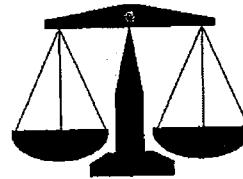
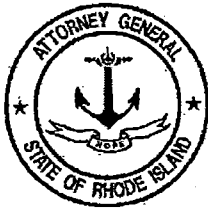


STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF ATTORNEY GENERAL
150 SOUTH MAIN STREET, PROVIDENCE
PETER F. KILMARTIN, ATTORNEY GENERAL



INTEROFFICE MEMORANDUM

TO: CHRISTOPHER COTTA, DIRECTOR OF ADMINISTRATION
FROM: MARIA R. CORVESE, SPECIAL ASSISTANT ATTORNEY GENERAL
SUBJECT: IN RE: WILLIAM J. CONLEY, JR., ESQUIRE – C.A. NO.: LL 13-0104
(U.S.D.O.J., et al. v. OHHS, et al.)
DATE: October 2, 2013

1. Please process the above for payment. The following documents are attached:
 - a) Order signed by Judge Montalbano;
 - b) Motion for Approval of Attorney's Fees, along with supporting documentation;
and
 - c) Copy of a Form W-9.

2. The payee information is as follows:

William J. Conley, Jr.
670 Willett Avenue
East Providence, RI 02915

F.I.N.: 035-34-4180

3. The amount to be paid is \$4, 545.00

Approved

OK to PA
Cec
10/4/13
T6

STATE OF RHODE ISLAND
PROVIDENCE, SC.

SUPERIOR COURT

In Re: William J. Conley, Jr., Attorney at Law

C.A. No.: 13-3686

ORDER

This matter was heard on the Motion Calendar in Providence County Superior Court on Wednesday, September 25, 2013 on the State of Rhode Island's Motion for Approval of Attorney's Fees. After hearing and due consideration by this Honorable Court, it is hereby:

ORDERED, ADJUDGED AND DECREED:

Pursuant to Rhode Island General Laws § 9-31-11, this Honorable Court finds the fees of William J. Conley, Jr., Esquire in the amount of Four Thousand Five Hundred Forty Five and 00/100 (\$4,545.00) Dollars to be reasonable, and, therefore, grant the State's Motion for Approval of Attorney's Fees.

ENTERED:

Justice Joseph A. Montalbano

PER ORDER:

Clerk

Nickia M. Monteiro, Deputy Clerk

Respectfully submitted,
STATE OF RHODE ISLAND

By its Attorney,
PETER F. KILMARTIN
ATTORNEY GENERAL

Maria R. Corvese
Maria R. Corvese, Bar No. 8558
Special Assistant Attorney General
150 South Main Street
Providence, Rhode Island 02903
(401) 274-4400, Extension 2225
Fax No. (401) 222-3016
mcorvese@riag.ri.gov

2013 SEP 25 A 11:05

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a copy of the foregoing Motion for Approval of Attorney Fees was mailed, postage prepaid, on this 25th day of September 2013, to the following:

William J. Conley, Jr., Esquire
Law Office of William J. Conley, Jr.
670 Willett Avenue
East Providence, Rhode Island 02915

Maria R. Cavese

DATE OF HEARING: Wednesday, September 25, 2013

STATE OF RHODE ISLAND
PROVIDENCE, SC.

SUPERIOR COURT

In Re: William J. Conley, Jr., Attorney at Law

C.A. No.: 13-3686

**MOTION FOR APPROVAL OF ATTORNEY FEES PURSUANT TO RHODE ISLAND
GENERAL LAWS § 9-31-11**

WHEREAS, the Department of Justice ("DOJ") has initiated an investigation into whether the State of Rhode Island ("State") violated Title II of the Americans with Disabilities Act ("ADA"), 42 U.S. § 12132 and Section 504 of the Rehabilitation Act ("Section 504"), 29 U.S.C. § 794(a), as interpreted by the Supreme Court's decision in *Olmstead v. L.C.*, 527 U.S. 581 (1999).

WHEREAS, pursuant to R.I. Gen. Laws § 9-31-11, the Attorney General determined that there was a conflict of interest, and that it was not in the best interest of the State of Rhode Island for the Department of Attorney General to represent the State in this matter.

WHEREAS, pursuant to R.I. Gen. Laws § 9-31-11, the State was advised of the determination of the Department of Attorney General and William J. Conley, Jr., Esquire was retained to represent the State;

WHEREAS, pursuant to R.I. Gen. Laws § 9-31-11, the Attorney General had consulted in advance with the prospective counsel to establish the parameters within which the State would be liable for attorney fees, a copy of which is attached hereto as Exhibit A;

WHEREAS, R.I. Gen. Laws § 9-31-11 requires that the reasonableness of the attorney fees be approved by this Court.


