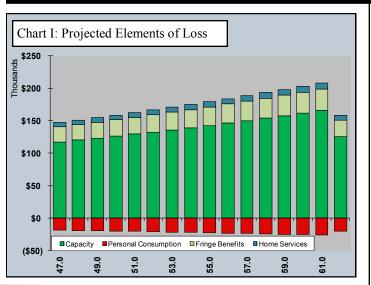
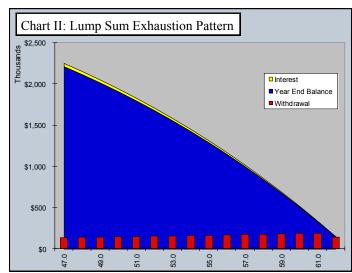


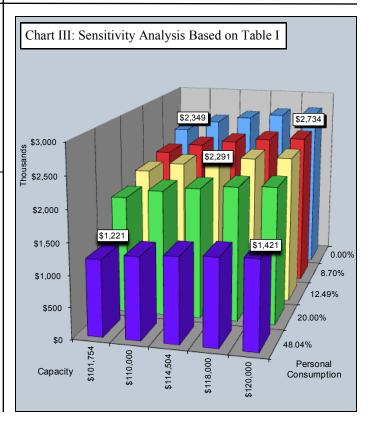
April 22, 2015



This analysis states my opinions and the basis and reasons therefore. It is based upon authoritative government statistical sources, as well as upon the individual circumstances of the statistical sources, as well as upon the individual circumstances of the statistical sources, as well as upon the individual circumstances of the statistical sources, as well as upon the individual circumstances of the statistical sources, as well as upon the individual circumstances of the statistical sources, as well as upon the individual circumstances of the statistical sources, as well as upon the individual circumstances of the statistical sources, as well as upon this was adopted for base earnings. I calculate losses at \$2,291,216, based upon fringe benefits of 20% and personal consumption of 12.49%. Table I below shows present value losses for various combinations of earning capacity and personal consumption. Methods and analyses are described more fully in the commentary starting on page 3. This report may be updated or modified if warranted by the passage of time or if new information becomes available. I state my opinions here to a reasonable degree of economic certainty.

		ump Sum V Capacity ar				Wage &
Personal Consumption	Capacity	2013 Tax Return (after 401K)		2013 W-2 (pre 401K)	2015 Est	
		\$101,754	\$110,000	\$114,504	\$118,000	\$120,000
	0.00%	\$2,349,101	\$2,523,161	\$2,618,233	\$2,692,028	\$2,734,245
ona	8.70%	\$2,144,729	\$2,303,646	\$2,390,447	\$2,457,822	\$2,496,366
Pers	12.49%	\$2,055,698	\$2,208,018	\$2,291,216	\$2,355,794	\$2,392,738
	20.00%	\$1,879,281	\$2,018,529	\$2,094,587	\$2,153,623	\$2,187,396
	48.04%	\$1,220,593	\$1,311,034	\$1,360,434	\$1,398,778	\$1,420,714





Forensic Economics	Date o Name Labor DOB Gende Age at Age as Life Ex Worklit	ation @ f Death Force Sta	rt , ancy	4/21/2015 5/31/2014 Active 4/16/1969 Male 45.12 46.01 79.1 61.8	Capacity Home Servic Fringe Benef Growth Rate Personal Cor Personal Cor Inflation Time to Prese Yield Curve Minimum Zer Maximum Zer	its 20 2 nsumption 12 nsumption \$14 2 ent 4/6/ o Rate 0	504 440 50% 49% Fringe B 302 Home Se	enefits	Past \$101,886 \$20,377 \$10,179 (\$16,542) \$115,900	Future \$1,912,281 \$382,456 \$191,054 (\$310,475 \$2,175,316	\$2,014,166 \$402,833 \$201,234) (\$327,017)
	Year 1 2 3 4 5 6 7 8 9 10 11 12 13 14	Age 47.0 48.0 50.0 51.0 52.0 53.0 54.0 55.0 56.0 57.0 58.0 59.0 60.0	Current Rate 0.20% 0.49% 0.76% 1.02% 1.29% 1.41% 1.53% 1.64% 1.76% 1.88% 1.91% 1.95% 1.98%	Discount Factor 0.9980 0.9903 0.9775 0.9602 0.9379 0.9194 0.8992 0.8780 0.8547 0.8301 0.8301 0.8121 0.8121 0.7931 0.7750	Loss \$133,510 \$136,848 \$140,269 \$143,776 \$147,371 \$151,055 \$154,831 \$158,702 \$162,670 \$166,736 \$170,905 \$175,177 \$179,557 \$184,046	Present Value \$133,244 \$135,517 \$137,119 \$138,057 \$138,222 \$138,883 \$139,219 \$139,031 \$139,031 \$138,401 \$138,793 \$138,941 \$139,157 \$139,292	12.4% 18.7% 25.0% 31.4% 37.7% 44.1% 50.5% 56.9% 63.3% 69.7% 76.1% 82.5%	Capacity \$117,367 \$120,301 \$123,308 \$126,391 \$129,551 \$132,790 \$136,109 \$139,512 \$143,000 \$146,575 \$150,239 \$153,995 \$157,845 \$161,791	Fringe Benefits \$23,473 \$24,060 \$24,662 \$25,278 \$25,910 \$26,558 \$27,222 \$27,902 \$28,600 \$29,315 \$30,048 \$30,799 \$31,569 \$32,358	Home Services \$11,726 \$12,019 \$12,320 \$12,628 \$12,943 \$13,267 \$13,599 \$13,939 \$14,287 \$14,644 \$15,010 \$15,386 \$15,770 \$16,164	Personal Consumption (\$19,055) (\$19,532) (\$20,020) (\$20,521) (\$21,034) (\$21,560) (\$22,099) (\$22,651) (\$23,217) (\$23,217) (\$23,798) (\$24,393) (\$25,002) (\$25,628) (\$26,268)
	14 15 16	60.0 61.0 62.0	2.05% 2.08%	0.7568 0.7376 0.7194 Total	\$184,046 \$188,647 \$143,127 \$2,537,226	\$139,292 \$139,141 <u>\$102,961</u> \$2,175,316	95.3% 100.0%	\$165,836	\$33,167 \$25,164	\$16,569 \$12,571	(\$26,268) (\$26,925) (\$20,428) (\$362,130)

COMMENTARY

This commentary is intended to provide further information that may assist in the understanding and interpretation of my analysis.

