

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

NO. 03-35368
CT/AG#: CV-03-05062-FDB

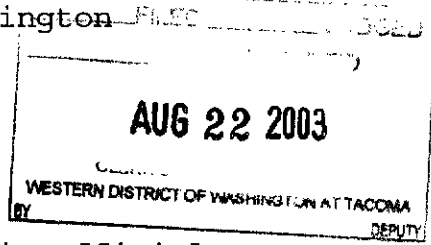
WASHINGTON PROTECTION AND ADVOCACY SYSTEM, a Washington
non-profit corporation

Plaintiff - Appellant

v.

EVERGREEN SCHOOL DISTRICT; RICHARD MELCHING, in his official
capacity as the Superintendent of the Evergreen School
District

Defendants - Appellees



APPEAL FROM the United States District Court for the
Western District of Washington (Tacoma) .

THIS CAUSE came on to be heard on the Transcript of the
Record from the United States District Court for the
Western District of Washington (Tacoma) and was duly submitted.

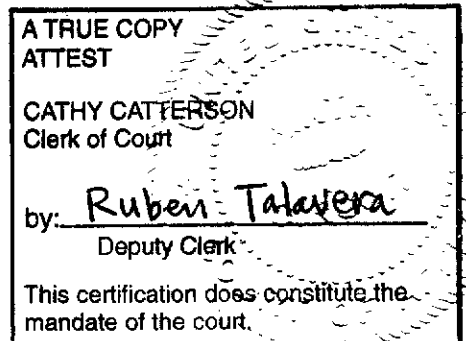
ON CONSIDERATION WHEREOF, It is now here ordered and
adjudged by this Court, that the judgment of the said
District Court in this cause be, and hereby is AFFIRMED.

Filed and entered July 24, 2003

COSTS TAXED



03-CV-05062-APP



UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT
BILL OF COSTS

NOTE: If you wish to file a bill of costs, it MUST be submitted on this form and filed, with the clerk, with proof of service, within 14 days of the date of entry of judgment, and in accordance with Circuit Rule 39-1. A late bill of costs must be accompanied by a motion showing good cause. Please refer to FRAP 39, 28 U.S.C. § 1920, and Circuit Rule 39-1 when preparing your bill of costs.

Wash. Protection, et al. v. Evergreen Sch. Dist., et al. CANo. 03-35368

The Clerk is requested to tax the following costs against: Washington Protection, et al.

COST TAXABLE UNDER FRAP 39, 28 U.S.C. § 1920, Circuit Rule 39-1	REQUESTED			ALLOWED				
	No. Of Documents*	Pages per Document	Cost per Page**	Total Cost	No. Of Documents	Pages for Document	Cost for Page	Total Cost
Excerpt of Record	7	62	.08	34.72				34.
Appellant's Brief								
Appellee's Brief	19	167	.08	253.84				253.
Appellant's Reply-Brief - Binding	19	19	3.36	63.84	3	NOT ALLOWED		
Other- Labels	1	1	1.73	1.73	1	CR. 39-1.2		
Total				364.86				TOTAL: \$ 288.56

72
84
56

Other: Any other requests must be accompanied by a statement explaining why the item(s) should be taxed pursuant to Circuit Rule 39-1. Additional items without such supporting statements will not be considered.

* If more than 7 excerpts or 20 briefs are requested, a statement explaining the excess number must be submitted.
** Costs per page may not exceed 20¢ or actual cost, whichever is less. Circuit Rule 39-1.

I, Christine Gardiner, swear under penalty of perjury that the services for which costs are taxed were actually and necessarily performed, and that the requested costs were actually expended as listed. The printer's itemized statement showing actual costs per page is attached.

Signature: Christine Gardiner Date: 7/30/03

Name of Counsel (printed or typed) Christine Gardiner Attorney for: Evergreen

Date: 8-18-03 Costs are taxed in the amount of \$ 288.56

Clerk of Court

By: Ruben Talavera Deputy Clerk

COPY

For Official Use Only
A TRUE COPY ATTEST
CATHY CATTERSON
Clerk of Court
by: Ruben Talavera
Deputy Clerk
This certification does constitute the mandate of the court.

