

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

Case No. 1:11-cv-22026-MGC

DR. BERND WOLLSCHLAEGER, et al.,

Plaintiffs,

v.

FRANK FARMER, et al.,

Defendants.

**DEFENDANTS' RESPONSE IN OPPOSITION
TO PLAINTIFFS' MOTION FOR ATTORNEYS' FEES**

The defendants oppose the plaintiffs' fee request. The case presented a straightforward First Amendment claim on which the plaintiffs prevailed after the parties submitted cross motions summary judgment. There was no discovery. Yet, the plaintiffs seek compensation for **1,863 hours — a year's time for a single lawyer** — worked by 14 lawyers and three paralegals from three law firms. The plaintiffs ask for \$686,299 in fees for this straightforward case. Apart from the numerous faults in the plaintiffs' submission, the expenditure of so much time on this uncomplicated case is patently unreasonable.

Because of the substantial defects in the plaintiffs' submission, a fee within the range \$180,000-\$220,000 is reasonable. The court should deny the request for costs and expenses, since the plaintiffs have not shown how those charges (for overnight delivery) were necessary for the case and not for the lawyers' convenience.

I. GENERAL FEE SHIFTING PRINCIPLES.

This Court must determine whether the fee sought is reasonable, keeping in mind that the purpose of any fee-shifting statute is only to enable plaintiffs to attract competent counsel —

not to provide a windfall to attorneys. *Blum v. Stenson*, 465 U.S. 886 (1984). The *movant* has the burden of showing entitlement to compensation for the claimed hours and activities. *Von Clark v. Butler*, 916 F. 2d 255, 259 (5th Cir. 1990).

Hensley v. Eckerhart, 461 U.S. 424 (1983), and *Pennsylvania v. Delaware Valley Citizens' Council*, 478 U.S. 546 (1986) set the general standard for determining a reasonable attorneys' fee in civil rights cases. These opinions state that "the most useful starting point for determining the amount of a reasonable fee is the number of hours reasonably expended on the litigation multiplied by a reasonable hourly rate." *Hensley*, 461 U.S. at 433. *See also Norman v. Housing Authority of the City of Montgomery*, 836 F.2d 1292, 1299 (11th Cir. 1988).

In addition to determining whether the work done was directly incurred in proving an actual violation of federal rights, a court must consider whether the work done was "useful and of a type ordinarily necessary to secure the final result obtained from the litigation." *Delaware Valley*, 478 U.S. at 561. *See also Gray v. Romero*, 709 F. Supp. 325, 325-327 (D.R.I. 1989) (courts must determine whether the work is sufficiently closely related to the litigation).

Thus, under standard attorneys' fee law, courts must exclude from this fee calculation hours that were "excessive, redundant, or otherwise unnecessary." *Hensley*, 461 U.S. at 434. A convenient analytical guide provides: "Hours that would not generally be billed to one's own client are not properly billed to an adversary." *Bell v. United Princeton Properties, Inc.*, 884 F.2d 713, 721 (3d Cir.1989).

The court must "go line by line" through the billing records supporting the request to ensure that the *movant* has met his or her burden. *Evans v. Port Authority of New York and New Jersey*, 273 F.3d 346, 362 (3d Cir. 2001). This review must be "a thorough and searching analysis." *Interfaith Cmty. Org. v. Honeywell Int'l, Inc.*, 426 F.3d 694, 703 n.5 (3d Cir.2005).

The court must ensure that the fee request does not compensate for “over litigation.” *Cody v. Hillard*, 304 F.3d 767, 773 (8th Cir. 2002). As explained below, such a searching review demonstrates that plaintiffs request fees far in excess of their entitlement.

II. THE HOURLY RATES CLAIMED BY THE PLAINTIFF’S ATTORNEYS DO NOT REFLECT REASONABLE RATES WITHIN THE SOUTH FLORIDA LEGAL COMMUNITY FOR ATTORNEYS OF SIMILAR EXPERIENCE.

The Plaintiff’s attorneys are entitled to the following hourly rates, which are consistent with awards given in similar cases to attorneys with similar experience in the South Florida legal community.

| | | | |
|--------------------------|--------------|--------------|----------|
| Manheim, Bruce | Ropes & Gray | Partner | \$325.00 |
| Hallward-Driemeier, Doug | Ropes & Gray | Partner | \$270.00 |
| Dewar, Elizabeth N. | Ropes & Gray | Associate | \$230.00 |
| Lemmon, Scot | Ropes & Gray | Associate | \$230.00 |
| Ripa, Augustine | Ropes & Gray | Associate | \$250.00 |
| Lewis, Julia | Ropes & Gray | Associate | \$230.00 |
| Goetz, Mariel | Ropes & Gray | Associate | \$250.00 |
| O’Connell, Kelly | Ropes & Gray | Associate | \$240.00 |
| Antzoulatos, Sophia | Ropes & Gray | Paralegal | \$125.00 |
| Suarez, Lauren | Ropes & Gray | Paralegal | \$125.00 |
| Mullins, Edward | Astigarraga | Partner | \$325.00 |
| Giuliano, Doug | Astigarraga | Associate | \$225.00 |
| Lucas, Hal | Astigarraga | Associate | \$260.00 |
| Rodriguez, Aida | Astigarraga | Paralegal | \$125.00 |
| Lowy, Johnathan | Brady Center | Attorney | \$325.00 |
| Vice, Daniel | Brady Center | Attorney | \$250.00 |
| Shand, Dina | Brady Center | Legal Fellow | \$125.00 |

The appropriate hourly rate for a prevailing attorney is determined by the rates paid to counsel of similar qualifications and experience in cases litigated in the area where the lawsuit is filed. *See Storfer v. Guarantee Trust Life Insurance Co.*, No. 10–60400, 2011 WL 213461, at *2 (S.D. Fla. Jan. 21, 2011). In determining where a given rate falls within local ranges, the Eleventh Circuit has explained that attorney’s fee law is not designed to compensate a party for premium billing

and premium level services. *Norman v. Hous. Auth. Of City of Montgomery*, 836 F.2d 1292, 1301 (11th Cir. 1988); *Leroy v. City of Houston*, 906 F.2d 1068, 1079 (5th Cir. 1990) (measure of hourly rate is not what “lions of the bar may command”); *Golf Clubs Away LLC v. Hostway Corp.*, 2012 WL 2912709 (S.D. Fla. 2012) (plaintiff entitled to recover fees only for attorney with reasonable expertise). This suggests that a rate typically should fall at the bottom or the middle of the local range, rather than at the top.

The fee applicant has the burden of proof as to the appropriate rate. *ACLU v. Barnes*, 168 F.3d 423, 427 (11th Cir.1999).

Regardless of the plaintiffs’ evidence, the court is considered to be an expert on local rates, and this District most often relies on its own judgments about what constitutes an appropriate fee. *See Storfer*, 2011 WL 213461 (S.D. Fla. 2011); *Reed v. FirstSource Financial Solutions LLC*, 2012 WL 204177 (S.D. Fla. 2012); Exhibit 2 (citing cases). An analysis of recent cases indicates that the Southern District generally has awarded fees for senior partners ranging from \$325/hour to \$450/hour; for junior partners from \$265/hour to \$325/hour; and for associates from \$225/hour to \$300/hour. Rates above \$450/hour for a highly skilled senior partner have been rare outliers.¹ The plaintiff’s fee requests are well in excess of these standard awards. A rate of \$125/hour is reasonable for paralegals. *Golf Clubs Away LLC v. Hostway Corp.*, 2012 WL 2912709 (S.D. Fla. 2012).

When determining an appropriate hourly rate for each billing attorney, the court should keep in mind that there is a presumption against awarding the top end of the rate. *See Golf Clubs Away LLC v. Hostway Corp.*, 2012 WL 2912709 (S.D. Fla. 2012).

¹ See exhibit 1 and exhibit 2.

The suggested rates are also in line with those recently awarded in a strikingly similar case: a facial constitutional challenge brought by lawyers with 20+ years of experience to a Florida statute that was resolved on cross-motions for summary judgment like this case. See exhibit 2.

Moreover, the billing attorney's level of experience in the case's subject matter factors heavily into the final rate. A lawyer should not be paid premium rates when the lawyer is litigating outside the scope of his experience. *Lee v. American Eagle Airlines Inc.*, 93 F. Supp. 2d 1322 (S.D. Fla. 2000); *Storfer v. Guarantee Trust Life Insurance Co.*, 2011 WL 213461 (S.D. Fla. 2011) (\$315/hour awarded to attorney with 26 years' experience but none in the subject area of the case); *Tobin v. Haverford School*, 936 F. Supp. 284, 292 (E.D. Pa. 1996) (20-year lawyer without experience in field not entitled to top rate).

With one possible exception, all the billing lawyers are litigating outside the scope of their expertise. The plaintiffs describe the billers' experience as follows.

Mr. Manheim testifies that he has 30 years' of legal experience, but nothing in his affidavit, DE 119-1 p. 1, indicates that he has litigated constitutional questions. Rather, his practice is limited to regulatory matters, litigation (the areas are not apparent), and legislative affairs. *Id.* at 1. Although he appears very accomplished, it seems from this sketchy that he is more a lobbyist than a trial lawyer. Interestingly, he seems to cite his work in this case as justifying his hourly rate. *Id.* at 3.

Mr. Hallward-Driemeier worked for the U.S Justice Department as an appellate attorney, according to Mr. Manheim's affidavit. DE 119-1 p. 4. Mr. Hallward-Driemeier has been a partner at Ropes & Gray for two years — junior partner length. *Id.* He has appeared in 40 cases before the U.S. Supreme Court and the courts of appeal, including constitutional cases. *Id.* But

the affidavit gives no details about the issues presented in those constitutional cases or his level of responsibility in them.

Antzoulous and Suarez are Ropes & Gray paralegals, and the information given about them is more sparse than that provided for the lawyers. Antzoulous has been with the firm since 1999, but we have no similar information about Suarez. Nor do the materials provide any insight into the nature of their experience.

Dewar, Ripa, Lemmon, Goetz, O'Connell, Lewis are Rope & Gray associates who have been with the firm only a short time. There is no indication of their areas of expertise, nor even of how long any have practiced law. The Manheim affidavit only gives the length of time that they have been associates with the firm: Dewar (two years), Ripa (four years), Lemmon (two years), Goetz (four years), O'Connell (two years), and Lewis (three years). DE 119-1 pp. 4-5.

Mr. Mullins is a 22-year member of the Florida Bar, but his experience is limited to commercial disputes, intellectual property matters, media issues, and employment controversies. DE 119-2 p. 3. Nothing in his affidavit indicates that he has litigated any cases involving constitutional challenges to state statutes, or First Amendment, free-speech cases in particular.

Mr. Lucas is of-counsel, but Mr. Mullins' affidavit laying out the experience of the lawyers in his firm gives no indication of an area of expertise. In fact, the affidavit does not indicate how long he has been a practicing lawyer. We only know that he graduated from law school in 2004, which is not evidence of actual practice. Assuming that he started lawyering that year, he is only an eight-year lawyer. DE 119-2 p. 4.

Mr. Guiliano is apparently an associate, but the Mullins' affidavit provides no details about his legal experience. Mr. Mullins only tells us that he graduated from law school in 2005. DE 119-2 p. 4.

Ms. Rodriguez is the Astigarraga paralegal for whom fees are sought, but the Mullins' affidavit gives no information about her experience.

Mr. Lowy appears to be an experienced lawyer, but again the information given is scanty. He states he graduated from law school in 1988, but fails to give his dates of bar admission or to describe his work experience. DE 119-3 p. 3. He states he is the director of "the Brady Center's Legal Action Project," but does not say for how long, the nature of his responsibilities, or the types of issues he has handled. *Id.*

Mr. Vice is a 1997 law school graduate, and is described as a senior attorney with the Legal Action Project. But for how long, what he has done, and the issues he has litigated are not described. DE 119-3 p. 3. Nor do the materials provide any information on his prior work experience.

Ms. Shand is described as graduating from law school in 2009. DE 119-3 p. 3. She apparently is a "legal fellow" with the Legal Action Project, but what that means is not stated. No information is given on when she was admitted to practice law and whether she practiced elsewhere and what she did.

None of this limited information is enough to qualify the billers for anything but the low end of rates in the applicable ranges. We have suggested such rates for each attorney consistent with their levels of general experience: Messieurs Manheim, Mullins and Lowy as senior partners; Mr. Hallward-Driemeier as a junior partner; Mr. Long as a senior associate; the remainder as junior associates, except for Ms. Shand, whom we have classed as a paralegal due to the lack of any indication of bar membership and any other legal experience.

Another factor in determining the reasonableness of hourly rates is the novelty or difficulty of the claims at issue. *Johnson v. Georgia Highway Express Co.*, 488 F.2d 714, 718

(5th Cir. 1974). This case was neither factually nor legally complex, and did not require the extraordinary effort thrown at it. No discovery was required; little factual development was necessary; and the entire case was decided on the briefs, which did not require unusual effort in either research or drafting.

III. THE PLAINTIFFS OVERLAWYERED THE CASE AND UNREASONABLY AND DRASTICALLY INFLATED THE NUMBER OF REASONABLY COMPENSABLE HOURS.

Although it may be reasonable for a client to pay to overstaff a case, that does not mean it is reasonable for the court to impose that cost on a defeated litigant, especially when the fee is paid from the public fisc. *In re North*, 59 F.3d 184, 193 (D.C. Cir. 1995). This case presents a classic example of big firm overstaffing that generated a total number of hours out of all proportion to what was reasonably necessary to litigate this case to judgment.

Federal attorney fee law permits a party to recover fees for the work of multiple lawyers, but the movant must show that the lawyers were “not unreasonably doing the same work and are being compensated for the distinct contribution of each lawyer.” *Norman v. Housing Authority of the City of Montgomery*, 836 F.2d 1292, 1302 (11th Cir. 1988). *See also* *ACLU v. Barnes*, 168 F.3d 423, 432 (11th Cir 1999). Where “there is an objection raising the point it is not a make believe burden.” *Barnes*, 1168 F.3d at 432. In a case like this, with so many billers seeking compensation, the need to appropriately describe the unique nature of the work each of them performed — their distinct contribution — becomes acute. *Norman*, 836 F.2d at 1302. Thus, where more than one attorney represents a client, redundant hours generally occur, and the court should carefully scrutinize the number of lawyers present and the roles assumed by each, and deduct for duplication. *Norman v. Housing Authority of the City of Montgomery*, 836 F. 2d at 1302; *In re Donovan*, 887 F. 2d 982, 996 (D.C. Cir. 1989) (time billed for intra-firm office and telephone conferences was duplicative).

Compensation for multiple attorneys should be denied when the same act is performed by more than one lawyer. *Ramos*, 713 F. 2d at 554. “The problem of duplication of hours is frequently encountered in cases of multiple representation because too many attorneys (all billing their time) are present at meetings, hearings and depositions...” *Jane L. v. Bangerter*, 828 F. Supp. 1544, 1549 (D. Utah 1993) *rev’d on other grounds*, 62 F.3d 1505 (10th Cir. 1995)²; *Schlacher v. Law Office of Phillip J. Rotche & Associates PC*, 574 F.3d 852, 859 (7th Cir. 2009) (“overstaffing cases inefficiently is common, and district courts are therefore encouraged to scrutinize fee petitions for duplicative billing when multiple lawyers seek fees”), *U.S. v. One Star Class Sloop Sailboat*, 546 F.3d 26 (1st Cir. 2008) (overstaffing a familiar problem in cases where fee-shifting is a prospect). Duplication inevitably occurs when plaintiffs’ lawyers hold conferences, call each other on the phone, write each other letters and memoranda, or when several plaintiffs’ lawyers bill for reading the same document received from the defendants or the court. *See Sklar v. Clough*, 2008 WL 5381961 at *2 (N.D. Ga. 2008).

If the issues are not so complicated that one attorney can handle them, it is an abuse to award fees for multiple attorneys. *Von Clark v. Butler*, 916 F.2d 255, 260 (5th Cir. 1990). For example in *Tripper v. City of Norfolk*, 846 F. Supp. at 1307, the court held that a fee request for three attorneys was “clearly excessive” where the issues were those that a single attorney could handle. In short, the court should not award a fee for co-counsel without a showing that the other attorneys’ contribution to the case was material. *Mares v. Credit Bureau of Raton*, 801 F.2d 1197, 1206 (10th Cir. 1986).

A plaintiff must minimize his costs in vindicating his rights. *Tripper v. City of Norfolk*, 846 F. Supp. at 1308. When the litigant is unwilling to do this, it becomes the court’s job. Thus,

² The circuit court reversed and remanded only to require recalculation of the fee award because of the plaintiffs’ success on appeal.

for instance, when multiple attorneys attend the same meetings without justification or appear to be performing the same work without a demonstration of each lawyer's unique contribution to the effort, the court should award only the time of a single attorney. See *In re Mullins*, 84 F.3d 459, 467 (D.C. Cir. 1996) (deducting fees incurred by the two lowest billing attorneys where three attorneys attended the same meeting).

The courts must closely scrutinize fee petitions involving billings by multiple lawyers, and the level of scrutiny should increase with the number of lawyers involved. *Gay Officers Action League v. Puerto Rico*, 247 F.3d 288, 298 (1st Cir. 2001).

Expending 1,863 hours — a full year's work for a single attorney — by 14 lawyers and three paralegals on a single issue case of this nature is *by itself* clearly excessive. *Pearson v. Fair*, 980 F.2d 37, 47 (1st Cir. 1992) (15 billing lawyers was “an unreasonable number of lawyers. Courts ‘should ordinarily greet a claim that several lawyers were required to perform a single set of tasks with healthy skepticism.’”); *Kansas Judicial Watch v. Stout*, 2012 WL 1033634 (D. Kan. 2012) (12 billers unreasonable).

One useful guide to determining whether a party overstaffed, and thus overworked a case, is to look at the time expended by its adversary. *Democratic Party of Washington State v. Reed*, 388 F.3d 1281, 1287 (9th Cir. 2004); *Shaw v. AAA Engineering & Drafting Inc.*, 213 F.3d 538 (10th Cir. 2000). In this action, the Office of the Attorney General expended about 230 hours up through the rendition of the order on the motions for summary judgment. Exhibit 3.

Another useful guide are the hours expended in similar types of cases. While no two cases are exactly alike, facial constitutional challenges to statutes that are resolved on summary judgment are sufficiently similar, requiring little discovery and turning on the briefs, that the court can compare the work done in them with that in this case to determine whether the

plaintiffs' lawyers overworked the file. *American Federal of State County and Municipal Employees v. Scott*, 11-cv-21976-UU (S.D. Fla. Dec. 28, 2012), was much like this one: a facial constitutional challenge to a state statute that was decided on cross motions for summary judgment. In *Scott* there was no motion for preliminary injunction; instead the parties engaged in some limited discovery. The *Scott* plaintiffs sought compensation for 715.45 hours for the work of five lawyers. Exhibit 2 p. 14³. The court ultimately granted fees for slightly under 700 hours, deducting time improperly billed to the defendant. *Id.* pp. 1-5. Other similar cases include *Fross v. County of Alleghany*, 848 F.Supp. 547 (W.D. Penn. 2012) (744 hours); *Idaho Building and Construction Trades Council, AFL-CIO v. Wadsen*, 2012 WL 1313253 (D. Idaho 2012) (793 hours); but see *Lux v. Judd*, 2012 WL 212237 (E.D. Va. 2012) (700 hours excessive on single issue constitutional challenge).

