

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

ELOUISE PEPION COBELL, et al., )  
 )  
 Plaintiffs, )  
 )  
 v. ) Civil Action Number 96-1285(RCL)  
 )  
 GALE A. NORTON, Secretary of the )  
 Interior, et al., )  
 )  
 Defendants. )  
 )  
 \_\_\_\_\_ )

REPORT TO THE COURT

In its Order of May 21, 2003, the Court directed defendants to provide information regarding payments to private counsel because "the Court believes that Congress should have all available information at its disposal."

As of April 30, 2003, the Department of Justice had authorized the retention of 54 private law firms for the purpose of representing 80 present and former officials and employees of the Departments of Interior, Treasury, and Justice in connection with this litigation. As of that date, payments in the amount of \$3,737,945 had been made to private counsel.

Payments to private counsel are made according to a fee schedule which sets forth maximum allowable rates. Prior to May 1, 2002, the schedule of maximum allowable rates was as follows:

- \$125 - lawyer with more than 5 years practicing experience;
- \$100 - lawyer with 3 - 5 years practicing experience;
- \$ 83 - lawyer with 0 - 3 years practicing experience;
- \$ 49 - paralegal or legal assistant.

As of May 1, 2002, the schedule amount of maximum allowable rates was established as follows:

\$200 - lawyer with more than 5 years practicing experience;  
\$160 - lawyer with 3 - 5 years practicing experience;  
\$133 - lawyer with 0 - 3 years practicing experience;  
\$ 78 - paralegal or legal assistant (or equivalent).

Dated: June 18, 2003

Respectfully submitted,

ROBERT D. McCALLUM, JR.  
Assistant Attorney General  
STUART E. SCHIFFER  
Deputy Assistant Attorney General  
J. CHRISTOPHER KOHN  
Director



SANDRA P. SPOONER  
Deputy Director  
D.C. Bar No. 261495  
JOHN T. STEMPLEWICZ  
Senior Trial Attorney  
Commercial Litigation Branch  
Civil Division  
P.O. Box 875  
Ben Franklin Station  
Washington, D.C. 20044-0875  
(202) 514-7194

CERTIFICATE OF SERVICE

I declare under penalty of perjury that, on June 18, 2003 I served the foregoing *Report to the Court* by facsimile in accordance with their written request of October 31, 2001 upon:

Keith Harper, Esq.  
Native American Rights Fund  
1712 N Street, N.W.  
Washington, D.C. 20036-2976  
(202) 822-0068

Dennis M Gingold, Esq.  
Mark Kester Brown, Esq.  
607 - 14th Street, NW  
Box 6  
Washington, D.C. 20005  
(202) 318-2372

Per the Court's Order of April 17, 2003,  
by facsimile and by U.S. Mail upon:

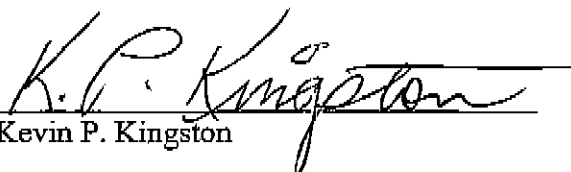
By U.S. Mail upon:

Earl Old Person (*Pro se*)  
Blackfeet Tribe  
P.O. Box 850  
Browning, MT 59417  
(406) 338-7530

Elliott Levitas, Esq  
1100 Peachtree Street, Suite 2800  
Atlanta, GA 30309-4530

By facsimile and U.S. Mail:

Alan L. Balaran, Esq.  
Special Master  
1717 Pennsylvania Avenue, N.W.  
13th Floor  
Washington, D.C. 20006  
(202) 986-8477

  
Kevin P. Kingston