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11 Attorneys for Plaintiffs

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13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA

15 JOHN ARMSTRONG, et al.,  
16 Plaintiffs,  
17 v.  
18 EDMUND G. BROWN, JR., et al.,  
19 Defendants.  
20

Case No. C94 2307 CW

**[PROPOSED] STIPULATED ORDER  
CONFIRMING UNDISPUTED  
ATTORNEYS' FEES AND COSTS  
FOR THE SECOND QUARTER OF  
2015**

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 July 28, 2015 Plaintiffs served on Defendants their  
5 Second Quarterly Statement for 2015 by overnight delivery. The parties completed their  
6 meet-and-confer process on September 10, 2015 as to the fees and costs incurred on all  
7 matters.

8 As a result of the September 10, 2015 agreement, the parties agree to the following:

9 The parties agree to the payment of \$903,315.08 to resolve all fees and costs  
10 incurred during the Second Quarter of 2015, for monitoring and/or litigation activities in  
11 the California Department of Corrections of Rehabilitation Division of Adult Operations  
12 and 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 \$45,226.42 to resolve all fees and costs incurred  
16 during the Second Quarter of 2015, for monitoring and/or litigation activities in the Board  
17 of Parole Hearings (BPH) portion of the case. Attached hereto as **Exhibit B** are charts  
18 setting forth the fees and costs claimed by Plaintiffs and the amounts agreed to by the  
19 parties to settle these claims.

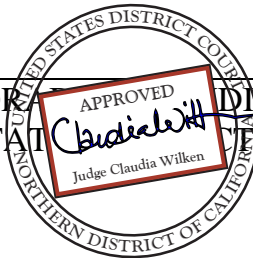
20 The parties agree to the payment of \$280,952.71 to resolve all fees and costs  
21 incurred during the Second Quarter of 2015, for monitoring and/or litigation activities in  
22 the Division of Adult Parole Operations (DAPO) portion of the case. Attached hereto as  
23 **Exhibit C** are charts setting 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 \$16,609.14 to resolve all fees and costs incurred  
26 during the Second Quarter of 2015, for fees on fees. Attached hereto as **Exhibit D** are  
27 charts setting forth the fees and costs claimed by Plaintiffs and the amounts agreed to by  
28 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 August 29, 2015, accruing at the rate provided by 28 U.S.C.  
4 § 1961.

5  
6 DATED: 9/25/15

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9 THE HONORABLE CLAUDIA WILKEN  
10 UNITED STATES DISTRICT COURT JUDGE  
11 APPROVED AS TO FORM:  
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13 DATED: September 17, 2015

/s/ Sharon A. Garske  
Sharon A. Garske  
Deputy Attorney General  
Attorney for Defendants

16 DATED: September 17, 2015

/s/ Blake Thompson  
Blake Thompson  
Rosen Bien Galvan & Grunfeld LLP  
Attorneys for Plaintiffs

# **EXHIBIT A**

**Armstrong v. Brown**  
**Second Quarterly Statement of 2015**  
**April 1, 2015 through June 30, 2015**

**CDCR/AOAP SUMMARY OF UNDISPUTED FEES AND COSTS**

<b><u>MATTER</u></b>	<b><u>UNDISPUTED FEES</u></b>	<b><u>UNDISPUTED COSTS</u></b>
CDCR/AOAP MONITORING	\$882,166.56	\$21,148.52
	<b>TOTAL:</b>	<b>\$903,315.08</b>

**Armstrong v. Brown**  
 Second Quarterly Statement of 2015  
 April 1, 2015 through June 30, 2015  
 Matter: CDCR/AOAP Monitoring/Merits