Staffing a case with so many lawyers usually results in requests to compensate the lawyers for conferring, calling and corresponding with each other. Here, the plaintiffs billed for **423.3 hours for emails, calls, meetings and conferences** among the various attorneys — 22.7 percent of the time expended on the case. Exhibit 4. While some time for communication among the lawyers may be compensable, this is grossly excessive and unnecessary. *Hutchinson ex rel. Julien v. Patrick*, 636 F.3d 1, 14 (1st Cir. 2011); *La Barbera v. VLF11 Management Corp.*, 2012 WL 1576109 (E.D.N.Y. 2012); *Maldonado v. Houstoun*, 256 F.3d 181 (3d Cir. 2001) (120 hours for conferences excessive; reduced to 40). On some days attorneys billed a significant portion of the day just in communications with other members of the plaintiffs' litigation team: for example, see 6/14/11 Dewar 5.75 hours; 6/20/11 Dewar 3 hours; 6/21/11 Dewar 2 hours; 6/23/11

³ The citation is to the page to the exhibit. It is page 9 of the magistrate judge's report and recommendation, *AFSCME v. Scott*, DE 92.

2 hours; 6/23/11 Manheim 2 hours; 6/27/11 Manheim 2.7 hours; 7/6/11 Dewar 10 hours; 7/19/11 Dewar 3.5 hours; 7/20/11 Manheim 2 hours; 7/21/11 Manheim 1.5 hours. Exhibit 4.

In addition, the plaintiffs seek compensation for 52.8 hours for strategizing about the case. Some strategy time is necessary, but this amount of time is unreasonable. Exhibit 5.

Moreover, the defendants have identified many hours that are unreasonable and excessive on specific matters. For instance, the plaintiffs expended **14.2 hours** responding to the motion to modify the case caption, producing a document only two pages long. DE 60; exhibit 6. The plaintiffs expended **24.2 hours** to respond to the defendants' motion to strike, producing a document only five pages long. DE 78; exhibit 7. The plaintiffs' lawyers bill **33.95 hours** for responding to the National Rifle Association's motion to intervene. Exhibit 9. The motion was 19 pages, but the response was only 10. DE 36, 48. Such time was unreasonable and unnecessary and should not be compensated. *Sloan Valve Co. v. Zum Industries Inc.*, 2012 WL 3716961 (N.D. Ill. 2012); *Coleman v. Shinseki*, 2012 WL 3101782 (Vet. App. 2012).

The plaintiffs claim **83.35 hours** for preparation for and taking part in the hearing on the motion for preliminary injunction. DE 119-7 p. 2; Exhibit 8⁴. This was excessive for a one hour hearing that required only legal argument. *Nadarajah v. Holder*, 569 F.3d 906 (9th Cir. 2009). The plaintiffs then seek compensation for five lawyers' attendance at the hearing (billing a total of 13.5 hours). Exhibit 8. Only one lawyer argued, and compensation for more than two is unreasonable. *Planned Parenthood of Cent. New Jersey v. Attorney General of New Jersey*, 297 F.3d 253 (3d Cir. 2002) (25 hours of preparing for a 30-minute hearing was excessive);

⁴ In contrast to the plaintiffs' own accounting, the defendants have identified 67.1 hours for hearing preparation from the plaintiffs' time records. We may have failed to count some time due to the voluminous number of time entries involved — 984 in total.

Maldonado v. Houstoun, 256 F.3d 181 (3d Cir. 2001) (160 hours for oral argument preparation excessive; reduced to 24).

These billings amply indicate the tendency of the plaintiffs' attorneys to overwork every task. Yet there is one more that is emblematic: one Ropes & Gray associate spent **two hours** to write a one-page, unopposed motion for enlargement of time (DE 83). See exhibit 20, O'Connell entries for 10/25/11. Exhibit 20 also identifies 51.85 hours expended on additional tasks where the amount of time expended was excessive.

These examples raise suspicions about the appropriateness of everything that appears in the attorneys' time records.

If these were not enough to ignite concern, the plaintiffs' fee filing itself should be enough. They openly state they expended **289.05 hours** (7.6 weeks of a single attorney's time) on the drafting of the complaint. DE 119-7 p. 2. This is unreasonable on its face. The plaintiffs' complaint is a sociological treatise 26-pages long rather than the short plain statement of entitlement to relief required by Fed.R.Civ.P 8. "District courts should not have to read and decipher tomes disguised as pleadings." *Trainer v. Anderson*, CIV. 2012 WL 1898605 (D.N.J. May 22, 2012); *Ausherman v. Stump*, 643 F.2d 715, 171 (10th Cir. 1981) (63-page complaint with nine attachments violated short plain statement rule of pleading). Nor should losing litigants be required to pay for such extravagance. Moreover, 12 lawyers were involved in researching, drafting, reviewing and revising the complaint. Exhibit 10. That number alone is inherently unreasonable and unnecessary, and their time entries make it difficult if not impossible to determine the unique contribution that each brought to the work.

The plaintiffs seek reimbursement for **675.1 hours** (16.9 weeks of a single attorney's time) for work on the motion for preliminary injunction and the amended complaint. DE 119-7 p.

2. They used 11 attorneys for researching, drafting, reviewing and revising the motion for preliminary injunction, another example of gross over-lawyering. Exhibit 11.

The plaintiffs' expended **411.6 hours** for work on the motion for summary judgment, responses and replies — drafting, researching, reviewing and revising. DE 119-7 p. 2. They employed 11 lawyers on these projects. Exhibit 12. Again, these hours are grossly excessive, and so many lawyers did not need to be involved. *Planned Parenthood of Cent. New Jersey v. Attorney General of New Jersey*, 297 F.3d 253 (3d Cir. 2002) (365 hours for briefing in the district court was excessive); *Maldonado v. Houstoun*, 256 F.3d 181 (3d Cir. 2001) (276 hours dedicated to brief was excessive).

Apart from this abundant duplication, the defendants have identified **341.45 hours** that are otherwise duplicative. Exhibit 13.

One particular series of entries deserves special scrutiny. The defendants have identified **102 hours** in which Mr. Vice's and Mr. Lowey's description of their work on the same day was virtually identical. Exhibit 14.

This fee request should have never come to this court in its present shape. Some of the plaintiffs' lawyers have already been admonished by a federal court for their attempt to obtain compensation for overstaffing a case. In *Project Vote/Voting for America Inc. v. Long*, 2012 WL 3638546 (E.D. Va. Aug. 22, 2012). Mr. Hallward-Driemeier and Mr. Ripa along with other Ropes & Gray attorneys sought attorneys' fees, which were denied in part because of overstaffing.

Federal fee shifting statutes are intended to provide a reasonable fee to enable a plaintiff to obtain counsel. They are not intended to provide the windfall opportunity presented by the ability for teams of attorneys each to bill the defendants for talking to each other, attending

hearings or working en mass on different documents. This fee request represents an effort to obtain just such a prohibited windfall.

IV. OBJECTIONS AS TO SPECIFIC TASKS AND TIME.

A. Block billing.

The defendants object to 73.5 hours on the ground that they reflect block billed time entries. Exhibit 15.

The party seeking attorney's fees must produce "meticulous, contemporaneous time records that reveal for each lawyer whose fees are sought, all hours for which compensation is requested and how those hours were allotted to specific tasks." *Simon v. Leaderscape, LLC*, 565 F. Supp. 2d 1332, 1335 (S.D. Fla. 2008). A movant fails to meet that burden when it submits "block billing"—i.e., the practice of "lumping together multiple tasks into a single entry of time," *Cardena v. Pacesetter Corp.*, 224 F.3d 1203, 1214 (10th Cir. 2000), "without separating the tasks into individual blocks or elaborating on the amount of time each task took," *Capone v. Aetna Life Insurance Co*, 2010 WL 6029242, at *5 (N.D. Ga. 2010). Many courts have found block billing to present a significant problem because it makes an attorney's time records "unnecessarily difficult" to review. *See e.g., Kearney v Auto-Owners Inc.*, 713 F. Supp. 2d 1369, 1377 (M.D. Fla. 2010). For instance, block billing renders impossible the court's ability to identify work done on distinct claims or determine the reasonableness of the amount of time spent on particular tasks. *Kearney*, at 1377-1378 ("block billing entries make it difficult for the Court to know what work was done, when and for how long"). *See also E.S. v. Katonah-Lewisboro School District*, 2011 WL 1560866 *8 (S.D. N.Y. 2011); *Merrick v. Scott*, 2011 WL 1938188 *3 (S.D. Tex. 2011); *Role Models America Inc. v. Brownlee*, 353 F.3d 962 (D.C. Cir. 2004); *Machado v. Da Vittorio*, 2010 WL 2949618 (S.D. Fla. 2010).

Block billing thus prevents the court from determining whether the amount of time spent on a given task was reasonable. *Kearney*, 713 F. Supp. 2d at 1378. Further, when uncompensable matters are lumped with compensable ones, it is difficult to determine how much time to exclude. *Id.* (“The Court cannot cleanly divide time, either, where one block of time contains compensable and non-compensable tasks.”). Block billing also impedes the analysis of whether there was unreasonable duplication of work by attorneys — a significant problem in this case. *Galvez v. Cuevas*, 2009 WL 1024632 at *4 (S.D. Fla. 2009).

In short, block billing is unacceptable as support for a fee petition and the Court should not tolerate it here, especially when more than half the billed time is block billed. Most courts confronted with block billing order significant across-the-board reductions. *See Green v. City of New York*, 403 Fed. Appx. 626, 630 (2d Cir. 2010) (15 percent reduction); *Lil’ Joe Wein Music Inc. v. Jackson*, 2008 WL 2688117 *13 (S.D. Fla. 2008) (20 percent reduction); *Dorr v. Weber*, 741 F. Supp. 2d 1022 (N.D. Iowa 2010) (10 percent reduction); *Machado v. Da Vittorio, supra* (75 percent reduction); *Merrick v. Scott*, 2011 WL 1938188 *4 (N.D. Tex 2011) (20 percent reduction); *Blanco v. TransAtlantic Bank*, 2009 WL 2762361, *4 (S.D. Fla. Aug. 31, 2009) (20 percent reduction); *Bujanowski v. Kocontes*, 2009 WL 1564263, *4 (M.D. Fla. Feb. 2, 2009) (30 percent reduction); *Lil Joe Wein Music, Inc. v. Jackson*, 2008 WL 2688117, *13 (S.D. Fla. July 1, 2008) (20 percent reduction). Here, given that the attorney time records contain a significant amount of block billing, a significant, across-the-board reduction is warranted.

B. Insufficient detail

The defendants have identified 128.95⁵ hours that do not sufficiently describe the nature of the work performed so that the Court can determine whether the billing was directly and reasonably incurred in securing federal relief. Exhibit 16.

The “fee applicant bears the burden of establishing entitlement and documenting the appropriate hours and hourly rates.” *ACLU v. Barnes*, 168 F.3d 423, 427 (11th Cir.1999). Attorneys are required to “maintain billing time records in a manner that will enable a reviewing court to identify distinct claims.” *Hensley*, 461 U.S. at 437. Fee applications must include contemporaneous records of time spent on a case and time sheets must be sufficiently detailed to allow the court to assess whether hours were reasonably expended and necessary. *Id.* at 433; *Mannings v. School Board of Hillsborough County*, 851 F. Supp. 436, 443, 444 (M.D. Fla. 1994); *In re Donovan*, 877 F.2d 982, 994 (D.C. Cir. 1989). Attorneys “must submit a full and precise accounting of their time, including specific information about the number of hours, dates, and the nature of the work performed ...” *Deary v. City of Gloucester*, 9 F.3d 191, 198 (1st Cir. 1993). Fee applicants must provide “fairly definite information” concerning activities performed by each attorney. *See Mallory v. Harkness*, 923 F. Supp. 1546, 1556 (S.D.Fla.1996) (quoting *FMC Corp. v. Varonos*, 892 F.2d 1308, 1317 (7th Cir.1990)). Time should be detailed enough to permit “meaningful review of whether particular hours were reasonably expended on this litigation.” *League of United Latin American Citizens v. Roscoe*, 119 F.3d 1228, 1233 (5th Cir. 1997).

Where hours are not documented sufficiently, awards may be reduced by the district court accordingly. *Hensley*, 461 U.S. at 433; *Mannings v. School Board of Hillsborough County*,

⁵ These figures and the ones that follow are approximate. A precise accounting is impossible because many objectionable tasks are imbedded in segments of block billed time.

851 F. Supp. 436 (M.D. Fla. 1994); *Jane L. v. Bangerter*, 828 F. Supp. 1544, 1549 (D. Utah 1993) (excluding the fee applications for five of the plaintiffs’ attorneys, equaling over 50 percent of the total fees requested, because of insufficient time records; the court noted that the plaintiffs did not exclude unspecified or inadequately specified “review” time. The court considered this to be “evidence of excess,” and “a signal for the padding of hours.”), *aff’d in relevant part Jane L. v. Bangerter*, 61 F.3d 1505, 1510 (10th Cir. 1995).

There are numerous examples of fee entries that courts have found to be insufficiently detailed,⁶ and they are similar to those in the plaintiffs’ records here. Accordingly, the court should not award fees for these insufficiently detailed hours.

⁶ See *Franklin v. Hartford Life Insurance Co.*, 2010 WL 916682 at*3-4 (M.D. Fla. 2010) (finding “meetings,” “conference,” “review,” and “research” insufficient); *Eugene v. 3Don & Partner Estate Group*, 2009 WL 996016 at *8-9 (S.D. Fla. 2009) (“[c]onf with Tony ... Telephone Conf ... Preparation /Receipt and Review of Complaint” insufficiently detailed; “legal research,” “conf’s with Aldo” vague and not compensable; among other things the entry fails to state the subject of the conference, which is a required detail); *Von Clark v. Butler*, 916 F.2d at 259 n.6, (a time record that listed simply “telephone call,” “trial preparation,” or “travel to Beaumont to attend deposition” without further explanation of the subject matter was inadequate); *Blake v. Yackovich*, 683 F. Supp. 240, 244 (D. Utah 1988) (entry “receive pleading” was too vague to support a fee award); *Omni Consulting Group v. Marina Consulting Inc.*, 2011 WL 815101 (W.D. N.Y. 2011) (“numerous entries about unspecified conferences, telephone calls, e-mail correspondence, and ‘reviews’” did “not make clear how the time described advanced the case”); *Sabatini v. Corning-Painted Post Area Sch. Dist.*, 190 F. Supp. 2d 509, 522 (W.D.N.Y. 2001) (“hearing preparation”; “prepare for hearing”; “review records”; “telephone conference with client”; “prepare for discovery” found insufficient); *Pasternak v. Baines*, 2008 WL 2019812 (W.D.N.Y. 2008) (“meeting with client” without any explanation of the purpose of the meeting insufficient); *Ragin v. Harry Macklowe Real Estate Co.*, 870 F. Supp. 510 (S.D.N.Y. 1994) (“research for brief,” “research and draft brief,” and “draft and edit brief” were insufficient; “Additional examples of vague entries include: ‘telephone call to S. Berger,’ ‘Review Macklowe files,’ ‘conference with T. Holman,’ ‘Telephone conference,’ ‘letter to Suzanne Berger,’ ‘research,’ ‘Telephone conference with Holman and Berger,’ ‘working travel to NY,’ ‘phone calls to NY,’ ‘continue to work on reply brief,’ ‘Research for reply brief.’”); *Hall v. Secretary of Health and Human Services*, 2009 WL 3423036 at * 27 (Fed.Cl. 2009) (time disallowed for vague entries such as “file review”; attorney should have included description “such as exhibits 3-4, respondent’s report, the transcript, etc.”); *Fralick v. Plumbers and Pipefitters Nat.*, 2011 WL 487754 (N.D. Tex. 2011) (“telephone conference” entries provide no indication of the purpose of the communication).

D. Unnecessary Time or Tasks.

The Defendants have identified at least 79.85 hours of unnecessary time or tasks apart from the objections registered above that much of the work done in this case was unreasonable and unnecessary. Exhibit 17. These entries lack enough detail to determine if the work done was reasonably necessary to secure the judgment. *Hensley*, 461 U.S. at 433, see also *Norman v. Housing Authority of the City of Montgomery*, 836 F. 2d 1292, 1299 (11th Cir. 1988).

General principles of attorney fee law hold that activities unnecessary to the litigation should be excluded from the fee request. *Hensley*, 461 U.S. at 434. In determining whether work was necessary, district courts must carefully examine specific tasks requested in a fee petition because “[l]awyers charging fees to adversaries rather than clients may be less likely to carefully scrutinize the hours spent to determine if payment for the task is justified.” *Ramos v. Lamm*, 713 F.2d 546, 554 (10th Cir. 1983), overruled on other grounds by *Pennsylvania v. Del. Valley Citizens' Council for Clean Air*, 483 U.S. 711, 717 n. 4, 725, 107 S.Ct. 3078, 97 L.Ed.2d 585 (1987).

The plaintiff’s attorneys’ purported application of “billing judgment” has not eliminated the problem. See *Norman v. Housing Authority of Montgomery County*, 836 F.2d 1292, 1301 (11th Cir. 1988) (requiring fee counsel to use billing judgment before submitting records to the court). The fact *so many* time entries are defective is evidence that the plaintiffs’ attorneys failed to employ appropriate billing judgment. See *Jane L. v. Bangertter*, 828 F. Supp. 1544 (D. Utah 1993).

E. Attorneys or paralegals performed uncompensable clerical work.

The defendants have identified **33.5 hours** that are clerical or secretarial in nature and should not be billed by an attorney or paralegal. Exhibit 18.

Experienced, partner-level attorneys or paralegals should not be awarded top rates when doing the work of associates, paralegals, or clerical staff. See *Missouri v. Jenkins*, 491 U.S. 274, 288 n.10 (1989) (“Of course, purely clerical or secretarial tasks should not be billed at a paralegal rate, regardless of who performs them.”); *Plummer v. Chemical Bank*, 592 F. Supp. 1168, 1172 (S.D. N.Y. 1984); *Western Sur. Co. v. Bradford Elec. Co., Inc.*, 483 F. Supp. 2d 1114, 1121 (N.D. Ala.2007) (“[H]ours spent on purely clerical work or secretarial tasks are unrecoverable overhead expenses.”); *Kearney v. Auto-Owners Ins. Co.*, 713 F. Supp. 2d 1369 (M.D. Fla. 2010); *Machado v. Da Vittorio, LLC*, 2010 WL 2949618 at *3 (S.D. Fla. 2010). Moreover, fees generated by law clerks and paralegals are recoverable “only to the extent that the paralegal performs work traditionally done by an attorney.” *Jean v. Nelson*, 863 F.2d 759, 778 (11th Cir.1988).

F. Overhead.

The defendants have identified 3.8 hours that are improperly billed as overhead. Exhibit 19.

