

2014 WL 4425816

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United States District Court,
E.D. California.

Darril HEDRICK, Dale Robinson, Kathy Lindsey,
Martin C. Canada, Darry Tyrone Parker,
individually and on behalf of all others similarly
situated, Plaintiffs,

v.

James GRANT, as Sheriff of Yuba County;
Lieutenant Fred J. Asby, as Yuba County Jailer;
and James Pharris, Roy Landerman, Doug Waltz,
Harold J. "Sam" Sperbeck, James Martin, as
members of the Yuba County Board of
Supervisors, Defendants.

No. 2:76-cv-00162-GEB-EFB.

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Signed Sept. 5, 2014.

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Filed Sept. 8, 2014.

ORDER GRANTING MOTION FOR AN EXTENSION
OF TIME AND GRANTING IN PART MOTION FOR
ATTORNEY'S FEES

GARLAND E. BURRELL, JR., Senior District Judge.

*1 Plaintiffs filed an untimely motion for attorney's fees under 42 U.S.C. § 1988 for the services their counsel and certified law students rendered defending against Defendants' motion to terminate a consent decree governing conditions at the Yuba County Jail ("the Jail"). Plaintiffs also move under Federal Rule of Civil Procedure ("Rule") 6(b) for an extension of time to file the motion when it was filed. Defendants oppose each motion.

I. MOTION FOR AN EXTENSION OF TIME

Plaintiffs filed their attorney's fees motion after the deadline for such motions prescribed in Local Rule 293(a). This rule states in pertinent part: "Motions for awards of attorneys' fees ... shall be filed not later than twenty-eight (28) days after entry of final judgment." Defendants' motion to terminate the consent decree was denied in an order filed April 2, 2014. Plaintiffs filed their attorney's fees motion at 12:03 a.m., on May 1, 2014, which is twenty-nine days after denial of Defendants' motion. Since Plaintiffs' attorney's fees motion was filed approximately three minutes late, it was untimely.

Plaintiffs argue the "excusable neglect" standard in Rule 6(b) authorizes them to be granted the extension of time they seek and that they have satisfied this standard. Rule 6(b) states, in pertinent part: "When an act may or must be done within a specified time, the court may, for good cause, extend the time ... on motion made after the time has expired if the party failed to act because of excusable neglect." Fed.R.Civ.P. 6(b). "To determine whether a party's failure to meet a deadline constitutes 'excusable neglect,' courts must apply a four-factor equitable test, examining: (1) the danger of prejudice to the opposing party; (2) the length of the delay and its potential impact on the proceedings; (3) the reason for the delay; and (4) whether the movant acted in good faith." *Ahanchian v. Xenon Pictures, Inc.*, 624 F.3d 1253, 1261 (9th Cir.2010) (citing *Pioneer Inv. Servs. Co. v. Brunswick Assocs. Ltd.*, 507 U.S. 380, 395 (1993)).

Plaintiffs argue "there is no danger of prejudice to ... Defendants" since Plaintiffs' counsel emailed Defendants' counsel the attorney's fees motion prior to the filing deadline. (Pls.' Mot. for Extension of Time, 3:1, ECF No. 141.) Specifically, Plaintiffs' counsel declares: "After attempting and failing to file the documents, [on April 30, 2014,] at 11:48 p.m. I sent ... five pdf files (motion and 4 attachments) in an email message to ... counsel for Defendants." (Decl. of Carter White in Support of Pls.' Mot. For Extension of Time ("White Decl.") ¶ 3, ECF No. 141-1.) Plaintiffs have shown that it is unlikely that their tardiness prejudiced Defendants.

Plaintiffs further argue that the factor concerning the extent of their tardiness, and its potential impact on the judicial proceedings, also weighs in favor of finding

excusable neglect. The only proceeding scheduled was the hearing that Plaintiffs' scheduled in their attorney's fees motion that noticed the motion for hearing on a law and motion hearing date provided by the courtroom deputy's voice mail message, in which she lists available law and motion hearing dates. The circumstances involved with the late filing do not indicate that Plaintiffs' tardiness had a negative impact on the judicial proceeding. See *Ahanchian*, 624 F.3d at 1262 (finding excusable neglect where, inter alia, Plaintiff's counsel's three-day delay in filing a summary judgment opposition "would not have adversely affected either the summary judgment hearing date, which was ten days away, or the trial, which was two and a half months away.")

*2 Plaintiffs' counsel also avers their reason for the tardiness is that their counsel first "attempted to electronically file the Plaintiffs' motion for attorneys' fees" "at approximately 11:30 p.m."—one half hour before the filing deadline—and thereafter experienced computer problems which delayed filing until 12:03 a.m. (White Decl. ¶ 3.) "Although we are sympathetic with the circumstances of [Plaintiffs' counsel's computer] problems[,] ... it seems to us that the problem was really that [Plaintiffs' counsel] waited until the last minute to get [their] materials together. [Plaintiffs, counsel] apparently neglected the old proverb that 'sooner begun, sooner done.' When parties wait until the last minute to comply with a deadline, they are playing with fire." *Spears v. City of Indianapolis*, 74 F.3d 153, 157 (7th Cir.1996). Therefore, this factor does not weigh in favor of finding excusable neglect.

Plaintiffs also argue their counsel acted in good faith in connection with the tardiness. Plaintiffs emailed the attorney's fees motion to Defendants' counsel prior to the filing deadline, and filed their motion for an extension of time one day after they filed their attorney's fees motion. Plaintiffs have shown that their counsel acted in good faith concerning the late-filed attorney's fees motion.

Plaintiffs have shown that three of the four factors weigh significantly in favor of granting their motion for an extension of time. Therefore, Plaintiffs' Rule 6(b) motion is granted. See *Bateman v. U.S. Postal Serv.*, 231 F.3d 1220, 1225 (9th Cir.2000) (finding excusable neglect despite Plaintiff's counsel's "weak justification" for delay, since "there was no evidence that [Plaintiff's counsel] acted with anything less than good faith," and the delay caused only a "minimal" amount of prejudice to Defendant and a "minimal" impact on judicial proceedings.)

II. ATTORNEY'S FEES MOTION

Plaintiffs seek an award of attorney's fees under 42 U.S.C. § 1988 for all services rendered on their behalf defending against Defendants' motion to terminate the consent decree. Defendants request that the ruling on the motion be deferred until after the Ninth Circuit has decided Defendants' appeal of the denial of their motion to terminate the consent decree.

"The district court[s] retain[] the power to award attorneys' fees after the notice of appeal from the decision on the merits ha[s] been filed." *Masalosalo by Masalosalo v. Stonewall Ins. Co.*, 718 F.2d 955, 957 (9th Cir.1983).

Recognition of th[e] authority [to determine fees while an appeal is pending] best serves the policy against piecemeal appeals[,] ... prevent[s] hasty consideration of postjudgment fee motions ... [and] prevent[s] postponement of fee consideration until after the circuit court mandate, when the relevant circumstances will no longer be fresh in the mind of the district judge.

Id. (citations omitted) (citing *Terket v. Lund*, 623 F.2d 29, 34 (7th Cir.1980)). "[T]he policy against piecemeal appeals" and deciding attorney's fees issues when "they are fresh in the mind of the district judge" favor denying Defendants' deferred ruling request. *Id.*

a. Legal Standard

*3 § 1988 provides in pertinent part: In any action or proceeding to enforce a provision of sections ... 1983 ... the court, in its discretion, may allow the prevailing party

... a reasonable attorney's fee as part of the costs," 42 U.S.C. § 1988(b).

"To determine the amount of a reasonable fee under § 1988, district courts typically proceed in two steps. First, courts generally 'apply ... the lodestar method to determine what constitutes a reasonable attorney's fee.' " *Gonzalez v. City of Maywood*, 729 F.3d 1196, 1202 (9th Cir.2013) (quoting *Costa v. Comm'r of Soc. Sec. Admin.*, 690 F.3d 1132, 1135 (9th Cir.2012)). "Under the lodestar method, the district court 'multiplies the number of hours the prevailing party reasonably expended on the litigation by a reasonable hourly rate.' " *Id.* "Second, '[t]he district court may then adjust [the lodestar] upward or downward based on,' the following factors:

(1) the time and labor required, (2) the novelty and difficulty of the questions involved, (3) the skill requisite to perform the legal service properly, (4) the preclusion of other employment by the attorney due to acceptance of the case, (5) the customary fee, (6) whether the fee is fixed or contingent, (7) time limitations imposed by the client or the circumstances, (8) the amount involved and the results obtained, (9) the experience, reputation, and ability of the attorneys, (10) the "undesirability" of the case, (11) the nature and length of the professional relationship with the client, and (12) awards in similar cases.

Id. (alteration in original) (quoting *Moreno v. City of Sacramento*, 534 F.3d 1106, 1111 (9th Cir.2008), and *id.* at 1209, n. 11. (quoting *Morales v. City of San Rafael*, 96 F.3d 359, 363, n. 8 (9th Cir.1996)).

b. Discussion

i. Whether Plaintiffs Are Prevailing Parties for the Purposes of § 1988

Plaintiffs argue they are prevailing parties under § 1988 since from September 2013 to April 2014 their counsel and certified law students defended against Defendants' motion to terminate the consent decree. Defendants counter that Plaintiffs are not prevailing parties since the denial of Defendants' motion "changed *nothing* about the legal relationship between ... Plaintiff [s] ... and ... Defendant[s]." (Def.'s Opp'n to Pl.'s Mot. for Attorney's Fees ("Defs.' Opp'n") 3: 24–25, ECF No. 143.)

Attorney's fees are recoverable for "postjudgment enforcement" of a consent decree, which "includes defending against efforts to terminate a consent decree." *Graves v. Arpaio*, 633 F.Supp.2d 834, 844 (D.Ariz.2009) *aff'd*, 623 F.3d 1043 (9th Cir.2010) (citing *Cody v. Hillard*, 304 F.3d 767, 777 (8th Cir.2002)); *cf. Prison Legal News v. Schwarzenegger*, 608 F.3d 446, 451 (9th Cir.2010) (citing *Keith v. Volpe*, 833 F.2d 850, 855–57 (9th Cir.1987)) ("[A] party ... may recover attorneys' fees under § 1988 for monitoring compliance with [a consent] decree, even when such monitoring does not result in any judicially sanctioned relief."); *Webb v. Ada Cnty.*, 285 F.3d 829, 835 (9th Cir.2002) (holding "attorney's fees incurred for postjudgment enforcement of [a] district court's ... consent decree were compensable under the [Prison Litigation Reform Act]," which limits the fees awardable to prisoners under § 1988.).

*4 Since Plaintiffs have defended against Defendants' motion to terminate the consent decree, Plaintiffs are prevailing parties entitled to an attorney's fees award.

ii. Whether the Prison Litigation Reform Act Limits the Amount of Attorney's Fees Plaintiffs Recover

Plaintiffs argue they are entitled to the full amount of fees they seek and that what they request is not limited by the fee restriction in the Prison Litigation Reform Act's ("PLRA") in 42 U.S.C. § 1997e(d)(1).

The PLRA prescribes, in pertinent part:

In any action brought by a prisoner who is confined to any jail ..., in which attorney's fees are authorized under section 1988 ..., such fees shall not be awarded, except to the extent that—

(A) the fee was directly and reasonably incurred in proving an *actual violation* of the plaintiff's rights protected by a statute pursuant to which a fee may be awarded under section 1988 ...; and

(B) (i) the amount of the fee is proportionately related to the court ordered relief for *the violation*; or

(ii) the fee was directly and reasonably incurred in enforcing the relief ordered for the violation.

42 U.S.C. §§ 1997e (d)(1)(A)-(B) (emphasis added).

Under the PLRA, “a plaintiff is entitled to fees incurred in enforcing a judgment entered upon proof that the plaintiff’s constitutional rights had been violated.” *Webb v. Ada Cnty.*, 285 F.3d 829, 834 (9th Cir.2002). However, “the court ... must assure that the case is not being milked by a [plaintiff] after the [judgment] has been obtained, for fees that are unreasonable in amount, for work not reasonably performed to enforce the relief, or for work not directly related to enforcing the relief.” *Balla v. Idaho*, 677 F.3d 910, 919 (9th Cir.2012).

Plaintiffs argue their fee request should be awarded since the consent decree they defended was entered upon a finding of constitutional violations at the Jail, and therefore is consistent with the PLRA’s requirement that fees for defending a consent decree must concern a consent decree that was entered upon proof of a constitutional violation.

Concerning constitutional violations, the consent decree states: “On November 12, 1976 the Court ... filed its Findings of Facts, Conclusions of Law, and Order granting ... [Plaintiffs’] motions for partial summary judgment [...] concerning “... [a]ccess to [l]egal [m]aterials,” and “... female participation in the ... Jail trusty program.” (Consent Decree, 2:13–16, 2:3–5 ECF No. 120–1.) This Order was “subsumed” into the consent decree, upon the Court’s final approval of the consent decree on May 2, 1979. (*Id.* at 3:10–15.)¹ Therefore, Plaintiffs have shown they are entitled to attorney’s fees for legal services rendered defending the portions of the consent decree concerning access to legal materials and female participation in the Jail trusty program (hereafter, “the relevant portions of the decree”).²

^{*5} However, the other portions of the consent decree prescribe relief not related to the claims on which the partial summary judgment was granted. Further, the parties “waive[ed] a hearing and findings of fact and conclusions of law on all issues raised by the Complaint that are disposed of [in the consent decree].” (Consent Decree 2:30–32.) Therefore, Plaintiffs have not shown they are entitled to attorney’s fees for defending those portions of the consent decree that do not concern accessing legal materials or female participation in the Jail’s trusty program.

The Court’s decisions concerning whether law student billings are compensable under the PLRA are in Appendix 1, which is attached to this order, and are also below; Appendix 1 contains a copy of the law students’ time sheets.³ Since Plaintiffs have not explained precisely

which billing entries concern the relevant portions of the consent decree, certain entries are reduced based on whether Plaintiffs’ proposed findings of fact and conclusions of law (“proposed findings”), filed on March, 19, 2014, or the declarations of detainees which Plaintiffs filed on March 31, 2014, indicate that the entry concerns a relevant portion of the consent decree. (ECF Nos. 129, 133–1, 133–2). These decisions were made to “assure that” Plaintiffs are not compensated for “fees that are unreasonable in amount, for work not reasonably performed to enforce the relief, or for work not directly related to enforcing the relief.” *Balla*, 677 F.3d at 919.

For example, since declarations of Erik–James Pendergraph, Neil Ernest Carranza, Tiara Tyson, Shannon Silva, Peter Azevedo, Patrick Perry, Jon Bechtel, and Jennelle Cropsey do not contain any statement concerning access to legal material or the Jail’s trusty program, Plaintiffs have not shown that they are entitled to attorney’s fees for the hours billed concerning these detainees. Further, each billing entry concerning detainee Theron Holston is reduced by approximately 67% since only one of three declarations submitted by Mr. Holston concerns the relevant portions of the consent decree. Similarly, each entry concerning detainee George Pasion is reduced by 75% since only one of four declarations submitted by Mr. Pasion concern the relevant portions of the consent decree. Moreover, entries concerning visits to the jail for unspecified purposes, Plaintiffs’ requests for production of documents concerning unspecified subjects, and entries related to preparation of Plaintiffs’ proposed findings were reduced by 87.5%, since only one of eight sections in the proposed findings concerns a relevant portion of the consent decree; specifically, the access to legal materials section. Additionally, entries which record services rendered concerning individuals who are not mentioned in the proposed findings or who did not produce a declaration that Plaintiffs filed on the case docket are not considered compensable under the PLRA since Plaintiffs have not shown these services concern relevant portions of the consent decree.

^{*6} Where Plaintiffs’ counsel block-billed tasks both related to and unrelated to the relevant portions of the consent decree, the hours claimed in the entry were reduced based on the description of the billed tasks to “‘fairly balance’ those hours that were actually billed in block format.” *Welch v. Metro. Life Ins. Co.*, 480 F.3d 942, 948 (9th Cir.2007) (quoting *Sorenson v. Mink*, 239 F.3d 1140, 1146 (9th Cir.2001)).

For example, December 15, 2013 entry number 57179

bills .2 hours and reads: “Read letter from Patrick Perry re willing to meet; review declarations returned to CRC from Passion and Holston.” Since the entry contains two sub-entries separated by the semi-colon, the entry indicates that approximately one half of the time was spent reading a letter and one half of the time was spent reviewing declarations. Plaintiffs have not shown that the time spent reading the Perry letter is compensable since Perry’s declaration does not address the relevant portions of the consent decree. To reflect this, the billing entry is reduced by half (.1 hours). The remaining .1 hours is further reduced to reflect that Plaintiffs have not shown that more than approximately 33% of the entry concerning Holston and 25% of the entry concerning Pasion relate to relevant portions of the consent decree. After these reductions are made, the fee award is .03 hours since it was rounded to the nearest hundredth.

