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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN ARMSTRONG, et al.,

Plaintiffs,

v.

EDMUND G. BROWN, JR., et al.,

Defendants.

Case No. C94 2307 CW

**~~PROPOSED~~ STIPULATED ORDER
CONFIRMING UNDISPUTED
ATTORNEYS' FEES AND COSTS
FOR THE THIRD QUARTER OF 2014**

Judge: Hon. Claudia Wilken

1 On March 26, 1997, the District Court established procedures by which Plaintiffs
2 are to collect periodic attorneys' fees and costs in this case in connection with their work
3 monitoring Defendants' compliance with the Court's Orders and collecting fees.

4 Pursuant to these procedures, on October 30, 2014 Plaintiffs served on Defendants
5 their Third Quarterly Statement for 2014 by overnight delivery. The parties completed
6 their meet-and-confer process on December 1, 2014 as to the fees and costs incurred on all
7 matters.

8 As a result of the December 1, 2014 agreement, the parties agree to the following:

9 The parties agree to the payment of \$633,592.68 for undisputed fees and costs
10 incurred during the Third Quarter of 2014, for monitoring and/or litigation activities in the
11 California Department of Corrections of Rehabilitation Division of Adult Operations and
12 Adult Programs (CDCR AOAP) portion of the case. Attached hereto as **Exhibit A** are
13 charts setting forth the fees and costs claimed by Plaintiffs and the amounts agreed to by
14 the parties to settle these claims.

15 The parties agree to the payment of \$30,065.62 for undisputed fees and costs
16 incurred during the Third Quarter of 2014, for monitoring and/or litigation activities in the
17 Board of Parole Hearings (BPH) portion of the case. Attached hereto as **Exhibit B** are
18 charts setting forth the fees and costs claimed by Plaintiffs and the amounts agreed to by
19 the parties to settle these claims.

20 The parties agree to the payment of \$166,399.08 for undisputed fees and costs
21 incurred during the Third Quarter of 2014, for monitoring and/or litigation activities in the
22 Division of Adult Parole Operations (DAPO) portion of the case. Attached hereto as
23 **Exhibit C** are charts setting forth the fees and costs claimed by Plaintiffs and the amounts
24 agreed to by the parties to settle these claims.

25 The parties agree to the payment of \$12,311.78 for undisputed fees and costs
26 incurred during the Third Quarter of 2014, for fees on fees. Attached hereto as **Exhibit D**
27 are charts setting forth the fees and costs claimed by Plaintiffs and the amounts agreed to
28 by the parties to settle these claims.

1 IT IS HEREBY ORDERED that the amounts set forth above are due and
2 collectable as of forty-five days from the date of entry of this Order. Interest on these fees
3 and costs will run from November 30, 2014, accruing at the rate provided by 28 U.S.C.
4 § 1961.

5 DATED: 12/15/2014

6
7 

8 THE HONORABLE CLAUDIA WILKEN
9 UNITED STATES DISTRICT JUDGE

10 APPROVED AS TO FORM:

11
12 DATED: December 12, 2014

/s/ Jay M. Goldman

13 Jay M. Goldman
14 Deputy Attorney General
Attorney for Defendants

15 DATED: December 12, 2014

/s/ Blake Thompson

16 Blake Thompson
17 Rosen Bien Galvan & Grunfeld LLP
Attorneys for Plaintiffs

Exhibit A

Armstrong v. Brown
Third Quarterly Statement of 2014
July 1, 2014 through September 30, 2014

CDCR/AOAP SUMMARY OF UNDISPUTED FEES AND COSTS

<u>MATTER</u>	<u>UNDISPUTED FEES</u>	<u>UNDISPUTED COSTS</u>
CDCR/AOAP MONITORING	\$614,647.68	\$18,945.00
	TOTAL:	\$633,592.68

\$614,647.68

Armstrong v. Brown

Third Quarterly Statement of 2014
 July 1, 2014 through September 30, 2014

Costs***Matter: CDCR/AOAP Merits/Monitoring*****Rosen, Bien, Galvan & Grunfeld (581-3)**

