

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



Wisconsin Department of Regulation & Licensing Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Regulation & Licensing website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Regulation and Licensing from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Regulation and Licensing data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Regulation and Licensing, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Regulation and Licensing is shown on the Department's Web Site under "License Lookup." The status of an appeal may be found on court access websites at: <http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscca>.
- Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DRL website: An individual who believes that information on the website is inaccurate may contact the webmaster at web@drl.state.wi.gov

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

ORDER FIXING COSTS

Order 0000216

DHA Case No. DRL-10-0005

DOE Case No. 09 RSA 012

ORDER

By:

Celia M. Jackson, Secretary
Department of Regulation and Licensing

STATE OF WISCONSIN
BEFORE THE SUBSTANCE ABUSE COUNSELORS ADVISORY COMMITTEE

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

AFFIDAVIT OF COSTS

TIMOTHY MODER

09 RSA 012

RESPONDENT

STATE OF WISCONSIN)
) ss.
COUNTY OF DANE)

Being duly on affirmation, the undersigned employee of the Department of Regulation and Licensing, upon information and belief, deposes and states as follows:

That set out below are the costs of the proceeding accrued to the Division of Enforcement in this matter, based upon Division of Enforcement records compiled in the regular course of agency business in the above-captioned matter.

PARALEGAL EXPENSE --- Jan Johnson

DATE		HOURS	MINUTES
02/08/2010	Receive ret'd cmp (cert); make copy of env; disc w/ JL re re mailing (not ret'd); send orig doc's (cmp/hn/aff serv/ret'd cmp/cert mail card) to DHA; file	0	10
01/12/2010	Process aff serv; file; return case file to JL; FM	0	10
01/11/2010	File to & disc w/ JL; review final cmp-have JL sign cmp/hn; prep for & process-file/serve cmp (deliver to post office); draft aff serv;	1	10
01/08/2010	Review atty Lytle's (JL) e-mail re direction; ck ICE; review file; format & convert fd&o to cmp; draft hearing notice (hn); notes for JL	1	45
TOTAL PARALEGAL EXPENSE ---		3 HOURS AND	15 MINUTES
(Based on their average salary and benefits at the Division of Enforcement)		TOTALS	3 15
AT \$29.00 PER HOUR = \$94.25			

PROSECUTING ATTORNEY EXPENSE --- Jeanette Lytle

DATE		HOURS	MINUTES
04/12/2010	Research regarding disciplines in sexual misconduct cases. Draft letter to ALJ regarding same.	1	50
04/09/2010	Review and consider ALJ's prehearing order.	0	15
04/07/2010	Conf. with ALJ. Review cases in which professionals have had sexual relationships with clients.	0	30
03/09/2010	Draft letter to ALJ with recommendations for discipline.	0	45
03/08/2010	Prehearing conf. Review similar cases for disciplinary recommendation.	1	15
01/11/2010	Conf. with paralegal. Finalize complaint.	0	20
01/06/2010	Review status. Arrange to file complaint.	0	15
06/11/2009	Draft stip and order and mail.	2	25
05/29/2009	Review file. E-mail to investigator.	0	15
TOTAL PROSECUTING ATTORNEY EXPENSE ---		7 HOURS AND	50 MINUTES
(Based on their average salary and benefits at the Division of Enforcement)		TOTALS	7 50
AT \$61.00 PER HOUR = \$477.83			

EXPENSE SUMMARY

PARALEGAL EXPENSE

Jan Johnson

\$94.25

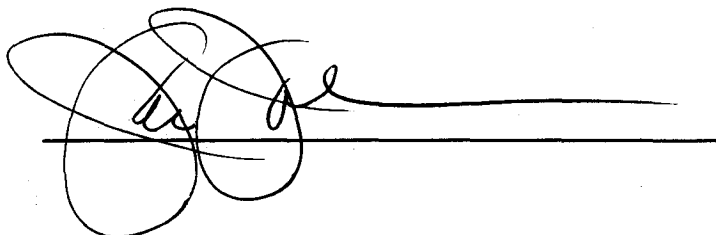
PROSECUTING ATTORNEY EXPENSE

Jeanette Lytle

\$477.83

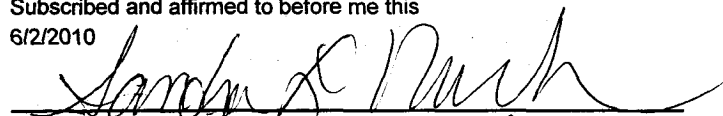
TOTAL ASSESSABLE COST >>>

\$572.08



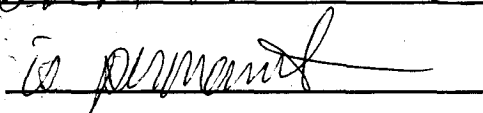
Subscribed and affirmed to before me this

6/2/2010



Notary Public

My commission





Before The
State Of Wisconsin
DEPARTMENT OF REGULATION AND LICENSING

In the Matter of the Disciplinary Proceedings
Against **TIMOTHY J. MODER**, Respondent

AFFIDAVIT OF COSTS
DHA Case No. DRL-10-0005

Division of Enforcement Case No. 09 RSA 012

Amanda Tollefsen, affirms the following before a notary public for use in this action, subject to the penalties for perjury in Wis. Stat. § 946.31:

1. I am an administrative law judge/attorney licensed to practice law in the State of Wisconsin, and am employed by the Wisconsin Division of Hearings and Appeals. I served as the Administrative Law Judge in the above-captioned matter.

2. This affidavit sets forth the costs and expenses incurred in this matter based upon my contemporaneous time keeping entries in connection with the hearing.

01/12/10	Scheduled Prehearing Conference	6 minutes
02/16/10	File Review – Receipt of Unclaimed Complaint	6 minutes
03/08/10	File Review, Prehearing Conference	12 minutes
04/6/10	Draft Default Order	6 minutes
04/07/10	Rescheduled Prehearing Conference, Draft - Request For More Information	1 hour – 12 minutes
04/20/10	Research	1 hour – 48 minutes
04/21/10	Draft - Proposed Decision	4 hours
04/26/10	Draft – Proposed Decision	2 hours – 30 minutes

3. That upon information and belief the total assessable costs for the Division of Hearings and Appeals are as follows:

A. Administrative Law Judge: 8 hours at \$61.00 per hour = \$488.00.

Dated this 24th day of May, 2010.

By: Amanda Tollefsen
Amanda Tollefsen
Administrative Law Judge
Division of Hearings and Appeals

Subscribed and sworn to before me this
24th day of May, 2010

Joe H. Richard
NOTARY PUBLIC, STATE OF WISCONSIN
MY COMMISSION EXPIRES ON June 26, 2011

G:\DOCS\DR\Decision\ModerAffidavit.aat.doc