WHEREAS, James R. Lee, Chief of the Civil Division of the Rhode Island Department of Attorney General, has reviewed the bill listed below and has determined that the services rendered were reasonably performed in accordance with the parameters set forth in Exhibit A. See Exhibit B, Affidavit of James R. Lee.

Now, wherefore, the State requests that this Court review and approve Attorney Conley's invoice dated August 2, 2013 in the amount of four thousand five hundred forty-five and 00/100 (\$4,545.00) dollars, herein attached as Exhibit C, for the purpose of determining the attorney fees to be reasonable.

Respectfully submitted,

State of Rhode Island

By its Attorney,
PETER F. KILMARTIN
ATTORNEY GENERAL


Maria R. Corvese, Bar No. 8558
Special Assistant Attorney General
150 South Main Street
Providence, Rhode Island 02903
(401) 274-4400, Extension 2225
Fax No. (401) 222-3016
mcorvese@riag.ri.gov

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a copy of the foregoing Motion for Approval of Attorney Fees was mailed, postage prepaid, on this 12th day of September 2013, to the following:

William J. Conley, Jr., Esquire
Law Office of William J. Conley, Jr.
670 Willett Avenue
East Providence, Rhode Island 02915

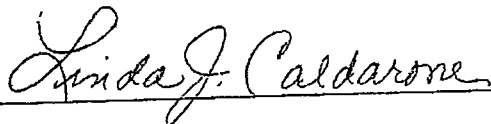


EXHIBIT A



State of Rhode Island and Providence Plantations

DEPARTMENT OF ATTORNEY GENERAL

150 South Main Street • Providence, RI 02903

(401) 274-4400 - TDD (401) 453-0410

Peter F. Kilmartin, Attorney General

January 23, 2013

William Conley, Esq.
670 Willett Ave.
East Providence, RI 02915

RECEIVED
FEB 4 2013
Dept. of Attorney General

Re: U.S. D.O.J, et al. v. Rhode Island (OHHS, et al)

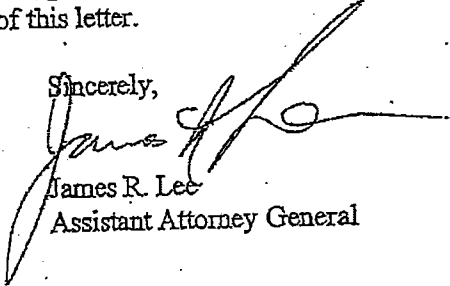
Dear Bill:

There has been a determination made by this office that it is in the best interest of the State of Rhode Island to have outside counsel represent the State in the above referenced proceeding. We wish to retain you as counsel in this matter within the following parameters, as contemplated by R.I. Gen. Laws § 9-31-11, which are hereby agreed upon by the State of Rhode Island:

1. Work performed by you will be paid by the State at the rate of \$150.00 per hour.
2. You will provide this office with itemized statements including date, service performed and time spent for services rendered which will be paid, provided that their reasonableness is first reviewed and approved by this office and the Court.

If the foregoing is acceptable, please indicate your acceptance by signing and returning to me the duplicate of this letter.

Sincerely,


James R. Lee
Assistant Attorney General

JRL/

Accepted by:


William Conley, Esq.

EXHIBIT B

STATE OF RHODE ISLAND
PROVIDENCE, SC.

SUPERIOR COURT

In Re: William J. Conley, Jr.
Attorney at Law

C.A. NO. 13-3686

AFFIDAVIT OF JAMES R. LEE

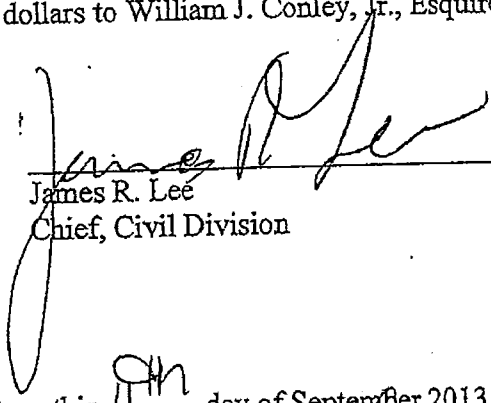
I, James R. Lee, first being duly sworn according to the laws of the State of Rhode Island, do hereby depose and state:

1. I am the Chief of the Civil Division of the Rhode Island Department of the Attorney General. I file this Affidavit in support of the Motion for Approval of Attorney Fees filed herein.

