

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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RHETTA B. SWEENEY,	)	
Individually and as Trustee	)	
of the MAPLE LEAF REALTY TRUST	)	
and of the CANADIAN REALTY	)	
TRUST, and JOHN SWEENEY,	)	
	)	
Plaintiffs ,	)	
VS.	)	CIVIL ACTION NO.:
	)	91-10098-H
RESOLUTION TRUST CORPORATION,	)	
in its capacity as Receiver	)	
of ComFed SAVINGS BANK,	)	
ComFed MORTGAGE COMPANY, INC.	)	
ComFed ADVISORY COMPANY, INC.	)	
	)	
and DENNIS FUREY,	)	
	)	
Defendants.	)	

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AFFIDAVIT OF JOHN D. HANIFY, ESQUIRE


REGARDING ATTORNEYS' FEES

I, John D. Hanify, on oath, depose and say as follows:

1. I am an officer and shareholder of Hanify & King, Professional Corporation, and counsel of record for the Resolution Trust Corporation ("RTC") in this action.
2. Filed herewith is the separate Affidavit of Joseph Harrison, Attorney-in-Fact for the Resolution Trust Corporation in its capacity as Receiver of ComFed Savings Bank respecting accrued principal, interest and late charges.
3. Included herewith as Exhibit A and incorporated herein by reference is a separately bound summary, together with monthly bills, identifying legal services provided by this firm to ComFed Savings Bank and the Resolution Trust Corporation in this action. These bills reflect the application of this firm's standard

hourly rates for the periods in question and constitute a transcription of daily time entries of the lawyers, law clerks, and paralegals who provided services. I believe these hourly rates to be equal to or less than those prevailing within this legal marketplace. At trial of this action, the jury awarded ComFed the amount then requested reflecting the aggregate of what had theretofore been paid in counsel fees, totaling \$100,639.98. (See Trial Exhibit 303, a copy of which is attached hereto as Exhibit B) . The enclosed bills, which have subsequently been paid, represent additional legal fees incurred for trial preparation, trial, and all proceedings thereafter covering the months of March, 1990 through May 1, 1992, the date of the judgment in this action. The attached bills reflect legal fees of \$276,850.80 and expenses of \$66,844.21.

SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY THIS 15<sup>th</sup>  
OF JUNE, 1992.



JOHN D. HANIFY

KML: 3795.WP

Sweeney et al. V. RTC  
C.A. No. 91-10098-H  
Summary of Legal Services From March 30, 1990 Through May 1, 1992

<u>Bill</u>	<u>Bill</u>	<u>Fees</u>	<u>Expenses</u>
	<u>Total</u>		
3/31/90	106,132.51	100,000.00	6,132.51
4/30/90	42,397.07	19,456.50	22,940.57
5/31/90	8,750.75	5,875.00	2,875.75
6/30/90	6,957.47	6,065.00	892.47
8/31/90	2,053.42	1,950.50	102.92
9/15/90	38.51	--	38.51
9/30/90	388.50	67.50	321.00
10/15/90	127.00	127.00	--
10/31/90	3,837.85	3,679.50	158.35
11/15/90	448.30	366.00	82.30
11/30/90	200.06	194.50	5.56
12/14/90	8.50	--	8.50
1/25/91	4,493.04	4,351.50	141.54
1/31/91	1,530.00	1,379.00	151.00
2/28/91	17,478.00	17,026.50	451.50
3/31/91	26,880.45	25,199.00	1,681.45
4/30/91	43,377.62	38,623.00	4,754.62
5/31/91	24,086.85	21,242.00	2,844.85
6/30/91	24,312.84	12,536.00	11,776.84
7/31/91	2,718.69	1,546.00	1,172.69
8/31/91	9,490.51	578.50	8,912.01
9/30/91 (2)	2,823.40	2,766.00	57.40
10/31/91	1,180.06	1,155.00	25.06
12/31/91	2,420.00	2,420.00	--
1/31/92	6,384.37	5,586.00	798.37
2/29/92	384.91	64.40	320.51
3/31/92	1,754.08	1,674.00	80.08
5/30/92	3,040.25	2,922.40	117.85
	<u>343,695.01</u>	<u>276,850.80</u>	<u>66,844.21</u>

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EXHIBIT A