

## **FEE SCHEDULE OF JAMES D. RODGERS, PH.D.**

**RETAINER FEE:** \$2,100 on account. Receipt of the RETAINER FEE, as well as a copy of the RETAINER AGREEMENT, signed by the attorney (not by the attorney's client) is required before I begin work. The RETAINER FEE is non-refundable and is applied toward the total fee for the work performed. Proffer of the RETAINER FEE and its acceptance constitutes a contract between the parties using the following fee schedule and terms of payment:

**DESIGNATING ME AS YOUR ECONOMIC EXPERT:** Under no circumstances is my name to be used or listed for litigation purposes without my being formally retained through receipt of the RETAINER FEE and the signed RETAINER AGREEMENT.

**WHO I WORK FOR:** I evaluate losses on behalf of both plaintiffs and defendants. I am willing to accept assignments both for and against any law firm, plaintiff or defendant, provided the cases are independent so that information provided me in one case could not affect my evaluation of another case.

**CHARGE FOR APPRAISAL REPORT PREPARATION TIME OR TIME SPENT EVALUATING APPRAISAL REPORTS OF OTHER EXPERTS:** \$420.00 per hour, with a 5-hour minimum. The estimated total fee for an appraisal report will be quoted on request after learning the key facts of the case.

**NATURE OF AN APPRAISAL REPORT:** The appraisal report is usually a report of several pages, with one or more tables, indicating the size of the economic losses. The report may provide more than one estimate of the economic losses using alternative assumptions consistent with the facts and circumstances of the case. The report contains a succinct description of the facts, assumptions and methods used in producing the loss estimate(s). The report is useful for pre-trial conferences and/or informal negotiation; it also serves as the basis for my testimony at deposition or trial. When prepared for the defendant, the report may include both an independent appraisal of the economic damages and an evaluation of the appraisal of the plaintiff's economic expert.

**MINIMUM CHARGE FOR TRIAL/DEPOSITION PREPARATION:** \$1,680 (or \$420.00 per hour if more than 4 hours are required). Preparation for trial includes: (1) reviewing the case file and the appraisal report and determining how the report would need to be revised in light of all information that is available as of the time of trial; (2) preparing and supplying to the attorney a draft of questions and answers that can be used to elicit my testimony (Such a draft is, of course, merely proposed and can be adapted as necessary to the attorney's wishes and the particular circumstances at hand); (3) having a preparatory conference, in person or over the telephone, with the attorney to discuss testimony; and (4) preparing any special exhibits or charts that will serve as visual aids for my testimony. The firm retaining me will be billed for and is responsible for paying all my trial and deposition expenses. It is up to the retaining firm to seek reimbursement from the firm calling for and taking my deposition.

**RESERVING A DAY FOR TESTIMONY OR DEPOSITIONS:** A day is reserved for presentation of testimony by payment of a non-refundable \$420.00 reservation fee on account against the charge for testimony. There is no obligation or commitment to appear unless any outstanding balance for report and trial preparation is paid in full, plus the \$360.00 reservation fee, prior to the scheduled date for my testimony. Further, I ask that my total anticipated fee and expenses for testimony be paid prior to the time I begin my testimony.

**MINIMUM CHARGE FOR PRESENTATION OF TESTIMONY OR THE GIVING OF DEPOSITIONS:** \$420.00 (or \$420.00 per hour if the testimony takes more than 1 hour) .

**CHARGE FOR WAITING TIME, i.e., WAITING TO TESTIFY, AND TRAVEL TIME:** \$420.00 per hour.

**CHARGE FOR TRAVEL, LODGING AND MEAL EXPENSES:** Additional, if any.

**TERMS:** All invoices are normally expected to be paid within 14 days from the date of invoice.

**WITHDRAWAL FROM PARTICIPATION IN CASE FOR FAILURE TO PAY BALANCES DUE:** I reserve the right to withdraw my participation in a case for failure of the retaining attorney to pay balances due within 60 days of the date billed.

**ADDRESS TO WHICH PAYMENT SHOULD BE SENT:** James D. Rodgers, 237 Timberton Circle, Bellefonte, PA 16823-9070

Effective Date of Fee Schedule: January 3, 2017