Similarly, for any block-billed trips to the jail, Plaintiffs are credited with 2.5 hours of travel time. The travel time estimate is based on the average of two separately billed car trips to the jail, billed on February 11, 2014 (Entry No. 57746) and February 18, 2014 (Entry No. 57841). Further, where two students entered separate billing entries for a jail visit on the same day, the two students’ hours are credited as having worked on the same tasks, unless an entry indicates otherwise.

In addition to the fees sought for law student services, Plaintiffs seek 46 hours of fees for their counsel’s services. Their counsel declares that these hours comprise eight jail visits during which he accompanied law students; 1.5 hours revising Plaintiffs’ Opposition to Defendants’ Motion to Terminate; 3 hours revising Plaintiffs’ Joint Statement and Proposed Findings of Fact; and 1.5 hours revising Plaintiffs’ request for an order to seal. Plaintiffs have not submitted time sheets of their counsel’s hours; however, review of the student time sheets and the documents Plaintiffs’ counsel revised indicates that only a portion of these hours are compensable under the PLRA. Specifically, the time sheets reveal that only 6.3 hours of fees should be awarded for Plaintiffs’ counsel’s jail visits. Further, since only one eighth of the proposed findings concerns relevant portions of the consent decree, this document reveals that only .375 hours should be awarded for the time Plaintiffs’ counsel spent revising it. Moreover, Plaintiffs have not shown that attorney’s fees should be awarded for any time spent revising the request for an order to seal, since Plaintiffs’ request concerns medical records that have not been shown to have a relationship to the relevant portions of the consent decree.

*7 The 1.5 hours Plaintiffs’ counsel spent revising the opposition to Defendants’ motion to terminate are compensable, since the opposition brief evinces that these fees were reasonably incurred enforcing the relief ordered in the relevant portions of the consent decree.

iii. Whether Law Students Worked Reasonable Hours Defending Relevant Portions of The Consent Decree

The parties dispute whether law students worked an unreasonable number of hours. Specifically, the parties dispute whether certain law student time sheet entries are redundant, concern clerical tasks, concern unnecessary research, or are “not reasonably related to this litigation.” (Defs.’ Mot. 7:6–7.) These disputes are only decided for those entries that concern relevant portions of the consent decree.

Under the loadstar method, “a ‘reasonable’ number of hours equals ‘[t]he number of hours ... [which] could reasonably have been billed to a private client.’” *Gonzalez*, 729 F.3d at 1202 (alteration in original) (quoting *Moreno*, 534 F.3d at 1111). “The fee applicant bears the burden of documenting the appropriate hours expended in the litigation and must submit evidence in support of those hours worked.” *Gates v. Deukmejian*, 987 F.2d 1392, 1397 (9th Cir.1992) (citing *Hensley v. Eckerhart*, 461 U.S. 424, 437 (1983)). If the fee applicant submits vague records, the district court may “simply reduce[] the fee [award] to a reasonable amount.” *Fischer v. SJB–P.D. Inc.*, 214 F.3d 1115, 1121 (9th Cir.2000); see *Neil v. Comm’r of Soc. Sec.*, 495 F. App’x 845, 847 (9th Cir.2012) (stating, “the district court acted within its discretion in reducing Neil’s fee award by .3 hours to account for an ... entry that was vague and inadequately explained.”) Furthermore, where a fee applicant chooses to “block bill some of its time rather than itemize each task individually,” the court may “impose a reduction,” as long as it ‘explain how[s] or why ... the reduction ... fairly balance[s]’ those hours that were actually billed in block format.” *Welch*, 480 F.3d at 948 (quoting *Sorenson*, 239 F.3d at 1146). Moreover, a plaintiff may not receive attorney’s fees for clerical tasks. See *Nadarajah v. Holder*, 569 F.3d 906, 921 (9th Cir.2009) (“When clerical tasks are billed at hourly rates, the court should reduce the hours requested to account for the billing errors.”); *Yates v. Vishal Corp.*, 11–CV–00643–JCS, 2014 WL 572528, at

* 6 (N.D.Cal. Feb. 4, 2014) (refusing to award attorney's fees for "purely clerical," tasks "such as posting letters for mail, photocopying, three-hole punching, internal filing, calendaring, and preparing the summons and complaint for filing.")

Each of the law students' time sheet entries has been reviewed. Certain time sheet entries concern clerical tasks or are vague. Fees are not awarded for services recorded in these entries. *See Nadarajah*, 569 F.3d at 921 (reducing fees to account for the billing of clerical work); *Fischer v. SJB-P.D. Inc.*, 214 F.3d at 1121 (stating fee award may be reduced where entries are vague); *Neil*, 495 F. App'x at 847 (affirming reduction in fee award for vague entry). Specific deductions to the law student hours are presented in Appendix 1.

iv. Hourly Rate For Plaintiffs' Counsel and Law Students

*8 Plaintiffs seek an award of attorney's fees based on a rate of \$211.15 per hour for Plaintiffs' counsel's services, which Plaintiffs argue is the maximum hourly rate the PLRA authorizes. (Pls.' Mot. for Attorney's Fees ("Pls.' Mot."), 10: 2-4, ECF No. 139.)

Concerning this, the PLRA prescribes, in pertinent part:

In any action brought by a prisoner who is confined to any jail, ... in which attorney's fees are authorized under [42 U.S.C. §] 1988 ... [n]o award of attorney's fees ... shall be based on an hourly rate greater than 150 percent [(the "multiplier")] of the hourly rate established under section 3006A of Title 18 [(the Criminal Justice Act ["CJA"])] for payment of court-appointed counsel [(the "baseline rate")].

42 U.S.C. §§ 1997e (d)(1), (3). The Ninth Circuit has stated the baseline PLRA hourly rate "is the amount authorized by the Judicial Conference." *Webb v. Ada Cnty.*, 285 F.3d 829, 839 (9th Cir.2002); *accord Perez v.*

Cate, 632 F.3d 553, 555-56 (9th Cir.2011) (setting the maximum hourly rate under the PLRA at "150 percent of \$113" since the "Judicial Conference [had] increased the maximum hourly rate for court-appointed counsel to \$113.") The rates authorized by the Judicial Conference are published in the Guide to Judiciary Policy. *See* 7 Guide to Judiciary Policy § 230.16 available at http://www.uscourts.gov/FederalCourts/AppointmentOfCounsel/CJAGuidelinesForms/vol7PartA/vol7PartAChapter2.aspx#230_16; *Gilman v. Brown*, CIV. S-05-830 LKK/CK, 2014 WL 3735401, at *1 (E.D.Cal. July 28, 2014) (quoting 7 Guide to Judiciary Policy § 230.16 for the rates established by the Judicial Conference.) Since the Judicial Conference has changed the established hourly rate over the past several years, the baseline rate of compensation under the PLRA depends on when the services were performed. *See Gilman*, 2014 WL 3735401, at *1 ("[T]he baseline rate ... depends on the year the services were performed")

The Judicial Conference established a rate of \$110 per hour for services performed from September 1, 2013 to February 28, 2014, and a rate of \$126 per hour for services performed from March 1, 2014 to the present. The first entry in the time sheets submitted by Plaintiffs is dated September 3, 2013, and Plaintiffs seek fees for their counsel's services through the filing of their attorney's fees reply brief on May 23, 2014.⁴ Therefore, Plaintiffs have shown they are entitled to a baseline rate of \$110 per hour for their counsel's services prior to March 1, 2014, and \$126 per hour for their counsel's subsequent services.⁵

Plaintiffs further argue that the maximum PLRA multiplier (150%) should be applied to their counsel's baseline hourly rates, since similarly experienced attorneys in the Eastern District of California have received between \$350 and \$450 per hour under § 1988. Defendants counter, arguing in a conclusory manner that it would be inequitable to award the maximum multiplier for Plaintiffs' counsel's services.

*9 Under the loadstar method, the reasonable hourly rate is "calculated according to the prevailing market rates in the relevant legal community, and the general rule is that the rates of attorneys practicing in the forum district, here the Eastern District of California ... are used." *Gates*, 987 F.2d at 1405 (citation omitted). "Within this geographic community, the district court should 'tak[e] into consideration the experience, skill, and reputation of the attorney' " *Gonzalez*, 729 F.3d at 1205 (first alteration in original) (quoting *Dang v. Cross*, 422 F.3d 800, 813

(9th Cir.2005)).

“ ‘[T]he burden is on the fee applicant to produce satisfactory evidence ... that the requested rates are in line with those prevailing in the community for similar services by lawyers of reasonably comparable skill, experience and reputation.’ ” *Camacho v. Bridgeport Fin., Inc.*, 523 F.3d 973, 980 (9th Cir.2008) (quoting *Blum v. Stenson*, 465 U.S. 886, 895 n. 11 (1984)). “Affidavits of the plaintiffs’ attorney and other attorneys regarding prevailing fees in the community, and rate determinations in other cases ... are satisfactory evidence of the prevailing market rate.” *United Steelworkers of Am. v. Phelps Dodge Corp.*, 896 F.2d 403, 407 (9th Cir.1990); see also *Ingram v. Oroudjian*, 647 F.3d 925, 928 (9th Cir.2011) (indicating a district court may “rely on its own familiarity with the legal market” in determining a reasonable hourly rate); *Moreno*, 534 F.3d at 1115 (“District judges can ... consider the fees awarded by other judges in the same locality in similar cases.”).

Plaintiffs argue the maximum PLRA multiplier of 150% should be applied to the baseline hourly rates for their counsel’s services. This would entitle Plaintiffs to a \$165 hourly rate for Plaintiffs’ counsel’s services prior to March 1, 2014, and an \$189 hourly rate for Plaintiffs’ counsel’s subsequent services. Plaintiffs argue these hourly rates are reasonable, since in a civil rights case captioned *Hunter v. Cnty. of Sacramento*, a case that was not governed by the PLRA, the Court concluded a \$350 hourly rate was reasonable for an attorney with experience comparable to Plaintiffs’ counsel’s experience. 2:06–CV–00457–GEB, 2013 WL 5597134, at *8 (E.D.Cal. Oct. 11, 2013). Defendants counter with the conclusory argument that it would be inequitable to award Plaintiffs the maximum PLRA multiplier; however, this argument fails to rebut Plaintiffs’ reasonable hourly rate evidence. Plaintiffs have shown that it is reasonable to apply the maximum PLRA multiplier for their counsel’s services.

Plaintiffs further argue they are entitled to the maximum PLRA hourly rate for hours billed by the law students. Plaintiffs submit a declaration from Andrew Bluth, an attorney at Pillsbury Winthrop Shaw Pittman LLP (“Pillsbury”) in support of this argument. Bluth avers that law students at his firm bill \$315 per hour. Defendants counter that Plaintiffs have not shown what Bluth avers is relevant to the determination of the law student fees in this action, since Bluth does not describe the nature of the services the law students rendered for Pillsbury and how those services compare to the services rendered by the

law students in this action. Defendants further argue that law students at Pillsbury bill a higher hourly rate than law students have received under § 1988 in recent cases in the Eastern District of California.

***10** Bluth’s averments lack an explanation of the complexity of the matters on which law students worked at Pillsbury and therefore do not demonstrate that the hourly rates billed by law students at the Pillsbury firm are for services comparable to the services at issue. Further, recent decisions in the Eastern District of California have awarded § 1988 fees for services rendered by law clerks, including those who graduated from law school, at hourly rates between \$100 and \$125. See *Miller v. Schmitz*, 1:12–CV–00137–LJO, 2014 WL 642729, at *4 (E.D.Cal. Feb. 18, 2014) (setting hourly rate for law clerk who graduated from law school at \$100 per hour); *Hall v. City of Fairfield*, 2:10–CV0508 DAD, 2014 WL 1286001, at *8 (E.D.Cal. Mar. 31, 2014) (same at \$125 per hour).

In light of the baseline PLRA rates applicable to Plaintiffs’ counsel and the lack of evidence in the record concerning the experience and expertise of the law students, Plaintiffs have not shown that the law students’ hourly rate should be approximately the same as their counsel’s PLRA baseline rates of \$110 per hour for services performed from September 1, 2013 to February 28, 2014, and \$126 per hour for services performed from March 1, 2014 to the present. See *Camacho*, 523 F.3d at 980 (“ ‘[T]he burden is on the fee applicant to produce satisfactory evidence ... that the requested rates are in line with those prevailing in the community’ ”); cf. *Borunda v. Richmond*, 885 F.2d 1384, 1392 (9th Cir.1988) (“We have ... denied section 1988 fees on appeal ... because counsel failed to adequately brief the issues he presented, thereby requiring the court to engage in independent research.”) Nor does any cited case from the relevant community contain information justifying what the law students’ rate should be in this case. However, it is presumed that a lower hourly rate should apply to the law students’ to account for their lack of expertise. See *Barjon v. Dalton*, 132 F.3d 496, 503 (9th Cir.1997) (“presume [ing]” that an attorney reduced the value of a request for “law clerk costs” “to account for her law clerk’s lack of experience and expertise.”) Therefore, the reasonable hourly rate for the law students is one half of the PLRA baseline rates applicable to this action: \$55 per hour for services performed from September 1, 2013 to February 28, 2014, and \$63 per hour for services performed from March 1, 2014 to the present.

v. Whether Adjustment to the Loadstar is Warranted

Defendants argue that the loadstar figure should be adjusted downward, contending “[P]laintiff achieved only limited success” in opposing Defendants’ motion to terminate. (Defs.’ Opp’n, 4:20–22 (quoting *Hunter v. Cnty. of Sacramento*, C2:06–CV–00457–GEB, 2013 WL 5597134, at *7 (E.D.Cal. Oct. 11, 2013).) Specifically, Defendants contend Plaintiffs attempted to expand the scope of the consent decree and “were successful in none of their efforts” to do so. (Defs.’ Opp’n 4:4–5.) However, PLRA limits the fees recoverable by Plaintiffs to those that are “proportionately related to the court ordered relief for [a proven civil rights] violation[] or ... directly and reasonably incurred in enforcing the relief ordered for violation.” §§ 1997e (d)(1)(B) (i)-(ii). Defendants do not address this statutory restriction on fees in this portion of their opposition. Therefore, Defendants’ argument is unpersuasive.

vi. Whether Travel Expenses Should be Reimbursed

*11 Plaintiffs also seek reimbursement for their counsel and law students’ travel expenses. Defendants do not oppose this portion of the motion.

Section 1988 “allows for recovery of reasonable out-of-pocket expenses,” including travel costs, so long as they were “reasonably expended.” *Woods v. Carey*, 722 F.3d 1177, 1180 (9th Cir.2013). However, Plaintiffs have not addressed whether the PLRA’s fee limitation, prescribed in §§ 1997e (d)(1)(A)-(B), restricts the travel expenses they may recover. *See* §§ 1997e (d)(1)(B)(i)-(ii) (stating “fee[s] [must be] proportionately related to the court ordered relief for [a proven civil rights] violation; or ... directly and reasonably incurred in enforcing the relief ordered for violation.”). Therefore, Plaintiffs have not shown they should be reimbursed for travel expenses not shown to concern the aforementioned pertinent portions of the consent decree.