	Costs	Withdrawn by Plaintiffs	Costs Now Owing
Photocopying (In house)	\$1,323.20	\$52.93	\$1,270.27
Photocopying (Outside)	\$2,155.28	\$86.21	\$2,069.07
Lexis / Westlaw	\$0.00	\$0.00	\$0.00
Online Research - PACER	\$3.60	\$0.14	\$3.46
Postage & Delivery	\$489.30	\$19.57	\$469.73
Travel - Mileage, Tolls, Food	\$2,795.55	\$111.82	\$2,683.73
Telephone	\$9.45	\$0.38	\$9.07
Undisputed RBGG Costs:			\$6,505.32

Prison Law Office

	Costs		
Photocopying (In house)	\$1,197.60	\$47.90	\$1,149.70
Expert Services	\$3,022.50	\$120.90	\$2,901.60
Postage & Delivery	\$970.82	\$38.83	\$931.99
Travel - Mileage, Tolls, Food	\$7,607.68	\$304.31	\$7,303.37
Undisputed PLO Costs:			\$12,286.66

Disability Rights Education & Defense Fund, Inc.

Photocopying (in-house)	\$121.80	\$4.87	\$116.93
Postage & Delivery	\$37.60	\$1.50	\$36.10
Undisputed DREDF Costs:			\$153.02

TOTAL UNDISPUTED CDCR/AOAP MERITS/MONITORING COSTS:**\$18,945.00**

Exhibit B

Armstrong v. Brown
Third Quarterly Statement of 2014
July 1, 2014 through September 30, 2014

BPH SUMMARY OF UNDISPUTED FEES AND COSTS

<u>MATTER</u>	<u>UNDISPUTED FEES</u>	<u>UNDISPUTED COSTS</u>
BPH	\$29,125.44	\$940.18
	TOTAL:	\$30,065.62

Armstrong v. BrownThird Quarterly Statement of 2014
July 1, 2014 through September 30, 2014***Matter: BPH*****BPH (581-4)**

	<u>Actual Hours</u>	<u>Claimed Hours</u>	<u>Claimed Fees</u>	<u>Withdrawn By Pltfs</u>	<u>Undisputed Hours</u>	<u>2014 Rates</u>	<u>Fees Now Owing</u>
<u>ROSEN, BIEN, GALVAN & GRUNFELD</u>							
Blake Thompson (BT)	17.40	16.90	\$7,605.00	0.68	16.22	\$450	\$7,300.80
Rolayn Tauben (RLT)	0.70	0.60	\$174.00	0.02	0.58	\$290	\$167.04
Total Hours:	18.10	17.50	\$7,779.00				
UNDISPUTED RBGG FEES:							\$7,467.84
<u>PRISON LAW OFFICE</u>							
Sara Norman (SN)	6.1	6.1	\$3,782.00	0.24	5.86	\$620	\$3,630.72
Rana Anabtawi (RA)	45.80	45.80	\$18,778.00	1.83	43.97	\$410	\$18,026.88
Total Hours:	51.90	51.90	\$22,560.00				
UNDISPUTED PLO FEES:							\$21,657.60
TOTAL UNDISPUTED FEES FOR BPH WORK:							\$29,125.44

Armstrong v. Brown

Third Quarterly Statement of 2014
July 1, 2014 through September 30, 2014

Costs

Matter: BPH

Rosen, Bien, Galvan & Grunfeld (581-4)

Travel - Mileage, Tolls, Food

Costs	Withdrawn by Plaintiffs	Costs Now Owing
\$386.54	\$15.46	\$371.08
Undisputed RBGG Costs:		\$371.08

Prison Law Office

Travel - Mileage, Tolls, Food

\$592.81	\$23.71	\$569.10
Undisputed PLO Costs:		\$569.10

TOTAL UNDISPUTED BPH COSTS:	\$940.18
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Exhibit C

Armstrong v. Brown
Third Quarterly Statement of 2014
July 1, 2014 through September 30, 2014

DAPO SUMMARY OF UNDISPUTED FEES AND COSTS

<u>MATTER</u>	<u>UNDISPUTED FEES</u>	<u>UNDISPUTED COSTS</u>
DAPO MONITORING	\$161,324.64	\$5,074.44
	TOTAL:	\$166,399.08