<b><u>Monitoring (581-3)</u></b>	<b><u>Actual Hours</u></b>	<b><u>Claimed Hours</u></b>	<b><u>2015 Rates</u></b>	<b><u>Total Claimed Fees</u></b>	<b><u>Fees Now Owing Based on Negotiated Compromise</u></b>
<b><u>ROSEN, BIEN, GALVAN &amp; GRUNFELD</u></b>					
Michael W. Bien (MWB)	7.80	7.60	\$840	\$6,384.00	\$6,128.64
Gay C. Grunfeld (GCG)	42.80	42.60	\$710	\$30,246.00	\$29,036.16
Ernest Galvan (EG)	1.30	0.60	\$690	\$414.00	\$397.44
Thomas Nolan (TN)	211.50	210.70	\$590	\$124,313.00	\$119,340.48
Lisa Ells (LAE)	84.60	76.80	\$525	\$40,320.00	\$38,707.20
Aaron Fischer (AJF)	0.50	0.00	\$490	\$0.00	\$0.00
Blake Thompson (BT)	89.60	86.10	\$480	\$41,328.00	\$39,674.88
Michael Freedman (MLF)	20.70	20.70	\$470	\$9,729.00	\$9,339.84
Krista Stone-Manista (KSM)	112.60	107.30	\$440	\$47,212.00	\$45,323.52
Rolayn Tauben (RLT)	136.40	84.10	\$295	\$24,809.50	\$23,817.12
Karen Stilber (KES)	62.90	62.50	\$290	\$18,125.00	\$17,400.00
Abbye Klamann (ARK)	0.90	0.00	\$250	\$0.00	\$0.00
Doris Tseng (DT)	19.10	18.60	\$250	\$4,650.00	\$4,464.00
Lauren Vandermortel (LWV)	8.20	8.20	\$220	\$1,804.00	\$1,731.84
F. Gail LaPurja (FGL)	36.35	35.65	\$250	\$8,912.50	\$8,556.00
Fely Villadelgado (FFV)	0.90	0.00	\$250	\$0.00	\$0.00
Greg Gonzalez (GZG)	54.20	53.80	\$250	\$13,450.00	\$12,912.00
Charlotte Landes (CJL)	143.40	91.80	\$220	\$20,196.00	\$19,388.16
Nathalie Welch (NCW)	3.00	0.00	\$220	\$0.00	\$0.00
Kelly McGraw (KAM)	346.70	327.90	\$220	\$72,138.00	\$69,252.48
Sasha Beder-Schenker (SBS)	18.10	18.10	\$220	\$3,982.00	\$3,822.72
<b>Total Hours:</b>	<b>1,401.55</b>	<b>1,253.05</b>			
<b>RBGG CLAIMED FEES:</b>				<b>\$468,013.00</b>	<b>\$449,292.48</b>
<b><u>PRISON LAW OFFICE</u></b>					
Donald Specter (DS)	1.50	1.50	\$845	\$1,267.50	\$1,216.80
Sara Norman (SN)	0.50	0.50	\$640	\$320.00	\$307.20
Laura Graham (LG)	39.40	39.40	\$250	\$9,850.00	\$9,456.00
Rebekah Evenson (RE)	72.10	72.10	\$600	\$43,260.00	\$41,529.60
Penny Godbold (PG)	112.80	112.80	\$510	\$57,528.00	\$55,226.88
Marc Shinn-Krantz	65.70	65.70	\$275	\$18,067.50	\$17,344.80
Corene Kendrick (CK)	169.70	169.70	\$510	\$86,547.00	\$83,085.12
Cara Trombadore (CT)	65.30	65.30	\$275	\$17,957.50	\$17,239.20
Anjuli Branz (AB)	84.30	84.30	\$250	\$21,075.00	\$20,232.00
Amber Norris (AN)	322.10	322.10	\$290	\$93,409.00	\$89,672.64
Kelly Knapp (KK)	105.00	105.00	\$480	\$50,400.00	\$48,384.00
Megan Lynch (ML)	41.90	41.90	\$250	\$10,475.00	\$10,056.00
Nora Searle (NS)	67.20	67.20	\$250	\$16,800.00	\$16,128.00
John Bonacorsi (JB)	47.70	47.70	\$250	\$11,925.00	\$11,448.00
Viviana Arcia (VA)	45.60	45.60	\$250	\$11,400.00	\$10,944.00
<b>Total Hours:</b>	<b>1,240.80</b>	<b>1,240.80</b>			
<b>PLO CLAIMED FEES:</b>				<b>\$450,281.50</b>	<b>\$432,270.24</b>
<b><u>DISABILITY RIGHTS EDUCATION AND DEFENSE FUND</u></b>					
Linda Kilb (LDK)	0.20	0.20	\$745	\$149.00	\$143.04
Hongyu Min (HM)	3.20	3.20	\$150	\$480.00	\$460.80
<b>Total Hours:</b>	<b>3.40</b>	<b>3.40</b>			
<b>DREDF CLAIMED FEES:</b>				<b>\$629.00</b>	<b>\$603.84</b>
<b>TOTAL UNDISPUTED CDCR/AOAP MONITORING FEES:</b>				<b>\$918,923.50</b>	<b>\$882,166.56</b>

