

# EXHIBIT S

Proforma 1054081

09/02/05

Linda Steinman

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3910039-000150

Random House, Inc.  
Attn: Katherine J. Trager, Esq.  
General Counsel  
1745 Broadway  
New York, NY 10019

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General Counsel  
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New York, NY 10019

Da Vinci Code

Current Trust Balance as of 09/02/05 : \$0.00

( ) BILL EXACT COSTS AND FEES ( ) HOLD  
( ) BILL FEES ONLY \$ ( ) WRITE OFF FEES  
( ) BILL COSTS ONLY \$ ( ) WRITE OFF COSTS

VISBILL Template No.: WM  
Billing Instructions: NOT A JOINT INVOICE

NARRATIVE:

Reason Codes: ( ) AGREED REDUCED RATE  
( ) BAD RESULT  
( ) COURTESY DISCOUNT  
( ) CLIENT DEVELOPMENT  
( ) CONTINGENT - LOST

( ) CONTINGENT - WON  
( ) EMPLOYEE DISCOUNT  
( ) FIXED FEE  
( ) LATE TIME  
( ) ROUNDING  
( ) OTHER  
( ) OVER RESEARCHED  
( ) TRAINING  
( ) VOLUME DISCOUNT

Atty	Date	Time	Matter Value	Description of Services Rendered	
OSHOB	08/01/05	4.00	460.00	Follow with up L. Steinman re document review; highlight copies of books	10436418
SCHOP	08/01/05	.30	52.44	Attention to correspondence from various booksellers regarding status of shipments of 31 books ordered for I. Steinman	10436462
OSHOB	08/02/05	8.70	1,000.50	Review documents/books	10436420
STEIL	08/02/05	.50	186.30	Supervise project regarding copying of Dan Brown texts	10470527
OSHOB	08/03/05	10.00	1,150.00	Review books received from Dan and Blythe Brown and quality check copies of same and highlight copies as required per I. Steinman	10436421
STEIL	08/03/05	.40	149.04	Supervise project regarding copying of Dan Brown texts	10470536
OSHOB	08/04/05	10.70	1,230.50	Review books highlighting and quality checking copies of originals provided by Dan and Blythe Brown; supervise and coordinate the shipment to Mr. Kirby	10436422

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Atty	Date	Time	Matter Value	Description of Services Rendered	
MCNAE	08/05/05	1.40	611.80	Review discovery; telephone conference with Ms. Trager, Mr. Rudell and Mr. Longo regarding strategy and analysis; telephone conference with press	10470457
OSHOB	08/05/05	2.50	287.50	Follow up on the 2 shipments to London; organize copies of books in office per L. Steinman	10436426
ROSEJ	08/05/05	.50	165.60	Read opinion; research regarding attorney's fee applications	10462136
MCNAE	08/09/05	.70	305.90	Analyze attorneys' fees issues; conference with J. Rosenfeld regarding same; telephone conference with Mr. Rudell regarding same	10470484
ROSEJ	08/09/05	2.20	728.64	Research regarding award of attorney's fees to prevailing defendant under Copyright Act; telephone conference with E. McNamara regarding same	10462144
STEIL	08/09/05	.50	186.30	Read Daniels decision; discussion regarding attorneys fees	10504978
MCNAE	08/10/05	.60	262.20	Telephone conference with Ms. Trager regarding attorneys' fees; analyze options; telephone conference with Mr. Rudell regarding same	10504804
ROSEJ	08/10/05	4.20	1,391.04	Additional research regarding attorney's fees and authority of court to grant extension for same; emails regarding same	10462148
MCNAE	08/11/05	.20	87.40	Exchange e-mails regarding attorneys' fees application and strategy for same	10504814
ROSEJ	08/11/05	.60	198.72	Research for attorney's fee motion	10462156
SCHOP	08/11/05	.70	122.36	Attention to incoming correspondence from Amazon.com regarding inability to fill order for copy of book "Inside the Vatican: The Politics and Organization of the Catholic Church"; report to B. Osho regarding same; online research to locate second copy of title and order same	10452641
ROSEJ	08/12/05	1.70	563.04	Call with B. Lederman regarding attorney's	10462167