Fees for activities that constitute overhead are not recoverable. *Western Sur. Co. v. Bradford Elec. Co., Inc.*, 483 F. Supp. 2d 1114, 1121 (N.D. Ala.2007) (“[H]ours spent on purely clerical work or secretarial tasks are unrecoverable overhead expenses.”). Overhead is usually considered to be expenses “normally absorbed by the practicing attorney.” *Dowdell v. City of Apopka*, 698 F.2d 1181, 1192 (11th Cir. 1983); *Disabled Patriots of America Inc. v. HT West End LLC*, 2007 WL 789014 at*5 (N.D. Ga. 2007) (“open/close file charge,” was overhead); *Wales v. Jack M. Berry Inc.*, 192 F. Supp. 2d 1313, 1332 n. 11 (M.D. Fla. 2001) (office supply expenses were overhead). Overhead expenses are built into and fully compensated by the hourly rate. *Henry v. Webermeier*, 738 F.2d 188, 192 (7th Cir. 1984).

V. COSTS AND EXPENSES.

A prevailing party is only entitled to reasonable and necessary expenses “that are normally itemized and billed in addition to the hourly rate” if these expenses are “reasonable in amount” and of the type ordinarily billed to a private client. *Bee v. Graves*, 910 F.2d 686, 690 (10th Cir. 1990).

“[W]ith the exception of routine office overhead, all reasonable expenses incurred in case preparation, during the course of litigation, or as an aspect of settlement of the case may be taxed as costs under section 1988.” *Dowdell v. City of Apopka*, 698 F.2d 1181, 1191(11th Cir. 1983). “Section 1988 may not be subverted into a ruse for producing ‘windfalls’ for attorneys”. *Id.*

Costs must be reasonable in amount and necessary for maintenance of the action. *Fells v. Virginia Dept. of Transp.*, 605 F. Supp. 2d 740, 742 (E.D. Va. 2009). Only reasonable identifiable *out of pocket* expenses are recoverable. *Luessenhop v. Clinton County, N.Y.*, 558 F. Supp. 2d 247, 271 (N.D.N.Y. 2008). Expenses should normally be billed to a private client in the local area and reasonable in the amount. *Brown v. Gray*, 227 F.3d 1278, 1298 (10th Cir. 2000).

Expenses that are merely for counsel’s convenience are not compensable. *Monelus v. Tocodrian Inc.*, 609 F.Supp.2d 1328 (S.D. Fla. 2009).

The plaintiffs seek compensation for \$284.67 in Federal Express and other courier charges. DE 119-8 p. 2. Nothing in the plaintiffs’ papers indicate how these charges were necessary for prosecution of the case and are not for counsel’s convenience. *Cartier Int’l B.V. v. Gorski*, 3:01-CV-01948-PCD, 2003 WL 25739624 *4 (D. Conn. Apr. 30, 2003) (“It is not apparent why Plaintiffs did not use regular postal service. Accordingly, no costs are credited for messenger/courier services, Federal Express fees, or facsimile charges.”).

Therefore, these costs are not compensable.

CONCLUSION

Overstaffing, especially when coupled with other defects, warrants substantial, across-the-board reductions in a fee award. *General Electric Company v. Compagnie Euralair SA*, 1997 WL 397627 (S.D. N.Y. 1007) (50 percent reduction); *Ace Limited v. Cigna Corp.*, 2001 WL 1286247 (S.D. N.Y. 2001) (50 percent reduction); *Precision Concrete v. National Labor Relations Board*, 362 F.3d 847 (D.C. Cir. 2004) (50 percent reduction); *Lochren v. County of Suffolk*, 344 Fed.Appx. 706 (2d Cir. 2009) (25 percent reduction); *Barkley v. United Homes LLC*, 2012 WL 3095526 (E.D. N.Y. 2012) (25 percent reduction); *Maldonado v. Houstoun*, 256 F.3d 181 (3d Cir. 2001).

This court confronted an instance of multiple lawyers billing excessive hours in *Dependable Component Supply Inc. v. Carrefour Informatique Tremblant Inc.*, 2012 WL 253255 (S.D. Fla. 2012). The court reduced the fee request across-the-board by 65 percent because of “excessive and redundant billing.” *Id.* at 2.

A deep across-the-board reduction is warranted here because of blatant overstaffing and other problems.

A reasonable fee in this case would be one similar to that recently approved by the Southern District in *AFSCME v. Scott*. The court in that case approved a final fee of \$183,045.75. Exhibit 2.⁷

Therefore, a fee within the range \$180,000-\$220,000 is reasonable. The court should deny the request for costs and expenses.

Respectfully submitted,

⁷ The magistrate judge approved a fee of \$200,485.25, but the district judge reduced that amount by \$17,440 to reach that figure.

PAMELA JO BONDI
ATTORNEY GENERAL

s/ Jason Vail

Jason Vail
Florida Bar no. 298824
Assistant Attorney General

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to counsel of record through use of the Court's CM/ECF system on January 8, 2013.

s/ Jason Vail

Exhibit 1

WOLLSCHLAEGER v. SCOTT

Analysis of rates awarded by the Southern District

| Case | Court | Rates Awarded | Notes |
|--|-------|--|---|
| <i>Blue Water Marine Services v. M/Y Natalita III</i> , 2010 WL 1330265 (S.D. Fla. 2010) | SD FL | \$425/hr for lawyer with many years of experience litigating specific legal issues involved in suit. \$200/hr for associates with less than 5 yrs experience in specific issues in suit. \$95/hr for paralegals without explanation of specific training and experience. | |
| <i>Brother v. BFP Investments Ltd</i> , 2010 WL 2978080 (S.D. Fla. 2010) | SD FL | \$425/hr in ADA case for atty with 13 years' experience litigating 400 ADA cases, including class actions. \$90/hr for paralegal | |
| <i>Brown v. School Board of Broward County</i> , 2010 WL 3282584 (S.D. Fla. 2010) | SD FL | \$250/hr for six-year lawyer | \$300 requested |
| <i>Bryant v. Cab Asset Management LLC</i> , 2011 WL 1331267 (S.D. Fla. 2011) | SD FL | \$300/hr | \$350 requested. Court observed that case was not novel or difficult. |

| Case | Court | Rates Awarded | Notes |
|--|-------|--|---|
| <i>Cruz v. Arnold</i> , 1:10-cv-23048-UU (S.D. Fla. Feb. 13, 2012) | SD FL | \$425/hr for senior partner. \$400/hr for senior partner. \$300/hr for junior partner. | |
| <i>Dependable Component Supply Inc. v. Carrefour Informatique Tremblant Inc.</i> , 2012 WL 253255 (S.D. Fla. 2012) | SD FL | \$350/hr for experienced lawyers. | |
| <i>Estrada v. Porcao Rio's LLC</i> , 2010 WL 5677697 (S.D. Fla. 2010) | SD FL | \$200/hr | Fair Labor Standards Act case |
| <i>Flagstar Bank v. A.M. Hochstadt</i> , 2010 WL 1226112 (S.D. Fla. 2010) | SD FL | \$425/hr for experienced commercial litigator admitted in 1976. \$380/hr for litigator admitted in 2002. | Request ask for rates ranging from \$125-\$525. 11 billing attorneys. |
| <i>Fox v. The Marquis Corp.</i> , 2010 WL 1010871 (S.D. Fla. 2010) | SD FL | \$325/hr awarded to 18-year lawyer with ADA experience. \$295/hr awarded to 8-year lawyer with ADA experience | ADA case. Court expressly considered the lawyers' experience in ADA litigation. |
| <i>Golf Clubs Away LLC v. Hostway Corp.</i> , 2012 WL 2912709 (S.D. Fla. 2012) | SD FL | Average partner rate in SFL in 2011 was \$482; associate rate \$303. \$500/hr for partners. \$350/hr for associates \$125/hour for paralegals | |

| Case | Court | Rates Awarded | Notes |
|--|-------|--|---|
| <i>Great Lakes Transportation Holding LLC v. Yellow Cab Service Corp. of Florida Inc.</i> , 2011 WL 4118234 (S.D. Fla. 2011) | SD FL | \$425/hr for 27-year lawyer with extensive experience handling complex commercial and business litigation. \$255/hr for 5-year lawyer with experience in business litigation. | |
| <i>Howell v. Sheriff of Palm Beach County</i> , 2010 WL 2613164 (S.D. Fla. 2010) | SD FL | \$350/hr for trial lawyer with 40 years' experience | |
| <i>Jimenez v. Ferco Motor Corp.</i> , 2011 WL 1195615 (S.D. Fla. 2009) | SD FL | \$300/hr | \$375 requested |
| <i>Jones v. Carswell Property Maintenance Inc.</i> , 2012 WL 163884 (S.D. Fla. 2012) | SD FL | \$300/hr for 13-year (ave) lawyers. | Cited case awarding same amount for experienced Fair Labor Standards lawyer admitted in 1997. |
| <i>K.S.R. X-Ray Supplies Inc. v. Southeastern X-Ray Inc.</i> , 2010 WL 4960959 (S.D. Fla. 2010) | SD FL | \$350/hr for 19-year AV-rated board certified intellectual property lawyer. \$250/hr for 5-year specialist in intellectual property law | |
| <i>New England Technology Inc. v. Sigma Tech Sales</i> , 2010 WL 3958644 (S.D. Fla. 2010) | SD FL | \$350/hr for lawyer with 12 years' experience in case's subject area. \$325/hr for lawyer with 13 years of general litigation experience. | |

| Case | Court | Rates Awarded | Notes |
|---|-------|---|--|
| <i>Nukote International Inc., v. Office Depot Inc.</i> , 2011 WL 2837466 (S.D. Fla. 2011) | SD FL | \$500/hr for 27-year lawyer. \$400/hr for 15-year lawyer. \$400/hr for 14-year lawyer. \$300/hr for 5-year lawyer. \$224/hr for 2-year lawyer. \$405/hr for 21-year lawyer. \$385/hr for 22-year lawyer. \$180/hr for 3-year lawyer. | |
| <i>Olesen-Frayne v. Olesen</i> , 2009 WL 3048451 (M.D. Fla. 2009) | MD FL | | James Green affidavit claimed his rate was \$450-500/hr |
| <i>Padurjan v. Aventura Limousine & Transportation Service Inc.</i> , 2011 WL 917742 (S.D. Fla. 2011) | SD FL | \$225/hr | \$300 requested Affirmed, 441 Fed.Appx. 864 (11th Cir. 2011). |
| <i>Powell v. The Home Depot, USA, Inc.</i> , 2010 WL 4116488 (S.D. Fla. 2010) | | \$140/hour was high end paralegal rate | |
| <i>Reed v. FirstSource Financial Solutions LLC</i> , 2012 WL 204177 (S.D. Fla. 2012) | SD FL | \$350/hr for 12-year lawyer. | |

| Case | Court | Rates Awarded | Notes |
|---|--------------|---|---|
| <i>Rodriguez v. Marble Care International Inc.</i> , 2012 WL 1949360 (S.D. Fla. 2012) | SD FL | \$300/hr for senior attorney. \$200/hr for attorney less experienced in labor and employment law. | Court awarded \$300 to senior lawyer b/c that was the amount he had obtained from courts in recent cases. Second lawyer graduated from law school in 2009. |
| <i>Ruderman v. Washington National Insurance Corp.</i> , 465 Fed.Appx. 880 (11th Cir. 2012) | 11th Cir. | \$375/hr | Southern District case. |
| <i>Storfer v. Guarantee Trust Life Insurance Co.</i> , 2011 WL 213461 (S.D. Fla. 2011) | SD FL | \$315 for 26-year lawyer without experience in subject area. \$350 for 25-year lawyer with specific experience. | \$500 requested. |
| <i>Tamar Diamonds Inc. v. Splendid Diamonds LLC</i> , 2011 WL 382576 (S.D. Fla. 2011) | SD FL | \$300/hr for experienced attorneys. \$175/hr for associate. \$125/hr for paralegal. | \$400 requested for experienced attorneys, \$250 for associate |
| <i>Tiramisu International LLC v. Clever Imports LLC</i> , 741 F.Supp.2d 1279 (S.D. Fla. 2010) | SD FL | \$425/hr for senior partners. \$265-\$325/hr for junior partners. \$205/ hr for senior associates. \$150/hr for junior associates. | |

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No: 11-cv-21976-UU

AMERICAN FEDERATION OF
STATE COUNTY AND MUNICIPAL
EMPLOYEES (AFSCME) COUNCIL 79

Plaintiff,

v.

RICK SCOTT, in his official capacity as
Governor of the State of Florida,

Defendant.

**ORDER ADOPTING IN PART MAGISTRATE JUDGE'S REPORT AND
RECOMMENDATION**

THIS CAUSE came before the Court upon Plaintiff's Motion to Tax Costs [D.E. 63] and Plaintiff's Motion for Attorneys' Fees and Costs [D.E. 83].

THE MATTER was referred to the Honorable Edwin G. Torres, United States Magistrate Judge. A Report and Recommendation [D.E. 92] has been filed, recommending that Plaintiff's Motions be granted in part and denied in part. Plaintiff filed Objections [D.E. 94] to which Defendant responded [D.E. 95] and Plaintiff replied [D.E. 102]. Additionally, Defendant filed Objections [D.E. 93] to which Plaintiff responded [D.E. 96] and Defendant replied [D.E. 101]. The matter is ripe for disposition.

THIS COURT has made a *de novo* review of the entire file and record herein, and is otherwise fully advised in the premises.

The Court adopts all of the Magistrate Judge's recommendations except for the Magistrate Judge's conclusion that the hours that Plaintiff claimed in connection with the motion to quash filed by the ACLU [D.E. 21] are compensable.¹ Because the ACLU was not a prevailing party in this case, the Court finds that Plaintiff cannot recover these costs under the applicable fee-shifting regime.

42 U.S.C. § 1988 provides that in suits brought under § 1983, the district court "may allow the prevailing party... a reasonable attorney's fee...." 42 U.S.C. § 1988. Courts have held that fees for attorneys who did not represent the prevailing party are not compensable under § 1988. In *Knight v. Alabama*, the district court refused a fee petition for the hours that an attorney worked on the underlying case prior to the attorney's appearance as counsel of record for a prevailing party in the case. 824 F.Supp 1022, 1036 (N.D. Ala. 1993). Since § 1988 allows only a "prevailing party" to recover attorneys fees, the district court concluded that the attorney's time working on the case for a non-party was not compensable. *Id.* ("Section 1988 only allows actual parties who prevail in a litigation to recover attorney's fees"). Similarly, in *Morales v. Turman*, the Court of Appeals for the Fifth Circuit found no basis under § 1988 for compensating *amici curiae* which did not intervene in the case and therefore did not participate as a "party" in the proceeding. 820 F.2d 728, 730 (5th Cir. 1987). In light of the "unambiguous" text of § 1988 (limiting fee awards to the "prevailing party"), the provision's legislative history, and the pertinent case law, the Court of Appeals concluded that Congress

¹Plaintiff seeks to recover \$17,455.00 for 43.6 hours of billable time related to the motion to quash [D.E. 92 at 17; D.E. 93].

intended a “party” for purposes of § 1988 to be “a party in the ordinary sense of the federal rules.” *Id.* at 732. Finally, following the Fifth Circuit’s approach in *Morales*, the Court of Appeals for the Second Circuit in *Wilder v. Bernstein* held that plaintiff-interveners could be compensated under § 1988 despite the fact that the intervening parties had not asserted a violation of their own rights during the underlying litigation. 965 F.2d 1196 (2d Cir. 1992). For the *Wilder* Court, the interveners status as parties to the case was a *sine qua non* of their ability to recover their fees. *Id.* at 1203 (maintaining that § 1988 “extends fees only to prevailing parties in the action or proceeding”).

In the instant case, the ACLU was counsel of record for Plaintiff, and not a party. During discovery, Defendant served two subpoenas and a related deposition notice on the ACLU. The first subpoena sought to depose a representative from the ACLU to testify on the group’s views on the prevalence of workplace drug testing, the degree of public approval or disapproval of the same, the effects of drug use in the workplace, and on the authenticity of the documents on drug testing in the ACLU’s possession. [D.E. 21 at 4] The second subpoena sought the production of documents pertaining to workplace drug testing. *Id.* After the ACLU moved to quash both subpoenas, Defendant narrowed its document request to any studies, position papers, policy proposals, or other written material produced by the ACLU on the merits and prevalence of workplace drug testing. [D.E. 28 at 4]

The Court referred the ACLU’s motion to quash to the Magistrate Judge, who denied the motion only insofar as the discovery request sought publically available

documents. [D.E. 42] As to the subpoenas' demand for documents or deposition testimony on the ACLU's "knowledge or position" of workplace drug testing, the Magistrate Judge granted the motion to quash for several reasons. [*Id.*] Among them, the Magistrate Judge emphasized that the subpoenas were improper because they implicated the attorney-client privilege and work-product doctrine by discouraging the Plaintiff to engage in candid conversations with its counsel in the face of the discovery requested of the ACLU. [*Id.* at 7-9]

In support of compensating the ACLU for the time incurred on the motion to quash, Plaintiff argues that, "[h]aving made the litigation choice to, in essence, seek discovery from Plaintiff's counsel to bolster his defense of the Executive Order, Defendant is now liable for the expense he created in causing the expenditure of counsel's time to prevent that tactic from succeeding." [D.E. 96] While it is true, as the Magistrate Judge ruled in his order on the motion to quash, that the subpoenas that Defendant served on the ACLU sought, in large part, privileged information, Defendant's illegitimate discovery request does not transform the ACLU into a *prevailing party* in the case before the Court. And since only prevailing parties to a case can recover under § 1988, the Court has no authority, pursuant to this statute, to hold Defendant liable for the costs that the ACLU incurred in opposing the subpoenas.

When deciding the underlying dispute, the Court considered the pertinent legal text—the Fourth Amendment of the U.S. Constitution—and the controlling case law on the same. Here again, the Court applies the law as it is written notwithstanding the claim—this time by the Plaintiff—that a better outcome would

be reached if this Court were to modify the law to the favor of one party. This the Court cannot do. Accordingly, it is hereby

ORDERED and ADJUDGED that United States Magistrate Judge Torres's Report and Recommendation [D.E. 92] is RATIFIED, AFFIRMED and ADOPTED with respect to all costs except for the \$17,455.00 associated with the motion to quash. It is further ORDERED AND ADJUDGED that Plaintiff shall recover \$190,589.74 in fees and costs.

DONE AND ORDERED in Chambers at Miami, Florida, this 27th day of December, 2012.



UNITED STATES DISTRICT JUDGE

copies provided:
U.S. Magistrate Judge Torres
Counsel of Record

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No. 11-21976-CV-UNGARO/TORRES

AMERICAN FEDERATION OF STATE,
COUNTY AND MUNICIPAL
EMPLOYEES (AFSCME) COUNCIL 79,

Plaintiff,

v.

RICK SCOTT, in his official capacity as
Governor of the State of Florida,

Defendant.

