

.....
Date June 19, 2006
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RESOLUTION APPROVING PAYMENT OF BILLINGS FROM THE MYERS & JENKINS LAW FIRM RETAINED TO REPRESENT THE CITY IN THE UAL CORPORATION, ATA HOLDINGS CORP., DELTA AIR LINES, INC., et. al. (COMAIR, INC.) AND NORTHWEST AIRLINES CORPORATION, et. al. BANKRUPTCIES, AND PAYMENT OF A BILLING FROM TISHLER & WALD, LTD LAW FIRM RETAINED TO REPRESENT THE CITY IN THE UAL CORPORATION BANKRUPTCY

WHEREAS, on September 20, 1993, by Roll Call No. 93-3490, the Des Moines City Council approved Ordinance 12,040 assigning certain rights and responsibilities pertaining to the Airport to the Des Moines International Airport Board; and

WHEREAS, Section 2-362.09 of the Municipal Code provides that the City shall utilize services of the city, including but not limited to, aviation services, (including airfield, building, ground, operation and maintenance services), engineering services, personnel services, legal services, accounting services, payroll services, property acquisition services, public improvement design services, contract procurement and administrative services, purchasing services, financial services, fire services (excluding priority Aircraft Rescue and Fire Fighting Services), police services and general administration services, to administer, operate and maintain the airport, provided however, that if the board and city manager jointly agree that the city cannot provide the expertise, extra-ordinary effort, or special resources required for a particular project, the board may acquire and utilize outside services to accomplish such project; and

WHEREAS, the Legal Department recommended that outside counsel be retained to represent the City in the UAL Corporation, ATA Holdings, Corp., Delta Air Lines, Inc., et al. (Comair, Inc.) and Northwest Airlines Corporation, et. al. bankruptcies; and

WHEREAS, the Airport Board authorized the hiring of William Jenkins and the law firm of Myers & Jenkins to represent the City of Des Moines in the UAL Corporation bankruptcy by Resolution No. A02-276, and further authorized the City Attorney to retain local counsel in Illinois, authorized the hiring of William Jenkins and the law firm of Myers & Jenkins to represent the City of Des Moines in the ATA Holdings Corp. bankruptcy by Resolution No. A04-221, and further authorized the City Attorney to retain local counsel in Indiana; authorized the hiring of Williams Jenkins and the law firm of Myers & Jenkins to represent the City of Des Moines in the Delta Air Lines, Inc., et. al. (Comair, Inc.) and Northwest Airlines Corporation, et. al. bankruptcies by Resolution No. A-05-253 and approved correction of the hourly rate by Resolution No. A-05-294; and

WHEREAS, the Tishler & Wald, Ltd. law firm was retained as local counsel for the UAL Corporation bankruptcy and the Barnes & Thornburg, LLP law firm was retained as local counsel for the ATA Holdings Corp. bankruptcy; and

Date June 19, 2006

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WHEREAS, billings have been received from Myers & Jenkins in the amount of \$3,151.12 through May 22, 2006, and from Tishler & Wald, Ltd. in the amount of \$107.38 through March 2006; and

WHEREAS, the Legal Department has reviewed the billings and recommends payment.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that it hereby approves the payment of \$3,151.12 to the law firm of Myers & Jenkins and payment of \$107.38 to the law firm of Tishler & Wald, Ltd. and authorizes the Finance Department to submit payment for the invoices.

Moved by _____ to adopt.