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Atty	Date	Time	Matter Value	Description of Services Rendered	
ROSEJ	08/13/05	.40	132.48	fee/appeal of case; email with E. McNamara regarding same; draft stipulation; draft letter to Judge regarding same; research regarding whether court may extend time to move for fees; emails with E. McNamara and C. Ortner regarding same	10462171
ROSEJ	08/16/05	.20	66.24	Revise letter to court; email with Lederman regarding stipulation	10462182
MAJEL	08/17/05	.10	16.56	Call with Lederman regarding scheduling	10504709
ROSEJ	08/17/05	.60	198.72	Attention to emailing Stipulation to Order clerk of the Southern District of NY; conference with J. Rosenfeld re: same	10462186
MCNAE	08/18/05	.20	87.40	Arrange for filing of stipulation; review letter to Court; emails with C. Ortner regarding fee motion	10504847
ROSEJ	08/21/05	2.00	662.40	Attend to fees motion	10462204
ROSEJ	08/22/05	2.40	794.88	Work on brief in support of motion for attorney's fees	10482249
STEIL	08/22/05	.20	74.52	Conference with I. Steinman regarding motion for fees; regarding search regarding factors considered in granting fees, which costs are recoverable under FRCP 54 and 78 U.S.C. 1920; telephone conference with Ortner regarding his affidavit.	10504981
ROSEJ	08/23/05	2.90	960.48	Meeting with J. Rosenfeld regarding fees motion	10482256
STEIL	08/23/05	.30	111.78	E-mails with E. McNamara and L. Steinman regarding fee motion; drafting motion; telephone conference with Ortner regarding same.	10504991
ROSEJ	08/24/05	1.30	430.56	Telephone conferences with Ms. Trager and J. Rosenfeld regarding legal fees motions; e-mails regarding M. Rudell fees	10482261
				E-mails with J. Dosti regarding C. Ortner Affidavit; revisions to brief in support of Fee Motion.	

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Atty	Date	Time	Matter Value	Description of Services Rendered	
ROSEJ	08/25/05	7.60	2,517.12	Worked on Memo of Law in Support of Fee Motion, and Affidavit of E. McNamara.	10482263
MAJEL	08/26/05	.10	16.56	Review correspondence, other documents and court calendars to update schedule of filing deadlines, court appearances and discovery deadlines	10504766
ROSEJ	08/26/05	4.50	1,490.40	Drafting of EAM Affidavit; telephone conference with J. Dostl regarding Affidavits; revisions to brief.	10482267
ROSEJ	08/29/05	3.10	1,026.72	Conference with B. Osho regarding calculation of fees and costs; review of Motion/Affidavit; review of blogs and websites of Perdue; conferences with L. Steinman regarding same.	10482272
STEIL	08/29/05	6.50	2,421.90	Work on Affidavits of Elizabeth McNamara and memo of law in support of fee motion, including collecting evidence of Perdue's bad faith	10505009
MAJEL	08/30/05	.50	82.80	Review correspondence, other documents and court calendars to update schedule of filing deadlines, court appearances and discovery deadlines	10504788
MCNAE	08/30/05	.20	87.40	Attend to designation of legal fees in motion	10504889
ROSEJ	08/30/05	2.90	960.48	Investigation of factual issues for fee motion; legal research for same (bad faith conduct prior to litigation; applicability of restrictions on prior restraints); interoffice conference with L. Steinman regarding same; emails with Mr. Ortner and Mr. Dastl of Proskauer regarding affidavits	10504934
STEIL	08/30/05	10.30	3,837.78	Work on Affidavit of Elizabeth McNamara and memo of law in support of fee motion	10505015
ROSEJ	08/31/05	3.40	1,126.08	Review DVC bills for privilege; various conferences with L. Steinman and B. Osho regarding motion papers and exhibits; revisions to same; assembly of exhibits	10504939
STEIL	08/31/05	3.10	1,155.06	Revise McNamara Affidavit and memo of law in support of fees motion; meeting with E. McNamara regarding same	10505020

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Atty	Date	Time	Disb Amt	Quan	Description of Disbursement	Index
		103.20	27,397.60			
			( 0.00)			
DWT	08/16/05		91.02	1	Court reporting service - LINDA J. STEINMAN -	3169316
DWT	08/17/05		481.00	1	Court transcript, 06/15/05 Outside delivery service - UNISCRIBE	3170121
DWT	08/17/05		370.00	1	INNOVATIVE DOCUMENT SOLUTIONS - delivery 07/30/05 per L. Steinman	3170122
			1,933.50	12,890	Outside delivery service - UNISCRIBE INNOVATIVE DOCUMENT SOLUTIONS - delivery 07/30/05 per L. Steinman	
			2,875.52		Photocopy charges	

Disbursement Total 2,875.52

Time Summary By Attorney

Attorney	Time	Standard Rate	Matter Value	\$ per hr
MAJEL L. Majer	.70	126.00	115.92	165.60
MCNAE E. McNamara	3.30	1,567.50	1,442.10	437.00
OSHOB B. Osho	35.90	4,487.50	4,128.50	115.00
ROSEJ J. Rosenfeld	40.50	14,580.00	13,413.60	331.20
SCHOP P. Schoenberg	1.00	190.00	174.80	174.80
STEIL L. Steinman	21.80	8,829.00	8,122.68	372.60
Grand Total Fees	103.20	29,780.00	27,397.60	
Grand Total Disbursements		2,875.52	2,875.52	
Grand Total Fees and Disbursements		32,655.52	30,273.12	