I have particular expertise in computer modeling of economic damages, and I have employed that expertise in valuing the case. In 2002, I developed a damage calculation model, available online at no charge to claimants before the Federal September 11th Victim Compensation Fund. The model became the most widely used economic tool for claimants, employed in the evaluation of approximately 1,000 claims. In addition, I appeared before the Victim Compensation Fund as a testimonial expert approximately 70 times, more than any other expert or lawyer.

My methodological framework is neither novel nor unusual, except for the extent of my reliance upon charts and graphs to make my analysis clear. Although economists are likely to differ as to methodological nuances, the accepted general method is uniform: First, determine earning capacity; usually this is based upon the plaintiff's actual recent earnings. Second, identify and calculate additional elements of potential loss, including fringe benefits. Third, calculate the duration of expected future losses, generally according to statistical tables for worklife expectancy, based on government data. Fourth, project changes in anticipated future losses from year to year; usually these future losses are expected to grow as a function of inflation, productivity or career, based upon age/income trajectories, again derived from government statistics. Fifth, deduct an allowance for personal consumption. Sixth, reduce future losses, year by year, to present value, using a discount mechanism that reflects the "best and safest" securities available. Finally, add together the cumulative present value calculations to reach the present value of future losses, and add also any past losses (usually unadjusted for time value) that have occurred from the time when losses began (here, the date of death) until the date of this report.

While the method outlined above is consistently employed by me, and employed almost universally by other forensic economists, each economist may rely upon different studies, sources and arguments, and may apply those studies, sources and arguments differently in ways that influence each assumption and conclusion along the methodological path. No testifying expert economist can claim exemption from this inescapable fact. Herewith I discuss, point by point, my own analysis.

Chart I, "Projected Elements of Loss," is merely a snapshot of the dollar losses, year-by-year, embodied in my core analysis. The columns are analogs of the columns on page 2 entitled, "(Earning)Capacity," "Fringe Benefits,""Home Services," and "Personal Consumption," respectively. The first three elements are stacked one on the other to demonstrate aggregate undiscounted losses for a particular year, while the last element appears below the zero line and acts to partially offset the losses. Sources for this chart:

Worklife expectancy: "The Markov Process Model of Labor Force Activity: Extended Tables of Central Tendency, Shape, Percentile Points, and Bootstrap Standard Errors," Skoog, Ciecka and Krueger, *Journal of Forensic Economics* 22(2), 2011 (based in turn on government statistics)

Life expectancy (not in chart): Vital Statistics of the United States

Inflation and growth rate: *Economic Report of the President*. (Note that my 2.5% growth figure may be regarded by some as conservative; Economist Gerald Martin, for example, uses growth rates ranging from a low of 3.2% to a high of 5.03%.)

Fringe benefits: My own estimates are derived from the *Economic Report of the President*, the *National Compensation Survey*, and other sources, but reduced to 20%. For comparison, economist Martin claims that total benefits for service workers approximate 27.5%.

Chart II is a graphical representation of the mechanism by which discounted present value operates, based again on detailed information appearing on page 2 of my report. The small columns at the bottom of the chart represent estimated net losses sustained year by year through the end of Mr. worklife expectancy. The large area chart represents a lump sum, totaling in this case \$2,175,316. This amount, together with the small sliver of interest at the top, will, when invested in government securities, gradually decline until the entire amount is exhausted contemporaneously with the end of Mr.

COMMENTARY, continued

Table I and Chart III, which I term a sensitivity matrix, represent identical information arrayed in tabular and graphical form, respectively. Having reached my core conclusion of a loss of \$2,291,216 (past and future) based upon earning capacity of \$114,504 and fringe benefits of 20%, and personal consumption of 12.49%, I then test my model 25 times against alternative assumptions, so that if the finder of fact concludes that different earnings or consumption figures are appropriate, they can apply them to see how losses are affected. Table I and Chart III derive entirely from the model I developed for this case, which appears on page 2.

Table II on page 2 actually consists of three parts. The box in the upper left quadrant demonstrates the various assumptions and inputs that drive the model. Most of these inputs are, I believe, self-explanatory.

The table that dominates the bottom half of page 2 shows my detailed loss analysis, year-by-year. While most economists will use government securities as a discount proxy (whether they express their discount in gross or net terms), my particular choice is zero-coupon Treasury bonds. When zero-coupon bonds are not available, I use term bonds of like maturity, which are close cousins. This mechanism eliminates the need to speculate about future interest rates, and provides a more precise analysis than say, a single portfolio consisting of bonds of a certain term. The rates I employ are shown in the third column ("Rate") and the effect of both rate and term are shown in the fourth column, "Discount Factor." For example, the discount factor for year one is .9980, which means that an investment of \$99.80 invested in a one-year instrument would be worth \$100 at maturity. By contrast, the discount factor for the fourth year is .9602, indicating that an investment of \$96.02 would mature at \$100 at the end of four years. Each of the other elements of loss or offset is detailed in turn, year-by-year.

The section at the upper right of Table II summarizes each element of loss. Prior losses are also calculated, although these losses are not adjusted for time value. Thus past losses are \$115,900 future losses are \$2,175,316 and the total is \$2,291,216.

Sources:

- "United States Life Tables, 2006," National Vital Statistics Reports, Vol. 58, No. 21, Revised June 28, 2010
- 2. Economic Report of the President 2011, and National Compensation Survey. U.S. Government Printing Office
- "The Markov Process Model of Labor Force Activity: Extended Tables of Central Tendency, Shape, Percentile Points, and Bootstrap Standard Errors," Skoog, Ciecka and Krueger, *Journal of Forensic Economics* 22 (2), 2011
- 4. The Bloomberg Interest Rate Schedule, Bloomberg.com
- 5. Occupational Outlook Handbook
- 6. Damages Questionnaire, prepared by Ms.
- tax records, 2011-2013
- 8. Birth certificate, marriage and adoption certificate, death certificate, provided by
- 9. Telephone interview with Ms. April 22, 2015

Donald L. Frankenfeld Economist/Financial Expert

Website: www.frankenfeld.com • 605.348.8441 Email: don@frankenfeld.com

PROFILE

Harvard- and Yale-trained economist Frankenfeld testified more than any other expert before the federal September 11th Victim Compensation Fund. With engagements balanced between plaintiff and defense, Frankenfeld testifies and consults on economic, financial and investment matters and serves as an NASD securities arbitrator and mediator. He testified in Mirapex Multi-District Litigation; at a Texas settlement hearing valuing \$262 million (face value) in coupons; and consulted on the Microsoft California class action. Ten percent of his otherwise billable time is pro bono.