APPROVED AS TO FORM:


 David A. Ferree
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
HENSLEY				
MAHAFFEY				
KIERNAN				
VLASSIS				
TOTAL				

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED

APPROVED

.....Mayor

 City Clerk

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STATEMENT

Myers & Jenkins

A PROFESSIONAL CORPORATION
LAW OFFICES

Phoenix Corporate Center
3003 North Central Avenue
Suite 1900
Phoenix, Arizona 85012

Telephone: 602-200-7900
Facsimile: 602-200-7910
E-mail: ab@mjlegal.com
Federal Tax Id. 86-0476704

May 30, 2006

City of Des Moines
Legal Department
400 East First Street
Des Moines, IA 50309
Kathy Vanderpool

In Reference To: City of Des Moines re ATA (Chicago Express)

Account No. 4422-004

For Services Rendered Through May 22, 2006

Professional Services

		<u>Hours</u>	<u>Amount</u>
4/24/2006	BAK Print weekly docket;	0.10	9.50
4/26/2006	WSJ Telephone conference with David Ferree re Chicago Express Liquidation Plan;	0.10	22.50
5/1/2006	BAK Print weekly docket;	0.10	9.50
5/4/2006	WSJ E-mail from Wendy Brewer; Conference with Mr. Steinberg; E-mail to David Ferree;	0.50	112.50
	JS Receive and review E-mail from Wendy Brewer; Conference with Mr. Jenkins;	0.20	33.00
5/5/2006	WSJ E-mail from David Ferree; Memo to Mr. Steinberg;	0.20	45.00
5/8/2006	BAK Print weekly docket;	0.10	9.50
	JS Receive and review Memo from Mr. Jenkins; E-mail to Wendy Brewer;	0.20	33.00
5/15/2006	BAK Print weekly docket;	0.10	9.50
	For professional services rendered	<u>1.60</u>	<u>\$284.00</u>
	Previous balance		\$155.80
5/12/2006	Payment - Thank You. Check No. 190085		(\$155.80)
	Total payments and adjustments		<u>(\$155.80)</u>

This Statement does not include charges for telephone calls
or other expenses incurred during the period covered by this billing and not yet received by
this office.

May 30, 2006
City of Des Moines
City of Des Moines re ATA

	<u>Amount</u>
Balance due	<u>\$284.00</u>

Timekeeper Summary

<u>Name</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
William Scott Jenkins	0.80	225.00	\$180.00
Jase Steinberg	0.40	165.00	\$66.00
Beverly A. Kane	0.40	95.00	\$38.00

STATEMENT

Myers & Jenkins

A PROFESSIONAL CORPORATION
LAW OFFICES

Phoenix Corporate Center
3003 North Central Avenue
Suite 1900
Phoenix, Arizona 85012

Telephone: 602-200-7900
Facsimile: 602-200-7910
E-mail: ab@mjlegal.com
Federal Tax Id. 86-0476704

May 30, 2006

City of Des Moines
Legal Department
400 East First Street
Des Moines, IA 50309
Kathy Vanderpool

In Reference To: Mesaba

Account No. 4422-007

For Services Rendered Through May 22, 2006

Professional Services

	<u>Hours</u>	<u>Amount</u>
3/31/2006 WSJ Finalize Proof of Claim; Letter to Kathy Vanderpool; Conference with Mr. Steinberg;	0.90	202.50
4/26/2006 JS Review docket;	0.10	16.50
5/1/2006 JS Review docket;	0.10	16.50
5/8/2006 JS Review docket;	0.10	16.50
For professional services rendered	<u>1.20</u>	<u>\$252.00</u>
Additional Charges :		
H Overnight Mail Services		<u>13.12</u>
Total costs		<u>\$13.12</u>
Total amount of this bill		<u>\$265.12</u>
Previous balance		\$170.00
5/12/2006 Payment - Thank You. Check No. 190085		<u>(\$170.00)</u>
Total payments and adjustments		<u>(\$170.00)</u>

May 30, 2006
City of Des Moines
Mesaba

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	<u>Amount</u>
Balance due	<u>\$265.12</u>

Timekeeper Summary

<u>Name</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
William Scott Jenkins	0.90	225.00	\$202.50
Jase Steinberg	0.30	165.00	\$49.50

Myers & Jenkins

A PROFESSIONAL CORPORATION
LAW OFFICES

Phoenix Corporate Center
3003 North Central Avenue
Suite 1900
Phoenix, Arizona 85012