Jurisdiction Matter Value

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Jurisdiction Matter Value  
 -----  
 NEW YORK 27,397.60

Excise Tax  
 -----  
 \$0.00

Disbursement Code Summary

Code	Description	Amount	Quantity
CE	Photocopy charges	1,933.50	12,890
CRS	Court reporting service	91.02	1
ODS	Outside delivery service	851.00	2
Total Disbursements		2,875.52	

Aged Time and Disb	0 - 30	31 - 60	61 - 90	91 - 120	121+
Time Worked	103.20	.00	.00	.00	.00
Matter Value	27,397.60	.00	.00	.00	.00
Disbursements	2,875.52	.00	.00	.00	.00

Time Start: 01/01/00 Time End: 08/31/05  
 Disbursement Start: 01/01/00 Disbursement End: 08/31/05

Billing Frequency: M

Matter Value Calculation: 1

- Rate 1 = Standard
- Rate 4 = Shanghai
- Rate 5 = BofA
- Rate 15 = National Rate
- Rate 22 = Viacom
- Rate 23 = LA Special
- Rate 24 = Calpine Rate A
- Rate 25 = Calpine Rate B
- Rate 26 = Integra
- Rate 27 = Kaiser
- Rate 28 = AOL-TW
- Rate 29 = TEGIC

Attorney \$ per hour

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 MAJEL L. Majer 165.60  
 MCNAE E. McNamara 437.00  
 OSHOB B. Osho 115.00  
 ROSEJ J. Rosenfeld 331.20  
 SCHOP P. Schoenberg 174.80  
 STEIL L. Steinman 372.60  
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BILLING AND PAYMENT HISTORY  
 Previous 365 Days

Invoice Date	Invoice No.	Fees	Disb	Int	Payment Date	Payment Amount	Balance
10/26/04	5388182	44,395.06	2,331.91	0.00	11/15/04	46,726.97	0.00
11/19/04	5394032	3,258.64	717.90	0.00	12/17/04	3,976.54	0.00
12/22/04	5401519	1,397.48	193.98	0.00	01/24/05	1,591.46	0.00
01/27/05	5410124	22,012.84	73.29	0.00	02/28/05	22,086.13	0.00
02/28/05	5414801	50,674.98	411.91	0.00	03/21/05	51,086.89	0.00
03/31/05	5420770	49,674.94	664.60	0.00	04/29/05	50,339.54	0.00
04/28/05	5427221	1,083.30	1,764.44	0.00	05/23/05	2,847.74	0.00
05/31/05	5435016	59,446.72	3,653.05	0.00	06/13/05	63,099.77	0.00
06/20/05	5439112	17,039.78	556.15	0.00	07/17/05	17,595.93	0.00
07/27/05	5446912	1,374.02	3,495.28	0.00	08/23/05	4,869.30	0.00
08/29/05	5454073	3,705.76	671.53	0.00		0.00	4,377.29

YEAR-TO-DATE HISTORY-TO-DATE

HOURS RELIEVED	624.40	773.90
HOURS BILLED	---	746.23
HOURS UNBILLED	---	103.20
FEES RELIEVED	214,476.38	263,527.56
FEES BILLED	205,012.34	254,063.52
FEES UNBILLED	---	27,397.60
FEES REALIZATION %	---	96.41
FEES PAYMENTS	---	250,357.76
DISBURSEMENTS RELIEVED	11,290.25	14,534.04
DISBURSEMENTS BILLED	11,290.25	14,534.04
DISBURSEMENTS UNBILLED	---	2,875.52
DISBURSEMENTS REALIZATION %	---	100.00
DISBURSEMENTS PAYMENTS	---	13,862.51
INTEREST BILLED	0.00	0.00



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INTEREST PAYMENTS	---	0.00
WRITEOFFS	0.00	0.00
TOTAL RELIEVED	---	278,061.60
TOTAL BILLED	216,302.59	268,597.56
TOTAL UNBILLED	---	0.00
TOTAL REALIZATION %	---	96.60

ACCOUNTING

Matter UDFs:

Visbill Template	4S
Whitehill Template	NORMAL
Invoice Type	
Client Reference	4
Time Detail	COSTDS
Cost Detail	BD
Total Formats	
Percent Off Total	BD
Summary by Professional Formats	Y
Statement of Account	N
Bank Totals	N
Out of Country	N
Summary Page	N
Miscellaneous	