**Armstrong v. Brown**

Second Quarterly Statement of 2015

April 1, 2015 through June 30, 2015

**Costs*****Matter: CDCR/AOAP Merits/Monitoring***

	<b>Total Claimed Costs</b>	<b>Costs Now Owing Based On Negotiated Compromise</b>
<b><u>Rosen, Bien, Galvan &amp; Grunfeld (581-3)</u></b>		
Photocopying (In house)	\$2,125.80	\$2,040.77
Photocopying/printing (Outside)	\$1,111.49	\$1,067.03
Interpreting services	\$1,110.00	\$1,065.60
Online Research - PACER	\$4.00	\$3.84
Lexis/Westlaw	\$21.39	\$20.53
Postage & Delivery	\$781.40	\$750.14
Travel - Mileage, Tolls, Food	\$5,881.68	\$5,646.41
Telephone	\$9.95	\$9.55
<b>Total RBGG Costs:</b>	<b>\$11,045.71</b>	<b>\$10,603.88</b>
<b><u>Prison Law Office</u></b>		
Photocopying (In house)	\$1,805.80	\$1,733.57
Postage & Delivery	\$1,157.95	\$1,111.63
Travel - Mileage, Tolls, Food	\$6,543.11	\$6,281.39
Interpreting and Translation Services	\$1,108.13	\$1,063.80
<b>Total PLO Costs:</b>	<b>\$10,614.99</b>	<b>\$10,190.39</b>
<b><u>Disability Rights Education &amp; Defense Fund, Inc.</u></b>		
Photocopying (in-house)	\$336.60	\$323.14
Postage & Delivery	\$32.41	\$31.11
<b>Total DREDF Costs:</b>	<b>\$369.01</b>	<b>\$354.25</b>
<b>TOTAL UNDISPUTED CDCR/AOAP MERITS/MONITORING COSTS:</b>		<b>\$21,148.52</b>

# **EXHIBIT B**



**Armstrong v. Brown**  
**Second Quarterly Statement of 2015**  
**April 1, 2015 through June 30, 2015**

**BPH SUMMARY OF UNDISPUTED FEES AND COSTS**

<b><u>MATTER</u></b>	<b><u>UNDISPUTED FEES</u></b>	<b><u>UNDISPUTED COSTS</u></b>
BPH	\$44,558.88	\$667.54
	<b>TOTAL:</b>	<b>\$45,226.42</b>

**Armstrong v. Brown**

Second Quarterly Statement of 2015

April 1, 2015 through June 30, 2015

**Matter: BPH**

<b><u>BPH (581-4)</u></b>	<b><u>Actual Hours</u></b>	<b><u>Claimed Hours</u></b>	<b><u>2015 Rates</u></b>	<b><u>Total Claimed Fees</u></b>	<b><u>Fees Now Owing Based on Negotiated Compromise</u></b>
<b><u>BPH MONITORING (581-4)</u></b>					
<b><u>ROSEN, BIEN, GALVAN &amp; GRUNFELD</u></b>					
Gay C. Grunfeld (GCG)	6.40	6.40	\$710	\$4,544.00	\$4,362.24
Ernest Galvan (EG)	0.80	0.80	\$690	\$552.00	\$529.92
Thomas Nolan (TN)	9.60	9.60	\$590	\$5,664.00	\$5,437.44
Blake Thompson (BT)	21.10	21.00	\$480	\$10,080.00	\$9,676.80
Rolayn Tauben (RLT)	4.30	3.20	\$295	\$944.00	\$906.24
Karen Stilber (KES)	0.90	0.00	\$290	\$0.00	\$0.00
<b>Total Hours:</b>	<b>43.10</b>	<b>41.00</b>			
<b>RBGG CLAIMED FEES:</b>				<b>\$21,784.00</b>	<b>\$20,912.64</b>
<b><u>PRISON LAW OFFICE</u></b>					
Donald Specter (DS)	0.70	0.70	\$845	\$591.50	\$567.84
Sara Norman (SN)	5.80	5.80	\$640	\$3,712.00	\$3,563.52
Rana Anabtawi (RA)	46.20	46.20	\$440	\$20,328.00	\$19,514.88
<b>Total Hours:</b>	<b>52.70</b>	<b>52.70</b>			
<b>PLO CLAIMED FEES:</b>				<b>\$24,631.50</b>	<b>\$23,646.24</b>
<b>TOTAL UNDISPUTED FEES FOR BPH WORK:</b>				<b>\$46,415.50</b>	<b>\$44,558.88</b>

**Armstrong v. Brown**

Second Quarterly Statement of 2015

April 1, 2015 through June 30, 2015

**Costs*****Matter: BPH***

	<b>Total Claimed Costs</b>	<b>Costs Now Owing Based On Negotiated Compromise</b>
<b><u>Rosen, Bien, Galvan &amp; Grunfeld (581-4)</u></b>		
Postage & Delivery	\$17.10	\$16.42
Travel - Mileage, Tolls, Food	\$243.80	\$234.05
<b>Total RBGG Costs:</b>	<b>\$260.90</b>	<b>\$250.46</b>
 <b><u>Prison Law Office</u></b>		
Travel - Mileage, Tolls, Food	\$434.45	\$417.07
<b>Total PLO Costs:</b>	<b>\$434.45</b>	<b>\$417.07</b>
 <b>TOTAL UNDISPUTED BPH COSTS:</b>		<b>\$667.54</b>