_____ /

**REPORT AND RECOMMENDATION ON
PLAINTIFF’S MOTION FOR ATTORNEYS’ FEES**

This matter is before the Court upon prevailing party Plaintiff American Federation of State, County and Municipal Employees Council 79’s (“AFSCME”) Motion for Attorneys’ Fees and Costs [D.E. 83] that seeks an award of \$322,664.35 pursuant to 42 U.S.C. § 1988. Defendant responded in opposition and Plaintiff replied. Plaintiff also filed a Motion to Tax Costs [D.E. 63] under 28 U.S.C. § 1920. These matters are ripe for disposition. For the reasons that follow, the Motions should be Granted in Part and Denied in Part.

I. BACKGROUND

AFSCME filed this action on behalf of itself and its bargaining unit members to challenge Defendant’s Executive Order 11-58. The Complaint sought to enjoin enforcement of the Executive Order as it authorized an unlawful search and seizure

in violation of the Fourth Amendment. After limited discovery, the matter was presented to the Court on summary judgment motions. The District Judge held that AFSCME had standing to assert those rights, both on behalf of its bargaining unit members and on its own behalf. [D.E. 59]. The Court further found that the Executive Order indeed violated the Fourth Amendment and enjoined its enforcement as to all individuals employed at the covered agencies. [D.E. 59 at 37; 61].

There is no dispute that, as a whole, AFSCME is the prevailing party in this case because it “succeed[ed] on [a] significant issue in litigation which achieves some of the benefit the parties sought in bringing suit[.]” *Hensley v. Eckerhart*, 461 U.S. 424, 433 (1983), and the result of the litigation altered “the legal relationship between itself and the defendant.” *Tex. State Teachers Ass’n. v. Garland Indep. Sch. Dist.*, 489 U.S. 782, 792 (1989). The Court’s Final Judgment in the case [D.E. 59, 61] undoubtedly gives rise to the “material alteration of the legal relationship of the parties necessary to permit an award of attorney’s fees.” *Buckhannon Bd. & Care Home, Inc. v. W. Va. Dep’t. of Health & Human Res.*, 532 U.S. 598, 604 (2001) (citations and internal quotation marks omitted).

Although Defendant has appealed the Court’s Final Judgment, Defendant does not dispute for purposes of this motion that AFSCME is the prevailing party for purposes of a fee award under 42 U.S.C. § 1988. In addition, AFSCME is entitled to an award of taxable costs pursuant to 28 U.S.C. § 1920 and all nontaxable expenses

pursuant to 42 U.S.C. § 1988. *See Dowdell v City of Apopka*, 698 F.2d 1181, 1192 (11th Cir. 1983).¹

Defendant has challenged, however, the amount of fees and costs requested in the pending motion. [D.E. 88]. Defendant argues persuasively that the rates charged are unreasonable, that the number of hours are in part excessive and not recoverable in this action, and that the AFSCME's limited success in the case requires a downward adjustment in the award. Defendant argued that after all appropriate reductions and adjustments the most that could be awarded as fees and costs is \$133,801.86.

AFSCME replied in support of its original motion. [D.E. 91]. It took issue with most of the objections raised by Defendant's response, though conceded that certain additional adjustments to the rates charged and hours billed could be made. AFSCME recommended that the Court adjust the original amount requested to \$272,875.57 (\$265,163.62 in fees and \$7,711.95 in costs).

The Court has considered the thorough presentations and supporting materials of both sides on the motion and appreciates the lawyers' work on the issue. Based upon its independent assessment of the record and applicable law, the Court will reduce the amount of fees requested by AFSCME to \$200,485.25 and award costs in the

¹ Defendant has also moved to stay enforcement of any fee or cost award that may be entered in the case pending resolution of its appeal. [D.E. 67]. That motion has not been referred for disposition and is not addressed here. We will thus only adjudicate the amount of fees and costs to award under the pending motion and leave for the District Judge Rule 62 considerations that have been raised in the motion to stay.

amount of \$7,559.49. It is recommended that a Fee and Cost Judgment for a total of \$208,044.74 be entered.

II. ANALYSIS

A. Attorneys' Fees Award

The Supreme Court recently stressed that the determination of fees “should not result in a second major litigation.” *Fox v. Vice*, 563 U.S. ___, 131 S. Ct. 2205, 2216 (2011) (quoting *Hensley*, 461 U.S. at 437). Fee applicants must submit appropriate documentation to meet “the burden of establishing entitlement to an award.” *Hensley*, 461 U.S. at 437. “But trial courts need not, and indeed should not, become green-eyeshade accountants. The essential goal in shifting fees (to either party) *is to do rough justice, not to achieve auditing perfection*. So trial courts may take into account their overall sense of a suit, and may use estimates in calculating and allocating an attorney’s time.” *Fox*, 131 S. Ct. at 2216 (emphasis added). In civil rights cases arising under § 1988, the Court must keep in mind the overall purpose for a fee award that “reimburses a plaintiff for ‘what it cos[t] [him] to vindicate [civil] rights,’ *Riverside v. Rivera*, 477 U.S. 561, 577-578, 106 S. Ct. 2686, 91 L.Ed.2d 466 (1986) (internal quotation marks omitted), and holds to account ‘a violator of federal law,’ [*Christiansburg Garment Co. v. EEOC*,] 434 U.S. [412], 418 [1978].” *Fox*, 131 S. Ct. at 2213.

With that in mind, we calculate a reasonable attorney’s fee by using the now well-accepted lodestar method, which “produces an award that *roughly* approximates the fee that the prevailing attorney would have received if he or she had been

representing a paying client who was billed by the hour in a comparable case.” *Perdue v. Kenny A. ex rel. Winn*, 559 U.S. ___. 130 S. Ct. 1662, 1672 (2010) (emphasis in original). We must multiply AFSCME’s counsel’s reasonable hourly rate by the reasonable hours expended. *See Norman v. Housing Auth. of Montgomery*, 836 F.2d 1292, 1299 (11th Cir. 1988); *Cuban Museum of Arts & Culture v. City of Miami*, 771 F. Supp. 1190, 1191 (S.D. Fla. 1991). AFSCME here bears the burden of documenting reasonable hourly rates and reasonable hours expended. *See ACLU of Ga. v. Barnes*, 168 F.3d 423, 427 (11th Cir. 1999); *Norman*, 836 F.2d at 1303.

1. Reasonable Hourly Rates

We turn then to the first lodestar consideration, which asks whether the hourly rates requested by AFSCME’s counsel are reasonable. “A reasonable hourly rate is the prevailing market rate in the relevant legal community for similar services by lawyers of reasonably comparable skills, experience, and reputation.” *Norman*, 836 F.2d at 1299. A reasonable hourly rate is one that is adequate to attract competent counsel in the relevant legal market, but yet does not produce a windfall to that attorney. *See Blum v. Stenson*, 465 U.S. 886, 894-95 (1984). With respect to the issue of hourly rates, this Court “is itself an expert on the question and may consider its own knowledge and experience concerning reasonable and proper fees and may form an independent judgment either with or without the aid of witnesses as to value.” *Norman*, 836 F.2d

at 1303. Several well established factors may be considered in arriving at that prevailing market rate, as set forth in *Johnson v. Georgia Highway Express, Inc.*²

Generally, “the ‘relevant market’ for purposes of determining the reasonable hourly rate for an attorney’s services is ‘the place where the case is filed.’” *ACLU of Ga.*, 168 F.3d at 437 (citing *Cullens v. Georgia Dep’t of Transp.*, 29 F.3d 1489, 1494 (11th Cir. 1994)). The relevant market for purposes of this case, therefore, is the South Florida legal community.

To arrive at a reasonable hourly rate in this legal market, the “fee applicant bears the burden of establishing entitlement and documenting the appropriate hours and hourly rates.” *Id.* at 427 (quoting *Norman*, 836 F.2d at 1303). That requires that the applicant bear the burden of “supplying the court with specific and detailed evidence from which the court can determine the reasonable hourly rate.” *Id.* And the focus of that inquiry should be on rates paid to counsel of similar qualifications and

² The 12 *Johnson* factors are as follows:

- (1) the time and labor required;
- (2) the novelty and difficulty of the questions;
- (3) the skill requisite to perform the legal service properly;
- (4) the preclusion of other employment;
- (5) the customary fee;
- (6) whether the fee is fixed or contingent;
- (7) the time limitations imposed by the client or 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) the awards in similar cases.

Johnson v. Georgia Highway Express, Inc. 488 F.2d 714, 717-719 (5th Cir. 1974).

experience in cases litigated in the South Florida area. *See, e.g., Storfer v. Guarantee Trust Life Insurance Co.*, 2011 WL 213461, at *2 (S.D. Fla. Jan. 21, 2011).

In determining where a given rate falls within local ranges, fee awards are not designed to compensate a party for premium billing and premium level services. *Norman*, 836 F.2d at 1301; *Golf Clubs Away LLC v. Hostway Corp.*, 2012 WL 2912709, at *3 (S.D. Fla. July 16, 2012) (plaintiff entitled to recover fees only for attorney with “reasonable expertise”) (citing *ACLU of Ga.*, 168 F.3d at 437). “Even if a party chooses to employ counsel of unusual skill and experience, the court awards only the fee necessary to secure reasonably competent counsel.” *Orenshtyn v. Citrix Systems, Inc.*, 558 F. Supp. 2d 1251, 1257 (S.D. Fla. 2007) (quoting *Yahoo Inc! v. Net Games, Inc.*, 329 F. Supp. 2d 1179, 1183 (N.D. Cal. 2004)), *vacated and remanded on other grounds*, 341 F. App’x 621 (Fed. Cir. 2009).

As a result, it is entirely appropriate for a court to reduce those rates to a more reasonable amount, reflective of what would be appropriate to secure competent legal counsel in the relevant legal community. Courts in our district have routinely applied these principles and entered fee awards that reduced the hourly rates charged by well respected law firms and highly experienced attorneys. *See, e.g., Tiara Condominium Ass’n, Inc. v. Marsh USA, Inc.*, 697 F. Supp. 2d 1349, 1366 n.11 (S.D. Fla. 2010) (reducing hourly rates charged by premium law firm by 19 to 25 percent); *Global Horizons Inc. v. Del Monte Fresh Produce N.A., Inc.*, 2009 WL 855970, at *4 (S.D. Fla. Mar. 31, 2009) (awarding discounted hourly rates for premium South Florida law firm of \$300-475 per hour (partners); \$185-310 (associates); and \$160 (paralegals)); *Red Bull*

GMBH v. Spacefuel Corp., No. 06-20948-Civ-Jordan/Torres (S.D. Fla. June 20, 2007) (awarding reduced blended hourly rates for premium Washington D.C. and South Florida law firm to \$400 for partners and \$250 for associates) (D.E. 37).

The cases from the nation's most expensive legal market – New York – are also illustrative. *See, e.g., Pugach v. M & T Mortg. Corp.*, 564 F. Supp. 2d 153, 157, 159 (E.D.N.Y. 2008) (court reduced charged rates of \$725 - \$640 for partners and \$330 for associates to approved rates of \$250 for partners and \$150 for associate); *Ass'n of Holocaust Victims for Restitution of Artwork and Masterpieces v. Bank Austria Creditanstalt AG*, 2005 WL 3099592, *5 (S.D.N.Y. Nov. 17, 2005) (court reduced charged rates to \$350 for partners and \$225 for associates); *Auscape Int'l v. Nat'l Geographic Soc.*, 2003 WL 21976400, at *5 (S.D.N.Y. Aug. 19, 2003) (court reduced charged rates to between \$215 to \$495 per hour); *Weil v. Long Island Sav. Bank*, 188 F. Supp. 2d 265, 269 (E.D.N.Y. 2002) (court reduced charged rates to between \$370 to \$450 per hour).

The bottom line is that a fee applicant cannot recover the hourly rates that premium level lawyers may receive from high paying clients who agree to contract and retain those lawyers at those rates. *See, e.g., ACLU of Ga.*, 126 F.3d at 437; *Arbor Hill Concerned Citizens Neighborhood Ass'n v. County of Albany*, 522 F.3d 182, 184, 190 (2d Cir. 2008) (courts must “step[] into the shoes of the reasonable, paying client, who wishes to pay the least amount necessary to litigate the case effectively”); *Daggett v. Kimmelman*, 811 F.2d 793, 799 (3d Cir. 1987) (there “comes a point where a lawyer's historic rate, which private clients are willing to pay, cannot be imposed on his or her

adversaries”); *Coulter v. Tennessee*, 805 F.2d 146, 149 (6th Cir. 1986) (a reasonable fee is “different from the prices charged to well-to-do clients by the most noted lawyers and renowned firms in a region”).

Yet the Court’s review of the information and materials submitted by AFSCME’s counsel to determine the prevailing market rate in this legal community for “similar services by lawyers of reasonably comparable skills, experience, and reputation,” *Norman*, 836 F.2d at 1299, shows that counsel base their analysis of the hourly rates they request on just that – premium level services. Plaintiff’s original motion sought the following hourly rates and hours expended:

| | | | |
|----------------------|--------|-------|--------------|
| Shalini Goel Agarwal | 189.1 | \$350 | \$66,185.00 |
| James K. Green | 14.7 | \$600 | \$ 8,820.00 |
| Maria Kayanan | 35.7 | \$500 | \$17,850.00 |
| Randall C. Marshall | 54.8 | \$550 | \$30,140.00 |
| Peter G. Walsh | 421.15 | \$450 | \$189,517.50 |
| Total | | | \$312,512.50 |

As is readily apparent, Plaintiff’s hourly rate requests are well in excess of the rates that should be awarded in this case under the circumstances, even taking into account that these lawyers are undoubtedly experienced in civil rights litigation and highly respected. No better illustration of this is the fact that AFSCME’s top lawyers, Randy Marshall and James Green, seek hourly rates significantly in excess of those they have obtained in the recent past. Just this year, the Middle District of Florida determined that a reasonable hourly rate for Mr. Marshall in a federal civil rights case was \$400/hour. *See ACLU v. Dixie County*, 2012 WL 1004372, at *2 n.3 (M.D. Fla. Mar. 23, 2012). And only three years ago, Mr. Green averred that his hourly rate was

\$450-\$500, *Olesen-Frayne v. Olesen*, 2009 WL 3048451, at *3 (M.D. Fla. Sept. 21, 2009), not the \$600 he claims now – an increase well beyond the rate of inflation and markedly inconsistent with the financial downturn and the state of the legal market in South Florida. And even if the rates they seek in this petition are what they set as their “standard” hourly rates in the open market, that does not mean they are entitled to such rates on a fee application against an adversary, *especially* when that adversary will pay for those fees from public funds.

An important factor to consider in determining the reasonableness of hourly rates is the novelty or difficulty of the claims at issue. *Johnson*, 488 F.2d at 718. Although AFSCME now asserts that this case presented great “complexity” and required “an extensive analysis of the broad range of Fourth Amendment cases,” it took the contrary view in its summary judgment papers that the legal question at issue is “clear under a trilogy of Supreme Court cases.” [D.E. 33 at 6]. The Court agrees with AFSCME’s original position. The constitutional violations in this case should have been readily apparent. An award of fees on this motion will undoubtedly help educate Defendant of that fact. But at the same time that means that extraordinary work was not required in this case. Straightforward application of existing constitutional doctrine was all that was needed. Thus premium level legal work cannot be billed or awarded in the case.

Perhaps recognizing in hindsight the unreasonable hourly rates they requested in the original motion, AFSCME’s reply concedes that a further reduction in the rates might be appropriate as a “reasonable compromise.” AFSCME suggests a \$25 per hour

reduction in each timekeeper's rate together with an additional across-the-board ten percent reduction (which yields a total reduction in the rates claimed of about 15%). [D.E. 91 at 9]. But, in the Court's view, even those proposed amended rates are not sufficient to arrive at properly compensable hourly rates in this case.

The bulk of the senior "partner-level" work done in the case was by Mr. Marshall, a thirty-year lawyer with extensive civil rights experience. Mr. Green, a civil rights lawyer with thirty-five years experience, assisted in discrete projects and the fee application. In this case, the Court cannot award either lawyer a rate higher than \$400 per hour, as that is the rate that similarly experienced partners have recently been awarded by this Court and in this District.

The junior partner-level work, though the vast majority of hours claimed in the application, was performed by Peter Walsh, who is an experienced trial lawyer who is not necessarily an expert in civil rights law. He does have, however, some criminal (and thus constitutional law) experience as a former state prosecutor early in his career. The bulk of his experience is now in civil and insurance litigation. He was nevertheless charged with much of the litigation legwork in the case. He seeks an hourly rate of \$450.00.

Though that rate is not too far off where a twenty-year partner would expect to be in this community, the Court's review of his time records indicates that he was performing a great deal of work that would ordinarily not be performed by someone at his level. His timesheets reflect a significant amount of time for research and initial drafting. Ordinarily a \$450 per hour partner would not be expected to be consuming

that much time in such tasks. And although one could argue that his greater experience resulted in greater efficiency, the Court's review of the timesheets shows the opposite. Much of the time he incurred would be expected by a more junior lawyer and thus at a lower hourly rate.

The Court will thus reduce his requested hourly rate to better reflect the type of work he was engaged in. A blended partner/senior associate rate of \$350 per hour is more appropriate and adequate to retain competent counsel of his experience. This is also consistent with junior partner rates awarded in this legal community and accounts for his limited federal civil rights experience. *See, e.g., in Tiramisu International LLC v. Clever Imports LLC*, 741 F. Supp. 2d 1279, 1295-96 (S.D. Fla. 2010).

The bulk of the associate-level work was performed by Ms. Agarwal, who should be entitled to a rate of \$250 per hour. This rate is consistent with the associate rate for a five or six-year lawyer normally awarded in this District. *See, e.g., X-Ray Supplies Inc. v. Southeastern X-Ray Inc.*, 2010 WL 4960959, at *2-3 (S.D. Fla. Dec. 1, 2010) (finding a fifth-year associate's rate of \$260 is reasonable); *Great Lakes Transp. Holding LLC v. Yellow Cab Service Corp. of Florida Inc.*, 2011 WL 4118234, at *2-3 (S.D. Fla. Sept. 15, 2011) (finding a fifth-year associate's rate of \$255 is reasonable).

With respect to the remaining timekeeper in the case, the appropriate rate for Ms. Kayanan is \$375, which reflects her subordinate role in the case (notwithstanding her experience) and Plaintiff's own recognition that she should be awarded a lower hourly rate than Messrs. Marshall and Green.

With these necessary adjustments to the hourly rates that can be claimed in this case, the following summarizes the gross amounts that may be recovered on this motion before consideration of the reasonable number of hours that may be included in the calculation:

| <u>Adjusted Hourly Rates</u> | | | |
|------------------------------|--------|-------|--------------|
| Shalini Goel Agarwal | 189.1 | \$250 | \$47,275.00 |
| James K. Green | 14.7 | \$400 | \$5,880.00 |
| Maria Kayanan | 35.7 | \$375 | \$13,387.50 |
| Randall C. Marshall | 54.8 | \$400 | \$21,920.00 |
| Peter G. Walsh | 421.15 | \$350 | \$147,402.50 |
| Adjusted Gross Total | | | \$235,865.00 |

2. Hours Reasonably Expended

The second component of the lodestar method requires the Court to determine the amount of hours reasonably expended by counsel. This analysis focuses on the exclusion of hours “that would be unreasonable to bill to a client and therefore to one’s adversary irrespective of the skill, reputation or experience of counsel.” *ACLU of Ga.*, 168 F.3d at 428 (quoting *Norman*, 836 F.2d at 1301). A party seeking to recover attorneys’ fees bears the burden of providing specific and detailed evidence so that a determination can be made of the necessity of the action and the reasonableness of the time claimed for the action. *Id.* at 427, 432-33. “A well-prepared fee petition also would include a summary, grouping the time entries by the nature of the activity or stage of the case.” *Id.* at 427.