\$161,324.64

Armstrong v. Brown

Third Quarterly Statement of 2014
 July 1, 2014 through September 30, 2014

Costs***Matter: DAPO Monitoring***

<u>Rosen, Bien, Galvan & Grunfeld (581-9)</u>	Costs	Withdrawn by Plaintiffs	Costs Now Owing
Photocopying (in-house)	\$664.00	\$26.56	\$637.44
Photocopying (outside)	652.18	\$26.09	\$626.09
Lexis/Westlaw	\$40.34	\$1.61	\$38.73
Postage & Delivery	\$21.65	\$0.87	\$20.78
Telephone	\$12.20	\$0.49	\$11.71
Facsimile	\$8.00	\$0.32	\$7.68
Interpretation and Translation Services	\$1,534.56	\$61.38	\$1,473.18
Travel - Mileage, Tolls, Food	\$2,352.94	\$94.12	\$2,258.82
	Undisputed RBGG Costs:		\$5,074.44
TOTAL UNDISPUTED DAPO MONITORING COSTS:			\$5,074.44

Exhibit D

Armstrong v. Brown

Third Quarterly Statement of 2014

July 1, 2014 through September 30, 2014

SUMMARY OF UNDISPUTED FEES WORK AND COSTS

	<u>UNDISPUTED FEES</u>	<u>UNDISPUTED COSTS</u>
FEES WORK (ALL MATTERS)	\$12,084.00	\$227.78
TOTAL:		\$12,311.78

Armstrong v. Brown

Third Quarterly Statement of 2014
 July 1, 2014 through September 30, 2014
Matter: All Matters Fees Work

Fees (581-2)

	<u>Actual Hours</u>	<u>Claimed Hours</u>	<u>Claimed Fees</u>	<u>Withdrawn By Pltfs</u>	<u>Undisputed Hours</u>	<u>2014 Rates</u>	<u>Fees Now Owing</u>
<u>ROSEN, BIEN, GALVAN & GRUNFELD</u>							
Gay C. Grunfeld (GCG)	0.80	0.80	\$540.00	0.03	0.77	\$675	\$518.40
Lisa Ells (LAE)	0.20	0.00	\$0.00	0.00	0.00	\$470	\$0.00
Blake Thompson (BT)	11.10	10.40	\$4,680.00	0.42	9.98	\$450	\$4,492.80
Diana Gama (DAG)	0.60	0.00	\$0.00	0.00	0.00	\$230	\$0.00
Glenn Baldwin (GMB)	22.30	20.40	\$4,692.00	0.82	19.58	\$230	\$4,504.32
Total Hours:	35.00	31.60	\$9,912.00				
UNDISPUTED RBGG FEES:							\$9,515.52
<u>PRISON LAW OFFICE</u>							
Rebekah Evenson (RE)	0.60	0.60	\$342.00	0.02	0.58	\$570	\$328.32
Edie DeGraff (ED)	8.00	8.00	\$1,520.00	0.32	7.68	\$190	\$1,459.20
Total Hours:	8.60	8.60	\$1,862.00				
UNDISPUTED PLO FEES:							\$1,787.52
<u>BINGHAM McCUTCHEN</u>							
Geoffrey T. Holtz (GH)	0.40	0.40	\$306.00	0.02	0.38	\$765	\$293.76
Total Hours:	0.40	0.40	\$306.00				
UNDISPUTED BMc FEES:							\$293.76
<u>DISABILITY RIGHTS EDUCATION AND DEFENSE FUND</u>							
Linda Kilb (LDK)	0.70	0.70	\$507.50	0.03	0.67	\$725	\$487.20
Total Hours:	0.70	0.70	\$507.50				
UNDISPUTED DREDF FEES:							\$487.20
TOTAL UNDISPUTED FEES FOR ARMSTRONG FEES WORK:							\$12,084.00

Armstrong v. Brown

Third Quarterly Statement of 2014
 July 1, 2014 through September 30, 2014

Costs***Matter: Fees Work in All Matters*****Rosen, Bien, Galvan & Grunfeld (581-2)**

Photocopying and Printing (in-house)

Postage & Delivery

Costs	Withdrawn by Plaintiffs	Costs Now Owing
\$160.20	\$6.41	\$153.79
\$73.07	\$2.92	\$70.15
		\$223.94

Undisputed RBGG Costs:**Disability Rights Education & Defense Fund, Inc.**

Photocopying (in-house)

Costs	Withdrawn by Plaintiffs	Costs Now Owing
\$4.00	\$0.16	\$3.84
		\$3.84

Undisputed DREDF Costs:**TOTAL UNDISPUTED FEES WORK COSTS :****\$227.78**