EDUCATION

Yale AB cum laude, Harvard Business School MBA, Kennedy School of Government (Harvard) MPA. Study at Harvard as a Bush Foundation Fellow included Advanced Torts, Economics and the Law, Strategy and Conflict, Negotiation, Venture Capital, Harvard Program on Negotiation workshop. Former associate member, New York Society of Security Analysts.

CURRENT EXPERIENCE

Frankenfeld Associates

Forensic economist, financial analyst and securities arbitrator. Prepare detailed economic analyses. Extensive state and federal court experience. Experienced in mediation and negotiation. Court-appointed Receiver, Golden Hills Resort (for Homestake Mining Company). Designated NASD arbitrator and mediator.

FAI, Inc.

CEO of Internet-based marketing and consulting firm with proprietary skills in virtual intelligence and database-driven websites. Developed first Internet-based voter contact and persuasion system. Principal speaker in multi-state seminar, "Using the Internet to Improve Your Legal Practice."

Dakota Ventures, Incorporated (DVI)

Founder and CEO of bank-sponsored venture fund providing equity to startups. Managing general partner of Frankenfeld Partners, organized to sponsor DVI.

PAST EXPERIENCE

E. F. Hutton

Direct Investment Marketing Manager for California, Texas and Florida. Developed and presented public seminars and training sessions. Annually placed \$50 million, traveled 150,000 miles. *National Direct Investment Manager* for fee-based Financial Planning Division; coordinated nationwide broker training. Also *Branch Office Manager*, *Registered Options Principal* and *Account Executive*.

Prior

Investment analyst/economist for multi-billion dollar trust department; *senior securities analyst* for NYSE firm; *financial relations consultant; television station controller*.

GOVERNMENT AND CIVIC PARTICIPATION

Chair and campaign manager, People for YES on #4 (ATT/Qwest, first-in-nation telecommunications deregulation, 1988). State Senator (1977-1984). Chair, tax committee (authored nationally significant interest rate reforms which caused CitiGroup to locate credit card headquarters in South Dakota); Co-chair, Republicans for Daschle (2004); Chair, NIX on SIX statewide issue campaign (2006).

Former board member: Western Providers (PHO); Wellspring (adolescent counseling); South Dakota Investment Council (\$6 billion fund); Children's Care Center; Rapid City Regional Hospital; United Way of the Black Hills; Center for Restorative Justice. Current board member: Equality South Dakota; Friends of Rapid City Parks. Volunteer financial advisor to St. Martin Monastery.

Frequent public speaker. Former reporter for Harvard Business School Harbus News.