At the same time, the party opposing the fee application must satisfy his obligation to provide specific and reasonably precise objections concerning hours that should be excluded. *Id.* In the final analysis, however, “exclusions for excessive or unnecessary work on given tasks must be left to the discretion of the district court.” *Norman*, 836 F.2d at 1306. The court must consider whether the work done was “useful and of a type ordinarily necessary to secure the final result obtained from the litigation.” *Pennsylvania v. Delaware Valley Citizens’ Council*, 478 U.S. 546, 561 (1986). Courts must exclude from this fee calculation hours that were “excessive, redundant, or otherwise unnecessary.” *Hensley*, 461 U.S. at 434.

AFSCME’s motion seeks reimbursement for 715.42 hours expended in the prosecution of the case. The motion claims that counsel have reviewed the time entries and excluded any redundant or excessive hours from the application. Defendant argues, however, that the total number of hours should be significantly reduced through an across-the-board reduction of 30 percent. Our own review of the record shows that a reduction is warranted but not to that extent.

Defendant first complains that the application contains extensive time entries that are not compensable based on block billing. Defendant claims that 87.6 hours in the application should be rejected as improper block billed time entries. The party seeking attorney’s fees must produce “meticulous, contemporaneous time records that reveal for each lawyer whose fees are sought, all hours for which compensation is requested and how those hours were allotted to specific tasks.” *Simon v. Leaderscape, LLC*, 565 F. Supp. 2d 1332, 1335 (S.D. Fla. 2008). A movant fails to meet that burden

when it submits “block billing” – i.e., the practice of “lumping together multiple tasks into a single entry of time,” *Cardena v. Pacesetter Corp.*, 224 F.3d 1203, 1214 (10th Cir. 2000), “without separating the tasks into individual blocks or elaborating on the amount of time each task took,” *Capone v. Aetna Life Insurance Co.*, 2010 WL 6029242, at *5 (N.D. Ga. Dec. 22, 2010). Many courts have found block billing to present a significant problem because it makes an attorney’s time records “unnecessarily difficult” to review. *See, e.g., Kearney v Auto-Owners Inc.*, 713 F. Supp. 2d 1369, 1377 (M.D. Fla. 2010); *Machado v. Da Vittorio*, 2010 WL 2949618, at *3-4 (S.D. Fla. July 26, 2010). Block billing also impedes the analysis of whether there was unreasonable duplication of work by attorneys. *See Galvez v. Cuevas*, 2009 WL 1024632, at *4 (S.D. Fla. Apr. 15, 2009).

Courts confronted with significant block billing take that into account to order across-the-board reductions. *See, e.g., Lil’ Joe Wein Music Inc. v. Jackson*, 2008 WL 2688117, at *13 (S.D. Fla. July 1, 2008) (20 percent reduction); *Blanco v. TransAtlantic Bank*, 2009 WL 2762361, at *4 (S.D. Fla. Aug. 31, 2009) (20 percent reduction); *Bujanowski v. Kocontes*, 2009 WL1564263, at *4 (M.D. Fla. Feb. 2, 2009) (30 percent reduction).

Our review of the supporting materials filed here confirms that there is a material amount of block billing in the application that, at times, makes it difficult to discern whether particular work performed is reasonable and not cumulative. On the other hand, there is enough specificity in the time entries that the Court can usually discern the reasonableness of most of the work performed. Therefore, a significant

reduction in the hours expended in this application is not required just based on block billing.

The same finding can be made with respect to Defendant's complaint that 3.55 hours do not sufficiently describe the nature of the work performed to allow the Court to determine whether the billing was directly and reasonably incurred. Most of the time entries in the application are reasonably specific. Only a minor adjustment is required to address time entries that are too vague or non-specific. The bulk of the legal work necessary to successfully prosecute the case is readily apparent in the application.

Defendant then turns his attention to 69.2 hours that he claims reflect unreasonably duplicative work or time entries that do not adequately demonstrate the distinct contribution of each timekeeping attorney. A fee applicant must show that multiple lawyers in a case were "not unreasonably doing the same work and are being compensated for the distinct contribution of each lawyer." *Norman*, 836 F.2d at 1302. Duplication inevitably occurs when lawyers hold conferences, call each other on the phone, write each other letters and memoranda, or when several lawyers bill for reading the same document received from the defendants or the court. *See, e.g., Sklar v. Clough*, 2008 WL 5381961, at *2 (N.D. Ga. Dec. 23, 2008).

The Court agrees that there is some duplication of effort reflected in the time entries but no where near as pervasive as Defendant makes them out to be. The bulk of the time in the application was Mr. Walsh's work with material support from associate Ms. Agarwal. Admittedly, certain discrete tasks were duplicated (such as

review of certain pleadings and responses). And there were the usual number of redundant intra-team conferences that one could expect in litigation like this. But, again, not to the extent that a substantial reduction is warranted. The Court's own assessment of the duplicative time entries that should be excluded will be taken into account.

The Defendant next focuses on what he believes to be unnecessary time or tasks. The bulk of those challenged hours relate to 43.6 hours claimed in connection with the opposition to Defendant's subpoena served on the ACLU that was counsel of record for AFSCME in this case. The ACLU successfully, for the most part, challenged those subpoenas. Defendant complains, however, that time incurred on the motion to quash were incurred for work on behalf of a non-party that are not compensable here.

The Court finds, however, that Defendant's challenge to the bulk of these hours cannot be sustained. The subpoena was not served on a traditional non-party witness, whose own opposition to a subpoena would not normally be included in a party's fee petition. In this case the non-party in effect was the party's law firm and the objection to the subpoena was founded on counsel's status in this case. Under these unique circumstances, which were occasioned largely by over-reaching by the Defendant, the time incurred on the motion to quash, which the Court granted, is indeed recoverable.

The Court also rejects Defendant's broad challenge to travel time incurred by counsel in the application for client and counsel meetings within the area, appearances in court, and travel for out-of-area depositions. Defendant takes issue with 19 hours of travel time that purportedly should be reduced because there was no showing that

counsel performed any productive work on the case during that travel. The amount involved is relatively small. The bulk of that travel is clearly compensable (travel to Tallahassee for depositions). And though some courts have applied reduced hourly rates for travel under the theory that it is unproductive time, *Smith v. Freeman*, 921 F.2d. 1120, 1122 (10th Cir. 1990), the issue is largely discretionary. We choose not to materially reduce the number of hours claimed for travel time given their relatively minor impact on the overall application and the clear necessity for most of the hours claimed.

Moreover, unlike situations like those in *Nitram, Inc. v. Industrial Risk Insurers*, 154 F.R.D. 274 (M.D. Fla. 1994), travel time here was not incurred because out-of-state counsel were retained to litigate a case in this District. The travel time was necessary even where local counsel was primarily engaged in the litigation.

Finally, the remaining challenges to the hours claimed, for clerical or over-head related hours for instance, are also not compelling enough to warrant material reductions in the hours expended. They are largely *de minimus* and have been taken into account in the reduction that the Court will apply.

After considering all the objections to the hours included in the fee application, the Court finds that a lesser adjustment is all that is necessary to achieve a reasonable fee award. Defendant contends that a 20 percent across-the-board reduction is appropriate (followed by an additional 10 percent for limited success). Defendant is clearly correct that when the number of hours in a fee petition is high a court can conclude that an hour-by-hour analysis is impractical. *See, e.g., St. Fleur v. City of Fort*

Lauderdale, 2005 WL 2077742, *4 (11th Cir. Aug. 29, 2005) (given that Plaintiff's counsel claimed over 1,500 hours in compensation, the district court did not abuse its discretion by failing to engage in a more detailed, task-by-task analysis of fees it was disallowing; affirming thirty percent across the board reduction); *Villano v. City of Boynton Beach*, 254 F.3d 1302, 1311 (11th Cir. 2001) (determining that 569.30 hours submitted for compensation "are extensive enough that we do not expect the district court or magistrate judge to conduct an hour-by-hour analysis in this case"; affirming twenty-five percent across the board reduction). A task-by-task reduction is indeed impractical for this fee petition. The Court thus will reduce the number of hours expended by a percentage basis.

We disagree, however, with Defendant as to the amount of reduction necessary to achieve a reasonable fee award. A 20 percent reduction is somewhat excessive and does not adequately account for the reasonable number of hours necessary to achieve a successful outcome in the case. Though some reduction is warranted for block billing and duplicative time, the majority of hours requested are compensable. Only a 15 percent reduction is required to arrive at a reasonable number of hours expended in the litigation.

3. Adjustment to the Lodestar

Defendant argues that an adjustment to the lodestar calculation is also required for the limited success that counsel obtained in this case. *See Hensley*, 461 U.S. at 434. Defendant argues that AFSCME did not prevail in two important respects. First, the Complaint asked this Court to declare that "Executive Order 11-58 is quashed" and

“that the Defendant shall immediately direct all agencies and persons affected by Defendant’s Executive Order 11-58 to cease *all drug-testing* implemented in compliance with the order.” Yet, the Court did not order cessation of “all drug testing,” and instead found that “[i]nsofar as an applicant to a covered position is not, at the time of the pre-employment testing, a member of the Union, . . . the Union lacks standing to sue on behalf o[f] these individuals.” [D.E. 59 at 11].

Second, the Complaint originally included an individual plaintiff, Mr. Flamm, who was represented by the same attorneys as AFSCME. Defendant concludes that because Mr. Flamm was not an employee of an agency subject to the challenged policy, he dropped out of the lawsuit. Yet because AFSCME’s attorneys represented Mr. Flamm and have not separated out the specific tasks performed on his behalf, some deduction is warranted for pre-complaint research and preparations, complaint drafting, and other work associated with the early stages of this case.

We, however, disagree that these matters require any adjustment to the lodestar. AFSCME prevailed on the material issue in the litigation. The Defendant’s drug-testing program was found to violate the Fourth Amendment and enjoined. The AFSCME thus clearly prevailed and materially altered the legal relationship between the parties. Therefore, the fact that these two discrete issues were not resolved in its favor does not leave the AFSCME in a less-prevailing position. No adjustment to the lodestar is required. Nor is the time incurred in connection with these issues material to the fee application. Therefore, a further across-the-board reduction is not warranted.

4. *Final Adjusted Fee Calculation*

After reducing the requested hourly rates to those rates that are reasonable and compensable in this District, the fee request must be reduced to \$235,865.00. After applying the 15 percent across-the-board reduction to that amount to account for only those hours reasonably expended in the case, the total fee that should be awarded to AFSCME is \$200,485.25.

B. Costs and Expenses

A prevailing party is entitled to reasonable and necessary expenses “that are normally itemized and billed in addition to the hourly rate” if these expenses are “reasonable in amount” and of the type ordinarily billed to a private client. *Bee v. Graves*, 910 F.2d 686, 690 (10th Cir. 1990). “[W]ith the exception of routine office overhead, all reasonable expenses incurred in case preparation, during the course of litigation, or as an aspect of settlement of the case may be taxed as costs under section 1988.” *Dowdell*, 698 F.2d at 1191.

Costs must be reasonable in amount and necessary for maintenance of the action. *Fells v. Virginia Dept. of Transp.*, 605 F. Supp. 2d 740, 742 (E.D. Va. 2009). Only reasonable identifiable out-of-pocket expenses are recoverable. *Luessenhop v. Clinton County, N.Y.*, 558 F. Supp. 2d 247, 271 (N.D.N.Y. 2008). Expenses not normally billed to a private client in the local area or that are otherwise unreasonable are not awardable. *Brown v. Gray*, 227 F.3d 1278, 1298 (10th Cir. 2000).

The motion for costs under section 1988 seeks compensation for various litigation expenses, most of which have not been challenged. Defendant does take

issue with discrete items, which the Court will sustain for the most part. One expense, a \$132 taxi cab ride that Mr. Walsh took from Miami to the Ft. Lauderdale airport and back is excessive and has not been shown to be reasonable. Another charge, \$41.75, for federal express delivery of deposition transcripts, shall also be disallowed as no showing was made to its necessity.

Defendant also challenged the charge of \$0.35 per page page for photocopies as exorbitant and unreasonable. AFSCME has agreed to reduce its copying request to \$0.15 per page, which the Court finds to be a more reasonable amount. *See, e.g., Tarantino v. Ford*, 2011 WL 3294046, at *3 (S.D. Fla. Aug. 1, 2011) (awarding \$0.15 per page for copies).

Defendant's challenge to amounts charged for computer research will not be sustained as the amounts requested were reasonable under the circumstances. The Court agrees, however, that the charge of \$1 per page for faxes is unreasonable. Only \$0.15 per page will be awarded for telecopies as well as the scanning of documents.

The file set up fee is overhead, as Defendant argues, and that charge will be stricken. The same is true for the computer disk included in the application, which is also an overhead expense and not compensable.

Therefore, the expenses claimed under section 1988 must be reduced to \$7,559.49 as summarized here:

| Expense Category | Allowable Amount |
|-------------------------|-------------------------|
| Photocopies | \$1,713.45 |
| Computer research | \$3,260.37 |
| Faxes | \$1.35 |
| Scanning | \$21.30 |
| Postage | \$40.80 |
| Parking | \$18.00 |
| Other Taxable Costs | \$2,505.22 |
| TOTAL | \$7,559.49 |

III. CONCLUSION

For the foregoing reasons, the maximum amount of attorneys' fees that may be awarded is \$200,485.25. The amount of litigation expenses and taxable costs that may be awarded is \$7,559.49. The total amount of fees and costs to be awarded on the pending motion is thus \$208,044.74.

Accordingly, it is hereby **RECOMMENDED**:

A. Plaintiff's Motion for Attorneys' Fees and Costs [D.E. 83] should be **GRANTED** in part and **DENIED** in part. The requested amount for fees and costs should be reduced to \$208,044.74 and judgment entered on that amount, pursuant to Fed. R. Civ. P. 58, in favor of AFSCME.

B. Plaintiff's Motion to Tax Costs [D.E. 63] should be **GRANTED** in part and **DENIED** in part. The amount awardable under 28 U.S.C. § 1920 is included within the costs awarded on Plaintiff's Motion for Attorneys' Fees and Costs [D.E. 83] and need not be separately awarded.

C. Pursuant to S.D.Fla.Mag.J.R.4(b), the parties have fourteen days from the date of this Report and Recommendation to serve and file written objections, if any, with the District Judge. Failure to timely file objections shall bar the parties from a *de novo* determination by the District Judge of any finding in this Report and Recommendation and bar the parties from attacking on appeal the findings contained herein. *R.T.C. v. Hallmark Builders, Inc.*, 996 F.2d 1144, 1149 (11th Cir. 1993); *LoConte v. Dugger*, 847 F.2d 745 (11th Cir. 1988); *Nettles v. Wainwright*, 677 F.2d 404, 410 (5th Cir. Unit B 1982) (en banc); 28 U.S.C. § 636(b)(1).

DONE AND SUBMITTED in Chambers at Miami, Florida, this 14th day of September, 2012.


EDWIN G. TORRES
United States Magistrate Judge

Declaration of Jason Vail

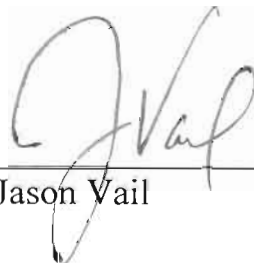
My name is Jason Vail. I am employed by the Office of the Attorney General as a senior assistant attorney general. I am the primary attorney representing the defendants in the trial court in *Wollschlaeger v. Farmer*. I had the assistance of two lawyers in my section and input from the Solicitor General's Office.

Our office's finance department reports that up to the date of the order on the plaintiffs' motion for summary judgment, attorneys in the OAG expended 208.6 hours. However, 200 of the hours expended on the case were mine. The attorneys in the Solicitor General's Office did not keep time on the case. However, I estimate that they expended no more than 30 hours on the matter through publication of the order on summary judgment.

Therefore, I estimate that this office expended no more than 230 hours on the case through the order on summary judgment.

I am a salaried employee. The OAG finances litigation on behalf of Florida public agencies by billing by the hour to represented entities. The OAG bills out my time and that of the other two attorneys in my section at \$84 an hour.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 3rd day of Jan., 2013.