# **EXHIBIT C**

**Armstrong v. Brown**  
**Second Quarterly Statement of 2015**  
**April 1, 2015 through June 30, 2015**

**DAPO SUMMARY OF UNDISPUTED FEES AND COSTS**

<b><u>MATTER</u></b>	<b><u>UNDISPUTED FEES</u></b>	<b><u>UNDISPUTED COSTS</u></b>
DAPO MONITORING	\$273,359.04	\$7,593.67
	<b>TOTAL:</b>	<b>\$280,952.71</b>

**Armstrong v. Brown**

Second Quarterly Statement of 2015

April 1, 2015 through June 30, 2015

***Matter: DAPO Monitoring***

<b><u>DAPO Monitoring (581-9)</u></b>	<b><u>Actual Hours</u></b>	<b><u>Claimed Hours</u></b>	<b><u>2015 Rates</u></b>	<b><u>Total Claimed Fees</u></b>	<b><u>Fees Now Owing Based on Negotiated Compromise</u></b>
<b><u>ROSEN, BIEN, GALVAN &amp; GRUNFELD</u></b>					
Michael Bien (MWB)	2.10	1.40	\$840	\$1,176.00	\$1,128.96
Gay C. Grunfeld (GCG)	23.60	23.60	\$710	\$16,756.00	\$16,085.76
Ernest Galvan (EG)	0.30	0.00	\$690	\$0.00	\$0.00
Jane E. Kahn (JEK)	1.10	0.00	\$590	\$0.00	\$0.00
Lisa Ells (LAE)	0.60	0.00	\$525	\$0.00	\$0.00
Aaron Fischer (AJF)	163.80	163.40	\$490	\$80,066.00	\$76,863.36
Blake Thompson (BT)	27.00	26.30	\$480	\$12,624.00	\$12,119.04
Michael Freedman (MLF)	6.40	6.40	\$470	\$3,008.00	\$2,887.68
Benjamin Bien-Kahn (BBK)	141.60	129.70	\$440	\$57,068.00	\$54,785.28
Margot Mendelson (MKM)	36.00	33.60	\$440	\$14,784.00	\$14,192.64
Jennifer Stark (JLS)	36.30	34.20	\$440	\$15,048.00	\$14,446.08
Jenny Yelin (JSY)	101.80	98.10	\$420	\$41,202.00	\$39,553.92
Rolayn Tauben (RLT)	40.10	28.40	\$295	\$8,378.00	\$8,042.88
Abbye Klamann (ARK)	21.10	10.60	\$275	\$2,915.00	\$2,798.40
Greg Gonzalez (GZG)	2.10	0.00	\$250	\$0.00	\$0.00
Charlotte Landes (CJL)	4.70	3.60	\$220	\$792.00	\$760.32
Kelly McGraw (KAM)	106.80	79.80	\$220	\$17,556.00	\$16,853.76
Nathalie Welch (NCW)	110.30	60.10	\$220	\$13,332.00	\$12,798.72
Sasha Beder-Schenker (SBS)	0.20	0.20	\$220	\$44.00	\$42.24
<b>Total Hours:</b>	<b>825.90</b>	<b>699.40</b>			
<b>RBGG CLAIMED FEES:</b>				<b>\$284,749.00</b>	<b>\$273,359.04</b>
<b>TOTAL UNDISPUTED FEES FOR DAPO MONITORING WORK:</b>				<b>\$284,749.00</b>	<b>\$273,359.04</b>

**Armstrong v. Brown**

Second Quarterly Statement of 2015

April 1, 2015 through June 30, 2015

**Costs**

***Matter: DAPO Monitoring***

**Rosen, Bien, Galvan & Grunfeld (581-9)**

	<b>Total Claimed Costs</b>	<b>Costs Now Owing Based On Negotiated Compromise</b>
Photocopying (in-house)	\$2,147.60	\$2,061.70
Photocopying (outside)	\$173.56	\$166.62
Lexis/Westlaw	\$200.66	\$192.63
Interpeting Services	\$742.50	\$712.80
Telephone	\$12.75	\$12.24
Travel - Mileage, Tolls, Food	\$4,633.00	\$4,447.68
<b>Total RBGG Costs:</b>	<b>\$7,910.07</b>	<b>\$7,593.67</b>