1991 to 2001

1979 to 1987

1984 to Present

1997 to Present

Donald L. Frankenfeld Trial and Deposition Testimony History

	Case	Testimony	Lawyer	Firm	Rep.
	Bonnie Herrig	mediation	Robert Moore	Moore Law Firm, Rapid City, SD	plaintiff
Mar-01	Feldhaus v. Shreiner	trial		Costello Porter, Rapid City, SD	plaintiff
May-01	Shabel & Andre v. Krebs, LifeUSA & Allianz Life Ins. Co.	deposition	Steve Beardsley	Truhe Beardsley Jensen et al., Rapid City, SD	plaintiff
May-01	Shabel & Andre v. Krebs, LifeUSA & Allianz Life Ins. Co.	deposition	Richard Huffman	Johnson Eiesland Huffman et al., Rapid City, SD	plaintiff
	Abdallah et al. v. The Coca-Cola Company	affidavit	F. Shields McManus	Gary Williams Parenti Finney et al., Stuart, FL	plaintiff
	Garland v. Rossknecht Kafka for Christensen v. Larson Manufacturing Co., Inc.	trial deposition	Tim Rensch Mark W. Haigh	Rensch Law Firm, Rapid City, SD Davenport, Evans, Hurwitz & Smith, Sioux Falls, SD	plaintiff defense
	Fern Johnson	deposition		Faegre & Benson, Minneapolis, MN	plaintiff
	Richardson v. Richardson	trial	Patricia Meyers	Costello Porter, Rapid City, SD	plaintiff
Mar-02	Butterfield v. Butterfield	trial		Damon Law, Pierre, SD	plaintiff
Jul-02	Chambers v. Conseco Finance Servicing Corp.	deposition	Jeffrey Maks	Finch Bettman Maks, Rapid City, SD	plaintiff
	Digna Alexandra Rivera-Costanza (9/11 victim)	videotaped testimony		Jacobowitz, Garfinkel & Lesman, New York, NY	claimant
Jan-03	Shabel & Andre v. Krebs, LifeUSA & Allianz Life Ins. Co.	trial	Steve Beardsley/Richard Huffman	Beardsley, Jensen/Johnson Eiesland, Rapid City, SD	plaintiff
Jan-03	Marguerite Wingen	trial	Chris Nipe	Larson & Nipe, Mitchell, SD	plaintiff
	Elsasser v. Dr. Horst Blume	deposition	G. Verne Goodsell	Gunderson Palmer Goodsell & Nelson, Rapid City, SD	plaintiff
	Ronnie & Nancy Haese et al. v. H & R Block, Inc. et al.	hearing (TX)		Ellis Carstarphen, Houston/Hilliard Munoz, Corpus Christi, TX	plaintiff
	Matthew Bedney v. Qwest	trial	Steven C. Beardsley	Beardsley Jensen & Von Wald, Rapid City, SD	plaintiff
	Paul Salvio (9/11 victim)	special hearing (NY)		Jacobowitz, Garfinkel & Lesman, New York, NY	claimant
	Evelyn Downey v. Helen Sarviel	deposition	John K. Nooney	Thomas Nooney Braun Solay & Bernard, Rapid City, SD	plaintiff
	Richard N. Poulos (9/11 victim)	special hearing (NY)		Jacobowitz, Garfinkel & Lesman, New York, NY	claimant
	James P. Hopper (9/11 victim)	special hearing (NY)	Barry R. Temkin	Jacobowitz, Garfinkel & Lesman, New York, NY	claimant
Aug-03	Ramon Grijalvo (9/11 victim)	special hearing (NY)		Law Offices of Spencer H. Herman, P.C., Kew Gardens, NY	claimant
Sep-03	Loretta Harn v. Banner Health System	deposition	Tina M. Hogue	Finch Bettman Maks & Hogue, Rapid City, SD	plaintiff
	Marques Good Low v. United States of America	deposition		Pechota, Leach & Dewell, Rapid City, SD	plaintiff
	Yudh V.S. Jain (9/11 victim) Zurakov v. Register.com and Forman Interactive Corp.	special hearing (NY) settlement hearing (IL)	Darren Epstein	Fellows Hymowitz and Epstein, New City, NY Blim & Edelson, LLC, Chicago, IL	claimant plaintiff
000-03	Thornton v. Flander's Construction	deposition	Daniele Johnson	Law Offices of V. Allan Khoshbin, P.C., Atlanta, GA	plaintiff
	Bosco v. United States	trial (NJ)		Kimm Law Firm, Hackensack, NJ	plaintiff
Dec-03	Edward Pullis (9/11 victim)	special hearing (NY)	Vincent Moccio	Robins, Kaplan, Miller & Ciresi, Minneapolis, MN	claimant
	Bryan v. Dakota Fluid Power	deposition		Gunderson Palmer Goodsell & Nelson, Rapid City, SD	plaintiff
	Fred W. Grey, III (9/11 injury victim)	special hearing (NY)	Daniel Chiplock	Lieff Cabraser Heimann & Bernstein, New York, NY	claimant
	Travis Daniels	trial		Abourezk Law Firm, Rapid City, SD	plaintiff
	Salvatore F. Pepe (9/11 victim)	videotaped testimony	DeLane E. Anderson, Jr.	Law Office of DeLane E. Anderson, Jr., Lynn, MA	claimant
	Dotson v. South Dakota	videotaped deposition		Costello Porter, Rapid City, SD	plaintiff
	Zoe and Dana Falkenberg (9/11 victims)	special hearing (DC)	Gregory S. Smith	Sutherland Asbill & Brennan, Washington, DC	claimants
	George Strauch (9/11 victim)	special hearing (NY)		Robins, Kaplan, Miller & Ciresi, Minneapolis, MN	claimant
	Wendyann Alexander (9/11 injury victim)	special hearing (NY)	Gale D. Pearson	Robinson Calcagnie Robinson, Minneapolis, MN	claimant
	Edmond Gaston (9/11 injury victim)	special hearing (NY)		Robinson Calcagnie Robinson, Minneapolis, MN	claimant
Mar-04	Jeffrey Collman (9/11 victim)	special hearing (CA)	Gretchen Wettig/Russell Wetanson	Proskauer Rose, LLP, Los Angeles, CA	claimant
