



MotleyRice

John J. McConnell, Jr.
Licensed in RI, MA, SC, DC, OH
DIRECT DIAL 401.457.7711
DIRECT FAX 401.457.7708
JMcConnell@motleyrice.com

March 26, 2007

Mr. Henry Kinch
Clerk of Superior Court
Providence Superior Court
250 Benefit Street
Providence, RI 02903

Re: Rhode Island v. Lead Industries Association, C.A. No. 99-5226

Dear Mr. Kinch:

Enclosed for filing with regard to the above-captioned matter is Plaintiff's Bill of Costs.

Please do not hesitate to contact me if you have any questions.

Very truly yours,

John J. McConnell, Jr.

JJM:ks

cc: All Counsel of Record

www.motleyrice.com

Motley Rice LLC
Attorneys at Law



PROVIDENCE

321 SOUTH MAIN ST.
P.O. BOX 6067
PROVIDENCE, RI 02940
401-457-7700
401-457-7708 FAX

MT. PLEASANT

28 BRIDGESIDE BLVD.
P.O. BOX 1792
MT. PLEASANT, SC 29465
843-216-9000
843-216-9450 FAX

BARNWELL

1750 JACKSON ST.
P.O. BOX 365
BARNWELL, SC 29812
803-224-8800
803-259-7048 FAX

HARTFORD

ONE CORPORATE CENTER
20 CHURCH ST., 17TH FLOOR
HARTFORD, CT 06103
860-882-1681
860-882-1682 FAX

ATLANTA

600 WEST PEACHTREE ST.
SUITE 800
ATLANTA, GEORGIA 30308
404-201-6900
404-201-6959 FAX



MotleyRice

John J. McConnell, Jr.
Licensed in RI, MA, SC, DC, OH
DIRECT DIAL 401.457.7711
DIRECT FAX 401.457.7708
JMcConnell@motleyrice.com

March 26, 2007

The Honorable Michael Silverstein
Rhode Island Superior Court
250 Benefit Street
Providence, RI 02903

Re: Rhode Island v. Lead Industries Association, C.A. No. 99-5226

Dear Judge Silverstein:

Enclosed is a courtesy copy of the Bill of Costs in the above-referenced case, which is being filed with the Clerk's office today.

Please do not hesitate to contact me if you have any questions.

Very truly yours,

John J. McConnell, Jr.

JJM:ks

cc: All Counsel of Record

www.motleyrice.com

Motley Rice LLC
Attorneys at Law



PROVIDENCE

321 SOUTH MAIN ST.
P.O. BOX 6067
PROVIDENCE, RI 02940
401-457-7700
401-457-7708 FAX

MT. PLEASANT

28 BRIDGESIDE BLVD.
P.O. BOX 1792
MT. PLEASANT, SC 29465
843-216-9000
843-216-9450 FAX

BARNWELL

1750 JACKSON ST.
P.O. BOX 365
BARNWELL, SC 29812
803-224-8800
803-259-7048 FAX

HARTFORD

ONE CORPORATE CENTER
20 CHURCH ST., 17TH FLOOR
HARTFORD, CT 06103
860-882-1681
860-882-1682 FAX

ATLANTA

600 WEST PEACHTREE ST.
SUITE 800
ATLANTA, GEORGIA 30308
404-201-6900
404-201-6959 FAX

STATE OF RHODE ISLAND
PROVIDENCE, S.C.

SUPERIOR COURT

STATE OF RHODE ISLAND, by and through
PATRICK LYNCH, ATTORNEY GENERAL,
Plaintiff,

v.

THE SHERWIN-WILLIAMS COMPANY,
MELLENIUM HOLDINGS LLC, and
NL INDUSTRIES, INC.,
Defendants.

