/2023 Payment on Account - Thank You -267.50

Balance Due \$3,767.00

Past Due Amounts

<u>0-30</u>	<u>31-60</u>	<u>61-90</u>	<u>91-120</u>	<u>121-180</u>	<u>181+</u>
3,767.00	0.00	0.00	0.00	0.00	0.00

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657A

Professional Services

		Hours	
02/21/2023	SCL Review and reply to email from Building Official/Zoning Administrator re revision to 657A Petition concerning 27 S. Frederick; revise same accordingly; review file materials with respect to same; instructions to JLS to file revised Petition (.4).	0.40	
02/23/2023	JLS Prepare Original Notice concerning 27 S Frederick; research DOB of deed holder re same; file Original Notice and 657A Petition re same; prepare Directions for Service and arrange service of Original Notice and 657A Petition re same (.5).	0.50	
02/24/2023	JLS Review filed affidavit of service of process server for State of Iowa concerning 27 S Frederick (.1).	0.10	
03/01/2023	SCL Review Order Setting Status Conference with respect to 657A action concerning 27 S. Frederick (.1).	0.10	
	Current Services Rendered	1.10	175.00

Recapitulation

<u>Lawyer Hrs</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
JAMIE L SHARAR (Legal Assistant)	0.60	\$125.00	\$75.00
STEVE C LEIDINGER	0.50	200.00	100.00

Expenses

02/23/2023	Filing Fee - Iowa Judicial Branch		255.00
02/23/2023	Postage		1.32
02/28/2023	Service Fee - ABSOLUTE SERVING & INVESTIGATIONS		65.00
	Total Expenses		321.32
	Total Current Services and Expenses		496.32
	Previous Balance		\$765.00

Balance Due					<u>\$1,261.32</u>
Past Due Amounts					
<u>0-30</u>	<u>31-60</u>	<u>61-90</u>	<u>91-120</u>	<u>121-180</u>	<u>181+</u>
1,261.32	0.00	0.00	0.00	0.00	0.00

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Prosecutions

Professional Services

		Hours
02/21/2023	DMM Review filings re: vicious dog and chickens at large to prepare for 2/21/23 phone hearings (.2). Participate in phone hearing on chickens at large, telephone call from Defendant, telephone call from Magistrate (.8). Follow-up with EPM re: chickens at large (.1).	1.10
02/22/2023	DMM Coordinate coverage for 3/22/23 trial (.1).	0.10
02/23/2023	EPM Review court order re prosecution scheduling, procedure (.2).	0.20
02/23/2023	SMS Phone calls with Dallas County Sheriff's Office and Fayette County Clerk of Court regarding transfer of garnishment funds (.3).	0.30
02/23/2023	DMM Brief follow-up on ATE correspondence (.1).	0.10
02/24/2023	DMM Brief follow-up regarding memorandum order on chickens at large (.1).	0.10
02/27/2023	DMM Draft follow-up to Chief re: ATE citations (.1).	0.10
02/28/2023	DMM Follow-up with Chief re: ATE violations (.1). Review comprehensive files on dual ATE violators, draft large municipal infractions for both (1.4).	1.50
03/03/2023	DMM Follow-up on review status of ATE citations (.2). Finalize attachments to ATE citations and exchange correspondence with City (.2).	0.40
03/06/2023	JLS Review municipal infraction citations and prepare exhibits for ATE violations for frequent offenders; e-mail citations and exhibits to Oelwein Police Department for filing and service (.3).	0.30
03/06/2023	DMM Finalize dual multi ATE municipal infraction and forward to City (.3).	0.30
03/13/2023	DDH Review email from Chief regarding traffic camera enforcement, preparation recommendations, etc., and review follow up email from DMM (.1).	0.10
03/13/2023	DMM Follow-up on correspondence from Chief and follow-up on case law and	

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Prosecutions

order examples for ATE Citations (.3). Review correspondence from Chief re: discussion with Clerk of Court, begin high level research on multi-count municipal infractions (.4). Hours
0.70

03/14/2023 DMM Follow-up on research regarding multi-county municipal infractions (.4). Telephone call to Clerk of Court and telephone call to Police Department and left voicemail (.2). Telephone call from Police Department (.1). 0.70

03/15/2023 DMM Research Iowa Rule of Civil Procedure and Iowa Code re: small claims and municipal infractions and begin draft of brief to support municipal infraction for ATE and review correspondence from police department (.5). Draft follow-up to police department re: new municipal infractions and filing process (.1). 0.60

Current Services Rendered 6.60 1,142.50

Recapitulation

<u>Lawyer Hrs</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
JAMIE L SHARAR (Legal Assistant)	0.30	\$125.00	\$37.50
ERIC P MARTIN (Associate)	0.20	175.00	35.00
SHAWNA M SCHAMBERGER (Associate)	0.30	175.00	52.50
DOUGLAS D HERMAN	0.10	200.00	20.00
DANIEL M MORGAN (Senior Associate)	5.70	175.00	997.50

Total Current Services and Expenses 1,142.50

Previous Balance \$1,817.80

Payments

03/03/2023 Payment on Account - Thank You -760.00

Balance Due \$2,200.30

Past Due Amounts

<u>0-30</u>	<u>31-60</u>	<u>61-90</u>	<u>91-120</u>	<u>121-180</u>	<u>181+</u>
2,200.30	0.00	0.00	0.00	0.00	0.00

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