Plaintiffs seek the following reimbursements for travel expenses:

Date	Destination	Mileage	Rate	Amount	Notes
09/20/13	Marysville	98	56.5	55.37	
09/26/13	Sacramento	33	56.5	18.64	Hearing on motion to terminate consent decree
10/21/13	Marysville	98	56.5	55.37	
10/22/13	San Bruno	164	56.5	92.66	National Archives to research Hedrick court case file

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			5		
11/12/13	Sacramento	37	5 6 . 5	20.9 0	Meeting at Mexican Consulate
11/25/13	Marysville	98	5 6 . 5	55.3 7	
12/06/13	Marysville	98	5 6 . 5	55.3 7	
01/17/14	Marysville	98	5 6 . 0	54.8 8	
01/31/14	Lower Lake	208	5 6 . 0	116. 48	Konocti Conservation Camp, t o meet with inmate Perry
02/11/14	Marysville	98	5 6 . 0	54.8 8	
02/14/14	Marysville	98	5 6 . 0	54.8 8	Students picked up documents i n response to RFP
02/18/14	Marysville	98	5 6 . 0	54.8 8	

02/25/14	Marysville	98	5	54.8
			6	8
			.	
			0	
Total				744. 56

Plaintiffs have not shown that the October 21, 2013 visit to Marysville should be reimbursed, since Plaintiffs do not seek attorney's fees for services performed during this visit and Plaintiffs' counsel declares that during the visit counsel and law students attempted to "obtain ... files ... from [Plaintiffs'] previous counsel," a service for which Plaintiffs' counsel "would not bill a paying client." (Decl. of Carter White in Support of Pls.' Mot. ¶ 12, ECF No. 139–2.) Plaintiffs have failed to explain whether the meeting at the Mexican Consulate concerns the relevant portions of the consent decree. Further, Plaintiffs have not shown that the meeting with inmate Perry concerns the relevant portions of the consent decree since the filed Perry declarations do not concern access to legal materials or female participation in the Jail's trusty program. (Decl. of Patrick Perry, ECF 133–1.) Moreover, review of the law student billing records indicates that Plaintiffs have not shown that the visits to the Jail on December 6, 2013, January 17, 2014, February 11, 2014, February 18, 2014, and February 25, 2014, concerned relevant portions of the consent decree. Therefore, Plaintiffs have not shown these travel expenses are compensable.

vii. Whether Plaintiffs Are Awarded Fees for Time Expended on The Fee Motion

*12 Plaintiffs also seek fees for the hours their counsel expended composing the opening and reply briefs for the attorney's fees motion. However, Plaintiffs have not submitted any evidence concerning the number of hours their counsel expended on these tasks. Therefore, this

portion of the motion is denied. *See Gates*, 987 F.2d at 1397 ("The fee applicant ... must submit evidence in support of those hours worked.").

viii. Whether Plaintiffs Are Awarded Interest on Their Fee Award

Plaintiffs seek an award of interest on their fee award, arguing interest should begin accruing the date on which the fee award order issues. Defendants do not oppose this portion of the motion. Since a party may recover interest on a § 1988 fee award, this portion of the motion is granted. *See Spain v. Mountanos*, 690 F.2d 742, 748 (9th Cir.1982) (holding that interest may be awarded on § 1988 attorney's fees); *Jones v. Cnty. of Sacramento*, CIV S–09–1025 DAD, 2011 WL 3584332, at *19 (E.D.Cal. Aug. 12, 2011) (holding that "interest will begin accruing on plaintiff's award of fees on the date of this order. ...")

ix. Total Attorney's Fees Award

For the stated reasons, Plaintiffs' motion for attorney's fees is granted in part. The total attorney's fees award is: \$7,826.60. The award is calculated as follows:

Total

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	9/3/2013–2/28/2014		3/1/2013–5/23/2014		
	Hours	R a t e	Hou rs	R a t e	
Plaintiffs' Counsel	7.8	\$ 1 6 5	.375	\$ 1 8 9	\$1357.88
Law Students	108.34	\$ 5 5	3.7	\$ 6 3	\$6,191.80
Travel Expenses					\$276.92
Total					\$7,826.60

APPENDIX 1

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
55441	TIME 9/3/2013	Berne, Cody Hedrick	0.20 0.00 0.00	211.50 U	42.30
	Review second half of consent decree				
55442	TIME 9/3/2013	Berne, Cody Hedrick	0.15 0.00 0.00	211.50 U	31.73
	Write note about potential issues and areas needing additional research				
55443	TIME 9/3/2013	Berne, Cody Hedrick	0.35 0.00 0.00	211.50 U	74.03
	Review materials on Yuba County jail website including sheriff's message and sheriff's response				
55444	TIME 9/4/2013	Berne, Cody Hedrick	0.55 0.00 0.00	211.50 U	116.33
	Review PLRA document from Boston and write notes				
55445	TIME 9/4/2013	Berne, Cody Hedrick	1.00 0.00 0.00	211.50 U	211.50
	Meet with White and Sullivan and discuss Hedrick assignment				
55446	TIME 9/4/2013	Berne, Cody Hedrick	0.10 0.00 0.00	211.50 U	21.15
	Discuss Hedrick assignment with Sullivan re initial assignment on motion in opposition				
55447	TIME 9/5/2013	Berne, Cody Hedrick	0.70 0.00 0.00	211.50 U	148.05
	Log on to clinic computers; work with Taylor to access files on G: drive; copy Hedrick files from G: drive				
55448	TIME 9/5/2013	Berne, Cody Hedrick	1.50 0.00 0.00	211.50 U	317.25
	Review notes from 09/04 meeting with White and Sullivan; research Rule 60 motion; research PLRA in Boston document; research 18 USC 3628 re				

2.7 2.85

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
55449	TIME 9/5/2013	Berne, Cody Hedrick	0.05 0.00 0.00	211.50 U	10.58
	definitions; research ICE materials on Internet for information on Yuba County jail; print Agyeman and Andrews cases				
55450	TIME 9/5/2013	Berne, Cody Hedrick	0.10 0.00 0.00	211.50 U	21.15
	Discuss tasks for opposition to terminate motion memo with Sullivan				
55451	TIME 9/5/2013	Berne, Cody Hedrick	0.20 0.00 0.00	211.50 U	42.30
	Review Agyeman and Andrews cases re analysis of detainee as prisoner under PLRA				
55452	TIME 9/6/2013	Berne, Cody Hedrick	0.30 0.00 0.00	211.50 U	63.45
	Edit draft of Sullivan's section of motion to terminate response				
55453	TIME 9/6/2013	Berne, Cody Hedrick	0.35 0.00 0.00	211.50 U	74.03
	Use Yuba jail website to research who is an immigrant detainee				
55454	TIME 9/6/2013	Berne, Cody Hedrick	0.40 0.00 0.00	211.50 U	84.60
	Email with White re number of immigrant detainees at the jail and ways to calculate the number; six emails related to this issue				
55455	TIME 9/6/2013	Berne, Cody Hedrick	1.45 0.00 0.00	211.50 U	306.68
	Research/read Agyeman and Andrews cases re application of PLRA to non-prisoners; shepardize cases				

2.7 2.7

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Slip ID	Dates and Time	User Activity	Client Reference	Units DNB Time Est. Variance	Rate Rate Info Bill Status	Slip Value
55456	TIME 9/5/2013	Berne, Cody Review Hedrick		0.45 0.00 0.00	211.50 U	95.18
Locate and review Yuba GJ reports about jail						
55457	TIME 9/5/2013	Berne, Cody Draft Hedrick		4.60 0.00 0.00	211.50 U	972.90
Begin to draft memo in opposition to Vacek's motion to terminate; finish first draft of section re ICE detainees are not prisoners						
55458	TIME 9/5/2013	Berne, Cody Review Hedrick		0.70 0.00 0.00	211.50 U	148.05
Finish reading Agreman opinion and dissent; write notes about both cases						
55459	TIME 9/5/2013	Berne, Cody Review Hedrick		0.60 0.00 0.00	211.50 U	126.90
Finish reading Andrews opinion and dissent and write notes about case						
55460	TIME 9/7/2013	Berne, Cody Review Hedrick		0.40 0.00 0.00	211.50 U	84.60
Edit my section of the memo to reflect more info learned about 9th Cir approach to PLRA and non prisoners						
55461	TIME 9/7/2013	Berne, Cody Review Hedrick		0.55 0.00 0.00	211.50 U	116.33
Cite check memo; review Martinez-Mendez v. Holder re civil violation for illegal aliens to be in US						
55462	TIME 9/7/2013	Berne, Cody Research Hedrick		0.25 0.00 0.00	211.50 U	52.88
Research for California Code of Regulations not giving more protections than consent decree						

7.55 7.55

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Slip ID	Dates and Time	User Activity	Client Reference	Units DNB Time Est. Variance	Rate Rate Info Bill Status	Slip Value
55463	TIME 9/7/2013	Berne, Cody Review Hedrick		1.45 0.00 0.00	211.50 U	306.68
Revise memo to reflect research above						
55464	TIME 9/7/2013	Berne, Cody Review Hedrick		0.90 0.00 0.00	211.50 U	190.35
Review past GJ reports for analysis of compliance w/ consent decree; reports from '13, '12, '11, '10; begin drafting section of memo to reflect this						
55465	TIME 9/7/2013	Berne, Cody Review Hedrick		1.50 0.00 0.00	211.50 U	317.25
Review CCRs for local detention facility info; identify inconsistencies between the consent decree and GJ reports; begin to draft section of memo covering this						
55466	TIME 9/7/2013	Berne, Cody Review Hedrick		0.25 0.00 0.00	211.50 U	52.88
Proof and edit these new memo sections						
55467	TIME 9/7/2013	Berne, Cody Review Hedrick		0.35 0.00 0.00	211.50 U	74.03
Cite check and edit these memo sections a second time						
55468	TIME 9/7/2013	Berne, Cody Review Hedrick		0.30 0.00 0.00	211.50 U	63.45
Review ABA 2003 report on the jail and newspaper article about the consent decree suit sent by Suliman						
55469	TIME 9/8/2013	Berne, Cody Review Hedrick		0.70 0.00 0.00	211.50 U	148.05
Proof and revise entire memo thus far						
55470	TIME 9/8/2013	Berne, Cody Review Hedrick		0.50 0.00 0.00	211.50 U	105.75

3.35 5.95

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Slip ID	Dates and Time Posting Status	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Info Bill Status	Slip Value
	Describe partner motion, edit my portion of the motion, sent motion in to CW		0.00		
55536	TIME 9/9/2013	Sullivan, M. Review Hedrick	0.40 0.00 0.00	211.50 U	85.60
	Read first motion reply submitted by CW		0.00		
55584	TIME 9/10/2013	Berne, Cody Conf Hedrick	0.40 0.00 0.00 0.00	211.50 U	84.60
	Email White re opposition motion; review Vascek motion; research Rule 230c.				
55585	TIME 9/10/2013	Berne, Cody Research Hedrick	0.15 0.00 0.00 0.00	211.50 U	31.73
	Research opposition arguments to our motion				
55596	TIME 9/10/2013	Berne, Cody Research Hedrick	0.85 0.00 0.00	211.50 U	137.46
	Research R 60b5; review Rufo v Inmates of Suffolk County re amending consent decree				
55567	TIME 9/10/2013	Berne, Cody Review Hedrick	0.40 0.00 0.00	211.50 U	84.60
	Review article Kaleidoscopic Consent Decrees re PLRA and crt power to modify/terminate consent decree				
55588	TIME 9/10/2013	Berne, Cody Research Hedrick	0.70 0.00 0.00 0.00	211.50 U	148.05
	Google and westlaw searches of immigrant detainees, PLRA and consent decree, and research consequences of consent decree termination				
55569	TIME 9/10/2013	Berne, Cody Review Hedrick	0.10 0.00 0.00 0.00	211.50 U	21.15
	Review consent decree re court role in monitoring;				

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Slip ID	Dates and Time	User Activity	Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
55570	TIME 9/10/2013	Berne, Cody Conf Hedrick		0.10 0.00 0.00	211.50 U	21.15
Email Mitch re agenda for tomorrow's meeting with White						
55571	TIME 9/11/2013	Berne, Cody Meeting Hedrick		0.25 0.00 0.00	211.50 U	52.88
Meet with Mitch before meeting re opposition motion						
55572	TIME 9/11/2013	Berne, Cody Meeting Hedrick		1.00 0.00 0.00	211.50 U	211.50
Meeting with White re case status						
55573	TIME 9/12/2013	Berne, Cody Review Hedrick		0.25 0.00 0.00	211.50 U	52.88
Review email from White re Hedrick critiques to memo; compare drafts with final						
55574	TIME 9/12/2013	Berne, Cody Research Hedrick		1.20 0.00 0.00	211.50 U	253.80
Research decrees and PLRA in westlaw; read Rights of Prisoners Ch 17 by Mushlin; read Benjamin v Fraser, Carty v Farrelly, and briefly review other case search results						
55575	TIME 9/12/2013	Berne, Cody Research Hedrick		0.05 0.00 0.00	211.50 U	10.58
Research cites to headnote 6 in Vazquez v Carver re immigrants as prisoners under PLRA						
55576	TIME 9/12/2013	Berne, Cody Review Hedrick		1.40 0.00 0.00	211.50 U	296.10
Keycite headnote 6 above, review Clark v California, Hallitt v Morgan, Miller v French						
55577	TIME 9/13/2013	Berne, Cody Research Hedrick		2.15 0.00 0.00	211.50 U	454.73
PACER search re other cases involving						

4.8

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Slip ID	Dates and Time	User Activity	Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
55578	TIME 9/13/2013	Berne, Cody Research Hedrick		0.25 0.00 0.00	211.50 U	52.88
County and constitutional violations, made it thru Yuba County Jail hyperlink when Yuba searched in PACER business name field; create chart recording results of case analysis						
55579	TIME 9/13/2013	Berne, Cody Research Hedrick		0.20 0.00 0.00	211.50 U	63.45
PACER thru second Yuba County Jail link						
55580	TIME 9/13/2013	Berne, Cody Research Hedrick		0.75 0.00 0.00	211.50 U	158.63
PACER thru Yuba County Sheriff link, Yuba County Sheriff Department						
55581	TIME 9/14/2013	Berne, Cody Research Hedrick		0.46 0.00 0.00	211.50 U	95.18
PACER thru more Yuba County Sheriff's Office, Yuba County Sheriff Steve Durlor						
55582	TIME 9/14/2013	Berne, Cody Research Hedrick		1.20 0.00 0.00	211.50 U	253.80
PACER thru Yuba County Sheriff's Office, Yuba County Sheriff's Department, Yuba County Sheriff's Department, Yuba County Jail [ap intended]; search google re suits against Yuba jail; complete PACER research chart						
55583	TIME 9/14/2013	Berne, Cody Conf Hedrick		0.30 0.00 0.00	211.50 U	63.45
Email Mitch re Yuba PACER research above; sent chart, saved docs from PACER on thumb drive to be copied to CRC G: drive						

vague

dup.

2.65

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Slip ID	Dates and Time	User Activity	Units	Rate	Slip Value
Posting Status	Description	Client Reference	DNB Time Est. Time Variance	Rate Info Bill Status	
55618	TIME 9/12/2013	Suliman, M. Review Hedrick	0.40 0.00 0.00	211.50 U	84.60
Reviewed motion edits and final motion submitted to court					
55619	TIME 9/15/2013	Suliman, M. Research Hedrick	2.00 0.00 0.00	211.50 U	423.00
Researched constitutional violations in Yuba County Jail using PACER system					
55620	TIME 9/18/2013	Suliman, M. Review Hedrick	1.00 0.00 0.00	211.50 U	211.50
Reviewed partners research regarding constitutional violations in Yuba County Jail					
55647	TIME 9/18/2013	Berne, Cody Review Hedrick	0.20 0.00 0.00	211.50 U	42.30
Review emails from White, Mitch re rescheduled Hedrick meeting and issues in Hedrick, reply w/ availability and additional questions					
55648	TIME 9/18/2013	Berne, Cody Conf Hedrick	0.15 0.00 0.00	211.50 U	31.73
Email White PACER search results and brief message re helpful cases located via PACER					
55649	TIME 9/18/2013	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15
Emails w/ White re contacting parties involved in litigation against Yuba					
55650	TIME 9/18/2013	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15
Email Taylor re requesting form letter for inmate contacts					
55651	TIME 9/18/2013	Berne, Cody Research Hedrick	0.25 0.00 0.00	211.50 U	52.88
Use CDCR inmate locator to find Perry,					

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Slip ID	Dates and Time	User Activity	Units	Rate	Slip Value
Posting Status	Description	Client Reference	DNB Time Est. Time Variance	Rate Info Bill Status	
55652	TIME 9/19/2013	Berne, Cody Research Hedrick	0.80 0.00 0.00	211.50 U	169.20
create task list to organize next steps in Hedrick					
55653	TIME 9/19/2013	Berne, Cody Review Hedrick	0.25 0.00 0.00	211.50 U	52.88
Copy Hedrick PACER downloads and chart to G: drive; review files in other Yuba County Cases folder on G: drive					
55654	TIME 9/19/2013	Berne, Cody Review Hedrick	0.05 0.00 0.00	211.50 U	10.58
Review Hedrick docs in memos and notes folder					
55655	TIME 9/19/2013	Berne, Cody Review Hedrick	0.25 0.00 0.00	211.50 U	52.88
Review Hedrick docs from CDRA, copy to thumbdrive; read pg28-29 of consent decree; review letters folder in G: drive					
55656	TIME 9/19/2013	Berne, Cody Review Hedrick	0.85 0.00 0.00	211.50 U	137.48
Review example declarations posted to Smartsite, research Rule 50, R27a4					
55657	TIME 9/19/2013	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15
Email from White re discovery questions we should pursue					
55658	TIME 9/19/2013	Berne, Cody Meeting Hedrick	0.60 0.00 0.00	211.50 U	106.75
Meet w/ White re Hedrick hearing next week					

1.2

.95

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
55659	TIME 9/19/2013	Berne, Cody Prepare Hedrick	0.60 0.00 0.00	211.50 U	126.90
Print files, chart, motion, for use at jail meeting tomorrow; check Immigration Clinic letters against people still at Yuba Jail; update to do list, speak briefly w/ Mitch about jail interviews tomorrow					
55660	TIME 9/20/2013	Berne, Cody Review Hedrick	0.60 0.00 0.00	211.50 U	126.90
Review my section of response motion review Agyeman v. INS					
55662	TIME 9/21/2013	Berne, Cody Conf Hedrick	0.30 0.00 0.00	211.50 U	63.45
Email w/ White re 8th Amend issues in Perry claim; re grievance procedure in jail manual					
55663	TIME 9/21/2013	Berne, Cody Draft Hedrick	0.40 0.00 0.00	211.50 U	84.60
Create discovery wish list, email to White and Mitch					
55664	TIME 9/21/2013	Berne, Cody Draft Hedrick	0.60 0.00 0.00	211.50 U	126.90
Draft memo re re-read with memo Corona-Chevez at jail					
55665	TIME 9/21/2013	Berne, Cody Review Hedrick	1.30 0.00 0.00	211.50 U	274.95
Re-read Vacek motion; re read and outline my section of response; review Andrews and Agyeman cases.					
55666	TIME 9/21/2013	Berne, Cody Review Hedrick	0.55 0.00 0.00	211.50 U	116.33
Review ICE detention standards re library access, materials; finish argument outline and review argument outline					