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E-mail: ab@mjlegal.com
Federal Tax Id. 86-0476704

May 30, 2006

City of Des Moines
Legal Department
400 East First Street
Des Moines, IA 50309
Kathy Vanderpool

In Reference To: Northwest Airlines

Account No. 4422-006

For Services Rendered Through May 22, 2006

Professional Services

		<u>Hours</u>	<u>Amount</u>
3/6/2006	WSJ Receive and review new pleadings;	0.30	67.50
3/16/2006	WSJ Receive and review new pleadings;	0.10	22.50
3/17/2006	WSJ Receive and review new pleadings;	0.10	22.50
3/21/2006	WSJ Receive and review new pleadings;	0.10	22.50
4/3/2006	WSJ Receive and review new pleadings;	0.10	22.50
4/5/2006	WSJ Telephone conference with Kathy Vanderpool; Second Telephone conference with Kathy Vanderpool; Receive and review new pleadings;	0.40	90.00
4/7/2006	WSJ Receive and review new pleadings;	0.10	22.50
4/10/2006	WSJ Receive and review e-mail from David Ferree, together with attached Lease Amendment; E-mail to David Ferree; Receive and review new pleadings;	0.70	157.50
4/11/2006	WSJ E-mail from David Ferree; Receive and review new pleadings;	0.30	67.50
4/12/2006	WSJ Receive and review new pleadings;	0.10	22.50
4/14/2006	WSJ Receive and review new pleadings;	0.20	45.00
4/20/2006	WSJ Telephone conference with Kathy Vanderpool; E-mail from David Ferree, together with Stipulation; E-mail from Kathy Vanderpool; Second e-mail from Kathy Vanderpool; Third e-mail from Kathy Vanderpool; Fourth e-mail from Kathy Vanderpool; Review and revise Stipulation; Receive and review new pleadings;	0.70	157.50

May 30, 2006
 City of Des Moines
 Northwest Airlines

			<u>Hours</u>	<u>Amount</u>
4/24/2006	WSJ	Receive and review e-mail from David Ferree; Telephone conference with David Ferree; Second e-mail from David Ferree;	0.30	67.50
4/25/2006	JS	Review docket; Review various airports objections to Motion to Extend Lease Rejection Period; Conference with Mr. Jenkins; Prepare Joinder to Consortium of Airports Objection to Motion to Extend Lease Rejection Period;	0.40	66.00
	WSJ	Receive and review Objection to Motion to Extend Time for Assumption or Rejection of Leases; Conference with Mr. Steinberg re Joinder; Telephone conference with Jack Phillips; Telephone conference with David Ferree's office; Further revise Stipulated Order; E-mail to David Ferree; E-mail from Kathy Vanderpool; Receive and review new pleadings; Letter to Kathy Vanderpool;	1.40	315.00
4/26/2006	JS	E-mail to New York Counsel;	0.10	16.50
	WSJ	Telephone conference with David Ferree's office; Telephone conference with Kathy Vanderpool; Telephone conference with David Ferree; Second Telephone conference with David Ferree; Letter to David Ferree;	0.40	90.00
4/27/2006	WSJ	Receive and review new pleadings;	0.10	22.50
4/28/2006	WSJ	Receive and review new pleadings;	0.20	45.00
5/1/2006	JS	Review docket; Review orders granting extensions of time for debtors to assume/reject leases; File Schedules and Statements; Conference with Mr. Jenkins;	0.30	49.50
	WSJ	Receive and review new pleadings;	0.10	22.50
5/3/2006	WSJ	Receive and review new pleadings;	0.20	45.00
5/5/2006	WSJ	Receive and review new pleadings;	0.20	45.00
5/8/2006	JS	Review docket;	0.20	33.00
5/10/2006	JS	Review Debtors' Bar dates Motion and Exhibits thereto;	0.40	66.00
5/16/2006	WSJ	Receive and review new pleadings;	0.10	22.50
5/18/2006	WSJ	Receive and review new pleadings;	0.10	22.50
5/22/2006	WSJ	Receive and review new pleadings;	0.10	22.50
	WSJ	Conference with Mr. Steinberg re new Bar Date;	0.10	22.50
For professional services rendered			7.90	\$1,693.50