Mar-04	Ronald Hoerner (9/11 victim)	special hearing (NY)	Robert S. Fader	Law Offices of Robert S. Fader, P.C., Lake Success, NY	claimant
	Pummel v. Nash Finch	deposition	Michael A. Wilson	Barker Wilson Reynolds & Burke, Rapid City, SD	plaintiff
	Sharon Balkcom (9/11 victim)	special hearing (NY)		Kalow and Springut, LLP, New York, NY	claimant
	Shabel & Andre v. Krebs, LifeUSA & Allianz Life Ins. Co.	deposition	Steve Beardsley/Richard Huffman	Beardsley Jensen/DeMersseman Jensen, Rapid City, SD	plaintiff
	Adam White (9/11 victim)	special hearing (DC)		Morriss Lober & Dobson, LLC, Atlanta, GA	claimant
	Yvette Moreno (9/11 victim)	special hearing (NY)	Tino D'Oro	Motola Klar Dinowitz & Carfora, LLP, New York, NY	claimant
	Alona Abraham (9/11 victim)	special hearing (NY)		Fiedelman Garfinkel & Lesman, New York, NY	claimant
Apr-04	Margaret Seeliger (9/11 victim)	special hearing (NY)	Michael Kafer	DeSena and Kafer, PC, New York, NY	claimant
	John Grazioso (9/11 victim)	special hearing (NY)		Drazin and Warshaw, Red Bank, NJ	claimant
	Julie Geis (9/11 victim)	special hearing (NY)	Doug Gentile	Douthit Frets Rouse & Gentile, LLC, Kansas City, MO	claimant
Apr-04	Matthew Horning (9/11 victim)	special hearing (NY)		Law Office of Donna M. Wilkerson, Bloomfield, CT	claimant
	Louis Chinal (9/11 injury victim)	special hearing (NY)	Nicholas Diamand	Lieff Cabraser Heimann & Bernstein, New York, NY	claimant
	John Napolitano (9/11 victim)	special hearing (NY)		Law Office of Dan Greenburg, Merrick, NY	claimant
	Jose Espinal (9/11 victim)	special hearing (NY)	Anthony Loscalzo	Loscalzo & Loscalzo, New York, NY Loscalzo & Loscalzo, New York, NY	claimant
Apr-04	Maria Elena Gomez (9/11 injury victim) Timothy Coughlin (9/11 victim)	special hearing (NY) special hearing (NY)	Anthony Loscalzo Joseph Fields	Dickstein Shapiro Morin & Oshinsky, LLP, New York, NY	claimant claimant
	Hanig v. Lee	trial		Johnson Eiesland Law Firm, Rapid City, SD	plaintiff
	Crooks v. Crooks	deposition	Steven M. Christensen	Law Office of Steven M. Christensen, Deadwood, SD	defense
May-04	Jose Montalvo, Jr. (9/11 injury victim)	special hearing (NY)	Marcia Goffin	Gould Fishbein Reimer & Gottfried, LLP, New York, NY	claimant
	Joseph P. Roberto (9/11 victim)	special hearing (NY)	Michael Gioia	Landman Corsi Ballaine & Ford, P.C., New York, NY	claimant
	John J. Tipping (9/11 victim)	special hearing (NY)		Brand & Brand, Garden City, NY	claimant
May-04	Sadie Ette (9/11 victim)	special hearing (NY)		Kershaw Cutter Ratinoff & York, LLP, Sacramento, CA	claimant
	Lai Yin (Agnes) Lum (9/11 injury victim)	special hearing (NY)		Ury & Moskow, Fairfield, CT	claimant
May-04	Robert Linnane (9/11 victim)	special hearing (NY)	Kim Levy	Milberg Weiss Bershad Hynes & Lerach, New York, NY	claimant
May-04	Jane Simpkin (9/11 victim)	hearing by phone (MA)	Rodney S. Dowell	Berman & Dowell, Boston, MA	claimant
May-04	Denise Crant (9/11 victim)	special hearing (NY)	Elizabeth H. Cronise	Lieff Cabraser Heimann & Bernstein, New York, NY	claimant
May-04	Denis J. McHugh (9/11 victim)	special hearing (NY)	Gretchen N. Miller	Greenberg Traurig, PC, Chicago, IL	claimant
May-04	Michael Tinley (9/11 victim)	special hearing (NY)	Christopher J. Tinley	Kelley & Lehan, P.C., Omaha, NE	claimant
May-04	Richard Zletz (9/11 injury victim)	special hearing (NY)		Lieff Cabraser Heimann & Bernstein, New York, NY	claimant
May-04	Joseph Maloney (9/11 victim)	special hearing (NY)	Guy Halfteck/Caroline Marshall	Milberg Weiss Bershad Hynes & Lerach, New York, NY	claimant
May-04	Laura Bezeg (9/11 injury victim)	special hearing (NY)	Deborah Garskof	Ury & Moskow, Fairfield, CT	claimant
May-04	Jacquelyn Sanchez (9/11 victim)	special hearing (NY)	Daniela Raz	Kasowitz Benson Torres & Friedman, LLP, New York, NY	claimant
May-04	Ernest Figueroa (9/11 injury victim)	special hearing (NY)	Steve Loewenthal	Heidell Pittoni Murphy & Bach, LLP, New York, NY	claimant
May-04	Carlos R. Marinho (9/11 injury victim)	special hearing (NY)	Rachel Geman	Lieff Cabraser Heimann & Bernstein, New York, NY	claimant
May-04	Jan Kozinski (9/11 injury victim)	special hearing (NY)	Duncan E. Williams	Willkie Farr & Gallagher, LLP, New York, NY	claimant
May-04	Susan Ryan (9/11 injury victim)	special hearing (NY)	Jay S. Dankberg	Law Office of Jay Stuart Dankberg, New York, NY	claimant
	David Handschuh (9/11 injury victim)	special hearing (NY)		Cravath Swaine & Moore, LLP, New York, NY	claimant
May-04	Indira Singh (9/11 injury victim)	special hearing (NY)	Jay S. Dankberg	Law Office of Jay Stuart Dankberg, New York, NY	claimant
	Llewellyn Malcolm (9/11 injury victim)	special hearing (NY)	Daniel P. Chiplock	Lieff Cabraser Heimann & Bernstein, New York, NY	claimant