CATHY A. CATTERSON, CLERK
U. S. COURT OF APPEALS

AUG - 7 2003

FILED

XEROX SERVICES
 KARR TUTTLE CAMPBELL
 OFFICE SERVICES COPY REQUEST

On time
 Delivered
 Initials JA

DATE/TIME IN 6/16
 NAME Christy
 EXTENSION 8195

CLIENT NAME Emergreen Sh. DATE/TIME DUE 6/17 end of day
 CLIENT NUMBER 25238
 MATTER NUMBER 117 NUMBER OF COPIES 8

COPYING

- All
- Tagged/clipped pages
 - Discard tags/clips
- File folders onto colored paper
- Tabs onto colored paper
- Color for color (pictures, charts, graphs)
- 1 or 2 sided as original
- Make 2 sided all
- Make 1 sided all

PAPER

- 3 hole large
- 3 hole standard
- 2 hole top
- Bond
- Tabs -- produce as original
- Color _____
- Transparencies

FINISHING

- Staple/clip as original
- Staple where clipped
- Clip/Rubber band
- Do not staple or clip
- 3 hole punch original
- 2 hole punch original
- Uncollated copy sets
- Uncollated (original w/copy)
- Collated (set like original)

UNDER - OVERSIZE DOCUMENTS

- As original
- Reduce
- Enlarge
- to:
 - 8-1/2 x 11 (letter)
 - 8-1/2 x 14 (legal)
 - 11 x 17
 - Do not copy

BINDING

- Velo bind (hard spine)
- GBC bind (loose comb spine)
 - Blue
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 - KTC
- Acco bind (2-hole top)
- 3-ring binder

NUMBERING

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full cover stock cover + back

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Item	Number	Cost	Total
Copies Class <u>A</u>	<u>145</u> @	<u>.04</u>	<u>30.60</u>
Color Copies			
Labels			
Binding	<u>9</u>	<u>1.73</u>	<u>15.57</u>
Transparency			
Notebooks			
labels	<u>1</u>	<u>1.35</u>	<u>.35</u>
Grand Total			<u>55.52</u>

Comments:

XEROX SERVICES
 KARR TUTTLE CAMPBELL
 OFFICE SERVICES COPY REQUEST

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 Initials JK

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 NAME Christy
 EXTENSION 8195

CLIENT NAME Evocigreen Sch
 CLIENT NUMBER 25238
 MATTER NUMBER 117

DATE/TIME DUE 6/18 2pm
 NUMBER OF COPIES ~~18~~ 19

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NUMBERING

- Number originals
- Number copies only
- Start with number _____

POST-ITS

- Remove and replace
- Transfer to copies
- Copy
- Discard

Other/Special Instructions:

- Red cover stock cover and back
- for each "Appendix" sheet, please use colored paper (any color)
- please bind original copy as well

Xerox Use Only

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 Stop Meter 8894580
 Start Meter _____
 Stop Meter _____
 Waste _____
 Final Count _____

Redo - reason: _____

Item	Number	Cost	Total
Copies Class <u>A</u>	<u>3225</u> @	<u>08</u>	<u>258.00</u>
Color Copies	_____	_____	_____
Tabs	_____	_____	_____
Binding	<u>20</u>	<u>3.36</u>	<u>67.20</u>
Transparency	_____	_____	_____
Notebooks	_____	_____	_____
	_____	_____	<u>325.20</u>
Grand Total			

Comments:

CERTIFICATE OF SERVICE

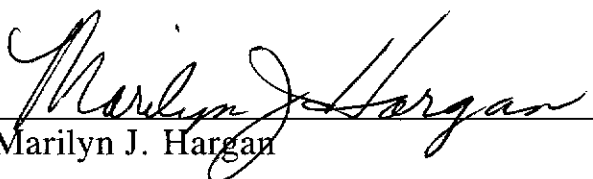
The undersigned makes the following statement under penalty of perjury under the laws of the State of Washington:

That she is a citizen of the United States of America; that she is over the age of 18 years, not a party to the above-entitled action and competent to be a witness therein; that on the 30TH day of July, 2003, a copy of Bill of Costs; and Certificate of Service was caused to be served upon the following in the manner indicated:

Tara Herival	<input checked="" type="checkbox"/>	Regular U.S. Mail, Postage
David Girard		Prepaid
Washington Protection and	<input type="checkbox"/>	Hand Delivery / Legal Messenger
Advocacy Sytem	<input type="checkbox"/>	Via Federal Express
180 West Dayton, Suite 102	<input type="checkbox"/>	Via Facsimile
Edmonds, WA 98020		

Office of the Clerk	<input checked="" type="checkbox"/>	Regular U.S. Mail, Postage
United States Court of		Prepaid
Appeals for the Ninth District	<input type="checkbox"/>	Hand Delivery / Legal Messenger
PO Box 193939	<input type="checkbox"/>	Via Federal Express
San Francisco, CA 94119-3939	<input type="checkbox"/>	Via Facsimile

DATED this 30th day of July, 2003, at Seattle, Washington.


Marilyn J. Hargan