2.45 3.35

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
55732	TIME 9/19/2013	Suliman, M. Meeting Hedrick	0.60 0.00 0.00	211.50 U	105.75
Weekly Meeting with CW					
55734	TIME 9/19/2013	Suliman, M. Review Hedrick	0.60 0.00 0.00	211.50 U	190.35
Reading case files & letters for potential inmates to interview at Yuba Jail					
55735	TIME 9/20/2013	Suliman, M. Meeting Hedrick	6.00 0.00 0.00	211.50 U	1269.00
Yuba County Jail Visit					
55820	TIME 9/24/2013	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15
Check clinic email; email Mitch re task list for Hedrick meeting tomorrow					
55821	TIME 9/24/2013	Berne, Cody Meeting Hedrick	0.65 0.00 0.00	211.50 U	137.48
Practice oral argument for motion set for Thursday					
55822	TIME 9/24/2013	Berne, Cody Research Hedrick	0.20 0.00 0.00	211.50 U	42.30
Research Judge Burrell background and reputation using google					
55823	TIME 9/25/2013	Berne, Cody Review Hedrick	0.70 0.00 0.00	211.50 U	148.05
Reread Vacek motion to terminate; reread our response motion; review 28 USC 1915 and recreation privileges protected by the consent decree					
55824	TIME 9/25/2013	Berne, Cody Prepare Hedrick	0.15 0.00 0.00	211.50 U	31.73
Copy files to G: drive; photo copy present decree; begin 16 outline argument for hearing					

4.84 8.25

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
55825	TIME 9/25/2013	Berne, Cody Conf Hedrick	1.55 0.00 0.00	211.50 U	348.98
Email from Mitch re meeting agenda; review letters in redacted complaints from CLRA; begin review of docs in CRLA extra copies folder; speak w/ White about potential issues at hearing tomorrow					
55826	TIME 9/25/2013	Berne, Cody Meeting Hedrick	1.00 0.00 0.00	211.50 U	211.50
Meet w/ White and Mitch re Hedrick hearing tomorrow					
55827	TIME 9/25/2013	Berne, Cody Conf Hedrick	0.05 0.00 0.00	211.50 U	10.58
Discuss hearing tomorrow w/ Mitch					
55828	TIME 9/25/2013	Berne, Cody Prepare Hedrick	0.25 0.00 0.00	211.50 U	52.88
Photocopy consent decree for Mitch; review first part of consent decree					
55829	TIME 9/25/2013	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15
Emails from White, Mitch re hearing tomorrow					
55830	TIME 9/25/2013	Berne, Cody Prepare Hedrick	0.95 0.00 0.00	211.50 U	200.93
Prepare for argument; review jail handbook					
55831	TIME 9/26/2013	Berne, Cody Travel Hedrick	1.55 0.00 0.00	211.50 U	348.98
Commute to court; morning preparation for the hearing; meet w/ White and Mitch before the hearing					
55832	TIME 9/26/2013	Berne, Cody Hearing Hedrick	1.50 0.00 0.00	211.50 U	317.25
Hearing on motion before Judge Burrell					

5.2 5.2

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
55833	TIME 9/28/2013	Berne, Cody Travel Hedrick	0.40 0.00 0.00	211.50 U	84.60
Walk to car and commute home from hearing					
55834	TIME 9/28/2013	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15
Email w/ White and Mitch re Hedrick visits w/ inmates					
55835	TIME 9/27/2013	Berne, Cody Review Hedrick	0.45 0.00 0.00	211.50 U	95.18
Read Lin memo re attorney/client visits and read brief filed in Nevada County Superior court re this issue					
55836	TIME 9/27/2013	Berne, Cody Review Hedrick	1.10 0.00 0.00	211.50 U	232.65
Review Hedrick pleadings docket numbers 57, 58, 77; compare 57 consent decree to 109 and 110 consent decree; update RFP/INT thoughts					
55899	EXP 9/20/2013	CRC Hedrick	1	61.02	61.02
Mileage to conduct client research at Yuba County Jail					
55903	TIME 9/23/2013	Suliman, M. Research Hedrick	4.00 0.00 0.00	211.50 U	846.00
Develop outline of Oral Argument, re-read all motions submitted, research J. Burrell background, case disposition, study the case in preparation for oral argument					
55904	TIME 9/24/2013	Suliman, M. Prepare Hedrick	1.70 0.00 0.00	211.50 U	359.55
Anticipate questions that could be asked by the Judge, anticipate					

6.8 6.9

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Slip ID	Dates and Time	User Activity	Units	Rate	Slip Value
Posting Status	Description	Client Reference	DNB Time Est. Time Variance	Rate Info Bill Status	
	responses/argument by opposing counsel				
55905	TIME 9/25/2013	Sullivan, M. Prepare Hedrick	3.00 0.00 0.00	211.50 U	634.50
	Study Oral Argument material (consent decree, outline), Rehearse Oral Argument				
55906	TIME 9/26/2013	Sullivan, M. Hearing Hedrick	4.00 0.00 0.00	211.50 U	846.00
	Oral Argument in Federal Court (include preparation the morning of and full time spent in court)				
55946	TIME 9/30/2013	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15
	Emails from Mitch and White re Hubbard release petition				
55947	TIME 10/1/2013	Berne, Cody Research Hedrick	3.25 0.00 0.00	211.50 U	687.38
	Research for cases and claims about constitutional violations at jails; review Padron v. ICE; review WA Post article called Careless Detention re ICE detainees; review Bell v. Wolfish; search for DOJ investigations of jails				
55948	TIME 10/1/2013	Berne, Cody Conf Hedrick	0.05 0.00 0.00	211.50 U	10.58
	Email Mitch about task list for Hedrick meeting				
55949	TIME 10/1/2013	Berne, Cody Revise Hedrick	0.20 0.00 0.00	211.50 U	42.30
	Update list of ideas for RFP and INT				
55950	TIME 10/1/2013	Berne, Cody Research Hedrick	0.40 0.00 0.00	211.50 U	84.60
	Research secondary sources re conditions of confinement for pretrial and ICE detainees				

10.65

10.65

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Slip ID	Dates and Time	User Activity	Units	Rate	Slip Value
Posting Status	Description	Client Reference	DNB Time Est. Time Variance	Rate Info Bill Status	
55951	TIME 10/1/2013	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15
	Email Mitch Bell case and link to WA Post series				
55952	TIME 10/1/2013	Berne, Cody Conf Hedrick	0.05 0.00 0.00	211.60 U	10.55
	Email and print task list and RFP/INT updates				
55953	TIME 10/1/2013	Berne, Cody Review Hedrick	0.80 0.00 0.00	211.50 U	169.20
	Review Ashby deposition in Hedrick file to pg 45				
55954	TIME 10/1/2013	Berne, Cody Conf Hedrick	2.25 0.00 0.00	211.50 U	475.88
	Discuss w/ White class membership; contact clerk's office at ED to locate files; review Dkt 57 to 77 for info about class membership, and any modifications to consent decree; draft email to Vacek re stipulation to dkt 57 as original copy of consent decree; speak w/ Taylor re calendaring and file locations				
55955	TIME 10/2/2013	Berne, Cody Conf Hedrick	0.06 0.00 0.00	211.50 U	10.58
	Email Taylor Hedrick scheduling dates				
55956	TIME 10/2/2013	Berne, Cody Meeting Hedrick	1.00 0.00 0.00	211.50 U	211.50
	Weekly Hedrick meeting w/ White and MS				
55957	TIME 10/2/2013	Berne, Cody Conf Hedrick	0.05 0.00 0.00	211.50 U	10.58
	Discuss work distribution w/ Mitch after meeting				
55958	TIME 10/3/2013	Berne, Cody Conf Hedrick	0.55 0.00 0.00	211.50 U	116.33

2.3

3.65

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Slip ID	Dates and Time	User	Activity	Units	Rate	Slip Value
Posting Status	Description	Client Reference	DNB Time	Est. Time	Bill Status	
	Phone call from Becky at clerk's office re obtaining records; email White re this issue, and search National Archives for Hedrick records		0.00			
55959	TIME 10/3/2013	Berne, Cody	Conf	0.15	211.50	31.73
	Second call from clerk's office, call National Archives and left message re obtaining files	Hedrick	0.00			
55960	TIME 10/3/2013	Berne, Cody	Conf	0.05	211.50	10.58
	Emails from White re Hubbard status and Burrell minute order	Hedrick	0.00			
55961	TIME 10/4/2013	Berne, Cody	Review	0.60	211.50	126.90
	Review email from White re RFP, INT, and tasks for this week; download docs re RFP and Manton sample RFP; research re lawyer obligation to give file to new lawyer; review ethics opinions re this issue sent by White	Hedrick	0.00			
55962	TIME 10/4/2013	Berne, Cody	Research	3.10	211.50	655.65
	Research Newberg Class Actions re CLRA duty to give us the file; research CalJur and Westlegions generally for same issue; begin to write cycle and argument in support of CLRA giving us all files; email draft to MS	Hedrick	0.00			
55963	TIME 10/4/2013	Berne, Cody	Draft	0.55	211.50	116.33
	Finalize draft; research for more current case law in support of argument; review Rutter Guide for attorney obligations upon termination of representation	Hedrick	0.00			
55964	TIME 10/4/2013	Berne, Cody	Conf	1.40	211.50	296.10
	Email from MS re CLRA production	Hedrick	0.00			

0 = 15

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Slip ID	Dates and Time	User	Activity	Units	Rate	Slip Value
Posting Status	Description	Client Reference	DNB Time	Est. Time	Bill Status	
	and RFP; edit RFP and email reply to MS; review rules cited in RFP; research Yuba Sheriff's Annual Reports for other RFP ideas; review FRCP 34, review Rutter Guide re FRCP 34					
55965	TIME 10/5/2013	Berne, Cody	Review	0.60	211.50	126.90
	Re-read and check draft order, fix problems w/ CRIC thru doctive; email order to White	Hedrick	0.00			
55966	TIME 10/5/2013	Berne, Cody	Conf	0.35	211.50	116.33
	Write letter to Perry asking to meet and discuss his past complaint against Yuba Jail; emailed to Cappy for edits	Hedrick	0.00			
56020	TIME 10/3/2013	Suliman, M.	Research	3.20	211.50	676.80
	Researched RFPs and reviewed different drafts of RFPs in preparation to write one	Hedrick	0.00			
56021	TIME 10/4/2013	Suliman, M.	Draft	5.55		
	Wrote the Draft of the RFP	Hedrick	0.00			
56022	TIME 10/6/2013	Suliman, M.	Revise	0.75	211.50	158.63
	Edited the RFP and prepared it for final submission	Hedrick	0.00			
56040	TIME 10/7/2013	Berne, Cody	Review	0.35	211.50	74.03
	Review RFP from Mitch a second time reply to Mitch's email re RFP	Hedrick	0.00			
56041	TIME 10/8/2013	Berne, Cody	Conf	0.05	211.50	10.58
	Email from White re letter to Perry	Hedrick	0.00			

4.02 = 10.45

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value	
56042	TIME 10/9/2013	Berne, Cody Conf Hedrick	0.05 0.00 0.00	211.50 U	10.58	case conf.
	Email from Mitch re task list for tomorrow's meeting					
56043	TIME 10/9/2013	Berne, Cody Conf Hedrick	0.65 0.00 0.00	211.50 U	137.48	clerk
	Review and print letter to Perry; work w/ Taylor to mail letter					
56044	TIME 10/9/2013	Berne, Cody Conf Hedrick	0.95 0.00 0.00	211.50 U	201.15	not shown to concern relevant portions of decree
	Finish reading Lt. Ashby deposition					
56045	TIME 10/9/2013	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15	case conf.
	Speak w/ Mitch before weekly Hedrick meeting					
56046	TIME 10/10/2013	Berne, Cody Conf Hedrick	1.30 0.00 0.00	211.50 U	274.95	CRLA
	Review Hedrick meeting notes from yesterday; revise letter to CRLA; email revised letter to White and Mitch					
56047	TIME 10/10/2013	Berne, Cody Conf Hedrick	0.20 0.00 0.00	211.50 U	42.30	CRLA
	Email from White re letter to CRLA; review White's edits					
56048	TIME 10/14/2013	Berne, Cody Conf Hedrick	0.55 0.00 0.00	211.50 U	116.58	12.5% shown compensable Total Compensable = .55 x .125 = .07
	Email from MS re updated Hedrick RFP; review updated RFP					
56049	TIME 10/12/2013	Berne, Cody Conf Hedrick	1.20 0.00 0.00	211.50 U	253.80	disc.
	Review RFP and INT files posted to smartj6 for background w/in we get to these steps in Hedrick case					

07 1.5

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value	
56157	TIME 10/11/2013	Sullivan, M. Review Hedrick	2.50 0.00 0.00	211.50 U	528.75	12.5% shown compensable Total Compensable = 2.5 x .125 = .31
	RFP edits and revised for final submission					
56162	TIME 10/14/2013	Berne, Cody Conf Hedrick	2.45 0.00 0.00	211.50 U	518.18	not shown to concern relevant portions of decree
	Read Walls deposition to page 149; read Rule 30, research Judge McBride biography					
56163	TIME 10/15/2013	Berne, Cody Conf Hedrick	0.05 0.00 0.00	211.50 U	10.58	CRLA
	Email from White re CRLA reply letter					
56164	TIME 10/15/2013	Berne, Cody Conf Hedrick	1.75 0.00 0.00	211.50 U	370.13	CRLA
	Emails from Mitch and White re CRLA response and task list for this week; review CRLA letter about providing us files; draft and email task list; draft reply letter to CRLA and email to Mitch and White					
56165	TIME 10/16/2013	Berne, Cody Conf Hedrick	1.45 0.00 0.00	211.50 U	306.68	CRLA
	Finish reading Walls deposition; email to White re trip to CRLA office; speak w/ Taylor re about fleet car; speak w/ White about response to CRLA; research background of Vicki Cody and Irene Jacobs at CRLA; print directions to CRLA office					
56166	TIME 10/16/2013	Berne, Cody Conf Hedrick	2.10 0.00 0.00	211.50 U	444.15	not shown to concern relevant portions of decree
	Review Pellett deposition; research consent decree for whether CRLA's address must be provided to prisoners					
56167	TIME 10/16/2013	Berne, Cody Conf Hedrick	0.90 0.00 0.00	211.50 U	190.35	case conf.
	Review RFP and INT files posted to smartj6 for background w/in we get to these steps in Hedrick case					

31 7.05

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
	Weekly Hedrick meeting w/ White and Mitch		0.00		
56168	10/16/2013 TIME	Berne, Cody Conf Hedrick	0.05 0.00 0.00	211.50 U	10.58 dup.
	Discuss year division w/ Mitch		0.00		
56169	10/16/2013 TIME	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15 CRLA
	Multiple emails from White re CRLA letter; contacts for ACLU		0.00		
56170	10/16/2013 TIME	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15 CRLA
	Email to Taylor re car for drive to CRLA; email White re visit to CRLA		0.00		
56171	10/17/2013 TIME	Berne, Cody Conf Hedrick	0.40 0.00 0.00	211.50 U	84.60
	Emails to National Archives; attempt to locate alternative email address for Archives after address given bounced back repeatedly		0.00		
56172	10/17/2013 TIME	Berne, Cody Review Hedrick	0.20 0.00 0.00		
	Check clinic email, and review notes from Hedrick meeting; research contacts for Yuba Public Defender; leave phone message to have Yuba PD call me		0.00		
56173	10/17/2013 TIME	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15 CRLA
	Email White re bringing copies of prison letters to CRLA office		0.00		
56174	10/17/2013 TIME	Berne, Cody Research Hedrick	0.05 0.00 0.00	211.50 U	10.58 CRLA
	Locate PD's office and CRLA office on my maps		0.00		

of entries = 2 (check email (clerical); review notes from Hedrick meeting (not shown to concern relevant portions of decree))

0.6

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
56175	10/17/2013 TIME	Berne, Cody Conf Hedrick	0.35 0.00 0.00	211.50 U	74.03
	Speak w/ Brian Davis, Yuba County PD, by phone about jail		0.00		
56176	10/17/2013 TIME	Berne, Cody Prepare Hedrick	0.50 0.00 0.00	211.50 U	105.75
	Copy letters from CRLA, organize letters by year; email from Taylor re fleet car for tomorrow		0.00		
56177	10/17/2013 TIME	Berne, Cody Draft Hedrick	0.75 0.00 0.00	211.50 U	158.63
	Write memo to file re conversation with Brian Davis, print memo and email to White and Mitch		0.00		
56178	10/17/2013 TIME	Berne, Cody Conf Hedrick	0.40 0.00 0.00	211.50 U	84.60
	Speak with Melanie Louie at Natl Archives about visit next Tuesday; emailed White and Mitch about possible visit to Archives		0.00		
56179	10/18/2013 TIME	Berne, Cody Review Hedrick	1.10 0.00 0.00	211.50 U	232.65 CRLA
	Review emails from White re CRLA letter; read White's letter; emails from White re visit to Archives and CRLA; review and reply to Louie's email about Archives visit; email Taylor re reserving fleet car for Tuesday visit to Archives		0.00		
56180	10/19/2013 TIME	Berne, Cody Travel Hedrick	0.75 0.00 0.00	211.50 U	158.63 CRLA
	Travel to clinic from home to pick up dogshit sheet from Yaffie before traveling to CRLA on Monday		0.00		
56281	10/15/2013 TIME	Sullivan, M. Rayfield Hedrick	0.50 0.00 0.00	211.50 U	105.76 CRLA
	Review letter from CRLA requesting clinic & confidentiality request		0.00		