Donald L. Frankenfeld Trial and Deposition Testimony History

Date	Case	Testimony	Lawyer	Firm	Rep.
Jun-04	Waldtraut Matush	arbitration (CO)	Steven C. Beardsley	Beardsley, Jensen & Von Wald, Rapid City, SD	plaintiff
	Marques Good Low	trial	Terry Pechota	Pechota Law Firm, Rapid City, SD	plaintiff
	Vincencia Brings Plenty	deposition	Rena Atchison	Abourezk Law Firm, Rapid City, SD	plaintiff
		arbitration (NY)	Henry N. Christensen	Norton & Christensen, Goshen, NY	plaintiff
		pre-trial hearing	Rena Atchison	Abourezk Law Firm, Rapid City, SD	plaintiff
		arbitration (NE)	Kevin R. McManaman	Knudsen Berkheimer Richardson & Endacott, Lincoln, NE	defense
	Steven Jay Pincus v. Calmac Manufacturing Corp., et al.	trial (NY)	William R. Bronner	Law Office of William R. Bronner, Ossining, NY	plaintiff
		trial	Arthur Wolk/James Leach	Wolk Law Firm, Philadelphia, PA/James Leach, Rapid City, SD	plaintiff
Dec-04	Shane Sheesley v. Cessna Aircraft Co., et al.	trial	Arthur Wolk/Barton Banks	Wolk Law Firm, Philadelphia, PA/Banks Johnson, Rapid City, SD	plaintiff
		trial	Arthur Wolk/Barton Banks	Wolk Law Firm, Philadelphia, PA/Banks Johnson, Rapid City, SD	plaintiff
	Langley, Laurie & David v. Carrell and Ayars & Ayars, Inc.	trial (NE)	Jeffrey James Colerick	Jeffrey James Colerick, P.C., Colorado Springs, CO	plaintiff
		deposition (AZ)	Mark Mitchell	Law Office of Mark Mitchell, Williamson, WV	plaintiff
	Robert Bielstein v. Cessna Aircraft Co., et al.	deposition	Arthur Wolk/James Leach	Wolk Law Firm, Philadelphia, PA/James Leach, Rapid City, SD	plaintiff
	Shane Sheesley v. Cessna Aircraft Co., et al.	deposition	Arthur Wolk/Barton Banks	Wolk Law Firm, Philadelphia, PA/Banks Johnson, Rapid City, SD	plaintiff
	Thomas Vermeulen v. Cessna Aircraft Co., et al. Hohm v. City of Rapid City v. Hitchcock	deposition deposition	Arthur Wolk/Barton Banks Thomas G. Fritz	Wolk Law Firm, Philadelphia, PA/Banks Johnson, Rapid City, SD Lynn, Jackson, Shultz & Lebrun, Rapid City, SD	plaintiff plaintiff
	Karen Martin v. Dallas Krausch	trial	Jason Smiley	Gunderson Palmer Goodsell & Nelson, Rapid City, SD	plaintiff
	Clifford/Linda Meads v. Securities America & Duane Russell		Andre R. Barry	Cline Williams Wright Johnson & Oldfather, LLP, Lincoln, NE	defense
	Hohm v. City of Rapid City v. Hitchcock	trial	Thomas G. Fritz	Lynn, Jackson, Shultz & Lebrun, Rapid City, SD	plaintiff
			Joseph Giovanniello, Jr.	Ladenburg Thalmann and Co., Inc., New York, NY	defense
	Wharton v. Wharton	trial	George J. Nelson	Law Office of George J. Nelson, Rapid City, SD	plaintiff
	O'Brien et al. v. Western Dakota Technical Institute	deposition	Veronica & Patrick Duffy	Duffy & Duffy, Rapid City, SD	plaintiff
	Kyburz-Carlson Constr. Co. et al. v. Jean Hurlbert et al.	deposition		Dohnson Heidepriem Miner Marlow & Janklow, Sioux Falls, SD	defense
		deposition	David Bradsky		plaintiff
Sep-06	Cheryl and Drew Mraz v. Dadah James Schumacher	deposition	Eric Pickar	Bradsky, Bradsky & Bradsky, Rapid City, SD Bangs McCullen Butler Foye & Simmons, Rapid City, SD	plaintiff
	Russo et al. v. G.M., Suzuki Motor Corp., Takata Corp., et al.		George J. Nelson	Law Office of George J. Nelson, Rapid City, SD	plaintiff
	Cheryl and Drew Mraz v. Dadah	trial	David Bradsky	Bradsky, Bradsky & Bradsky, Rapid City, SD	plaintiff
		deposition (OH)	Doug Gentile	Douthit Frets Rouse & Gentile, LLC, Kansas City, MO	plaintiff
	Robert Bielstein v. Cessna Aircraft Co., et al.	trial	Arthur Wolk/James Leach	Wolk Law Firm, Philadelphia, PA/James Leach, Rapid City, SD	plaintiff
		trial	Arthur Wolk/Barton Banks	Wolk Law Firm, Philadelphia, PA/Banks Johnson, Rapid City, SD	plaintiff
Nov-06	Thomas Vermeulen v. Cessna Aircraft Co., et al.	trial	Arthur Wolk/Barton Banks	Wolk Law Firm, Philadelphia, PA/Banks Johnson, Rapid City, SD	plaintiff
		videotaped deposition		Andrew T. Brake, P.C., Englewood, CO	plaintiff
	Ennen v. Stephens	deposition	John Nooney	Thomas Nooney Braun Solay & Bernard, LLP, Rapid City SD	plaintiff
Mar-07	Sizemore v. OwnerGuard, et al.	deposition	Robin Zephier	Abourezk Law Firm, Rapid City, SD	plaintiff
	Stanley v. Hall	deposition	Steven C. Beardsley	Beardsley Jensen & Von Wald, Rapid City, SD	plaintiff
		deposition	Steven C. Beardsley	Beardsley Jensen & Von Wald, Rapid City, SD	plaintiff