**TOTAL UNDISPUTED DAPO MONITORING COSTS:**

**\$7,593.67**

# **EXHIBIT D**



**Armstrong v. Brown**  
**Second Quarterly Statement of 2015**  
**April 1, 2015 through June 30, 2015**

**SUMMARY OF UNDISPUTED FEES WORK AND COSTS**

	<b><u>UNDISPUTED FEES</u></b>	<b><u>UNDISPUTED COSTS</u></b>
FEES WORK (ALL MATTERS)	\$16,436.64	\$172.50
	<b>TOTAL:</b>	<b>\$16,609.14</b>

**Armstrong v. Brown**

Second Quarterly Statement of 2015

April 1, 2015 through June 30, 2015

***Matter: All Matters Fees Work***

<b><u>Fees (581-2)</u></b>	<b><u>Actual Hours</u></b>	<b><u>Claimed Hours</u></b>	<b><u>2015 Rates</u></b>	<b><u>Total Claimed Fees</u></b>	<b><u>Fees Now Owing Based on Negotiated Compromise</u></b>
<b><u>ROSEN, BIEN, GALVAN &amp; GRUNFELD</u></b>					
Gay C. Grunfeld (GCG)	9.00	9.00	\$710	\$6,390.00	\$6,134.40
Lisa Ellis (LAE)	0.40	0.00	\$525	\$0.00	\$0.00
Blake Thompson (BT)	7.30	7.10	\$480	\$3,408.00	\$3,271.68
Karen Stilber (KES)	10.60	10.30	\$290	\$2,987.00	\$2,867.52
Rolayn Tauben (RLT)	0.20	0.00	\$295	\$0.00	\$0.00
Fely Villadelgado (FFV)	0.30	0.00	\$250	\$0.00	\$0.00
Lauren Vandemortel (LWV)	3.70	3.40	\$220	\$748.00	\$718.08
<b>Total Hours:</b>	<b>31.50</b>	<b>29.80</b>			
<b>RBGG CLAIMED FEES:</b>				<b>\$13,533.00</b>	<b>\$12,991.68</b>
<b><u>PRISON LAW OFFICE</u></b>					
Rebekah Evenson (RE)	0.2	0.2	\$600	\$120.00	\$115.20
Corene Kendrick (CK)	0.9	0.9	\$510	\$459.00	\$440.64
Edie DeGraff (ED)	9.60	9.60	\$195	\$1,872.00	\$1,797.12
<b>Total Hours:</b>	<b>10.70</b>	<b>10.70</b>			
<b>PLO CLAIMED FEES:</b>				<b>\$2,451.00</b>	<b>\$2,352.96</b>
<b><u>DISABILITY RIGHTS EDUCATION AND DEFENSE FUND</u></b>					
Linda Kilb (LDK)	1.00	1.00	\$745	\$745.00	\$715.20
<b>Total Hours:</b>	<b>1.00</b>	<b>1.00</b>			
<b>DREDF CLAIMED FEES:</b>				<b>\$745.00</b>	<b>\$715.20</b>
<b><u>MORGAN LEWIS</u></b>					
Geoffrey Holtz (GH)	0.50	0.50	\$785	\$392.50	\$376.80
<b>Total Hours:</b>	<b>0.50</b>	<b>0.50</b>			
<b>MORGAN LEWIS CLAIMED FEES:</b>				<b>\$392.50</b>	<b>\$376.80</b>
<b>TOTAL UNDISPUTED FEES FOR ARMSTRONG FEES WORK:</b>				<b>\$17,121.50</b>	<b>\$16,436.64</b>

**Armstrong v. Brown**

Second Quarterly Statement of 2015

April 1, 2015 through June 30, 2015

**Costs**

***Matter: Fees Work in All Matters***

	<b>Total <u>Claimed Costs</u></b>	<b>Costs Now Owing Based On <u>Negotiated Compromise</u></b>
<b><u>Rosen, Bien, Galvan &amp; Grunfeld (581-2)</u></b>		
Photocopying and Printing (in-house)	\$105.60	\$101.38
Postage & Delivery	\$63.89	\$61.33
<b>Total RBGG Costs:</b>	<b>\$169.49</b>	<b>\$162.71</b>
 <b><u>Disability Rights Education &amp; Defense Fund, Inc.</u></b>		
Photocopying (in-house)	\$10.20	\$9.79
<b>Total DREDF Costs:</b>	<b>\$10.20</b>	<b>\$9.79</b>
 <b>TOTAL UNDISPUTED CDCR/AOAP MERITS/MONITORING COSTS:</b>		<b>\$172.50</b>