1.10 2.0

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Slip ID	Dates and Time Posting Status	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Info Bill Status	Slip Value
56282	TIME 10/15/2013	Sullivan, M. Review Hedrick	0.50 0.00 0.00	211.50 U	105.75
Review letter submitted to CRLA submitting Hedrick files					
56283	TIME 10/16/2013	Sullivan, M. Draft Hedrick	0.80 0.00 0.00	211.50 U	126.90
Drafted and submitted email to ACLU requesting assistance for Yuba County Jail Discovery					
56284	TIME 10/17/2013	Sullivan, M. Review Hedrick	0.45 0.00 0.00	211.50 U	95.18
Read Cody's summary of discussion with Yuba County PD					
56285	TIME 10/18/2013	Sullivan, M. Review Hedrick	0.50 0.00 0.00	211.50 U	105.75
Read and reviewed Prof White's letter response submitted to CRLA					
56286	TIME 10/18/2013	Sullivan, M. Conf Hedrick	0.40 0.00 0.00	211.50 U	84.60
Several emails to Cody/Prof White coordinating visit to Marysville and San Bruno for CRLA/Archives visits					
56287	TIME 10/21/2013	Sullivan, M. Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15
Call to Cody while he was at CRLA for status update					
56288	TIME 10/21/2013	Sullivan, M. Review Hedrick	0.40 0.00 0.00	211.50 U	84.60
Read and reviewed Cody's summary of visit to CRLA					
56289	TIME 10/21/2013	Sullivan, M. Conf Hedrick	0.05 0.00 0.00	211.50 U	10.58
Email Cody to further coordinate visit to San Bruno/National Archives					

8 1.0

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Slip ID	Dates and Time Posting Status	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Info Bill Status	Slip Value
56270	TIME 10/21/2013	Sullivan, M. Review Hedrick	0.15 0.00 0.00	211.50 U	31.73
Review email correspondence between Professor White and CRLA regarding confidentiality agreements and clinic visit today					
56318	TIME 10/21/2013	Berne, Cody Travel Hedrick	4.80 0.00 0.00	211.50 U	1038.35
Pick up fleet car, drive to Marysville and meet w/ V. Cody, speak w/ Cody, call White re issues about obtaining CRLA files; drive back to Davis, return fleet car, and walk to campus					
56319	TIME 10/21/2013	Berne, Cody Conf Hedrick	0.05 0.00 0.00	211.50 U	10.58
Emails to and from Mitch re CRLA and Archives visits					
56320	TIME 10/21/2013	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15
Check emails and letter from CRLA re visit to access CRLA files					
56321	TIME 10/21/2013	Berne, Cody Draft Hedrick	1.05 0.00 0.00	211.50 U	222.08
Write memo to file re CRLA visit and email memo to White and Mitch					
56322	TIME 10/21/2013	Berne, Cody Conf Hedrick	0.15 0.00 0.00	211.50 U	31.73
Emails to Mitch and White re CRLA visit, and visit to Archives					
56323	TIME 10/22/2013	Berne, Cody Drive Hedrick	4.0 8.45 0.00	211.50 U	1364.18
Save Dkt print-out from White to electronic version; pick up fleet car, drive to San Bruno and National Archives; locate missing papers in Archive files; return to Davis, return fleet car, walk back to campus					

4 4.0

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value	
56324	TIME 10/22/2013	Berne, Cody Conf Hedrick	0.30 0.00 0.00	211.50 U	63.45	CRLA
Emails to Mitch re CRLA follow up letter, National Archives task list; read draft of Mitch's letter to CRLA about not handing over files						
56325	TIME 10/23/2013	Berne, Cody Draft Hedrick	0.90 0.00 0.00	211.50 U	190.35	
Check that items retrieved from CRLA have been copied to H drive; write draft of form letter to Yuba inmates requesting information about jail conditions						
56326	TIME 10/23/2013	Berne, Cody Meeting Hedrick	1.00 0.00 0.00	211.50 U	211.50	case conf.
Weekly Hedrick meeting w/ White and Mitch						
56327	TIME 10/24/2013	Berne, Cody Review Hedrick	0.25 0.00 0.00	211.50 U	52.88	CRLA
Review and respond to multiple emails from White, Mitch, CRLA						
56328	TIME 10/24/2013	Berne, Cody Review Hedrick	0.15 0.00 0.00	211.50 U	31.73	CRLA
Review and respond to additional follow up emails about CRLA files from White and Mitch						
56329	TIME 10/24/2013	Berne, Cody Conf Hedrick	0.05 0.00 0.00	211.50 U	10.58	CRLA
Talk w/ White about case authority in draft motion about CRLA not providing files						
56330	TIME 10/25/2013	Berne, Cody Review Hedrick	0.20 0.00 0.00	211.50 U	42.30	
Review and reply to Mitch's letter to all Yuba jail inmates requesting information about jail conditions						

of entries: 2 (check items have been copied (.45hrs); draft letter (.45hrs)).
Entry 1: Check items have been copied = Clerical
Entry 2: Draft letter = Compensable
Total compensable = .45 hrs.

65 1.1

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value	
56412	TIME 10/23/2013	Sullivan, M. Review Hedrick	0.45 0.00 0.00	211.50 U	95.18	
Reviewed all files from Archive visit						
56413	TIME 10/24/2013	Sullivan, M. Draft Hedrick	0.55 0.00 0.00	211.50 U	116.33	CRLA
Again redrafted the confidential agreement for CRLA (CRLA did not accept the first one)						
56414	TIME 10/24/2013	Sullivan, M. Review Hedrick	0.15 0.00 0.00	211.50 U	31.73	CRLA
Reviewed the final letter submitted to CRLA						
56415	TIME 10/24/2013	Sullivan, M. Review Hedrick	0.10 0.00 0.00	211.50 U	21.15	CRLA
Read email by Professor White concerning addressing this CRLA issue with the court and Judge Burrell						
56416	TIME 10/24/2013	Sullivan, M. Draft Hedrick	0.30 0.00 0.00	211.50 U	63.45	
Drafted email to ACLU for discovery purposes and reviewed previous ACLU emails						
56417	TIME 10/25/2013	Sullivan, M. Revise Hedrick	0.80 0.00 0.00	211.50 U	169.20	
Edited Cody's original letter to inmates, converted it to a flyer for distribution to inmates for discovery purposes						
56448	TIME 10/29/2013	Berne, Cody Draft Hedrick	3.55 0.00 0.00	211.50 U	750.83	CRLA
Draft memo in support of an order to require CRLA to provide files; review Dkt 98, 111, 114 as part of memo; review correspondence between White and CRLA; review cases and ethics opinions cited in Oct. 19 White letter to CRLA; research using Westlaw for additional legal support						

1.55 1.55

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Slip ID	Dates and Time	User Activity	Client Reference	DNB Time	Units	Rate Info	Slip Value
56449	TIME 10/29/2013	Berne, Cody	Review Hedrick	1.10	211.50	U	232.65
Progress and edit draft order to require CRLA to provide files							
56450	TIME 10/29/2013	Berne, Cody	Draft Hedrick	0.15	211.50	U	31.73
Create and email task list to White and Sullivan; review emails from White and Sullivan re CRLA files and draft order							
56451	TIME 10/30/2013	Berne, Cody	Review Hedrick	0.05	211.50	U	10.58
Review emails from White re CRLA letter							
56452	TIME 10/30/2013	Berne, Cody	Meeting Hedrick	1.00	211.50	U	211.50
Weekly Hedrick meeting w/ White and Sullivan							
56453	TIME 10/30/2013	Berne, Cody	Review Hedrick	0.10	211.50	U	21.15
Review emails from White and Jacobs re CRLA providing jail letters and CRLA funding concerns; reply to White email							
56454	TIME 10/30/2013	Berne, Cody	Review Hedrick	1.20	211.50	U	253.80
Read DRI 68, CRLA response to motion to terminate dissent decrees; trying to find an alternate interpretation of Legal Service Corporation funding rules to present to CRLA; draft email re research and send to White and Sullivan							
56455	TIME 10/31/2013	Berne, Cody	Revise Hedrick	0.45	211.50	U	95.18
Edit White's draft of letter to Yuba jail inmates; reply to Taylor email re jail letters							

not shown to concern relevant portions of decree

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Slip ID	Dates and Time	User Activity	Client Reference	DNB Time	Units	Rate Info	Slip Value
56456	TIME 10/31/2013	Berne, Cody	Summarize Hedrick	0.85	211.50	U	179.78
Summarize letters received from CRLA in a chart and email to White and Sullivan; attempt to locate letter writers in jail or CDCR							
56457	TIME 11/1/2013	Berne, Cody	Review Hedrick	0.20	211.50	U	42.30
Read latest letter from Jacobs and CRLA providing materials							
56458	TIME 11/1/2013	Berne, Cody	Conf Hedrick	0.80	211.50	U	169.20
Discuss Jacobs letter w/ White; discuss Perry reply letter w/ White							
56459	TIME 11/1/2013	Berne, Cody	Draft Hedrick	3.40	211.50	U	719.10
Create roster of all people at jail as of 11/01/13; make mailing labels and prepare 60 introduction letters to randomly selected detainees							
56460	TIME 11/3/2013	Berne, Cody	Draft Hedrick	0.00	211.50	U	0.00
Redraft reply letter to Perry and email to White and Sullivan							
56500	TIME 10/29/2013	Sullivan, M.	Review Hedrick	0.34	211.50	U	71.91
Review draft of order to Judge Burrell RE CRLA files							
56501	TIME 10/30/2013	Sullivan, M.	Review Hedrick	0.15	211.50	U	31.73
Reviewed Docket 98 statutes, Cody's research							
56502	TIME 10/30/2013	Sullivan, M.	Revise Hedrick	0.15	211.50	U	31.73
Final letter to inmates edit							

not shown to concern relevant portions of decree

of entries = 2 (create roster (1.7 hrs); make mailing label and prepare intro letter (1.7hrs). Create roster = clerical Make mailing label = clerical Prepare intro letters = compensable (1.7 x .5 = .85) Total Compensable = 1.7 x .5 = .85

not shown to concern relevant portions of decree

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4.95

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
56503	TIME 10/31/2013	Suliman, M. Review Hedrick	0.10 0.00 0.00	211.50 U	21.15
Reviewed Cody's chart of inmates					
56504	TIME 10/31/2013	Suliman, M. Review Hedrick	0.30 0.00 0.00	211.50 U	63.45
Reviewed Cody's Perry letter reply					
56505	TIME 10/31/2013	Suliman, M. Visit Hedrick	0.10 0.00 0.00	211.50 U	21.15
Mexican consulate visit - email					
56506	TIME 11/1/2013	Suliman, M. Review Hedrick	0.75 0.00 0.00	211.50 U	158.63
Read CRLA letter to the Clinic					
56701	TIME 11/4/2013	Berne, Cody Conf Hedrick	0.05 0.00 0.00	211.50 U	10.58
Emails from Suliman and White re Perry and CRLA letters					
56702	TIME 11/6/2013	Berne, Cody Conf Hedrick	0.20 0.00 0.00	211.50 U	42.30
Email from Suliman re Hedrick meeting; review order from ACLU Montana jail case					
56703	TIME 11/6/2013	Berne, Cody Meeting Hedrick	1.00 0.00 0.00	211.50 U	211.50
Weekly Hedrick meeting					
56704	TIME 11/6/2013	Berne, Cody Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15
Email trail from Suliman and White re Mexican consulate, research consulate worker names					
56705	TIME 11/12/2013	Berne, Cody Conf Hedrick	0.05 0.00 0.00	211.50 U	10.58
Follow up email from Suliman re consulate visit					

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
56708	TIME 11/3/2013	Suliman, M. Draft Hedrick	0.30 0.00 0.00	211.50 U	63.45
Read new draft for Perry reply letter					
56709	TIME 11/4/2013	Suliman, M. Review Hedrick	0.20 0.00 0.00	211.50 U	42.30
Read Cappy's emails re: CRLA recent phone call					
56710	TIME 11/5/2013	Suliman, M. Review Hedrick	0.35 0.00 0.00	211.50 U	74.03
Read Cappy's email about ACLU in Montana concerning exercise. Researched outdoor recreation re: constitutional violation					
56711	TIME 11/7/2013	Suliman, M. Research Hedrick	0.70 0.00 0.00	211.50 U	148.05
Check inmate names across different databases to find out if they are still located at Yuba County Jail					
56732	TIME 11/12/2013	Berne, Cody Meeting Hedrick	0.15 0.00 0.00	211.50 U	31.73
Case conference task list and email					
56733	TIME 11/12/2013	Berne, Cody Review Hedrick	0.15 0.00 0.00	211.50 U	31.73
Review emails from White re Mexican Consulate and 28 USC 1715b; review email from Mitch re consulate meeting					
56734	TIME 11/13/2013	Berne, Cody Prepare Hedrick	0.05 0.00 0.00	211.50 U	10.58
Print task list					
56735	TIME 11/13/2013	Berne, Cody Research Hedrick	0.60 0.00 0.00	211.50 U	126.90
Research 28 USC 1715b					
56736	TIME 11/13/2013	Berne, Cody Prepare Hedrick	0.15 0.00 0.00	211.50 U	31.73

1.3 1.8

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Slip ID	Dates and Time Posting Status	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
56737	TIME 11/13/2013	Berne, Cody Review Hedrick	1.00 0.00 0.00	211.50 U	211.50
Complete reimbursement for a bridge toll from San Bruno National Archives Trip					
56738	TIME 11/13/2013	Berne, Cody Review Hedrick	0.10 0.00 0.00	211.50 U	21.15
Review letters from jail received in reply to mass jail mailing; check custody status of letter writers and speak with White about letters					
56739	TIME 11/13/2013	Berne, Cody Conf Hedrick	0.15 0.00 0.00	211.50 U	31.73
Review emails from White and Suliman re upcoming jail visit					
56815	TIME 11/10/2013	Suliman, M. Conf Hedrick	0.10 0.00 0.00	211.50 U	21.15
Phone call w/ Wanda at Yuba Jail to schedule visit; email White and Suliman details of visit					
56816	TIME 11/11/2013	Suliman, M. Draft Hedrick	0.25 0.00 0.00	211.50 U	52.88
Corresponded with CW about Consulate visit					
56817	TIME 11/12/2013	Suliman, M. Conf Hedrick	0.15 0.00 0.00	211.50 U	31.73
Began to draft a cover letter for the visit					
56818	TIME 11/12/2013	Suliman, M. Prepare Hedrick	1.35 0.00 0.00	211.50 U	285.53
Called CW before consulate visit and discussed further guidance					
Prepared for the consulate visit, paperwork, copies of material to give them, etc.					