	Ennen v. Stephens	trial	John Nooney	Thomas Nooney Braun Solay & Bernard, LLP Rapid City SD	plaintiff
		trial	Jim Jeffries	Jeffries Law Office, P.C. , Rapid City SD	plaintiff
	Pulcini et al. v. Bally Fitness Center	deposition	John Blim	Blim & Edelson, LLC, Chicago, IL	plaintiff
		deposition	George Burnett	Liebman, Conway, Olejniczak & Jerry, S.C., Green Bay, WI	plaintiff
	Blakley v. Buckmaster and Buckmaster & Macy, LLP	trial	James Nelson	Gunderson, Palmer, Goodsell & Nelson, Rapid City, SD	plaintiff
	Russo et al. v. G.M., Suzuki Motor Corp., Takata Corp., et al.		George J. Nelson	Law Office of George J. Nelson, Rapid City, SD	plaintiff
	Modde v. Harland	deposition	Frank Bettman	Finch, Bettman, Maks & Hogue, Rapid City SD	plaintiff
		deposition	Jennifer Wollman	Woods, Fuller, Schultz & Smith, Sioux Falls SD	defense
	Modde v. Harland	videotaped testimony	Frank Bettman	Finch Bettman Maks, Rapid City, SD	plaintiff
Nov-07	Mirapex Litigation	deposition (MN)	Vincent Moccio	Robins, Kaplan, Miller & Ciresi, Minneapolis, MN	plaintiff
lan-08	Manyfoods v. Walmart	deposition	S. Ben Yhim	McGuire Woods, Baltimore, MD	defense
		deposition	Kenneth R. Dewell	Johnson Eiesland Law Firm, Rapid City, SD	plaintiff
	Abrams et al. v. Facebook	trial (US Dist Ct N CA)	Myles McGuire	KamberEdelson, LLC, Chicago, IL	plaintiff
		trial	Robin Zephier	Abourezk Law Firm, Rapid City, SD	plaintiff
	Elk v. The United States of America	trial	Adam Horowitz	Herman & Mermelstein, Miami, FL	plaintiff
		deposition	Jack Theeler	Morgan Theeler Wheeler Cogley & Peterson, Mitchell, SD	plaintiff
	Taft v. Sufficool, et al.	deposition	Patrick Duffy	Duffy & Duffy, Rapid City, SD	plaintiff
		deposition	Maryann Diaz	Gary, Williams, Finney, Lewis, Watson & Sperando, Stuart, FL	plaintiff
	Littlehawk v. McPherson and Moreford	deposition	Kenneth R. Dewell	Johnson Eiesland Law Firm, Rapid City, SD	plaintiff
			Mark O'Leary	O'Leary Law Office, Sioux Falls, SD	defense
	Henry v. Henry	deposition	Karen P. Hunt	Brady Pluimer Law Firm, Spearfish, SD	defense
	Charbonneau v. Boehringer Ingelheim Pharmaceuticals, et al.		Vincent Moccio	Robins, Kaplan, Miller & Ciresi, Minneapolis, MN	plaintiff
	Zwayer v. Boehringer Ingelheim Pharmaceuticals, et al.	trial (MN)	Vincent Moccio	Robins, Kaplan, Miller & Ciresi, Minneapolis, MN	plaintiff
		trial	Patrick Duffy	Duffy & Duffy, Rapid City, SD	plaintiff
	Wild v. City of Lincoln	deposition (NE)	Austin McKillip	Cline Williams Wright Johnson & Oldfather, LLP, Lincoln, NE	plaintiff
		deposition	Steven C. Beardsley/Brad J. Lee	Beardsley Jensen & Von Wald, Rapid City, SD	plaintiff
Oct-08	Roulette v. Merrill Lynch	hearing (WI)	George Burnett	Liebman, Conway, Olejniczak & Jerry, S.C., Green Bay, WI	plaintiff
		affidavit	Jay Edelson	KamberEdelson, LLC, Chicago, IL	plaintiff
	Latcham v. Eaves, O'Neal and S & L Trucking	deposition	Heather Lammers Bogard	Costello Porter, Rapid City, SD	defense
		deposition	Robin Zephier	Abourezk Law Firm, Rapid City, SD	plaintiff
	Scelta v. Boehringer Ingelheim Pharmaceuticals, et al.	deposition	Pro Se	, , , , , , , , , , , , , , , , , , , ,	plaintiff
		deposition	Scott A. Abdallah	Johnson Heidepriem Abdallah & Johnson, Sioux Falls, SD	plaintiff
		deposition	James Nelson	Gunderson, Palmer, Nelson & Ashmore, Rapid City, SD	plaintiff
		trial affidavit (FL)	Rafey S. Balabanian	KamberEdelson, LLC, Chicago, IL	plaintiff
	Stern Oil v. J. R. Brown dba Exxon Goode to Go & Freeway M		Matthew S. McCaulley	Murphy, Goldammer & Prendergast, LLP, Sioux Falls, SD	defense
	Stern Oil v. J. R. Brown dba Exxon Goode to Go & Freeway M		Matthew S. McCaulley	Murphy, Goldammer & Prendergast, LLP, Sioux Falls, SD	defense
	Latcham v. Eaves, O'Neal and S & L Trucking	trial	Heather Lammers Bogard	Costello Porter, Rapid City, SD	defense
		trial affidavit (GA)	Steven L. Lezell	KamberEdelson, LLC, Chicago, IL	plaintiff
	Hospitality Systems Inc., et al. v. City of Rapid City, et al.	trial	James Nelson	Gunderson, Palmer, Nelson & Ashmore, Rapid City, SD	plaintiff
	Jensen, K., Spec. Admin. for J. Waddell v. Biegler Bros et al.		Michael Wilson	Barker Wilson Law Firm, LLP, Rapid City, SD	plaintiff
	Orr v. Pamida Stores Operating Co.	deposition	Jane Pfeifle	Lynn, Jackson, Shultz & Lebrun, Rapid City, SD	plaintiff
Dec-09				Bangs McCullen Butler Foye & Simmons, Rapid City, SD	