Jason Vail

Exhibit 3

EXHIBIT 4

Wollschlaeger v. Farmer
ATTORNEY CONFERENCES, COMMUNICATIONS

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|---|-------|--------|--|
| 5/5/2011 | Jonathon Lowy | Tel. Call with B. Manheim re litigation strategy and next steps (0.5); outline work to be done to proceed with complaint and preliminary injunction (.75); draft and send email to clients re case research (.25) | 0.50 | confer | |
| 5/6/2011 | Dina Shand | Wrote memo to Brady board regarding viability of state law claim. | 0.75 | confer | |
| 5/11/2011 | Jonathon Lowy | Researched and read law re: restrictions on professional speech and doctors (.5); reviewed and revised materials and discussion re interviews of doctors re impact on law for complaint and declarations (.75); met with paralegals to discuss declarations (.25) | 1.00 | confer | |
| 5/11/2011 | Dewar, Elizabeth N. | Conference call with Florida/Brady case team (.5) and call with A.Ripa regarding strategy for complaint (.5) | 1.00 | confer | |
| 5/11/2011 | Goetz, Mariel | Meeting with B. Manheim, D. Hallward-Dreimeier, A. Ripa, and R. Dugas regarding Brady Campaign challenge to Florida gun law. | 1.00 | confer | |
| 5/11/2011 | Hallward-Dreimeier, Douglas | Call with Bruce Manheim and Brady Center attorneys regarding draft complaint and papers in support for preliminary injunction followed by meeting with Ms. Dewar, Mr. Dugas, Ms. Goetz, and Mr. Ripa regarding preparation of complaint and papers in support of injunction | 1.50 | confer | |
| 5/13/2011 | Goetz, Mariel | Draft outline of questions for physician declarants (1.25) and emails with R. Dugas regarding same (.25) | 1.50 | confer | |
| 5/16/2011 | Goetz, Mariel | Emails with R. Dugas (Ropes & Gray colleague) and Allison Finley (Florida Chapter of AAP) regarding plaintiffs (.5). Draft outline of questions for physician declarants (3.5). Prepare template for S.D. Fla. declaration papers (1.0). | 0.50 | confer | |
| 5/17/2011 | Goetz, Mariel | Review and comment on draft complaint in preparation for team meeting | 1.50 | confer | |
| 5/17/2011 | Hallward-Dreimeier, Douglas | Call with co-counsel from Brady Center regarding preparation of complaint (0.5) followed by review of correspondence with Brady Center regarding declarations (0.5) and consult with team regarding organizational plaintiffs (1.0) | 2.00 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|--|-------|--------|--|
| 5/17/2011 | Manheim, Bruce S Jr | Follow up with J. Lowy and team regarding case status and in particular follow up on complaint and declarations being prepared by team | 1.00 | confer | |
| 5/17/2011 | Ripa, Augustine | Revise and edit the complaint (1.0), research law re: preliminary injunction and begin drafting the same (3.0), and participate in conference with case team re: next steps (1.0) | 1.00 | confer | |
| 5/17/2011 | Lewis, Julia | Spoke with M. Goetz, A. Ripa, and R. Dugas to strategize about division of labor and to determine the research agenda for the preliminary injunction, including finding an overview of grounds for preliminary injunction, meet with R. Dugas to review research needed on necessary harms required under preliminary injunction standard. | 1.00 | confer | |
| 5/18/2011 | Jonathon Lowy | Research re: Florida rules, discussion and research concerning client declarations (1.0); Communications with Dan V., Robyn L., Dina S., co-counsel and clients re litigation case law research and legal strategy (0.5); Tel. Con. With Bruce Manheim re suit litigation research and strategy (0.25). | 0.75 | confer | |
| 5/18/2011 | Daniel Vice | Strategy discussion and legal research concerning client declarations | 1.50 | confer | |
| 5/18/2011 | Hallward-Driemeier, Douglas | Consultation with team regarding draft complaint and organizational plaintiffs. | 0.75 | confer | |
| 5/18/2011 | Lewis, Julia | Call with E. Dewar regarding organization versus individual harms to doctors. | 0.50 | confer | |
| 5/18/2011 | Manheim, Bruce S Jr | Follow up with J. Lowy and team regarding status of case. | 0.50 | confer | |
| 5/18/2011 | Ripa, Augustine | Continue drafting complaint and coordinate with team re: venue | 4.75 | confer | |
| 5/18/2011 | Dewar, Elizabeth N. | Conferred with A. Ripa, M. Goetz, J. Lewis, and R. Dugas about additional research required for PI motion, including on issues of harm and organizational standing | 1.50 | confer | |
| 5/19/2011 | Lewis, Julia | Call with Brady intern and R. Dugas regarding physician interviews (.5) | 0.50 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|---------------------|--|-------|--------|--|
| 5/19/2011 | Lewis, Julia | Draft template physician declaration for R. Dugas (3.0). Discuss requirements for organizational plaintiffs with B. Dewar, R. Dugas, and A. Ripa. (.75) | 0.75 | confer | |
| 5/19/2011 | Manheim, Bruce S Jr | Email correspondence relating to prep of declarations, etc (.25) followed by reviewing draft complaint (1.75) and follow up via email correspondence with team and clients (.25). | 0.50 | confer | |
| 5/19/2011 | Dewar, Elizabeth N. | E-mails to/from M.Goetz, A.Ripa, R.Dugas, and J.Lewis regarding MDs' declarations (.25); conferred with A.Ripa regarding First Amendment issues (.75). | 1.00 | confer | |
| 5/20/2011 | Jonathon Lowy | Communications with co-counsel concerning PI motion preparation; reviewed and revised PI motion. | 0.50 | confer | |
| 5/20/2011 | Daniel Vice | Communications with co-counsel concerning PI motion preparation, legal research for PI motion | 0.50 | confer | |
| 5/20/2011 | Ripa, Augustine | Continue to revise and edit the complaint (4.0) and met with B.Manheim and B.Dewar re: revisions (.75); coordinate with team re: venue and proper plaintiffs (.25) | 5.00 | confer | |
| 5/20/2011 | Dewar, Elizabeth N. | Began drafting "likelihood of success on the merits" section of PI motion (5.0); conferred with B.Manheim and A.Ripa regarding revisions to complaint (.75); conferred further with A.Ripa regarding same and regarding P.I. papers (.25). | 1.00 | confer | |
| 5/23/2011 | Jonathon Lowy | Review legislation, review declarations (1.0); communications with co-counsel concerning declarations, research social science concerning physician obligations and guns (0.5); research re firearms incidents and deaths in Florida and in the home (.5); revised memo of incidents (.25) | 1.00 | confer | |
| 5/23/2011 | Daniel Vice | Review and analyze legislation (0.5), review declarations for motion (0.5), communications with co-counsel concerning declarations (0.25), research concerning physician obligations and guns re: application of legislation (1.0) | 0.25 | confer | |
| 5/23/2011 | Ripa, Augustine | Analyze case law re: preliminary injunction motion and analyze facts gathered to be included in complaint; coordinate revisions of the same. | 4.75 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|---|-------|--------|--|
| 5/24/2011 | Jonathon Lowy | Review, edit draft complaint and declarations; emails with co-counsel, staff re work on case and research analysis | 2.25 | confer | |
| 5/24/2011 | Manheim, Bruce S Jr | Telephone conference with co-counsel re case and next steps. | 0.50 | confer | |
| 5/24/2011 | Ripa, Augustine | Analyze facts gathered to be included in complaint; coordinate revisions of the same. | 4.00 | confer | |
| 5/25/2011 | Jonathon Lowy | Tel. Call with co-counsel re complaint research, litigation; review and edits complaint. | 0.50 | confer | |
| 5/25/2011 | Dewar, Elizabeth N. | Revised: E-mails to/from D.Hallward-Driemeier, B.Manheim, and A.Ripa conveying research on and analysis of issues related to facial challenges and standing (1.25); research on and analysis of 11th Circuit law regarding the same (9.50). | 1.25 | confer | |
| 5/25/2011 | Hallward-Driemeier, Douglas | Call with co-counsel at Brady regarding complaint. | 0.50 | confer | |
| 5/25/2011 | Lewis, Julia | Research and draft analysis of third party standing (10), discuss the same with A. Ripa and B.Dewar (.75) | 0.75 | confer | |
| 5/25/2011 | Manheim, Bruce S Jr | Review papers (.75); draft letter to governor (.5); follow up email correspondence (.25) | 0.25 | confer | |
| 5/25/2011 | Ripa, Augustine | Research and draft analysis of third party standing (7.0), discuss the same with J.Lewis and B.Dewar (1.0) | 1.00 | confer | |
| 5/26/2011 | Jonathon Lowy | Research complaint preparations concerning logistics for filing complaint (1.0),tel. Call with co-counsel and staff about complaint, filing (1.0) | 1.00 | confer | |
| 5/26/2011 | Antzoulatos, Sophia | Discuss filing with B. Manheim (.25); Review SD Fla rules and determine filing requirements for Complaint. (1.0) | 0.25 | confer | |
| 5/26/2011 | Dewar, Elizabeth N. | E-mails to/from D.Hallward-Driemeier and B.Manheim regarding local counsel and colleagues admitted to S.D. Fla.. | 0.50 | confer | |
| 5/26/2011 | Hallward-Driemeier, Douglas | Confer with Mr. Manheim and Ms. Dewar regarding necessary steps to prepare for filing of complaint and preliminary injunction motion. | 0.75 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|---|-------|--------|--|
| 5/26/2011 | Hallward-Driemeier, Douglas | Review draft physician declaration (.5) and confer with Ms. Dewar re preliminary injunction motion (.25). | 0.25 | confer | |
| 5/26/2011 | Lewis, Julia | Calls with B. Dewar and A. Ripa regarding additional research questions and status of declarations (1.0); revise Wollschlaeger declaration to reflect B. Dewar's suggestions regarding hypothetical example of chill and issue of consent for recording gun information in medical chart (2.25) | 1.00 | confer | |
| 5/26/2011 | Manheim, Bruce S Jr | Draft demand/notice letter to Governor Scott; circulate to group for review and approval. | 2.50 | confer | |
| 5/26/2011 | Manheim, Bruce S Jr | Email correspondence with team regarding Governor Scott letter. | 0.50 | confer | |
| 5/26/2011 | Manheim, Bruce S Jr | Telephone conference with B. Dewar and D. Hallward-Driemer regarding next steps in case. | 0.50 | confer | |
| 5/26/2011 | Dewar, Elizabeth N. | E-mails to/from S.Lemmon regarding further research on preliminary injunction standard in Eleventh Circuit. | 0.50 | confer | |
| 5/27/2011 | Dewar, Elizabeth N. | Research (3.5) and e-mails to/from D.Hallward-Driemeier, B.Manheim, S. Lemmon, and A.Ripa regarding standing issues and also preliminary injunction standards (1.25). | 1.25 | confer | |
| 5/27/2011 | Manheim, Bruce S Jr | Finalize letter to Gov. Scott (.75); email correspondence with team regarding local counsel (.75); telephone conference with K. Crumbley regarding AAP position (1.0) | 1.75 | confer | |
| 5/27/2011 | Manheim, Bruce S Jr | Telephone call with H. Lucas regarding Florida Ped. case and filings as local counsel. | 0.75 | confer | |
| 5/27/2011 | Manheim, Bruce S Jr | Telephone conference with H. Lucas regarding local counsel, etc. | 0.50 | confer | |
| 5/29/2011 | Dewar, Elizabeth N. | Reviewed S.Lemmon memorandum on vagueness and overbreadth (.25); researched further and drafted vagueness section of preliminary injunction motion (3.0); revised complaint to reflect research on vagueness claim (0.5). | 0.25 | confer | |
| 5/30/2011 | Edward Mullins | Conference with B. Manheim regarding strategy, status of case | 0.50 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-------------|-----------------------------|---|--------------|--------------|--|
| 5/30/2011 | Hal Lucas | Telephonic conference with B. Manheim and E. Mullins re: new matter. | 0.40 | confer | |
| 5/30/2011 | Lewis, Julia | Email Dr. Drusano regarding setting up an interview and R. Dugas regarding status of physician interviews. | 0.25 | confer | |
| 5/31/2011 | Jonathon Lowy | Discussions with clients concerning complaint filing, final preparations for complaint filing (0.75); communications with co-counsel re edits/additions to complaint, filing (0.5). | 1.25 | confer | |
| 5/31/2011 | Hallward-Driemeier, Douglas | Discussion with Bruce Manheim regarding filing logistics and timing of preliminary injunction motion. | 0.25 | confer | |
| 5/31/2011 | Dewar, Elizabeth N. | Conferred with A.Ripa regarding impact of Rust v. Sullivan, overbreadth issue, and motion for preliminary injunction (.5); researched cases on Rust v. Sullivan issue (1.0); began drafting memorandum to D.Hallward-Driemeier and B.Manheim regarding same (0.75). | 1.25 | confer | |
| 6/1/2011 | Jonathon Lowy | Tel. call with co-counsel re compliant, filing, strategy. | 0.25 | confer | |
| 6/1/2011 | Dewar, Elizabeth N. | Concluded drafting memorandum regarding impact of Rust v. Sullivan on First Amendment claim. | 0.75 | confer | |
| 6/1/2011 | Ripa, Augustine | Confer with team re: next steps in case; analyze materials necessary for revisions of PI motion; coordinate the same | 4.50 | confer | |
| 6/2/2011 | Edward Mullins | Review correspondence regarding status of suit; correspond with B. Manheim in strategy | 0.20 | confer | |
| 6/2/2011 | Dewar, Elizabeth N. | Conference call with D.Hallward-Driemeier, B.Manheim, R.Dugas, A.Ripa, and J.Lewis regarding case status, preliminary injunction motion, the complaint, and organizations' declarations. | 1.00 | confer | |
| 6/3/2011 | Lewis, Julia | Research service of process issue and discuss with team and local counsel. | 1.00 | confer | |
| 6/3/2011 | Ripa, Augustine | Confer with team re: next steps in revisions to complaint; effectuate the same; analyze documents for fact-citations in complaint | 4.00 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-------------|---------------------|--|--------------|--------------|--|
| 6/3/2011 | Lewis, Julia | Call with Dr. Schaecter regarding revising her declaration, with Dr. Ramon-Coton regarding her views on HB 155 and setting up an interview, and with Ropes team and plaintiffs to discuss status of lawsuit. | 3.25 | confer | |
| 6/4/2011 | Jonathon Lowy | Communications with co-counsel and clients re: case analysis and litigation strategy | 0.50 | confer | |
| 6/4/2011 | Dewar, Elizabeth N. | Numerous e-mails to/from/among D.Hallward-Driemeier, B.Manheim, and clients regarding clients' proposed changes to draft complaint (.75); conferred twice with Dr. Louis St. Petery regarding revisions to complaint (.75) and worked with the Ropes team to integrate suggestions (.75) | 1.50 | confer | |
| 6/5/2011 | Jonathon Lowy | Communications with co-counsel and clients re: case preparation and litigation strategy | 0.50 | confer | |
| 6/6/2011 | Aida Rodriguez | Research correct names and addresses of State of Florida officials to be served (1.0); research names and addresses of Florida Board of Medicine members (1.0); locate process server in Tallahassee with experience serving government officials (0.5); telephone conference with process server (0.4); prepare letter to process server enclosing fee and summonses to be served with specific instructions regarding same (1.0); confer with E. Mullins on tasks (0.5). | 0.50 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|----------|---------------------|--|-------|--------|--|
| 6/6/2011 | Edward Mullins | Work on final preparations for filing (.3); edit and revise final draft complaint; correspond with clients on same (.4); correspond with legal team on filing requirements (.3); work on service issues (.1); provide law on privilege (.3); conference with co-counsel regarding judge, procedures (.6); investigate service procedures (.3); conference with counsel regarding same (.4); numerous calls and conferences to general counsel offices of defendants (1.0); update E. Dewar on same (.7); task A. Rodriguez on project on analyzing location of administrative authority (.2); task E. Davila on service projects (.1); correspond with B. Manheim on strategy (.3); correspond with team on amendment strategy (.2); edit and revise certificate of interested persons (.2); send draft of same to team (.1) | 2.20 | confer | |
| 6/6/2011 | Dewar, Elizabeth N. | Worked with D. Hallward-Driemeier, E.Mullins, T.Schechtman, and J.Schaechter, to conclude implementing final revisions to complaint and declarations. | 8.00 | confer | |
| 6/6/2011 | Goetz, Mariel | Conference call with B. DeWar, R. Dugas, J. Lewis and S. Lemmon regarding complaint, declarations, and preliminary injunction papers. (.25) Review and comment on same. (.75) | 1.00 | confer | |
| 6/6/2011 | Manheim, Bruce S Jr | Email correspondence with team (.25) and review of declarations and complaint (.75). | 1.00 | confer | |
| 6/7/2011 | Jonathon Lowy | Review and analyze motion; Communications with co-counsel and clients re litigation strategy and research | 1.25 | confer | |
| 6/7/2011 | Edward Mullins | Correspond with D. Hallward regarding conference with C. Trippe (.1); | 0.10 | confer | |
| 6/7/2011 | Hal Lucas | Revise and finalize Rule 7.1 disclosure statement and certificate of interested parties (0.3); correspondence to legal team re: same (0.1). | 0.10 | confer | |
| 6/7/2011 | Goetz, Mariel | Emails with R. Dugas, J. Lewis and B. DeWar regarding doctor declarations, organizational declarations, preliminary injunction papers, and ongoing issues. | 1.00 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-------------|-----------------------------|--|--------------|--------------|--|
| 6/7/2011 | Ripa, Augustine | Coordinate with team on plaintiffs, declarations (.25); legal research re: preliminary injunction (2.75) | 0.25 | confer | |
| 6/8/2011 | Jonathon Lowy | Communications with clients concerning complaint follow-up (0.75); Communications with co-counsel and clients re litigation (0.5) | 0.50 | confer | |
| 6/8/2011 | Edward Mullins | conference with D. Hallward-Driemeier regarding strategy (.3); conference with C. Trippe on case (.3); correspond with team on standing issues (.3); correspond on research for same (.2); work on issues of new plaintiff (.2); correspond with team on plaintiff strategy (.3) | 1.10 | confer | |
| 6/8/2011 | Hallward-Driemeier, Douglas | Call with counsel to Governor regarding proper defendant. (.5) Consultation with team regarding possible amendment of complaint to add new plaintiffs and defendants and/or drop defendants. (.75) Review of research regarding head of agency suits. (1.75) | 0.75 | confer | |
| 6/8/2011 | Dewar, Elizabeth N. | Drafted declaration for R. Gutierrez (4.5), revised draft FACP declaration and draft FAFP declaration (.5). E-mails to/from E.Mullins regarding attorney-client privilege issue (.5) and to/from entire R&G associate team regarding additional declarants and plaintiffs (.5) | 1.00 | confer | |
| 6/9/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy and research | 0.50 | confer | |
| 6/9/2011 | Edward Mullins | Review research regarding Secretary of State as defendant (.1); Update team on service status (.2); work on issues (.1); conference with D. Kanine on status (.4); update team (.1); work on obtaining amicus counsel (.5); correspond with team on draft status (.1); correspond with team on amicus participation (.1); correspond with T. Julin on same (.1); correspond with Ropes firm on strategy (.2); correspond on issue with respect to plaintiff (.2); correspond with T. Julin on recent Supreme Court cases involving speech (.2) | 1.50 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|---------------------|--|-------|--------|--|
| 6/9/2011 | Dewar, Elizabeth N. | With assistance from M. Goetz, revised draft Gutierrez, Herman and L.Goodman draft declaration (3.75); email to D.Hallward-Driemeier and B.Manheim regarding declarants (.25) | 4.00 | confer | |
| 6/10/2011 | Edward Mullins | Review status of service (.1); review rules on service after summons (.1); review reports on pending Supreme Court cases (.2); correspond with Ropes on various issues in the case (.5); conference with Ropes on strategy (.5); task A. Rodriguez on legislative history (.2); review legislative history of bills (.3); correspond with E. Dewar on strategy (.2); send procedures on Judge Cooke to team (.1) | 1.50 | confer | |
| 6/10/2011 | Goetz, Mariel | Interview doctors and prepare declarations (5.0). Emails with team regarding status of doctors and case strategy (.5). Revise organizational declarations and emails with team regarding same in response. (3.25) | 0.50 | confer | |
| 6/10/2011 | Lemmon, Scott | Participated in conference call with B. Dewar and M. Goetz regarding adding new defendants to amended complaint. | 0.25 | confer | |
| 6/10/2011 | Lewis, Julia | Call with Dr. Fox re: revisions to declaration followed by interview with Dr. Fox (3.0); revise/draft Fox, and Edwards declaration (2.0). Conference calls with team to discuss timeline for filing amended complaint (1.0), followed by update to the physician spreadsheet (1.0). | 1.00 | confer | |
| 6/10/2011 | Ripa, Augustine | Confer with team re: Dr. Gutierrez declaration revisions | 0.50 | confer | |
| 6/11/2011 | Edward Mullins | Correspond with Ropes team on amicus (.2); correspond with A. Finley on same (.1) | 0.30 | confer | |
| 6/11/2011 | Dewar, Elizabeth N. | Reviewed C.Dulis research on Supremacy Clause issue; e-mail to R&G team regarding same; | 0.50 | confer | |
| 6/11/2011 | Dewar, Elizabeth N. | Reviewed draft Fox-Levine declaration (.25); e-mails to/from J.Lewis regarding same (.5) | 0.50 | confer | |
| 6/11/2011 | Goetz, Mariel | Work on physician declarations (3.0). Emails with team regarding declarations and PI. (.5) | 0.50 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|---------------------|---|-------|--------|--|
| 6/11/2011 | Lewis, Julia | Draft emails to D. Hallward-Driemeier summarizing Goodman, Edwards, and Fox declarations (1.25). Draft sections of complaint describing the impact of the new law on Drs. Edwards and Fox's practices (1.0). Draft Dr. King declaration. (1.0) | 3.25 | confer | |
| 6/11/2011 | Ripa, Augustine | Revise Dr. Gutierrez declaration (3.0); analyze claims against agency responsible for health care facilities (1.5); confer with team on next steps (.5) | 0.50 | confer | |
| 6/12/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy and legal research | 0.50 | confer | |
| 6/12/2011 | Dewar, Elizabeth N. | E-mails to/from R.Dugas regarding Welty interview and declaration (.10); emails to/from D.Hallward-Driemeier and R.Dugas regarding case status and timing (.15); e-mails to/from A.Ripa regarding edits to Gutierrez declaration and call (.25); e-mail to R.Gutierrez regarding call (.25). | 0.75 | confer | |
| 6/12/2011 | Ripa, Augustine | Confer with team re: Dr. Gutierrez declaration revisions; effectuate the same | 3.00 | confer | |
| 6/13/2011 | Jonathon Lowy | Review communications from clients re litigation strategy and research (0.25), research concerning gag rule implementation (1.25); Communications with co-counsel and clients re litigation, research (0.25) | 0.25 | confer | |
| 6/13/2011 | Edward Mullins | Review and make suggestions to team regarding affidavit of R. Gutierrez (.5); review preliminary injunction memorandum and provide comments (2.0); correspond with K. Crumley on procedures (.3); correspond with D. Hallward-Driemeier regarding amendment, preliminary injunction memorandum (.2); send thoughts on preliminary injunction to team (.1); correspond with D. Hallward-Driemeier on plaintiff issue (.1); correspond with T. Julin on amicus issue (.1); review summary memo of status (.1) | 3.10 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|---------------------|--|-------|--------|--|
| 6/13/2011 | Goetz, Mariel | Draft and revise physician declarations (3.5), emails with Dr. Leland and Dr. Stewart (.25). Team meeting regarding amended complaint and preliminary injunction papers (1.0). Emails with team regarding declarations, amended complaint, and outstanding action items (.25). Discuss HIPAA issue. (.25) | 1.50 | confer | |
| 6/13/2011 | Lemmon, Scott | Attended meeting with D. Hallward-Driemeier, E. Dewar, J. Lewis, R. Dugas, M. Goetz, and A. Ripa to discuss steps needed to finalize complaint and motion for preliminary injunction. | 1.00 | confer | |
| 6/13/2011 | Lewis, Julia | Meet with team to review items to be completed before filing amended complaint and preliminary injunction. | 2.00 | confer | |
| 6/14/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy and research | 0.25 | confer | |
| 6/14/2011 | Edward Mullins | Correspond with D. Hallward-Driemeier on arguments for motion (.3); work on arguments for motion regarding discrimination prong (.2); edit and revised Amended Complaint (.8); correspond with E. Dewar on standing orders (.1); send Amended Complaint draft to team (.1); work on scheduling meeting regarding general counsels (.1) | 0.40 | confer | |
| 6/14/2011 | Hal Lucas | Telephonic conference with Michael Sevi (0.3); follow-up email and telephonic communications with Ropes & Gray attorneys and E. Mullins (0.3). | 0.60 | confer | |
| 6/14/2011 | Dewar, Elizabeth N. | E-mails to/from S.Lemmon and A.Ripa regarding additional research on Defendant Dudek's powers and revisions to complaint incorporating same. | 2.00 | confer | |
| 6/14/2011 | Dewar, Elizabeth N. | Prepared clean draft of amended complaint and redline for circulation to local counsel (.75); numerous e-mails to/from E.Mullins, D.Hallward-Driemeier, and B.Manheim regarding complaint, revisions thereto, and strategy, particularly the discrimination provision (5.75). | 5.75 | confer | |
| 6/14/2011 | Goetz, Mariel | Emails with team regarding declarations and amended complaint (.25). Confer with J. Lewis regarding plaintiff-MDs HIPAA obligations as related to case. (.25) | 0.50 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|---------------------|---|-------|--------|--|
| 6/14/2011 | Lemmon, Scott | Conducted research and drafted memo with A. Ripa describing the defendants named in complaint and why they are proper defendants. | 3.00 | confer | |
| 6/14/2011 | Lewis, Julia | Discuss with M. Goetz and team whether defendants would be able to request patient medical records under HIPAA in relation to case (1.25); left voicemail to Dr. Fox regarding her questions about disclosure of patients' records under HIPAA and timing of discovery. (.25) | 1.50 | confer | |
| 6/14/2011 | Ripa, Augustine | Analyze applicable Florida statues and regulatory code provisions (2.0); coordinate revisions of documents to be filed with case team (.25); call with Dr. Gutierrez and D.Hallward-Dreimier (.75) | 1.00 | confer | |
| 6/15/2011 | Jonathon Lowy | Communications with co-counsel and clients concerning amendments, litigation strategy | 0.75 | confer | |
| 6/15/2011 | Aida Rodriguez | Telephone conference with Florida Senate document center regarding recordings of committee meetings (0.3); prepare letter to Florida Senate requesting CD of recordings (0.3); conduct search for House committee meetings (0.2); confer with E. Mullins regarding same (0.2); prepare detailed memo to team identifying process for tracking and downloading podcasts of House committee meetings (0.6). | 0.80 | confer | |
| 6/15/2011 | Edward Mullins | Pre-meeting with legal team (.5); attend meeting with defense counsel (1.0); attend meeting post-meeting briefing on strategy (.5); review letter from C. Smith (.1); correspond with Ropes team on same (.1) | 2.20 | confer | |
| 6/15/2011 | Hal Lucas | Telephonic conferences with E. Mullins and co-counsel (Ropes & Gray) (0.3); telephonic conference with attorneys for various Departments/Offices/Agencies of the State of Florida (1.0); review correspondence from Chesterfield Smith and Doug Hallward-Driemeier (0.2). | 1.50 | confer | |
| 6/15/2011 | Dewar, Elizabeth N. | Concluded revising amended complaint for circulation to co-counsel (5.0) and drafted email to co-counsel explaining certain strategic changes for amended complaint (.5). | 0.50 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|---|-------|--------|--|
| 6/15/2011 | Hallward-Driemeier, Douglas | Discuss with Mr. Ripa enforcement responsibilities of each defendant vis-a-vis gag law. (.5) Review statutory and regulatory provisions relating to enforcement responsibilities. (1.25) | 0.50 | confer | |
| 6/15/2011 | Hallward-Driemeier, Douglas | Prepare for an participate in call with counsel for defendants about possible amended complaint adding and deleting parties. (.5) Follow up with associates regarding addition of Board of Medicine. (.5) | 0.50 | confer | |
| 6/15/2011 | Ripa, Augustine | Coordinate revisions of documents to be filed with case team (.5); analyze proper defendants in preparation for 2pm call with state counsel and attended call (2.0) | 2.50 | confer | |
| 6/16/2011 | Edward Mullins | Correspond with B. Dewar on legislative history (.1); review edits to letter by C. Smith made by Ropes team (.1); conference with Ropes team on motion (.1); correspond with B. Dewar on proposed order (.1) | 0.40 | confer | |
| 6/16/2011 | Edward Mullins | Review correspondence from C. Smith, comments regarding same | 0.20 | confer | |
| 6/17/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation research, resolutions | 0.75 | confer | |
| 6/17/2011 | Edward Mullins | Review equal protection argument with respect to first amendment (.3); attend meeting with clients on case (0.6); correspond with team on filing under seal (.2); correspond with team on briefing (.2); correspond with team on caption (.1); review amended complaint (.2); send orders to C. Smith (.2); review proposed order (.2); comment to B. Dewar regarding same (.1); correspond with T. Julin as amicus (.1); correspond with B. Manheim on same (.1) | 1.40 | confer | |
| 6/17/2011 | Hal Lucas | Review scheduling order and U.S. Magistrate Judge referral order (0.2); attend telephonic conference with co-counsel and clients re: next steps (0.6); correspondence with co-counsel re: procedure to request filing under seal (0.1); review correspondence to Chesterfield Smith (0.1). | 0.70 | confer | |
| 6/17/2011 | Dewar, Elizabeth N. | Conference call with clients regarding PI motion and next steps; | 1.00 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|---------------------|--|-------|--------|--|
| 6/17/2011 | Lemmon, Scott | Participated in conference call with Ropes & Gray team, Brady Center, and plaintiffs. | 1.00 | confer | |
| 6/17/2011 | Lewis, Julia | Confirm with R. Dugas status of declarations for Goodman, King, Fox, and Edwards (.25). Call with Dr. King regarding revisions to declaration and revise King declaration (.5). Call Dr. Edwards to check on status of original and scanned versions of signature page (.25) | 0.25 | confer | |
| 6/18/2011 | Edward Mullins | Correspond with Ropes team, T. Julin regarding amicus strategy, procedure (.5) | 0.50 | confer | |
| 6/18/2011 | Goetz, Mariel | Emails with team regarding Board of Medicine defendants and case developments. | 1.00 | confer | |
| 6/19/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy and research | 0.25 | confer | |
| 6/19/2011 | Dewar, Elizabeth N. | Implemented proposed revisions by J.Schaechter to her declaration and further revised declaration (1.75); numerous e-mails to/from J.Schaechter regarding additional revisions to declaration and logistics for transmitting signed copy (.25); emails to/from D.Hallward-Driemeier and B.Manheim regarding Schaechter declaration (.25) | 0.50 | confer | |
| 6/19/2011 | Dewar, Elizabeth N. | Implemented revisions to PI motion regarding FACP public health stance (1.0); conferred with R.Dugas regarding additional revisions to implement in PI motion (.75); reviewed and further revised (.25) | 0.75 | confer | |
| 6/19/2011 | Goetz, Mariel | Attention to physician declarations. (1.0) Emails with team regarding case. (.5) | 0.50 | confer | |
| 6/20/2011 | Edward Mullins | Correspond with B. Dewar on status of filings (.2); review status of meeting (.1); attend strategy meeting with T. Julin, Ropes firm (.9); review letter from C. Smith (.1); correspond with Ropes team on responding to NRA (.1); review recent USSC cases, correspond with Ropes team on matter of public concern law (.4) | 1.70 | confer | |
| 6/20/2011 | Antzoulatos, Sophia | Discuss upcoming filing with team. | 0.50 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|---------------------|---|-------|--------|--|
| 6/20/2011 | Dewar, Elizabeth N. | E-mails to/from E.Mullins regarding logistics for filing complaint and PI (.5); revised PI page by page to reduce length by 6 pages toward 20-page limit (8.0); conferred with A.Ripa regarding same (.25). | 0.75 | confer | |
| 6/20/2011 | Dewar, Elizabeth N. | E-mails to/from N.Han regarding research on penalties under the "failure to perform legal obligation" guideline (1.0); e-mail to entire R&G team regarding results of N.Han research (1.0); emails to/from S.Lemmon, D.Hallward-Driemeier, and B.Manheim regarding impact of recently decided Supreme Court cases (1.0). | 3.00 | confer | |
| 6/20/2011 | Goetz, Mariel | Attention to physician declarations. (3.0) Emails with team regarding PI motion (1.0). Confer with R. Dugas regarding declarations. (.5) Review and comment on PI motion. (1.0) | 2.50 | confer | |
| 6/20/2011 | Manheim, Bruce S Jr | Email correspondence with clients. | 1.00 | confer | |
| 6/21/2011 | Edward Mullins | Correspond with Ropes team regarding NRA position and gun safety (.2); review correspondence regarding amicus (.1) | 0.30 | confer | |
| 6/21/2011 | Dewar, Elizabeth N. | PI motion work: continued revising PI to reduce length to 20-page limit (3.0); conferred with A.Ripa regarding additional revisions to PI motion regarding the legislative history and to reduce it in length (1.0); e-mail to D.Hallward-Driemeier and B.Manheim regarding legislative history issue (.5); conferred with S.Antzoulatos regarding cite-check of PI memorandum (.5) | 2.00 | confer | |
| 6/21/2011 | Goetz, Mariel | Review and finalize physician declarations (2.0). Emails with team regarding PI motion (.25). Edits to PI motion and First Amended Complaint (2.5). | 4.75 | confer | |
| 6/22/2011 | Edward Mullins | Review amended complaint (1.0); extensive conversation with B. Dewar on same (.5); correspond with team on same (.2); edit and revise preliminary injunction motion (1.5); conference with R. Dewar on legislative analysis (.4); correspond with same on same (.1); correspond with E. Dewar regarding edits (.1) | 1.30 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|---------------------|--|-------|--------|--|
| 6/23/2011 | Edward Mullins | Correspond with E. Palmer and A. Rodriguez regarding legislative history (.2); correspond with team on finalizing motion (.2); task H. Lucas, D. Giuliano on logistics (.2); work on finalizing filing (.4) | 1.00 | confer | |
| 6/23/2011 | Antzoulatos, Sophia | Call local counsel to discuss filing (.5); prepare declarations for distribution and e-filing (1.75); enter edits into brief (.75) | 0.50 | confer | |
| 6/23/2011 | Dewar, Elizabeth N. | E-mail to D.Vice regarding Brady Center edits (.25); performed final reviews of and implemented final technical and substantive revisions to PI motion and amended complaint before filing (6.0); numerous e-mails to/from local counsel and S.Antzoulatos regarding exhibits and logistics for filing (.25); numerous e-mails to/from B.Manheim and D.Hallward-Driemeier regarding IMS v. Sorrell decision and related potential revisions to PI motion (1.5) | 2.00 | confer | |
| 6/23/2011 | Manheim, Bruce S Jr | Review draft pleadings (.75), email correspondence (.25), teleconferences re finalization of amended complaint (1.0). | 2.00 | confer | |
| 6/24/2011 | Jonathon Lowy | Review final case filings (1.0); Communications with co-counsel and clients re litigation strategy and research (.75) | 0.75 | confer | |
| 6/24/2011 | Edward Mullins | Review correspondence on enlargement (.2); correspond with Ropes team on same, magistrate issue (.3); work on request for oral argument (.1); finalize filings (.2); work on proposed order (.2) | 0.50 | confer | |
| 6/24/2011 | Dewar, Elizabeth N. | E-mails to/from D.Hallward-Driemeier regarding final revision to amended complaint (.25); implemented revision and sent to local counsel (.25) | 0.25 | confer | |
| 6/24/2011 | Dewar, Elizabeth N. | Conferred with D.Hallward-Driemeier and H.Lucas regarding proposed order, summonses, and logistics for and manner of filing complaint, motion, and declarations (1.0); e-mails to/from A.Ripa and J.Broxmeyer regarding proposed order (.25); revised draft proposed order (.5); implemented D.Hallward-Driemeier and B.Manheim edits to proposed order (.25) | 1.25 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|---|-------|--------|--|
| 6/24/2011 | Ripa, Augustine | Draft and revise request for hearing; confer with team re: preliminary injunction edits and filing. | 1.50 | confer | |
| 6/27/2011 | Jonathon Lowy | Research opposition to NRA motion to intervene legal standard, review co-counsel communications (1.0); Communications with co-counsel and clients re litigation strategy, legal analysis and research (0.25) | 1.25 | confer | |
| 6/27/2011 | Daniel Vice | Research opposition to NRA motion to intervene (2.5), co-counsel communications concerning opposition strategy (.75) | 0.75 | confer | |
| 6/27/2011 | Edward Mullins | Review final motion for preliminary injunction (.2); prepare for meeting with J. Vail (.1); correspond with B. Manheim regarding preliminary injunction procedures (.1); attend meeting with Governor's office (.6); review recent Supreme Court case (.1); conference with J. Vail on service, task E. Davlia (.1); work on strategy on motion to intervene (.4); conference with T. Julin on strategy (.2); review motion to intervene (.2); conference with E. Dewar on strategy (.2); review orders on briefing, scheduling (.2); conference with D. Hallward-Driemeier on strategy (.2); conference with T. Julin on amicus (.2); conference with T. Julin, D. Hallward-Driemeier on same (.2) | 1.20 | confer | |
| 6/27/2011 | Manheim, Bruce S Jr | Email correspondence re NRA motion to intervene (.5) and telephone conference with counsel for state regarding timing and schedule of briefing in case (1.0) | 1.50 | confer | |
| 6/28/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy, legal analysis and research | 0.25 | confer | |
| 6/28/2011 | Aida Rodriguez | Conduct search on House and Senate website regarding accessibility to floor debates regarding House Bill #155 (0.5); prepare detailed email to E. Dewars regarding same (0.3). | 0.30 | confer | |
| 6/28/2011 | Hallward-Driemeier, Douglas | Discussions with Mr. Manheim and Ms. Dewar research in anticipation of reply brief in support of PI. | 0.75 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|---------------------|---|-------|--------|--|
| 6/28/2011 | Dewar, Elizabeth N. | Read Defendants' response to the NRA's motion to intervene and emails to/from E.Mullins, D.Hallward-Driemeier, and B.Manheim regarding responding to same. | 2.00 | confer | |
| 6/29/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy, legal analysis and research | 0.50 | confer | |
| 6/29/2011 | Edward Mullins | Correspond with B. Manheim regarding mock argument (.2); review correspondence regarding Board of Medicine directive, correspond with team on same (.2) | 0.40 | confer | |
| 6/29/2011 | Dewar, Elizabeth N. | Conferred with J.Broxmeyer regarding preliminary results of research on professional speech issue. | 0.50 | confer | |
| 6/29/2011 | Dewar, Elizabeth N. | E-mails to/from B.Manheim, D.Hallward-Driemeier, and J.Becker regarding floor debates and committee meeting hearings (.25); conferred with J.Broxmeyer regarding preliminary results of research on professional speech issue (.25). | 0.50 | confer | |
| 6/30/2011 | Edward Mullins | Review response to motion to intervene (.2); correspond with B. Manheim on strategy of pages (.2); correspond with E. Dewar regarding response to intervention (.2); correspond with B. Manheim on same (.1); edit and revise same (.9); send same to team (.1) | 0.60 | confer | |
| 6/30/2011 | Dewar, Elizabeth N. | Read Eleventh Circuit case law on mandatory and permissive intervention and drafted numerous e-mails and conferences to/from/with B.Manheim, E.Mullins, and S.Lemmon regarding opposition to intervention. | 5.00 | confer | |
| 6/30/2011 | Manheim, Bruce S Jr | Review and revise draft memo from Brady regarding opposition to NRA intervention; email correspondence with team, etc. | 1.50 | confer | |
| 6/30/2011 | Manheim, Bruce S Jr | Telephone conference with B. Dewar regarding intervention papers (.5); additional revisions (1.0). | 0.50 | confer | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|----------|---------------------|---|-------|--------|--|
| 7/1/2011 | Edward Mullins | Work on finalizing response to motion to intervene (.3); correspond with D. Vice on same (.1); conference with E. Dewar on same (.1); edit and revise final draft (.3); send to team (.1); finalize same (.1); correspond with B. Manheim, B. Dewar on enlargement strategy (.2); correspond with B. Manheim on strategy (.2); work on strategy with respect to amicus (.2); review correspondence on same (.1) | 0.70 | confer | |
| 7/1/2011 | Lemmon, Scott | Discussed captive audience doctrine, ripeness, and other issues with B. Manheim, J. Lewis, D. Hallward-Driemeier, B. Dewar, and J. Broxmeyer. | 0.75 | confer | |
| 7/1/2011 | Lewis, Julia | Conference call with B. Manheim and team regarding research in preparation for response to defendants' opposition to motion for preliminary injunction. | 1.00 | confer | |
| 7/1/2011 | Manheim, Bruce S Jr | Review memos prepared by J. Lewis and J. Broxmeyer regarding government arguments. | 1.00 | confer | |
| 7/1/2011 | Manheim, Bruce S Jr | Meeting with team regarding response to government and NRA opposition. | 1.00 | confer | |
| 7/1/2011 | Dewar, Elizabeth N. | Readied opposition to NRA intervention for filing by various e-mail to team, a review of J.Lewis memorandum on justiciability issues, and a conference with with E.Mullins. N.Han, B. Manheim, D.Hallward-Driemeier on legislative history/related issues. | 3.50 | confer | |
| 7/1/2011 | Goetz, Mariel | Emails with team regarding NRA Opposition (.25). Review draft Opposition (.5) | 0.25 | confer | |
| 7/2/2011 | Jonathon Lowy | Communications with clients, co-counsel re: hearing | 0.50 | confer | |
| 7/2/2011 | Daniel Vice | Communications with clients, co-counsel re: hearing preparation and strategy | 0.25 | confer | |
| 7/2/2011 | Edward Mullins | Review correspondence on resolution by Florida Medical Association | 0.20 | confer | |