2. Based upon my familiarity with the rates charged by law firms for civil litigation in the State of Rhode Island, it is my opinion that the rate of one hundred fifty and 00/100 (\$150.00) dollars per hour is fair and reasonable and not in excess of the prevailing rates in the community for time spent in civil litigation of this nature by attorneys with similar experience.

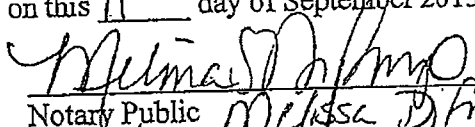
3. I have reviewed the attached invoice dated August 2, 2013 and find it to be a fair and reasonable representation of services rendered from June 24, 2013 through July 11, 2013.

WHEREFORE, the State requests permission to pay the sum of four thousand five hundred forty-five and 00/100 (\$4,545.00) dollars to William J. Conley, Jr., Esquire.


James R. Lee
Chief, Civil Division

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

Subscribed and sworn to before me on this 11th day of September 2013.


Notary Public

My Commission Expires: 1-30-2017

EXHIBIT C

William J. Conley, Jr.

Attorney at Law
670 Willett Avenue
East Providence, RI 02915
(401) 437-0905

INVOICE

DATE	INVOICE NO.
8/2/2013	A 287

BILL TO
State of RI Department of Attorney General 150 South Main St. Providence, RI 02903

REGARDING
US Department of Justice Title II Investigation

DATE	ITEM	DESCRIPTION	QTY/HRS.	AMOUNT
6/24/2013	Legal Services	DBC Attention to file, research re: status of dismissal, attention to Federal Court Calendar, correspondence with DOJ, attention to correspondence amongst state agencies, attention to ISA deadlines, research re: state liabilities	1.7	255.00
6/25/2013	Legal Services	DBC Further research re: status of dismissal, attention to Federal Court Calendar, correspondence with DOJ, attention to correspondence amongst state agencies, attention to ISA deadlines, research re: state liabilities	3.5	525.00
6/29/2013	Legal Services	WJC Tel. conferences with Monitor N. Gurney; attn. to SA re 7/1 deadlines; tel. conf. with Attorney Morgan re same	1	150.00
7/1/2013	Legal Services	WJC Tel. conferences & e-mails with Attorneys Morgan, Abbott, Barclay, & Kelly; attn. to review of compliance reports; tel. conf. with US DOJ Attorney Kline re Monitor compliance report, Federal Ct. pleading status; conf. with Attorney Carroll of PSD re same	2	300.00
			Total	
			Payments/Credits	
			Balance Due	

William J. Conley, Jr.

Attorney at Law
670 Willett Avenue
East Providence, RI 02915
(401) 437-0905

INVOICE

DATE	INVOICE NO.
8/2/2013	A 287

BILL TO
State of RI Department of Attorney General 150 South Main St. Providence, RI 02903

REGARDING
US Department of Justice Title II Investigation

DATE	ITEM	DESCRIPTION	QTY/HRS.	AMOUNT
7/1/2013	Legal Services	DBC Teleconference with DOJ, research re: ISA due dates, review of compliance documents, research and correspondence re: current status of state agencies. Review of facts and travel of pertinent dates, confirmation of compliance with past due deadlines, legal analysis of ISA requirements without deadlines, communications amongst state parties	6	900.00
7/2/2013	Legal Services	WJC Further attn. to e-mails & tel. conferences re Monitor Contract & compliance status; Attorneys Abbott, Barclay, Morgan, Kelly, US Attorney Kline	0.7	105.00
7/2/2013	Legal Services	WJC Teleconference with DOJ re: ISA due dates, review of compliance documents, research and correspondence re: current status of state agencies. Review of facts and travel of pertinent dates, confirmation of compliance with past due deadlines.	3.1	465.00
7/3/2013	Legal Services	DBC Attn. to e-mails from D. Barclay, J. Kelly re Interim SA, Monitor Contract; tel. conf. with US Attorney Kline re same	0.6	90.00
7/3/2013	Legal Services	WJC Teleconference with DOJ, ISA due dates, review of compliance documents, research and current status of state agencies. Further review of facts and travel of pertinent dates, confirmation of compliance with past due deadlines, legal analysis of ISA requirements without deadlines, communications amongst state parties	1.3	195.00
			Total	
			Payments/Credits	
			Balance Due	

William J. Conley, Jr.