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May 30, 2006
City of Des Moines
Northwest Airlines

Additional Charges :

	<u>Amount</u>
Fax Expense	9.50
Total costs	<u>\$9.50</u>
Total amount of this bill	\$1,703.00
Previous balance	\$1,723.04
5/12/2006 Payment - Thank You. Check No. 190085	<u>(\$1,723.04)</u>
Total payments and adjustments	<u>(\$1,723.04)</u>
Balance due	<u><u>\$1,703.00</u></u>

Timekeeper Summary

<u>Name</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
William Scott Jenkins	6.50	225.00	\$1,462.50
Jase Steinberg	1.40	165.00	\$231.00

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STATEMENT

Myers & Jenkins

A PROFESSIONAL CORPORATION
LAW OFFICESPhoenix Corporate Center
3003 North Central Avenue
Suite 1900
Phoenix, Arizona 85012

May 30, 2006

Telephone: 602-200-7900
Facsimile: 602-200-7910
E-mail: ab@mjlegal.com
Federal Tax Id. 86-0476704City of Des Moines
Legal Department
400 East First Street
Des Moines, IA 50309
Kathy Vanderpool

In Reference To: United Airlines

Account No. 4422-003

For Services Rendered Through May 22, 2006

Professional Services

	<u>Hours</u>	<u>Amount</u>
3/6/2006 WSJ Receive and review new pleadings, including new Exhibit 3 to plan;	0.60	129.00
3/13/2006 WSJ Receive and review new pleadings;	0.20	43.00
3/16/2006 WSJ Receive and review new pleadings;	0.20	43.00
3/17/2006 WSJ Receive and review new pleadings;	0.10	21.50
3/21/2006 WSJ Receive and review new pleadings;	0.20	43.00
4/7/2006 WSJ Receive and review new pleadings;	0.10	21.50
4/12/2006 WSJ Receive and review new pleadings;	0.10	21.50
4/14/2006 WSJ Receive and review new pleadings;	0.10	21.50
4/24/2006 BAK Print weekly docket;	0.20	18.00
5/1/2006 BAK Print weekly docket;	0.20	18.00
5/8/2006 BAK Print weekly docket;	0.20	18.00
5/15/2006 BAK Print weekly docket;	0.20	18.00
For professional services rendered	2.40	\$416.00
Previous balance		\$458.10
5/12/2006 Payment - Thank You. Check No. 190085		(\$458.10)
Total payments and adjustments		(\$458.10)

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this office.

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May 30, 2006
City of Des Moines
United Airlines

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	<u>Amount</u>
	<u> </u>
Balance due	<u> </u> <u> </u> \$416.00

Timekeeper Summary

<u>Name</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
William Scott Jenkins	1.60	215.00	\$344.00
Beverly A. Kane	0.80	90.00	\$72.00

STATEMENT

Myers & Jenkins

A PROFESSIONAL CORPORATION
LAW OFFICESPhoenix Corporate Center
3003 North Central Avenue
Suite 1900
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Facsimile: 602-200-7910
E-mail: ab@mjlegal.com
Federal Tax Id. 86-0476704

May 30, 2006

City of Des Moines
Legal Department
400 East First Street
Des Moines, IA 50309
Kathy Vanderpool