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|----------|-----------------------------|---|-------|--------|--|
| 7/5/2011 | Edward Mullins | Review motion to file amicus (.2); correspond with team on same (.1); correspond with team on State's violation of the court order (.1); review response to preliminary injunction motion (.3); review response by State to preliminary injunction motion (1.0); prepare memorandum to team on same (.5); edit and revise response to motion for leave to file amicus (.5); conference with E. Dewar on legislative history (.1); finalize filing (.2); review reply to response on intervention (.2) | 0.80 | confer | |
| 7/5/2011 | Dewar, Elizabeth N. | Read and analyzed State's and NRA's oppositions to PI (.5), and conferred with B.Manheim, D.Hallward-Driemeier, J. Borxmeyer and R&G team regarding strategy for PI reply brief. (.5) | 0.50 | confer | |
| 7/5/2011 | Dewar, Elizabeth N. | Conferred with J.Broxmeyer regarding professional speech arguments and outline of brief (1.0); reviewed transcribed portions of Senate floor debates in connection to same (3.0) | 1.00 | confer | |
| 7/5/2011 | Goetz, Mariel | Review and analyze preliminary injunction papers and draft counterarguments to state and NRA opposition briefs and emails with team regarding state's opposition arguments. | 6.00 | confer | |
| 7/5/2011 | Goetz, Mariel | Team meeting to discuss reply brief. | 1.00 | confer | |
| 7/5/2011 | Hallward-Driemeier, Douglas | Call with team to discuss reply to Florida and NRA briefs. | 1.00 | confer | |
| 7/5/2011 | Lewis, Julia | Meet with team to discuss defendant's opposition to our motion for a preliminary injunction and our strategy for drafting a reply brief. | 1.00 | confer | |
| 7/5/2011 | Manheim, Bruce S Jr | Conference call with local counsel regarding PI motion (.5); email correspondence regarding same .25); follow up with team regarding same. (.25) | 1.00 | confer | |
| 7/5/2011 | Lemmon, Scott | Participated in conference call to discuss Florida and NRA filings. | 1.25 | confer | |
| 7/6/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy, legal analysis and research | 0.50 | confer | |