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Slip ID	Dates and Time Posting Status	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
56819	TIME 11/12/2013	Suliman, M. Meeting Hedrick	2.00 0.00 0.00	211.50 U	423.00
Mexican Consulate meeting (including transportation time)					
56820	TIME 11/12/2013	Suliman, M. Sumpsize Hedrick	0.55 0.00 0.00	211.50 U	117.48
Email Summary of the Consulate meeting to CW and CW					
56821	TIME 11/18/2013	Suliman, M. Visit Hedrick	5.50 0.00 0.00	211.50 U	1163.25
Yuba County Jail visit					
56857	EXP 10/21/2013	CRC SCar-Fleet Svc Hedrick	1 0.00 0.00	39.20	39.20
Charges from Fleet Services for use of car to conduct client interviews at Yuba County Jail in Marysville, CA.					
56858	EXP 10/22/2013	CRC SCar-Fleet Svc Hedrick	1 0.00 0.00	74.90	74.90
Charges from Fleet Services for use of car to conduct client research in San Bruno, CA.					
56859	EXP 11/12/2013	CRC SMileage Hedrick	1 0.00 0.00	20.81	20.81
Mileage to meet with Mexican Consulate regarding inmates housed at Yuba County Jail.					
56860	EXP 11/18/2013	White, Carl SMileage Hedrick	1 0.00 0.00	25.00	25.00
Mileage to to conduct client interviews at Yuba County Jail in Marysville, CA.					
56929	TIME 11/18/2013	Berne, Cody Travel Hedrick	5.70 0.00 0.00	211.50 U	1205.55
Drive to Yuba Jail and back; interviews with Pasion and Holston					

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Info Bill Status	Slip Value
56930	TIME 11/19/2013	Berne, Cody Draft Hedrick	1.10 0.00 0.00		
<div> <div>Write up Holston interview notes; begin writing Pasion interview notes</div> <div># of entries = 2 (Holston (.55 hrs); Pasion (.55 hrs)) 33% Holston compensable (.55 x .33 = .1815) 25% Pasion Compensable (.55 x .25 = .1375) Total Compensable = .1815 + .1375 = .32</div> </div>					
56931	TIME 11/20/2013	Berne, Cody Draft Hedrick	0.70 0.00 0.00		
<div> <div>Write up Pasion notes; revise Holston and Pasion notes and email to White and Suliman</div> <div># of entries = 2 (Holston (.35 hrs); Pasion (.35 hrs)) 33% Holston compensable (.35 x .33 = .1155) 25% Pasion Compensable (.35 x .25 = .0875) Total Compensable = .1155 + .0875 = .2</div> </div>					
56932	TIME 11/20/2013	Berne, Cody Review Hedrick	0.25 0.00 0.00		
<div> <div>Review Human Rights First Immigration facilities report</div> </div>					
56933	TIME 11/20/2013	Berne, Cody Prepare Hedrick	0.20 0.00 0.00		
<div> <div>Print motion to terminate and opposition and prepare mailing for Holston</div> <div># of entries = 2 (review email (.2 hrs); research inmates (.2 hrs)) 50% Rackley compensable; Rackley is 33% of "review email" sub-entry (.5 x .2 x .33 = .033) 100% inmate research compensable (.2) Total Compensable = .2 + .033 = .23</div> </div>					
56934	TIME 11/20/2013	Berne, Cody Review Hedrick	0.40 0.00 0.00		
<div> <div>Review email from Suliman re task list, Latham interview, Rackley interview; research CDCR prisoners held at Yuba Jail</div> </div>					
56935	TIME 11/20/2013	Berne, Cody Meeting Hedrick	1.00 0.00 0.00		
<div> <div>Weekly Hedrick meeting</div> </div>					
56936	TIME 11/21/2013	Berne, Cody Prepare Hedrick	0.15 0.00 0.00		
<div> <div>Schedule visit to jail w/ Wanda; email White and Suliman</div> </div>					
56938	TIME 11/21/2013	Berne, Cody Review Hedrick	0.05 0.00 0.00		
<div> <div>Email from Taylor and reply letter from Lentz</div> </div>					

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Info Bill Status	Slip Value
56996	TIME 11/22/2013	Suliman, M. Review Hedrick	0.35 0.00 0.00		
<div> <div>Review Cody's Declarations</div> </div>					
56997	TIME 11/22/2013	Suliman, M. Draft Hedrick	2.90 0.00 0.00		
<div> <div>Drafted Inmate Declarations</div> </div>					
56998	TIME 11/23/2013	Suliman, M. Research Hedrick	0.45 0.00 0.00		
<div> <div>Research Tort claim procedure for Inmate Rackley</div> </div>					
56999	TIME 11/23/2013	Suliman, M. Conf Hedrick	0.10 0.00 0.00		
<div> <div>Email Tort claim info to Professor and Cody</div> </div>					
57000	TIME 11/25/2013	Suliman, M. Visit Hedrick	5.20 0.00 0.00		
<div> <div>Yuba County Jail visit</div> </div>					
57001	TIME 11/25/2013	Suliman, M. Review Hedrick	0.30 0.00 0.00		
<div> <div>Reviewed new letters (Villatore, Blankert, Silva)</div> </div>					
57022	TIME 11/26/2013	Berne, Cody Conf Hedrick	0.20 0.00 0.00		
<div> <div>Two phone calls to Wanda at jail to schedule visits; email info to White and Suliman</div> </div>					
57023	TIME 11/29/2013	Berne, Cody Review Hedrick	0.45 0.00 0.00		
<div> <div>Update electronic versions of declarations for Holston and Pasion; read Suliman's letter to Rackley; read jail letters from Silva and Singh</div> </div>					

3.4 9.6

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Info Bill Status	Slip Value
56939	TIME 11/21/2013	Berne, Cody Draft Hedrick	0.55 0.00 0.00		
<div> <div>Start drafting Holston declaration; find sample declarations, review local rules on declarations</div> <div># of entries = 2 (start drafting (.275); find sample decl. and review L.R. (.275)) 33% Holston Compensable (.33 x .275 = .09075) 100% other tasks compensable Total compensable = .09075 + .275 = .37</div> </div>					
56940	TIME 11/21/2013	Berne, Cody Review Hedrick	1.25 0.00 0.00		
<div> <div>Finalize Holston declarations re exercise, library, and medical</div> </div>					
56941	TIME 11/22/2013	Berne, Cody Draft Hedrick	0.70 0.00 0.00		
<div> <div>Write Pasion declarations re exercise, ICE, library, and medical</div> </div>					
56942	TIME 11/23/2013	Berne, Cody Review Hedrick	0.10 0.00 0.00		
<div> <div>Read letters from Villatore and Barkert</div> </div>					
56943	TIME 11/25/2013	Berne, Cody Review Hedrick	0.85 0.00 0.00		
<div> <div>Review HIPPA email from White; print declarations and sections of ICE detention standards manual; unjam printer; review ICE recreation and library standards</div> </div>					
56944	TIME 11/25/2013	Berne, Cody Drive Hedrick	5.10 0.00 0.00		
<div> <div>Drive to and from Yuba Jail; visit Holston and review declarations</div> </div>					
56954	TIME 11/19/2013	Suliman, M. Review Hedrick	0.55 0.00 0.00		
<div> <div>Review CV's email with human rights watch PDF attachment</div> </div>					
56955	TIME 11/19/2013	Suliman, M. Draft Hedrick	4.55 0.00 0.00		
<div> <div>Drafted Inmate interview notes</div> </div>					

4.4 10.3

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Slip ID	Dates and Time	User Activity	Client Reference	Units	Rate	Slip Value
Posting Status	Description	Reference	Est. Time	Est. Time	Bill Status	
57093	TIME	11/26/2013	Sullivan, M.	0.40		
	Draft	Hedrick	0.00			
	Draft letter for Mr. Rackley		0.00			
57094	TIME	11/26/2013	Sullivan, M.	0.25		
	Sent clinic mail to Mr. Rackley	Hedrick	0.00			
57088	TIME	12/1/2013	Berne, Cody	0.05		
	Text Sullivan w/ info about contacting jail	Conf. Hedrick	0.00			
57089	TIME	12/3/2013	Berne, Cody	0.15		
	Email from Taylor re letters from Vargas, Alvarez; read letters	Conf. Hedrick	0.00			
57090	TIME	12/4/2013	Berne, Cody	1.40		
	Write letters to Holston, Pasion re declarations; assemble packets of declarations to be signed by both; mail to both	Conf. Hedrick	0.00			
57091	TIME	12/6/2013	Berne, Cody	5.55		
	Assemble materials for trip to jail; drive to jail with White, Sullivan; interview Shannon Silva at jail; return to Davis	Conf. Hedrick	0.00			
57172	EXP	10/22/2013	Berne, Cody	6.00		
	Tally to conduct client research at National Archives	Conf. Hedrick	0.00			
57178	TIME	12/13/2013	Berne, Cody	2.15		
	Review notes from Silva interview; write three declarations for Silva from these notes; email declarations to White	Review Hedrick	0.00			

not shown to concern relevant portions of decree, since unclear whether relates to consent decree or tort claim procedure research referenced in Entry No. 56998.

not shown to concern relevant portions of decree

of entries: 3 (write letters (.467 hrs), assemble packets (.467 hrs); mail (.467 hours).

Entry 1: Write letters: Holston (.2335); Pasion (.2335)

33% Holston compensable (.33 x .2335 = .077055)

25% Pasion compensable (.25 x .2335 = .058375)

Entry 2: Clerical

Entry 3: Clerical

Total compensable = .077055 + .058375 = .14

not shown to concern relevant portions of decree

not shown to concern relevant portions of decree

not shown to concern relevant portions of decree

14 9.9

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Slip ID	Dates and Time	User Activity	Client Reference	Units	Rate	Slip Value
Posting Status	Description	Reference	Est. Time	Est. Time	Bill Status	
57179	TIME	12/15/2013	Berne, Cody	0.20		
	Read letter from Patrick Perry re willing to meet; review declarations returned to CRC from Pasion and Holston	Review Hedrick	0.00			
57200	EXP	11/25/2013	CRC	0.20		
	Charges from Fleet Services for use of car to conduct client interview at Yuba County Jail	Car-Fleet Svc Hedrick	0.00			
57225	TIME	1/12/2014	Berne, Cody	2.15		
	Write three declarations and memo re jail interview w/ Silva	Conf. Hedrick	0.00			
57226	TIME	1/15/2014	Berne, Cody	0.20		
	Read letter from Perry; review Pasion and Holston declarations	Review Hedrick	0.00			
57227	TIME	1/9/2014	Berne, Cody	0.85		
	Email from White re 1st class; read FRCP 35 and notes; read 12/12/13 Perry letter; read letters from Lopez, Wyman; research how an absconded tooth is treated re jail letters about dental care; review letters from Cropley, Bechtel; email Taylor re Cropley letter	Conf. Hedrick	0.00			
57228	TIME	1/10/2014	Berne, Cody	0.15		
	Check custody status of writers of most recent letters received from the jail	Review Hedrick	0.00			
57240	TIME	1/14/2014	Berne, Cody	1.10		
	Meet with CW re Hedrick next steps	Meeting Hedrick	0.00			

of entries: 2 (Perry (.1 hr); Review Decis. (.1 hr))

decl. reviews: 2 (Pasion (.05); Holston (.05))

Perry not compensable

25% Pasion compensable (.25 x .05 = .0125)

33% Holston compensable (.33 x .05 = .0165)

Total compensable = .0125 + .0165 = .03

not shown to concern relevant portions of decree

of entries: 2 (Perry (.1 hr); Pasion (.05) & Holston (.05))

Perry not compensable

25% Pasion compensable (.25 x .05 = .0125)

33% Holston compensable (.33 x .05 = .0165)

Total compensable time = .0125 + .0165 = .03

not shown to concern relevant portions of decree

not shown to concern relevant portions of decree

not shown to concern relevant portions of decree

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Slip ID	Dates and Time	User Activity	Client Reference	Units	Rate	Slip Value
Posting Status	Description	Reference	Est. Time	Est. Time	Bill Status	
57241	TIME	1/14/2014	Berne, Cody	1.65		
	Print Silva declaration; print Perry authorization to visit form; call CDCR CCC re prison visit w/ Perry; call Yuba jail to schedule visit for this week; speak w/ and email RT re CDCR visit w/ Perry	Conf. Hedrick	0.00			
57242	TIME	1/14/2014	Berne, Cody	0.15		
	Email from White re new letters from jail; read new letters and check custody status	Conf. Hedrick	0.00			
57243	TIME	1/15/2014	Berne, Cody	0.15		
	Email from RT re visit to CCC; call jail to add name to visit list	Conf. Hedrick	0.00			
57244	TIME	1/16/2014	Berne, Cody	2.05		
	Research deposition rules including LR 250.1 and 133, FRCP 30, FRCP 45B, FRCP 26, 31, 32; read Rutter Guide on conducting depositions; fill of this in anticipation of deposing jail officials in the next few months	Research Hedrick	0.00			
57245	TIME	1/16/2014	Berne, Cody	0.15		
	Print CCC authorization to visit Perry; discuss visit and form w/ RT	Prepare Hedrick	0.00			
57246	TIME	1/17/2014	Berne, Cody	0.20		
	Talk w/ AJ about Hedrick; print Silva declaration again	Conf. Hedrick	0.00			
57247	TIME	1/17/2014	Berne, Cody	5.90		
	Travel to jail w/ CW and AJ; interview	Travel Hedrick	0.00			

clerical

clerical

not shown to concern relevant portions of decree

vague, clerical

depo.

clerical

clerical

clerical

not shown to concern relevant portions of decree

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
	Bechtel and sit in on Cropsey interview; have Silva sign declarations				
57248	TIME 1/17/2014	Berne, Cody Draft Hedrick	0.20 0.00 0.00	211.50 U	42.30
	Write and email Hedrick task list for next week				
57249	TIME 1/17/2014	Berne, Cody Draft Hedrick	0.75 0.00 0.00	211.50 U	158.63
	Write up interview notes from Bechtel interview				
57250	TIME 1/19/2014	Berne, Cody Review Hedrick	1.15 0.00 0.00	211.50 U	243.23
	Review Bechtel notes, write and edit Bechtel declarations re medical care and exercise yard				
57255	TIME 1/16/2014	Jassawalla, A. Review Hedrick	2.00 0.00 0.00	211.50 U	423.00
	Review Hedrick documents provided by Cody				
57256	TIME 1/17/2014	Jassawalla, A. Meeting Hedrick	5.00 0.00 0.00	211.50 U	1057.50
	Interview clients at Yuba County Prison				
57257	TIME 1/20/2014	Jassawalla, A. Review Hedrick	3.00 0.00 0.00	211.50 U	634.50
	Reviewed Declaration material and drafted interview notes and two Declarations re: Cropsey				
57380	EXP 1/22/2014	White, Carter Mileage Hedrick	1 0.00 0.00	54.88	54.88
	Mileage to visit with clients at Yuba County Jail				
57435	TIME 1/21/2014	Jassawalla, A. Conf Hedrick	2.20 0.00 0.00	211.50 U	465.30

case conf.

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
	Answer emails from Cody re Hedrick case and edit Declaration				
57483	TIME 1/20/2014	Berne, Cody Research Hedrick	0.40 0.00 0.00	211.50 U	84.60
	Research how to file claim against Yuba County/City, Marysville, and Sutter County				
57484	TIME 1/20/2014	Berne, Cody Ltr Hedrick	0.85 0.00 0.00	211.50 U	180.35
	write letter to Bechtel re declaration and filing tort claim, edit Bechtel letter; email Bechtel declaration and letter to White and Anisa				
57485	TIME 1/20/2014	Berne, Cody Conf Hedrick	0.05 0.00 0.00	211.60 U	10.58
	email Mitch to ask if he sent tort claim info to Rackley				
57486	TIME 1/20/2014	Berne, Cody Ltr Hedrick	0.20 0.00 0.00	211.50 U	42.30
	Write reply letter to Perry re meeting on 01/31/14				
57487	TIME 1/20/2014	Berne, Cody Prepare Hedrick	1.35 0.00 0.00	211.50 U	285.53
	Create new roster of jail detainees, attempt to distribute names to receive mass mailing randomly amongst the pods				
57488	TIME 1/20/2014	Berne, Cody Ltr Hedrick	0.65 0.00 0.00	211.50 U	137.48
	make mailing labels, eventually get labels to print				
57489	TIME 1/20/2014	Berne, Cody Review Hedrick	0.15 0.00 0.00	211.50 U	31.73
	review mass mailing letter template				

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indiv.