C.A. No. 99-5226

BILL OF COSTS

Now comes the Plaintiff, the State of Rhode Island, the prevailing party in the above-entitled matter and submits this Bill of Costs for payment by Defendants, Sherwin-Williams Company, Millennium Holdings, LLC, and NL Industries, Inc., pursuant to Rules 54(d) and 54(e) of the Superior Court Rules of Civil Procedure and R.I. General Laws §§9-22-5, 9-22-9, 9-22-15, 9-22-17, 9-22-19 and 9-22-21 (1956) in the amount of \$1,904,983.00. A detailed breakdown of the costs is as follows:

1. Subpoena Fees – Exhibit A.	\$636.90
2. Deposition Costs:	
a. Transcripts – Exhibit B	\$395,356.92
b. Witness Attendance Fees – Exhibit C	85,055.70
c. Costs of Conducting Depositions – Exhibit D	86,047.07
3. Printing the Record – Exhibit E	144,997.96
4. Trial Witness Attendance and Travel Costs – Exhibit F	30,461.62
5. Written Evidence	
a. Trial Exhibit Expenses – Exhibit G	112,245.37
b. Copying Expenses – Exhibit H	721,353.98
c. Courtroom Presentation Expenses – Exhibit I	89,950.00
d. Discovery Acquisition Expenses – Exhibit J	17,611.55
6. Miscellaneous Expenses of Pursuing Suit	
a. Legal Research Fees – Exhibit K	164,205.84
b. Delivery Costs – Exhibit L	52,295.55
c. Telephone – Exhibit M	4,764.54
TOTAL COSTS:	\$1,904,983.00

Each item contained in this Bill of Costs is set forth in detail in the Exhibits and Affidavits attached hereto, each expense was reasonable and necessary to properly prepare and try this case, and was a reasonable and necessary expense of suing another party. No expense was duplicative of another, each item has been paid in full, and affidavits in support of this Bill of Costs are complete. The Plaintiff therefore respectfully requests the Honorable Clerk of Court to tax costs in the amount of \$1,904,983.00.

Affidavits of John J. McConnell, Jr., Neil Leifer, Mark Decof, Neil F.X. Kelly, and Anne Primeau-Faubert in support hereof are attached hereto and incorporated by reference. Witness attendance and travel costs affidavits of James Girard, Michael Kosnett, Philip Landrigan, Gerald Markowitz, and David Rosner are also attached and incorporated by reference.

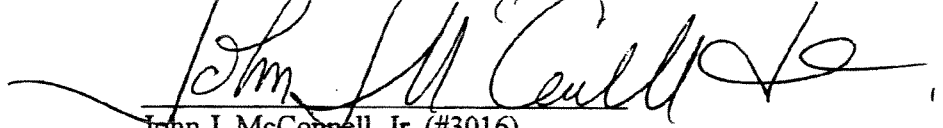
In summary, the reasonable and necessary expenses of pursuing this suit were borne as follows:

Motley Rice, LLC	\$1,807,343.53
Thornton & Naumes, LLP	\$18,206.72
Decof & Decof, PC	\$58,564.53
Rhode Island Department of Attorney General	\$2,634.32
Rhode Island Department of Health	\$18,233.90

Dated: March 26, 2007

Respectfully Submitted,

THE STATE OF RHODE ISLAND



John J. McConnell, Jr. (#3016)
Robert J. McConnell (#3888)
Fidelma L. Fitzpatrick, Esq. (#5417)
Michaela Shea McInnis (#2947)
Motley Rice LLC
321 South Main Street
P.O. Box 6067
Providence, RI 02940
Tel: (401) 457-7700

Patrick C. Lynch
Attorney General
Neil F.X. Kelly (#4515)
Assistant Attorney General
J. Patrick Youngs (#3550)
Assistant Attorney General
150 South Main Street
Providence, Rhode Island 02903
Tel: (401) 274-4400

Neil T. Leifer (Admitted *pro hac vice*)
Thornton & Naumes
100 Summer Street
Boston, MA 02110
Tel: (617) 720-1333

CERTIFICATION

I hereby certify that a copy of the foregoing Bill of Costs was mailed, first-class and postage pre-paid, to all counsel of record per the attached service list on this 26 day of March _____, 2007.