Donald L. Frankenfeld Trial and Deposition Testimony History

Date	Case	Testimony	Lawyer	Firm	Rep.
	Toyota Recall	trial (IL)	Michael J. McMorrow	Edelson McGuire, LLC, Chicago, IL	plaint
	Bradbury v. Mylan Pharmaceuticals, et al.	deposition	Michelle West/James Orr	Robinson Calcagnie & Robinson, CA/Heygood, Orr & Pearson, TX	plaint
Apr-10	Roberts v. B.P. West Coast Products, LLC, et al.	deposition (CA)	Robert A. Welbourn III	Law Office of Robert A. Welbourn, Torrance, CA	plaint
Jun-10	Hamblin v. British Airways	deposition (video-NY)	Mary Schiavo	Motley Rice, LLC, Mt. Pleasant, SC	plaint
lun-10	Tripp v. Western National Mutual Insurance Company	trial	Mark O'Leary	O'Leary Law Office, Sioux Falls, SD	plaint
un-10	Lunski v. Leingang et al.	deposition (MN)	Kathleen Flynn Peterson	Robins, Kaplan, Miller & Ciresi, Minneapolis, MN	plain
	Lewis v. Strong, Verizon, et al.	deposition (phone-CO)	Anne T. Sulton	Sulton Law Offices, Milwaukee, WI	plain
ug-10	Wehrkamp v. Wehrkamp	trial	John K. Nooney	Nooney, Solay & Van Norman, Rapid City, SD	plain
	Boldt, B., Pers. Rep. of Estate of J. Boldt v. Biegler & Kraft e		Robert L. Morris	Day Morris Law Firm, LLP, Belle Fourche, SD	plain
	Allstate Sweeping v. City and County of Denver, et al.	deposition (CO)	Anne T. Sulton	Sulton Law Offices, Milwaukee, WI	plain
	Smith and Flying A.J.'s Towing Company v. John Wilson et a	deposition (WI)	Anne T. Sulton	Sulton Law Offices, Milwaukee, WI	plain
	Foster v. Atlas Van Lines, Inc. and Golden Van Lines, Inc.	deposition	Charles Abourezk	Abourezk Law Firm, Rapid City, SD	plain
	Estate of Robert Whirlwind Horse v. Timothy Hotz	trial	Terry Pechota	Pechota Law Firm, Rapid City, SD	plain
	Estate of Calonnie Randall v. Timothy Hotz	trial	Terry Pechota	Pechota Law Firm, Rapid City, SD	plair
	Johnson v. Kaiser Foundation Health Plan, Inc.	deposition (phone-CA)	Kirk Wolden	Arnold Law Firm, Sacramento, CA	plair
	Johnson v. Kaiser Foundation Health Plan, Inc.		Kirk Wolden	Arnold Law Firm, Sacramento, CA	plair
	Gloe v. City of Deadwood	trial	Steven C. Beardsley/Brad J. Lee	Beardsley, Jensen & Von Wald, Rapid City, SD	plain
	Hagerty v. Merrill Lynch	arbitration (NE)	James M. Bausch	Cline Williams Wright Johnson & Oldfather, LLP, Lincoln, NE	plain
	Allstate Sweeping v. City and County of Denver, et al.	federal hearing (CO)	Anne T. Sulton	Sulton Law Offices, Milwaukee, WI	plain
lul-11	Whites v. Whites	trial	Michael K. Sabers	Clayborne, Loos, Strommen & Sabers, Rapid City, SD	defe
	Serra v. Toy Air, Inc. and Cessna Aircraft Company	deposition (SC)	Mary Schiavo	Motley LLC, Mt. Pleasant, SC	plair
ıg-11	Flaa et al. v. First Premier Bank	deposition	John K. Nooney	Nooney, Solay & Van Norman, Rapid City, SD	plair
	OneSource and Affordable Swpg v. City and Co. of Denver, e		Anne T. Sulton	Sulton Law Offices, Milwaukee, WI	plair
ov-11	Bogdonas v. Museus, et al.	deposition (WI)	Anne T. Sulton	Sulton Law Offices, Milwaukee, WI	plair
ov-11	Farrell et al. v. OpenTable, Inc.	trial (US Dist Ct N CA)	William Gray	Edelson McGuire, LLC, Chicago, IL	plair
ec-11	Murphy v. Sears Holdings Corporation/Kmart Corporation	federal hearing	Steven C. Beardsley/Brad J. Lee	Beardsley, Jensen & Von Wald, Rapid City, SD	plair
ec-11	Lynch v. Max Frost & Company, Inc.	arbitration (by phone)	George Burnett	Liebman, Conway, Olejniczak & Jerry, S.C., Green Bay, WI	plair
eb-12	Juhnke v. Knutson	deposition	George J. Nelson	Abourezk Law Firm, Rapid City, SD	plair
eb-12	Strand v. Dr. Young & Black Hills Dermatology, P.C.	deposition	G. Verne Goodsell	Goodsell Quinn, Rapid City, SD	plair
	Kwak et al. v. Island Colony Hotel, et al.	deposition (HI)	Michael Kimm	Kimm Law Firm, Englewood Cliffs, NJ	plair
ar-12	Peer v. McGas et al.	deposition	Terence R. Quinn	Goodsell Quinn, Rapid City, SD	plair
ar-12	Strand v. Dr. Young & Black Hills Dermatology, P.C.	trial	G. Verne Goodsell	Goodsell Quinn, Rapid City, SD	plair
ar-12	Wells Fargo HELOC Class Action		Steven Lezell Woodrow	Edelson McGuire, LLC, Chicago, IL	plain
ay-12	Cho v. Trinitas Regional Medical Center, et al.	deposition (NJ)	Michael Kimm	Kimm Law Firm, Englewood Cliffs, NJ	plair
	Wigod v. Wells Fargo Home Mortgage f/k/a Wachovia Mortg		Steven Lezell Woodrow	Edelson McGuire, LLC, Chicago, IL	plair
	Juhnke v. Knutson	videotaped trial test.	George J. Nelson	Abourezk Law Firm, Rapid City, SD	plair
	Humble v. Wyant	trial	John Burke	Thomas Braun Bernard Burke	plair
Ja-12	Rubes (Estate of Sara Sell) v. Grinnell Select Insurance Com	deposition (IA)	Stephen A. Rubes	Law Office of Stephen A. Rubes	plair
	Richmond v. City and County of Denver, et al.	trial (CO)	Anne T. Sulton	Sulton Law Offices, Milwaukee, WI	plain
	Netflix Privacy Litigation	decl (US Dist Ct N CA)	Rafey S. Balabanian	Edelson McGuire, LLC, Chicago, IL	plair
	Schultz et al. (Cosmos) v. Lyle Scandrett and Heidi Bybee	deposition	Jeffrey G. Hurd	Bangs McCullen Butler Foye & Simmons, Rapid City, SD	defe
	Lewis v. Strong, Verizon, et al.	trial (US Dist Ct CO)	Anne T. Sulton	Sulton Law Offices, Milwaukee, WI	plain
	Citibank HELOC Reduction Litigation		Steven Lezell Woodrow	Edelson McGuire, LLC, Chicago, IL	plair
	JP Morgan Chase Bank HELOC Litigation		Steven Lezell Woodrow	Edelson McGuire, LLC, Chicago, IL	plair
	Weemhoff v. Weemhoff	trial (CO)	Andrew D. Haas	Bradley Devitt Haas & Watkins, PC, Golden, CO	defe
	Lone Elk v. Dialysis Management Group, LLC	tribal court testimony	Terry Pechota	Pechota Law Firm, Rapid City, SD	plair
	Unique Swine Marketing, Inc. v. Madison Belle Farms, LLP, et		Mark O'Leary	O'Leary Law Office, Sioux Falls, SD	plair
	Thull v. Techtronic Industries, Co., Ltd., et al.	deposition (MN)	Richard Sullivan	Sullivan and Sullivan, LLP, Wellesley, MA	plair
	Krukenkamp v. State University of New York at Stony Brook		Timothy B. Glynn	Glynn Mercep and Purcell, LLP, Stony Brook, NY	plair
	Kramer v. Ford Motor Co. and Bloomington Lincoln Mercury,		Peter J. Kestner/Gregory N. McEwen	McEwen Law Firm, Ltd., Inver Grove Heights, MN	plair
	Kwak et al. v. Island Colony Hotel, et al.	trial (HI)	Michael Kimm	Kimm Law Firm, Englewood Cliffs, NJ	plair
	Grimes v. Dr. Michael Nesbit, et al.	Itrial	Mark A. Glassman	Law Office of Mark A. Glassman, Fort Lauderdale, FL	plair
	Robb v. Dr. Dean Quigley, et al.	deposition	Kenneth E. Barker	Barker Wilson Law Firm, LLP, Belle Fourche, SD	plair
	Four Bear (Estate of Cari Hill) v. Standing Rock Sioux Tribe,		Robin Zephier	Abourezk Law Firm, Rapid City, SD	plair
ah-14	Rex Brown v West Corporation	deposition	Kelly Brandon	Dyer Law Firm, Omaha, Nebraska	plair
	Puskarich v. Fantozzi	deposition	Charles Abourezk	Abourezk Law Firm, Rapid City, SD	plair
	Pierson v Cabella's Inc	deposition	Nick Mayle	Killian Davis Richter & Mayle, Grand Junction, CO	plai
	Chun v Dillard's	deposition	Michael Kimm	Michael Kimm Law Firm, Englewood Cliffs, NJ	plai
	Union Pacific RR v. Meridian Rail Acquisition Corp., dba Greer		Andre R. Barry	Cline, Williams, Wright, Johnson & Oldfather, LLP	plair
	Chun v Dillard's	hearing testimony	Michael Kimm	Michael Kimm Law Firm	plair
	Cosmos Litigation	trial	Jeffrey G. Hurd	Bangs McCullen Butler Foye & Simmons, Rapid City, SD	defe
	Kierle vs. Burden (Lawrence Co. Circuit Court)	Itrial	Thomas Brady	Brady Pluimer Law Firm, Spearfish, SD	plair
	Vesey et al v. Wells Fargo Bank NA	deposition	Ciara L. Vesey	Ciara L. Vesey	plair
	Arkema v. Pella Community School Dist	deposition	Patrick D. Smith	Bradshaw Law Firm (Des Moines, IA)	plair
	Brenda Puskarichd	trial	Charles Abourezk	Abourezk Law Firm, Rapid City, SD	plair
				Goodsell Quinn Attorneys	defe
:p-14	Lamar Advertising of South Dakota, Inc. et al v. City of Rapi	deposition	David Barari Mishaal Hayraad		
	Thull v. Techtronic Industries, Co, Ltd, et al		Michael Heygood	Heygood Orr & Pearson	plain
	Rhonda Hoyt	trial	J. Keith Killian	Killian Davis Richter & Mayle, Grand Junction, CO	plair
ov-14	Clayton Nielsen	trial	J. Keith Killian	Killian Davis Richter & Mayle, Grand Junction, CO	plair
	Mark Stanek	deposition	Kelly K. Brandon	Dyer Law Firm, Omaha, Nebraska	plair
	Exmark v. Schiller	deposition	Rebecca D. Ward	Blank Rome, Philadelphia, PA	defe