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indiv.

not shown to concern relevant portions of decree

clerical

1.5 2.2

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
57499	TIME 1/21/2014	Berne, Cody Ltr Hedrick	0.95 0.00 0.00	211.50 U	200.93
	reply to 01/08/14 Dymon letter, edit; email draft to White and Anisa				
57500	TIME 1/21/2014	Berne, Cody Review Hedrick	0.40 0.00 0.00	211.50 U	84.60
	Review documents faxed by Rincon				
57501	TIME 1/21/2014	Berne, Cody Ltr Hedrick	0.25 0.00 0.00	211.50 U	52.88
	review and mail Dymon letter				
57502	TIME 1/21/2014	Berne, Cody Admin Hedrick	0.35 0.00 0.00	211.50 U	74.03
	Label, assemble, check addresses, and mail 60 detainee letters				
57503	TIME 1/21/2014	Berne, Cody Conf Hedrick	0.15 0.00 0.00	211.50 U	31.73
	Emails w/ Anisa re Perry visit; email Anisa re Hedrick task list				
57504	TIME 1/23/2014	Berne, Cody Prepare Hedrick	1.20 0.00 0.00	211.50 U	253.80
	Re-read Perry documents, including his letters, defendant's motion to dismiss, and Read's declaration; review jail handbook included in Perry file and make notes for areas relevant to deposing Read				
57505	TIME 1/24/2014	Berne, Cody Prepare Hedrick	1.15 0.00 0.00	211.50 U	243.23
	Review all journal notes from last and this semester re hearing meetings, previews, legal research for preparation of declaration of Read; record deposition ideas				
57506	TIME 1/26/2014	Berne, Cody Conf Hedrick	0.25 0.00 0.00	211.50 U	52.88

0 2.3

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
	Emails to and from Taylor re scheduling meeting w/ Perry				
57508	TIME 1/28/2014	Jassawalla, A. Meeting Hedrick	2.00 0.00 0.00	211.50 U	423.00
	Hedrick team mtg. with Prof. White and Cody				
57509	TIME 1/29/2014	Jassawalla, A. Draft Hedrick	5.25 0.00 0.00	211.50 U	1110.38
	Edit Declarations, write client letter, prep mail client materials, read Perry material and Dept. of Corrections and Rehabilitation manual				
57510	TIME 1/30/2014	Jassawalla, A. Draft Hedrick	0.75 0.00 0.00	211.50 U	158.63
	Read Perry Declaration and draft Piping Declaration				
57511	TIME 1/31/2014	Jassawalla, A. Meeting Hedrick	6.00 0.00 0.00	211.50 U	1269.00
	Visit and interview Perry				
57555	TIME 1/28/2014	Berne, Cody Conf Hedrick	0.05 0.00 0.00	211.50 U	10.58
	Call CCC re Perry visit				
57556	TIME 1/28/2014	Berne, Cody Admin Hedrick	0.05 0.00 0.00	211.50 U	10.58
	Check Perry custody status; confirm meeting time w/ White				
57557	TIME 1/29/2014	Berne, Cody Meeting Hedrick	1.70 0.00 0.00	211.50 U	359.55
	Prep for Hedrick meeting by reviewing task list, depo ideas; Hedrick meeting				
57558	TIME 1/28/2014	Berne, Cody Prepare Hedrick	0.20 0.00 0.00	211.50 U	42.30
	Discuss Hedrick tasks w/ Anisa; print visiting section of Title 15 for Perry visit;				

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Slip ID	Dates and Time	User	Activity	DNB	Units	Rate	Slip Value
Posting Status	Description	Client	Reference	Est. Time	Est. Time	Info	
57559	TIME 1/28/2014	Berne, Cody	Prepare Hedrick	0.55	0.00	211.50	116.33
	Write and email memo re depo subject areas and ideas			0.00	0.00		
57560	TIME 1/28/2014	Berne, Cody	Ltr Hedrick	0.45	0.00	211.50	95.18
	Write second letter to Bechtel re tort claims; mail letter and info from legal services for prisoners w/ children			0.00	0.00		
57561	TIME 1/28/2014	Berne, Cody	Review Hedrick	0.15	0.00	211.50	31.73
	Read new Cropsy letter, and Herrera letter; look up translations of some words in Herrera letter			0.00	0.00		
57562	TIME 1/29/2014	Berne, Cody	Admin. Hedrick	0.15	0.00	211.50	31.73
	Exchange messages w/ CCC litigation coordinator; set up Perry visit			0.00	0.00		
57563	TIME 1/29/2014	Berne, Cody	Conf Hedrick	0.10	0.00	211.50	21.15
	Email Taylor, White, and Anisa re Perry visit			0.00	0.00		
57564	TIME 1/29/2014	Berne, Cody	Conf Hedrick	0.10	0.00	211.50	21.15
	Emails w/ White and Anisa re Herrera case and jail contact info			0.00	0.00		
57565	TIME 1/29/2014	Berne, Cody	Prepare Hedrick	1.90	0.00	211.50	401.85
	Read Perry 1st and 2nd amended complaints; write declaration re the attack based on Perry's complaints; made it up to pg 5 of Perry's 2nd complaint			0.00	0.00		
57566	TIME 1/30/2014	Berne, Cody	Conf Hedrick	0.05	0.00	211.50	10.58

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Slip ID	Dates and Time	User	Activity	DNB	Units	Rate	Slip Value
Posting Status	Description	Client	Reference	Est. Time	Est. Time	Info	
57567	TIME 1/30/2014	Berne, Cody	Prepare Hedrick	0.30	0.00	211.50	63.45
	Re-read Newman's dismissal order of Perry suit and update and begin writing email to White and Anisa re additional deposition ideas based on Perry's case			0.00	0.00		
57568	TIME 1/30/2014	Berne, Cody	Draft Hedrick	0.55	0.00	211.50	116.33
	Finish first draft of Perry declaration			0.00	0.00		
57569	TIME 1/30/2014	Berne, Cody	Revise Hedrick	1.10	0.00	211.50	232.65
	Edit Perry declaration, three read-throughs and edits			0.00	0.00		
57571	TIME 1/30/2014	Berne, Cody	Admin. Hedrick	0.30	0.00	211.50	63.45
	Print directions to Deadwood; print declaration, Perry complaints, Newman order; and assemble materials in three packets; print jail handbook			0.00	0.00		
57572	TIME 1/30/2014	Berne, Cody	Research Hedrick	0.45	0.00	211.50	95.18
	Read through title 15 CDCR visiting regs.			0.00	0.00		
57573	TIME 1/31/2014	Berne, Cody	Travel Hedrick	2.30	0.00	211.50	486.75
	pick up UC car; drive to Lower Lake			0.00	0.00		
57574	TIME 1/31/2014	Berne, Cody	Prepare Hedrick	0.50	0.00	211.50	105.75
	Print directions to Konoci; re read Perry declaration			0.00	0.00		

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Slip ID	Dates and Time	User	Activity	Units	Rate	Slip Value
Posting Status	Description	Client	Reference	DNB Time	Est. Time	Bill Status
57575	TIME 1/31/2014	Berne, Cody	Meeting Hedrick	1.75	211.50	U
	Meet w/ Perry			0.00		
				0.00		
57576	TIME 1/31/2014	Berne, Cody	Travel Hedrick	2.20	211.50	U
	Return to Davis; drop off Anisa; return U/C car; file Perry papers			0.00		
57577	TIME 1/31/2014	Berne, Cody	Summarize Hedrick	1.45	211.50	U
	Write memo to file for Perry interview; email to White and AJ			0.00		
57685	TIME 2/3/2014	Berne, Cody	Ltr Hedrick	0.10	211.50	U
	Email Anisa re task list, ideas for task list			0.00		
57686	TIME 2/3/2014	Berne, Cody	Ltr Hedrick	0.15	211.50	U
	Email Anisa again re task list, and read Cropsey piping declaration			0.00		
57687	TIME 2/3/2014	Berne, Cody	Admin. Hedrick	0.10	211.50	U
	Check jail custody status and email Sophie re undeliverable letters			0.00		
57688	TIME 2/4/2014	Berne, Cody	Review Hedrick	0.70	211.50	U
	Begin reviewing Perry file			0.00		
57689	TIME 2/4/2014	Berne, Cody	Meeting Hedrick	0.85	211.50	U
	Hedrick weekly meeting			0.00		
57670	TIME 2/4/2014	Berne, Cody	Admin. Hedrick	0.15	211.50	U
	Call Winda to schedule visit; email info to CW, Anisa; print Bechtel declaration			0.00		

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Slip ID	Dates and Time	User	Activity	Units	Rate	Slip Value
Posting Status	Description	Client	Reference	DNB Time	Est. Time	Bill Status
57671	TIME 2/4/2014	Berne, Cody	Admin. Hedrick	0.15	211.50	U
	Gst stamps, envelopes, labels from Sophie			0.00		
57672	TIME 2/4/2014	Berne, Cody	Ltr Hedrick	0.45	211.50	U
	Write letter to Perry re visit; print mailing labels			0.00		
57673	TIME 2/4/2014	Berne, Cody	Admin. Hedrick	1.55	211.50	U
	Organize materials from Perry chronologically; make copies for Anisa and file; correct and reprint Perry declaration and letter; send to Perry along with his original papers			0.00		
57674	TIME 2/4/2014	Berne, Cody	Admin. Hedrick	0.50	211.50	U
	make copies of Perry materials for Anisa and file; correct and reprint Perry declaration and letter; send to Perry along with his original papers			0.00		
57675	TIME 2/5/2014	Berne, Cody	Ltr Hedrick	0.10	211.50	U
	Emails w/ CW re time extension and new jail letters			0.00		
57676	TIME 2/5/2014	Berne, Cody	Review Hedrick	1.80	211.50	U
	Finish reviewing Perry docs and writing notes based on the docs			0.00		
57677	TIME 2/6/2014	Berne, Cody	Admin. Hedrick	0.10	211.50	U
	Go through materials in my mailbox and print copies of Perry materials to be placed in Hedrick file			0.00		
57678	TIME 2/6/2014	Berne, Cody	Admin. Hedrick	1.35	211.50	U

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Slip ID	Dates and Time	User Activity	Units	Rate	Slip Value
Posting Status	Description	Client Reference	DNB Time	Est. Time	Bill Status
	Background preparation for Dr. Cassidy depo, including ascribing via Google, Yuba County site, Westlaw		0.00		
57679	TIME 2/8/2014	Berne, Cody Research Hedrick	0.30	211.50	63.45
			0.00	U	
	Research Perry via Westlaw		0.00		
57680	TIME 2/8/2014	Berne, Cody Research Hedrick	0.40	211.50	84.60
			0.00	U	
	Research CA Penal Code 4001 for info on Perry housing; review notes of division, treatises; research Penal Code 4011 re inmate medical		0.00		
57682	TIME 2/8/2014	Berne, Cody Admin. Hedrick	0.15	211.50	31.73
			0.00	U	
	Check custody status of letter writers		0.00		
57683	TIME 2/8/2014	Berne, Cody Ltr Hedrick	0.10	211.50	21.15
			0.00	U	
	Email Anisa and CW re new letters		0.00		
57684	TIME 2/8/2014	Berne, Cody Ltr Hedrick	0.05	211.50	10.58
			0.00	U	
	Call Wanda to add names to visit list		0.00		
57685	TIME 2/8/2014	Berne, Cody Review Hedrick	1.30	211.50	274.95
			0.00	U	
	Read new letters and attachments		0.00		
57686	TIME 2/9/2014	Berne, Cody Admin. Hedrick	0.10	211.50	21.15
			0.00	U	
	Advis for task list and email to CW and Anisa		0.00		
57730	TIME 2/4/2014	Jaesivella, K Meeting Hedrick	2.00	211.50	423.00
			0.00	U	
	Hedrick team mtg. with Prof. White and Cody		0.00		

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not shown to concern relevant portions of decree

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Slip ID	Dates and Time	User Activity	Units	Rate	Slip Value
Posting Status	Description	Client Reference	DNB Time	Est. Time	Bill Status
57740	TIME 2/10/2014	Berne, Cody TCT Hedrick	0.15	211.50	31.73
			0.00	U	
	Call Wanda twice to set up additional jail visit, get details about visiting schedule		0.00		
57741	TIME 2/10/2014	Berne, Cody Admin. Hedrick	0.10	211.50	21.15
			0.00	U	
	Emails w/ Anisa and White re additional people to visit and Cropsey questions		0.00		
57742	TIME 2/10/2014	Berne, Cody Review Hedrick	0.10	211.50	21.15
			0.00	U	
	Read Cropsey piping declaration and email from Anisa		0.00		
57743	TIME 2/11/2014	Berne, Cody Meeting Hedrick	0.30	211.50	63.45
			0.00	U	
	Speak w/ Anisa about next steps in case		0.00		
57744	TIME 2/11/2014	Berne, Cody Travel Hedrick	1.50	211.50	317.25
			0.00	U	
	Pick up UC Davis car, drive to jail		0.00		
57745	TIME 2/11/2014	Berne, Cody Meeting Hedrick	3.00	211.50	634.50
			0.00	U	
	Interviews at jail w/ Sanchez, Tyson, and Pendergraph		0.00		
57746	TIME 2/11/2014	Berne, Cody Travel Hedrick	1.30	211.50	274.95
			0.00	U	
	Return drive to Davis		0.00		
57747	TIME 2/11/2014	Berne, Cody Draft Hedrick	0.55	211.50	116.78
			0.00	U	
	Write Tyson declaration re jail intercom		0.00		
57748	TIME 2/12/2014	Berne, Cody Research Hedrick	0.15	211.50	31.73
			0.00	U	

clerical; visit not shown to concern relevant portions of decree

not shown to concern relevant portions of decree

not shown to concern relevant portions of decree

not shown to concern relevant portions of decree

not shown to concern relevant portions of decree

not shown to concern relevant portions of decree

not shown to concern relevant portions of decree

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Slip ID	Dates and Time	User	Activity	Units	Rate	Slip Value
Posting Status	Description	Client Reference	Est. Time	Bill Status		
	Research on Yuba court website about how to search for past cases		0.00			
57749	TIME 2/12/2014	Berne, Cody	Draft	0.75	not shown to concern relevant portions of decree	
	Write Sanchez clearing declaration and Tyson exercise declaration	Hedrick	0.00			
57750	TIME 2/12/2014	Berne, Cody	Draft	0.55	not shown to concern relevant portions of decree	
	Write Sanchez safety and clearing declaration	Hedrick	0.00			
57751	TIME 2/13/2014	Berne, Cody	Draft	1.85	not shown to concern relevant portions of decree	
	Write three declarations for Pendergraph	Hedrick	0.00			
57752	TIME 2/13/2014	Berne, Cody	Review	0.60	not shown to concern relevant portions of decree	
	Review declarations for Sanchez, Tyson and Pendergraph and email declarations to White and Anisa	Hedrick	0.00			
57753	TIME 2/13/2014	Berne, Cody	Admin.	0.55	211.50 U	118.33
	Print labels, prepare mailing, and write letter to Sanchez re signing his declarations	Hedrick	0.00			
57754	TIME 2/13/2014	Berne, Cody	TCT	0.10	clerical; not shown to concern relevant portions of decree	
	Two phone calls to Wanda to schedule jail visit for Tuesday	Hedrick	0.00			
57755	TIME 2/13/2014	Berne, Cody	TCT	0.10	211.50 U	21.15
	Call and emails from White re picking up RFP documents from Vacek	Hedrick	0.00			
57756	TIME 2/14/2014	Berne, Cody	Travel	2.80	211.50 U	549.90
	Pick up UC Davis car, Drive to and	Hedrick	0.00			

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Slip ID	Dates and Time	User	Activity	Units	Rate	Slip Value
Posting Status	Description	Client Reference	Est. Time	Bill Status		
	from Yuba County Office and Courthouse					
57757	TIME 2/18/2014	Berne, Cody	Travel	0.15	211.50 U	31.73
	Drop off rental car	Hedrick	0.00			
57758	TIME 2/14/2014	Berne, Cody	Review	1.20	12.5% Unspecified RFP compensable	
	Review documents obtained via RFP from Vacek	Hedrick	0.00			
57759	TIME 2/14/2014	Berne, Cody	Meeting	0.15	12.5% Unspecified RFP compensable	
	Speak w/ Vacek at his office, pick up RFP documents	Hedrick	0.00			
57760	TIME 2/14/2014	Berne, Cody	Research	0.75	211.50 U	158.63
	Search for cases at Yuba County involving jail, use county computers and speak with court staff	Hedrick	0.00			
57761	TIME 2/17/2014	Berne, Cody	Review	0.05	not shown to concern relevant portions of decree	
	Read Malone declarations written by Anisa	Hedrick	0.00			
57797	TIME 2/11/2014	Jassawalla, A.	Travel	2.00	Not shown to concern relevant portions of decree. See Entries Nos. 57755-57746.	
	Yuba County Jail Visit and Interviews	Hedrick	0.00			
57798	TIME 2/14/2014	Jassawalla, A.	Draft	1.50	211.50 U	317.25
	Draft Malone Declaration	Hedrick	0.00			
57799	TIME 2/18/2014	Jassawalla, A.	Travel	5.00	not shown to concern relevant portions of decree	
	Pick up discovery from Vacek, Yuba County Superior Court visit, begin to review discovery	Hedrick	0.00			

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Slip ID	Dates and Time	User	Activity	Units	Rate	Slip Value
Posting Status	Description	Client Reference	DNB Time	Est. Time	Bill Status	
57837	TIME 2/18/2014	Berne, Cody Admin. Hedrick		0.20	211.50	42.30
				0.00		
				0.00		
				0.00		
57838	TIME 2/18/2014	Berne, Cody Admin. Hedrick		0.20	211.50	42.30
				0.00		
				0.00		
				0.00		
57839	TIME 2/18/2014	Berne, Cody Admin. Hedrick		1.40	211.50	296.10
				0.00		
				0.00		
				0.00		
57840	TIME 2/18/2014	Berne, Cody Admin. Hedrick		3.20	211.50	676.80
				0.00		
				0.00		
				0.00		
57841	TIME 2/18/2014	Berne, Cody Admin. Hedrick		4.20	211.50	888.30
				0.00		
				0.00		
				0.00		
57842	TIME 2/19/2014	Berne, Cody Admin. Hedrick		0.10	211.50	21.15
				0.00		
				0.00		
				0.00		
57843	TIME 2/19/2014	Berne, Cody Admin. Hedrick		0.55	211.50	116.28
				0.00		
				0.00		
				0.00		
57844	TIME 2/19/2014	Berne, Cody Admin. Hedrick		0.40	211.50	84.60
				0.00		
				0.00		
				0.00		
57845	TIME 2/19/2014	Berne, Cody Admin. Hedrick		1.45	211.50	306.68
				0.00		
				0.00		
				0.00		