In Reference To: Delta Airlines

Account No. 4422-005

For Services Rendered Through May 22, 2006

Professional Services

		<u>Hours</u>	<u>Amount</u>
4/25/2006	JS Review docket; Review Trustee's Motion for Appointing an Examiner; Review various airports objections to Motion to Extend Lease Rejection Penord; Conference with Mr. Jenkins; Prepare Joinder to Consortium of Airport's Objection to Motion to Extend Lease Rejection Penord;	0.70	115.50
	WSJ Conference with Mr. Steinberg re Motion to Extend Lease Terms and Joinder in other Airport responses;	0.20	45.00
4/26/2006	WSJ Telephone conference with Kathy Vanderpool; Telephone conference with David Ferree; Telephone conference with Shia Rochester; E-mail to and from Shia Rochester;	0.70	157.50
	JS E-mail to New York Counsel;	0.10	16.50
4/27/2006	JS Receive E-mail from New York counsel;	0.10	16.50
4/28/2006	JS Receive and review Omaibus Response from Debtors; Conference with Mr. Jenkins;	0.20	33.00
	WSJ Conference with Mr. Steinberg; (no charge)	0.10	No Charge
5/1/2006	JS Review docket; Review Stipulation and Consent Agreement between debtor and City of Denver;	0.40	66.00
5/8/2006	JS Review docket;	0.20	33.00
	For professional services rendered	<u>2.70</u>	<u>\$483.00</u>

May 30, 2006
City of Des Moines
Delta Airlines

	<u>Amount</u>
Previous balance	\$192.30
5/12/2006 Payment - Thank You. Check No. 190085	(\$192.30)
Total payments and adjustments	(\$192.30)
Balance due	<u>\$483.00</u>

Timekeeper Summary

<u>Name</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
William Scott Jenkins	0.90	225.00	\$202.50
Jase Steinberg	1.70	165.00	\$280.50

LAW OFFICES

TISHLER & WALD, LTD.

KURT M. CARLSON
LAWRENCE R. DRUMM
DAVID A. KALLICK
ALEXANDER D. KERR, JR.
STEVEN A. MIGALA
JEFFREY B. ROSE
NATALIA K. RZEPKA
LOUIS B. TISHLER, JR.
INEZ K. TREMAIN
BRUCE L. WALD

SUITE 3000
200 SOUTH WACKER DRIVE
CHICAGO, ILLINOIS 60606
—
TELEPHONE (312) 876-3800
FACSIMILE (312) 876-3816
—
www.tishlerandwald.com

JEROME S. WALD
(1937-2004)

EZRA F. RESSMAN
(1938-1969)

May 15, 2006

City of Des Moines/Dept. of Aviation
c/o William Scott Jenkins, Esq.
Myers & Jenkins, PC
Phoenix Corporate Center
3003 North Central Avenue, Suite 1900
Phoenix, AZ 85012

(3897-101) Re: Chapter 11 Collection/UAL

Balance Brought Forward.....	\$ 891.00
Less 03/21/06 and 03/30/06 Payments.....	\$ <u>891.00-</u>
Balance Brought Forward.....	0.00
 For Legal Services Rendered and Costs Advanced for the month of March, 2006.....	 \$ <u>107.38</u>
 TOTAL BALANCE DUE.....	 \$ <u>107.38</u>

TISHLER & WALD, LTD.
Suite 3000
200 South Wacker Drive
Chicago, Illinois 60606

APRIL 06, 2006
REF NO. 150787

3897 101 ADK
City of Des Moines, Dept of Aviatio Chapter 11 Collection/UAL
c/o Scott Jenkins Meyers & Jenki
3003 N. Central Ave, Ste 1900
Phoenix, AZ 85012

BALANCE BROUGHT FORWARD		\$	891.00
03/21/06	Payment		239.00-
03/30/06	Payment		652.00-
	TOTAL BALANCE BROUGHT FORWARD	\$	<u>0.00</u>
DISBURSEMENTS			
	Federal Express		33.34
	Pacer Service Center		23.84
	Photocopy Charges		35.20
	Telecopy Charges		15.00
	TOTAL DISBURSEMENTS	\$	<u>107.38</u>
	TOTAL NEW CHARGES	\$	<u>107.38</u>
	TOTAL BALANCE DUE	\$	<u><u>107.38</u></u>