Attorney at Law
670 Willett Avenue
East Providence, RI 02915
(401) 437-0905

INVOICE

DATE	INVOICE NO.
8/2/2013	A 287

BILL TO
State of RI Department of Attorney General 150 South Main St. Providence, RI 02903

REGARDING
US Department of Justice Title II Investigation

DATE	ITEM	DESCRIPTION	QTY/HRS.	AMOUNT
7/5/2013	Legal Services	DBC Attn. to e-mails & tel. conf. with US Attorney Kline re ISA compliance issues; tel. conf. with Attorney Carrol; attn. to e-mails from Attorney Carrol re same; attn. to e-mails from David Abbott re same	0.8	120.00
7/5/2013	Legal Services	WJC Teleconference with DOJ, ISA due dates, review of compliance documents, research and correspondence re: current status of state agencies. Further attention to the facts and travel of pertinent dates, confirmation of compliance with past due deadlines, legal analysis of ISA requirements without deadlines, communications amongst state parties	1.3	195.00
7/8/2013	Legal Services	DBC Tel. conferences with US Attorney Kline re monitor contract; RI Agency status reports; attn. to e-mails & tel. conf. with Monitor Gurney re Contract, variance procedures; status of pleadings in Federal Court; noncompliance issues	1.2	180.00
7/9/2013	Legal Services	WJC Tel. conferences & e-mails with Federal Ct. Clerk re status of pleadings; tel. conf. with US Attorney Kline re same; tel. conf. with City of Prov. Attorney Carrol; attn. to e-mails from Attorney D. Barclay or ORS, Attorney J. Kelley of OHHS	0.9	135.00
7/9/2013	Legal Services	DBC Tel. conf. with US DOJ attorneys & staff, City of Prov. Attorney Carrol and FedCap reps.; tel. conf. with Attorney Morgan	0.8	120.00
			Total	
			Payments/Credits	
			Balance Due	

William J. Conley, Jr.

Attorney at Law
670 Willett Avenue
East Providence, RI 02915
(401) 437-0905

INVOICE

DATE	INVOICE NO.
8/2/2013	A 287

BILL TO
State of RI Department of Attorney General 150 South Main St. Providence, RI 02903

REGARDING
US Department of Justice Title II Investigation

DATE	ITEM	DESCRIPTION	QTY/HRS.	AMOUNT
7/9/2013	Legal Services	WJC Teleconference with DOJ, re: variance process, status of individuals from Birch, July 1 deadlines	0.5	75.00
7/9/2013	Legal Services	WJC Attention to requests for extension on July 1 dates, research re: placements vs. services, ISA requirements, communications amongst state parties, attention to monitor contract, correspondence with the monitor, state, and DOJ, attention to status of individuals from Birch, consideration of variance process, correspondence with State agencies	2.5	375.00
7/10/2013	Legal Services	WJC Attn. to revised ISA, independent review reports, scope of same	1	150.00
7/10/2013	Legal Services	DBC Correspondence with RIDE confirming that RIDE has an accurate history regarding the facts and travel of the ISA as it pertains to the term "state"	0.2	30.00
7/11/2013	Legal Services	WJC Tel. conf. with Attorney Morgan	0.2	30.00
7/11/2013	Legal Services	WJC Conf. with Attorneys Richards, Barclay, Morgan, Kelley, Abbott re MOA drafting & related issues	1	150.00
			Total	\$4,545.00
			Payments/Credits	\$0.00
			Balance Due	\$4,545.00

Request for Taxpayer Identification Number and Certification

Give form to the
requester. Do not
send to the IRS.

Print or type
See Specific Instructions on page 2.

Name (as shown on your income tax return)

William J. Conley, Jr.

Business name, if different from above

Check appropriate box: ☒ Individual sole proprietor ☐ Corporation ☐ Partnership

☐ Limited liability company. Enter the tax classification (S=disregarded entity, C=corporation, P=partnership) >

☐ Other (see instructions) >

☐ Exempt
payee

Address (number, street, and apt. or suite no.)

670 Willeth Ave

City, state, and ZIP code

East Providence RI 02915

List account number(s) here (optional)

Requester's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on Line 1 to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Social security number

035 1341 4180

or

Note. If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

Employer identification number

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
- I am a U.S. citizen or other U.S. person (defined below).

Certification Instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the Certification, but you must provide your correct TIN. See the instructions on page 3.

Sign
Here

Signature of
U.S. person >

Date > 4-20-10

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Purpose of Form

A person who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income.

Note. If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

Definition of a U.S. person. For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States,
- An estate (other than a foreign estate), or
- A domestic trust (as defined in Regulations section 301.7701-7).

Special rules for partnerships. Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax on any foreign partners' share of income from such business. Further, in certain cases where a Form W-9 has not been received, a partnership is required to presume that a partner is a foreign person, and pay the withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid withholding on your share of partnership income.

The person who gives Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States is in the following cases:

- The U.S. owner of a disregarded entity and not the entity,