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Slip ID	Dates and Time	User	Activity	Units	Rate	Slip Value
Posting Status	Description	Client Reference	DNB Time	Est. Time	Bill Status	
57846	TIME 2/20/2014	Berne, Cody Admin. Hedrick		0.10	211.50	21.15
				0.00		
				0.00		
				0.00		
57847	TIME 2/20/2014	Berne, Cody Admin. Hedrick		0.10	211.50	21.15
				0.00		
				0.00		
				0.00		
57848	TIME 2/20/2014	Berne, Cody Admin. Hedrick		0.05	211.50	10.58
				0.00		
				0.00		
				0.00		
57849	TIME 2/20/2014	Berne, Cody Admin. Hedrick		0.45	211.50	95.18
				0.00		
				0.00		
				0.00		
57850	TIME 2/25/2014	Berne, Cody Admin. Hedrick		4.30	211.50	910.35
				0.00		
				0.00		
				0.00		
57855	TIME 2/18/2014	Jassawalla, A. Travel Hedrick		3.00	211.50	634.50
				0.00		
				0.00		
				0.00		
57866	TIME 2/18/2014	Jassawalla, A. Visit Hedrick		1.30	211.50	274.95
				0.00		
				0.00		
				0.00		
57867	TIME 2/23/2014	Jassawalla, A. Draft Hedrick		4.50	211.50	951.75
				0.00		
				0.00		
				0.00		

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
	Draft Declarations for Killion, Hernandez-Trujillo and Carranza		0.00		
57868	TIME 2/24/2014	Jassawalla, A. Revise Hedrick	0.30 0.00 0.00	211.50 U	63.45
	Revise				dup.
57894	TIME 2/24/2014	Berne, Cody Review Hedrick	0.05 0.00 0.00	211.50 U	
	Read letters from York and Love				not shown to concern relevant portions of decree
57895	TIME 2/24/2014	Berne, Cody Review Hedrick	0.80 0.00 0.00	211.50 U	
	Read declarations from Hernandez-Trujillo, Killion, and Carranza, email comments to White and Anisa				not shown to concern relevant portions of decree
57896	TIME 2/24/2014	Berne, Cody Admin. Hedrick	0.25 0.00 0.00	211.50 U	52.88
	Update deposition ideas memo				depo.
57897	TIME 2/25/2014	Berne, Cody Admin. Hedrick	0.05 0.00 0.00	211.50 U	
	Texts, emails w/ White and Anisa re jail visit				not shown to concern relevant portions of decree
57898	TIME 2/25/2014	Berne, Cody Review Hedrick	0.50 0.00 0.00		
	Review RFP 15, 17, 18				12.5% RFP compensable Total Compensable = .125 x .5 = .06
57899	TIME 2/25/2014	Berne, Cody Admin. Hedrick	0.05 0.00 0.00	211.50 U	10.58
	Print York and Love letters				clerked
57900	TIME 2/25/2014	Berne, Cody Meeting Hedrick	0.20 0.00 0.00	211.50 U	42.30
	Talk w/ Anisa about case				dup.

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Slip ID	Dates and Time Posting Status Description	User Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
57901	TIME 2/25/2014	Berne, Cody Travel Hedrick	1.20 0.00 0.00	211.50 U	253.80
	Drive to jail				
57902	TIME 2/25/2014	Berne, Cody Meeting Hedrick	1.85 0.00 0.00	211.50 U	348.98
	Meet w/ York, Susoeff and Azevedo				not shown to concern relevant portions of decree
57903	TIME 2/25/2014	Berne, Cody Travel Hedrick	1.20 0.00 0.00	211.50 U	253.80
	Drive back from jail				
57904	TIME 2/26/2014	Berne, Cody Admin. Hedrick	0.25 0.00 0.00	211.50 U	52.88
	Print and mail letter, packet from LSPWC to Susoeff				
57905	TIME 2/28/2014	Berne, Cody Admin. Hedrick	0.10 0.00 0.00	211.50 U	21.15
	Email from White re conversation w/ Vacek about time extension				
57906	TIME 3/2/2014	Berne, Cody Research Hedrick	1.85 0.00 0.00	211.50 U	391.28
	Research power to modify consent decree; read Rule 60b5; review Horne v. Flores and Rufo v. Inmates of Suffolk County Jail; write notes about research				
57953	TIME 2/25/2014	Jassawalla, A. Visit Hedrick	1.25 0.00 0.00	211.50 U	264.38
	Meet with Killion and Hernandez-Trujillo to sign Declarations				not shown to concern relevant portions of decree
57954	TIME 2/27/2014	Jassawalla, A. Draft Hedrick	0.75 0.00 0.00	211.50 U	158.63
	Write letters to Malone and Carranza re Declarations				not shown to concern relevant portions of decree
57955	TIME 2/25/2014	Jassawalla, A. Travel Hedrick	3.75 0.00 0.00	211.50 U	793.13
	Travel to Yuba County for Jail				

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Slip ID	Dates and Time	User Activity	Client Reference	Units	DNB Time	Rate	Slip Value	
Posting Status	Description			Est. Time	Variance	Info	Bill Status	
	Interviews and trial for events at the jail							not shown to concern relevant portions of decree
58014	TIME 3/3/2014	Berne, Cody		0.55	0.00	211.50	U	not shown to concern relevant portions of decree
	Read brief in Barrington Lyon v. ICE	Hedrick		0.00	0.00			
58015	TIME 3/3/2014	Berne, Cody		0.05	0.00	211.50	U	not shown to concern relevant portions of decree
	Read letter from Carranza	Hedrick		0.00	0.00			
58016	TIME 3/5/2014	Berne, Cody		1.20	0.00	211.50	U	253.80
	Hedrick meeting, discuss R50b and joint statement of facts	Hedrick		0.00	0.00			
58017	TIME 3/5/2014	Berne, Cody		1.20	0.00	211.50	U	253.80
	Organize joint statement of facts task w/ Anisa: copy jail policy manual and all signed declarations	Admin, Hedrick		0.10	0.00	211.50	U	21.15
58018	TIME 3/5/2014	Berne, Cody		0.10	0.00	211.50	U	21.15
	Email Anisa re missing Susoeff declarations	Hedrick		0.00	0.00			
58019	TIME 3/6/2014	Berne, Cody		7.20	0.00			
	Write draft of undisputed facts re hygiene, library, and yard	Draft Hedrick		8.00	0.00			
58020	TIME 3/7/2014	Berne, Cody		0.15	0.00	211.50	U	31.73
	Read dkt 125-1, 125, and 126 re time extension requests to court	Review Hedrick		0.00	0.00			
58021	TIME 3/7/2014	Berne, Cody		0.90	0.00			
	Draft part of ICE section of undisputed facts	Draft Hedrick		0.00	0.00			

2.66 9.85

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Slip ID	Dates and Time	User Activity	Client Reference	Units	DNB Time	Rate	Slip Value	
Posting Status	Description			Est. Time	Variance	Info	Bill Status	
58022	TIME 3/7/2014	Berne, Cody		0.05	0.00	211.50	U	not shown to concern relevant portions of decree
	Read court order denying time extension	Review Hedrick		0.00	0.00			
58023	TIME 3/7/2014	Berne, Cody		0.15	0.00			
	Read Johnson letter	Review Hedrick		0.00	0.00			
58024	TIME 3/8/2014	Berne, Cody		4.20	0.00			
	Finish draft of ICE section of undisputed facts; revise and edit my half of the undisputed facts and email draft to White and Anisa	Revise Hedrick		0.00	0.00			
58075	TIME 3/5/2014	Jassawalla, A		2.50	0.00			
	Team Meeting and Prep Documents for Writing a Statement of Facts	Meeting Hedrick		0.00	0.00			
58076	TIME 3/7/2014	Jassawalla, A		0.00	0.00	211.50	U	not shown to concern relevant portions of decree
	Draft Statement of Facts for Hedrick Case	Draft Hedrick		0.00	0.00			
58081	TIME 3/11/2014	Berne, Cody		0.05	0.00			
	Speak w/ White re Vacek phone call, undisputed facts	Meeting Hedrick		0.00	0.00			
58082	TIME 3/11/2014	Berne, Cody		0.90	0.00	211.50	U	190.35
	Begin reading Anisa statement of facts; read through medical reports in RFP 14	Review Hedrick		0.00	0.00			
58083	TIME 3/11/2014	Berne, Cody		1.20	0.00	211.50	U	253.80
	Hedrick meeting	Meeting Hedrick		0.00	0.00			
58084	TIME 3/12/2014	Berne, Cody		0.80	0.00	211.50	U	
		Research Hedrick		0.00	0.00			

of entries: 2 (finished ICE section (2.10 hrs); "edit my half" of undisputed facts (2.10hrs))
Finish ICE section = not compensable
33% of "edit my half" compensable (see Entry No. 58019)
Total compensable = .33 x 2.10 = .69

12.5% undisputed facts compensable
Total Compensable = .125 x .05 = .01

not shown to concern relevant portions of decree since access to legal materials (library) section already written

not shown to concern relevant portions of decree

not shown to concern relevant portions of decree

not shown to concern relevant portions of decree

not shown to concern relevant portions of decree

7 13.1

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Slip ID	Dates and Time	User	Units	Rate	Slip Value
Posting Status		Activity	DNB Time	Rate Info	
Description		Client Reference	Est. Time	Bill Status	
Research medical and use of force experts			0.00		
58085 TIME	3/13/2014	Berne, Cody	0.40		
	3/13/2014	Admin. Hedrick	0.00		
			0.00		
			0.00		
			0.00		
58086 TIME	3/13/2014	Berne, Cody	0.30		
	3/13/2014	Meeting Hedrick	0.00		
			0.00		
			0.00		
			0.00		
58087 TIME	3/14/2014	Berne, Cody	0.20		
	3/14/2014	Draft Hedrick	0.00		
			0.00		
			0.00		
58088 TIME	3/14/2014	Berne, Cody	0.20		
	3/14/2014	Meeting Hedrick	0.00		
			0.00		
			0.00		
58089 TIME	3/14/2014	Berne, Cody	5.40		
	3/14/2014	Review Hedrick	0.00		
			0.00		
			0.00		
58092 TIME	3/10/2014	Jassawalla, A.	3.00		
	3/10/2014	Draft Hedrick	0.00		
			0.00		
			0.00		
58093 TIME	3/11/2014	Jassawalla, A.	1.00		
	3/11/2014	Meeting Hedrick	0.00		
			0.00		
			0.00		
58094 TIME	3/13/2014	Jassawalla, A.	0.35		
	3/13/2014	Meeting Hedrick	0.00		
			0.00		
			0.00		
58095 TIME	3/14/2014	Jassawalla, A.	3.00	211.50	634.50
	3/14/2014	Review Hedrick	0.00	U	

09 12.5

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Slip ID	Dates and Time	User	Units	Rate	Slip Value
Posting Status		Activity	DNB Time	Rate Info	
Description		Client Reference	Est. Time	Bill Status	
Read Through Medical Incident Reports			0.00		
58096 TIME	3/14/2014	Jassawalla, A.	2.50	211.50	
	3/14/2014	Revise Hedrick	0.00	U	
			0.00		
			0.00		
58187 TIME	3/17/2014	Berne, Cody	0.40	211.50	84.60
	3/17/2014	Review Hedrick	0.00	U	
			0.00		
			0.00		
58188 TIME	3/17/2014	Berne, Cody	0.30	211.50	63.45
	3/17/2014	Review Hedrick	0.00	U	
			0.00		
			0.00		
58189 TIME	3/18/2014	Berne, Cody	0.70	211.50	148.05
	3/18/2014	Review Hedrick	0.00	U	
			0.00		
			0.00		
58190 TIME	3/18/2014	Berne, Cody	1.10	211.50	232.65
	3/18/2014	Meeting Hedrick	0.00	U	
			0.00		
			0.00		
58191 TIME	3/18/2014	Berne, Cody	0.85	211.50	179.78
	3/18/2014	Research Hedrick	0.00	U	
			0.00		
			0.00		
58192 TIME	3/18/2014	Berne, Cody	0.50	211.50	105.75
	3/18/2014	Draft Hedrick	0.00	U	
			0.00		
			0.00		
58193 TIME	3/19/2014	Berne, Cody	0.65	211.50	137.48
	3/19/2014	Review Hedrick	0.00	U	
			0.00		
			0.00		

0 2.5

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Slip ID	Date and Time Posting Status Description	User Activity Client Reference	DNB Units Est. Time Variance	Rate Rate Info Bill Status	Slip Value
58243	TIME 4/1/2014	Berne, Cody Meeting Hedrick	1.05 0.00 0.00	211.50 U	222.05
Hedrick weekly meeting					
58244	TIME 4/1/2014	Berne, Cody Admin Hedrick	0.25 0.00 0.00	211.50 U	52.88
coordinate w/ Anisa re 60b reply					
58245	TIME 4/1/2014	Berne, Cody Admin Hedrick	0.20 0.00 0.00	211.50 U	42.30
Download Hedrick files needed for 60b reply					
58246	TIME 4/1/2014	Berne, Cody Draft Hedrick	0.90 0.00 0.00	211.50 U	
Outline my portion of 60b argument					
58247	TIME 4/1/2014	Berne, Cody Draft Hedrick	1.70 0.00 0.00	211.50 U	
Write exercise 60b section; begin writing safety section					
58248	TIME 4/2/2014	Berne, Cody Draft Hedrick	1.10 0.00 0.00	211.50 U	
Continue working on safety section					
58249	TIME 4/2/2014	Berne, Cody Draft Hedrick	0.90 0.00 0.00	211.50 U	
Write hygiene and safety sections					
58250	TIME 4/2/2014	Berne, Cody Research Hedrick	0.30 0.00 0.00	211.50 U	63.45
Read Burrell's order re no need for 60b filing; research LR 249					
58251	TIME 4/3/2014	Berne, Cody Meeting Hedrick	0.90 0.00 0.00	211.50 U	190.35
Hedrick meeting after Yuba's motion to terminate denied					

All Citations

Not Reported in F.Supp.3d, 2014 WL 4425816

Footnotes

- The referenced Order is not in the Court's filing system since it has been archived, and the nature thereof has not been disputed.
- Plaintiffs also argue that "in issuing a preliminary injunction [in 1976] ... the Court found that conditions of confinement at the Jail violated the Constitution," and therefore "fees may be awarded in proportion to the relief granted." (Pls.' Mot. for Attorney's Fees ("Pls.' Mot."), 5:19–21, ECF No. 139.) However, the Ninth Circuit has found that prisoners are not entitled to attorney's fees under the PLRA where prisoners obtain "temporary relief ... in the form of a preliminary injunction [that] [does] not affirmatively establish that the [municipality] actually violated [the prisoners'] protected rights." *Kimbrough v. California*, 609 F.3d 1027, 1032 (9th Cir.2010).
- Both Plaintiffs and Defendants attached an annotated version of these time sheets to their respective opening and opposition briefs. Plaintiffs' counsel crossed out certain entries not claimed to be compensable and listed at the bottom of each page the total number of hours claimed to be compensable on that page. Defendants' counsel circled entries in pen which Defendants argue are "based on clerical tasks, unnecessary research, and unnecessary billings not reasonably related to this litigation." (Defs.' Opp'n 7:5–6.). Since the annotated time sheets attached to Defendants' opposition brief exclude certain pages of time sheets attached to Plaintiffs' opening brief, the Court created Appendix 1 by inserting the referenced excluded pages into the time sheets attached to Defendants'

opposition brief.

The Court has used computer software to insert red markings to show whether certain time sheet entries are compensable. Those entries inside a red rectangular box are compensable. Where tasks are block-billed and only a certain percentage of the block-billed tasks are compensable, an explanation of which hours were deducted is inside a red rectangular box with an arrow pointing to the relevant entry. The total number compensable hours within each box is rounded to the nearest hundredth. When an entry is not compensable, an explanation of why the entry is not compensable is inside a red rectangular box with an arrow pointing to the entry. Finally, at the bottom of each page the total number of hours awarded on that page is inside a red box.

⁴ Plaintiffs do not submit time sheets concerning their counsel's work. The time sheets submitted by Plaintiffs only record law student hours. However, Plaintiffs seek compensation for their counsel's service when he accompanied law students on visits to the jail and revised certain court-filed documents. Therefore, the dates on which Plaintiffs' counsel performed these tasks is determined by using the student time sheets and the case docket.

⁵ Plaintiffs argue that a rate of \$141 should serve as the baseline rate since the Honorable Julia S. Gibbons, Chair of the Committee on the Budget of the Judicial Conference of the United States, testified before a Congressional subcommittee that: "[The Judicial Conference] request[s] [Congress] ... to increase the ... [CJA] rate to the statutorily authorized rate of \$141 per hour, effective January 1, 2011." Statement of Honorable Julia S. Gibbons, Chair Committee on the Budget of the Judicial Conference of the United States before the Subcommittee on Financial Services and General Government of the Committee on Appropriations of the United States House of Representatives, March 18, 2010, at 13, available at http://www.uscourts.gov/News/Viewer.aspx?doc=/uscourts/News/2010/docs/Judge_Gibbons_Judicial_Conference.pdf. "However, [P]laintiffs do not explain how Congressional testimony, even from Judge Gibbons, could override the official, published determination of the Judicial Conference itself[,]" set forth in the Guide to Judiciary Policy. *Gilman*, 2014 WL 3735401, at *3. Therefore, Plaintiffs have not shown that they are entitled to a PLRA baseline rate of \$141.