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|----------|---------------------|---|-------|--------|--|
| 7/6/2011 | Aida Rodriguez | Conduct multiple telephone conferences with House and Senate public records departments to obtain all recordings of all floor debates involving House Bill #155 (1.5); confer with E. Mullins and E. Dewar regarding same (.3). | 0.30 | confer | |
| 7/6/2011 | Edward Mullins | Review NRA amicus brief (1.0); correspond with team on live testimony issue (.2); work on obtaining House floor debate (.2); send memorandum to team on NRA brief (.5) | 0.70 | confer | |
| 7/6/2011 | Goetz, Mariel | Research and draft vagueness section of reply brief (9.5) and conference and e-mails with team regarding same (.75). | 0.75 | confer | |
| 7/6/2011 | Ripa, Augustine | Review team correspondence and emails on current issues in PI reply. | 0.50 | confer | |
| 7/6/2011 | Dewar, Elizabeth N. | E-mails to/from B.Manheim regarding NRA reply in support of intervention (.5); read portions of legislative history cited in State brief and spoke to N. Han regarding further investigations required due to erroneous State citation (5.0); read and discussed S.Lemmon memorandum regarding captive audience issue (1.5) | 10.00 | confer | |
| 7/7/2011 | Edward Mullins | Correspond with B. Manheim on arrangements (.1); conference with law clerk regarding procedures (.2); update B. Manheim (.2); work on motion for more pages (.2); task E. Davila on same (.2); review correspondence on strategy (.1); revise motion for more pages (.5); send draft of same to B. Manheim (.1); review changes of B. Manheim, finalize same (.1) | 0.80 | confer | |
| 7/7/2011 | Goetz, Mariel | Emails with team regarding cases for PI and emails from doctors regarding PI hearing and recent experiences. | 0.25 | confer | |
| 7/7/2011 | Ripa, Augustine | Review team correspondence and emails on current issues in PI reply. | 0.50 | confer | |
| 7/7/2011 | Dewar, Elizabeth N. | Conferred with D.Hallward-Driemeier regarding preparation for oral argument. | 0.50 | confer | |
| 7/8/2011 | Goetz, Mariel | Review PI motion and emails with team regarding same. | 0.75 | confer | |

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|-----------|-----------------------------|---|-------|----------------|--|
| 7/8/2011 | Hallward-Driemeier, Douglas | Call with Mr. Manheim, Ms. Dewar, and Mr. Dugas to discuss revised reply to PI motion. | 0.50 | confer | |
| 7/8/2011 | Lemmon, Scott | Phone conference with B. Manheim, A. Ripa regarding plans for Reply to State's Motion to Revise Styling of Case (caption). | 0.50 | confer | |
| 7/8/2011 | Manheim, Bruce S Jr | Correspondence with S. Lemmon and K. O'Connell regarding filings. | 1.00 | confer | |
| 7/11/2011 | Edward Mullins | Edit and revise response to motion to change case style (.5); revise same to include letter exhibits (.2); revise response per changes of B. Manheim (.3); edit response regarding same with changes of B. Manheim, D. Hallward-Driemeier (.2); call to judge's chambers (.1); update team on same (.1); correspond with team on amici request of children's groups (.1); correspond with G. Greenberg on same (.1); conference with G. Greenberg on strategy (.1); update B. Manheim on same (.1); review order on caption (.1); review amended order denying intervention (.1); attend mock oral argument (1.5); correspond with team on Judge Cooke arguments (.2) | 0.50 | caption confer | |
| 7/11/2011 | Dewar, Elizabeth N. | Prepared for D.Hallward-Driemeier moot argument for PI hearing on 7/13/11 by conferring with D.Hallward-Driemeier regarding outstanding key issues for PI argument (1.0) and by revising and annotating case materials in preparation for oral argument (3.5); conferred with S.Antzoulatos regarding preparing additional materials for argument. (.25) | 0.25 | hearing confer | |
| 7/11/2011 | Goetz, Mariel | Confer with B. Dewar and A. Ripa about PI hearing and moot court preparation. | 3.00 | hearing confer | |
| 7/11/2011 | Manheim, Bruce S Jr | Meeting with team regarding preparation for PI hearing; review additional cases. | 3.25 | hearing confer | |
| 7/12/2011 | Jonathon Lowy | Communications with Dan V., co-counsel and clients re litigation strategy (0.5), legal analysis and research (3.5) | 0.25 | confer | |

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|-----------|---------------------|--|-------|----------------|--|
| 7/12/2011 | Edward Mullins | Correspond with E. Dewar on responses due to the Amended Complaint (.1); | 0.60 | confer | |
| 7/12/2011 | Dewar, Elizabeth N. | Conferred with D.Hallward-Driemeier and B. Manheim concerning strategy for oral argument and issues to be addressed (.50) as well as annotated materials for argument (.25); prepared annotated copies of statute, Board of Medicine letter, and Board of Medicine minutes for D.Hallward-Driemeier use at argument. (.25) | 0.50 | confer hearing | |
| 7/12/2011 | Manheim, Bruce S Jr | Meeting with E. Mullins regarding preliminary injunction hearing. | 2.00 | confer hearing | |
| 7/13/2011 | Dewar, Elizabeth N. | Met with D.Hallward-Driemeier, B.Manheim, and E.Mullins following oral argument to outline supplemental submission to court. | 0.50 | confer | |
| 7/14/2011 | Jonathon Lowy | Communications with staff, co-counsel and clients re hearing, litigation | 0.75 | confer | |
| 7/14/2011 | Edward Mullins | Assist amicus with transcript (.2); review transcript for memorandum (.3); work on strategy with team (.3); work on outline (.3) | 0.30 | confer | |
| 7/14/2011 | Dewar, Elizabeth N. | Drafted outline of supplemental submission and necessary supplemental research necessary (4.0); worked with co-counsel and team regarding same (.75) | 0.75 | confer | |
| 7/14/2011 | Goetz, Mariel | Review transcript from PI hearing and emails with B. Dewar regarding outline for supplemental briefing (5.25). Team meeting regarding supplemental briefing strategy (1.0). | 1.00 | confer | |
| 7/14/2011 | Lemmon, Scott | Meeting with B. Manheim, E. Dewar, J. Lewis, R. Dugas, A. Ripa to discuss additional briefing to draft in wake of hearing on Motion for Preliminary Injunction. | 1.00 | confer | |
| 7/14/2011 | Lewis, Julia | Prepared for and participated in meeting with B. Manheim and Florida Gun Law Associates to discuss preparation of supplemental briefing on preliminary injunction motion. | 5.75 | confer | |

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|-----------|---------------------|--|-------|--------|--|
| 7/14/2011 | Lewis, Julia | Research cases for B. Dewar indicating that courts should look to a statute's legislative history and legislative purpose in determining whether the statute is viewpoint-discriminatory and drafted email to B. Manheim and D. Hallward-Driemeier analyzing same. | 3.00 | confer | |
| 7/14/2011 | Manheim, Bruce S Jr | Additional email correspondence with team regarding analysis. | 1.00 | confer | |
| 7/14/2011 | Manheim, Bruce S Jr | Attend meeting with litigation team regarding next steps in preparation of supplemental brief, in light of oral argument. | 1.50 | confer | |
| 7/14/2011 | Manheim, Bruce S Jr | Prepare stat analysis outline for brief; forward to team. | 1.50 | confer | |
| 7/15/2011 | Edward Mullins | Correspond on strategy in case | 0.20 | confer | |
| 7/15/2011 | Dewar, Elizabeth N. | Conferred with J.Schaechter and B.Manheim regarding issue with respect to potential materials for submission with supplemental memorandum. | 1.00 | confer | |
| 7/15/2011 | Goetz, Mariel | Confer with B. Dewar regarding supplemental briefing issues. | 0.75 | confer | |
| 7/16/2011 | Edward Mullins | Correspond with team on evidentiary issues (.2); work on revising declaration (.1) | 0.20 | confer | |
| 7/16/2011 | Dewar, Elizabeth N. | Emails to/from B.Manheim and D.Hallward-Driemeier regarding supplemental submission; revised draft supplemental submission per D.Hallward-Driemeier and B.Manheim comments. | 4.00 | confer | |
| 7/17/2011 | Edward Mullins | Review correspondence from T. Julin regarding amicus (.1); correspond with T. Julin on same (.1); review amicus (.5); correspond with T. Julin on same (.1); correspond with counsel regarding same (.1); correspond with T. Julin on arguments (.3) | 0.70 | confer | |
| 7/17/2011 | Goetz, Mariel | Draft and revise declarations for Schaechter, Schechtman, and Wollschlaeger, and emails with team regarding same. | 3.75 | confer | |
| 7/18/2011 | Edward Mullins | Correspond with counsel regarding edits to amicus brief (.5); review message from CHILD and update amici team on same (.2); work on revisions to declaration (.1) | 0.70 | confer | |

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|-----------|---------------------|--|-------|--------|--|
| 7/18/2011 | Dewar, Elizabeth N. | Numerous substantive e-mails to/from J.Lewis, B.Manheim, and D.Hallward-Driemeier regarding proposed revisions to supplemental submission (.5); conferred with J.Lewis regarding revisions to submission. (.25) | 0.75 | confer | |
| 7/18/2011 | Manheim, Bruce S Jr | Continued drafting and revision of supplemental brief . (2.0) Review supplemental draft declarations (1.0); follow up with team on revisions to brief (.5); meeting with D. Hallward-Driemeier regarding same. (.5) | 1.00 | confer | |
| 7/19/2011 | Edward Mullins | Edit and revise supplemental briefing (1.5); review motion for leave to file amicus (.1); work on finalizing filing (.1); review order on amicus (.1); review state's supplemental brief (.3); meet with team same (.2); finalize same (.3) | 0.20 | confer | |
| 7/19/2011 | Dewar, Elizabeth N. | Conferred with B.Manheim, D. Hallward-Driemeier, E. Mullins, D. Vice, and J. Lewis regarding additional revisions to supplemental brief and implemented those revisions (2.5); conferred with J.Lewis regarding same (.50); e-mails to/from S.Lemmon regarding additional research on legislative history issue (.50). | 3.50 | confer | |
| 7/19/2011 | Dewar, Elizabeth N. | E-mails to/from M.Goetz, D.Hallward-Driemeier, and B.Manheim regarding additional edits to declarations. | 0.25 | confer | |
| 7/19/2011 | Goetz, Mariel | Revise multiple physician declarations (.75) and conference call with Judy Schaechter regarding declaration edits (.5). Emails with team regarding supplemental declarations and briefing issues. (.25). | 0.25 | confer | |
| 7/19/2011 | Lewis, Julia | Correspond with B. Dewar, D. Hallward-Driemeier, and B. Manheim to draft and revise supplemental brief in support for motion for preliminary injunction, including finding missing citations, rewriting paragraphs, entering team edits, proofreading, and reworking in light of Defendants' supplemental filing. | 8.75 | confer | |

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|-----------|---------------------|---|-------|--------|--|
| 7/19/2011 | Manheim, Bruce S Jr | Review and revise brief with D. Hallward-Driemer to incorporate Brady and Mullins firm comments. (4.0) Review draft brief from DJD (1.0); email correspondence with co-counsel from Brady and Mullins firms (.5). Redraft and revise supplemental brief to address State supplemental filing and revised BOM letter. (5.0) | 0.50 | confer | |
| 7/20/2011 | Edward Mullins | Review correspondence regarding status from D. Hallward-Driemeier (.2); correspond with same regarding strategy (.2) | 0.40 | confer | |
| 7/20/2011 | Goetz, Mariel | Emails with team regarding supplemental briefing and additional developments in case. | 1.50 | confer | |
| 7/20/2011 | Manheim, Bruce S Jr | Correspond with team on government brief and supplemental brief, and Toole letter. (1.5) Additional email correspondence regarding next steps and reports to clients. (.5) | 2.00 | confer | |
| 7/21/2011 | Manheim, Bruce S Jr | Email correspondence regarding PI issuance and other related issues (.5); Review FL Constitution and FL Supreme Court certification issues. (.5) Correspond regarding next steps with co-counsel and D. Hallward-Driemeier. (.5) | 1.50 | confer | |
| 7/22/2011 | Edward Mullins | Review status of letters from Ropes changing status (.1); review response to motion for leave to file amicus (.1); correspond with T. Julin on same (.1) | 0.20 | confer | |
| 7/25/2011 | Edward Mullins | Correspond with B. Manheim regarding having fact that letter not sent given to Court (.1); conference with S. Lemmon on same (.1); edit and revise declaration (.1) | 0.20 | confer | |
| 7/25/2011 | Dewar, Elizabeth N. | Numerous emails to/from S.Lemmon regarding drafting and information for supplementary declarations regarding failure of board of medicine to advise physicians of rescind letter (.25); conferred with S.Lemmon regarding declarations (.25); emails to/from E.Mullins and S.Lemmon regarding proposed revisions to language of declaration; revised motion to supplement record. (.25) | 0.75 | confer | |

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|-----------|-----------------------------|--|-------|--------|--|
| 7/25/2011 | Lemmon, Scott | Discussed motion for leave to file supplemental declarations with D. Hallward-Driemeier. | 0.50 | confer | |
| 7/25/2011 | Manheim, Bruce S Jr | Email correspondence in connection with impending Preliminary Injunction Decision. (.25) Review draft supplemental papers and declarations prepared by S. Lemmon. (1.0) | 0.25 | confer | |
| 7/26/2011 | Dewar, Elizabeth N. | E-mails to/from S.Lemmon, D.Hallward-Driemeier, and E.Mullins regarding content of, and whether to file, additional supplemental declarations in response to clients' not having received copies of updated Tootle letter. | 0.25 | confer | |
| 7/26/2011 | Hallward-Driemeier, Douglas | Discussions with Mr. Manheim and Mr. Lemmon regarding possible supplemental filing regarding BOM's failure to notify doctors of July 18 letter. | 0.50 | confer | |
| 7/26/2011 | Manheim, Bruce S Jr | Review state's Motion to Strike Supplemental Memo (.25); follow up email correspondence regarding response. (.25) Additional email correspondence regarding state's Motion to Strike. (.5) | 0.75 | confer | |
| 7/27/2011 | Dewar, Elizabeth N. | Read State's motion to strike (.1); emails to/from E.Mullins and B.Manheim regarding response thereto. (.15) | 0.15 | confer | |
| 7/28/2011 | Manheim, Bruce S Jr | Email correspondence regarding case and related matters. | 0.50 | confer | |
| 8/10/2011 | Edward Mullins | Conference with Senate staff person on status of case (.2); update team on same (.2); review order on enlargement (.1). | 0.20 | confer | |
| 8/11/2011 | Dewar, Elizabeth N. | Read and provided comments on draft motion to strike (.25); emails to/from R.Dugas and S.Lemmon regarding further revisions to same (.25); reviewed R.Dugas edits and provided comments on same. (.25) | 0.75 | confer | |
| 8/11/2011 | Manheim, Bruce S Jr | Review revised Opposition to Motion to Strike; telephone conference with S. Lemon regarding same. | 0.75 | confer | |
| 8/12/2011 | Manheim, Bruce S Jr | Draft and incorporate revisions to Opposition to Motion to Strike; email correspondence regarding same. | 1.50 | confer | |
| 9/17/2011 | Edward Mullins | Review docket; correspond with B. Manheim on strategy. | 0.30 | confer | |

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|------------|-----------------------------|--|-------|--------|--|
| 9/18/2011 | Edward Mullins | Correspond with B. Manheim on strategy. | 0.10 | confer | |
| 9/19/2011 | Edward Mullins | Review correspondence from D. Hallward-Driemeier regarding strategy with J. Vail (.1); correspond with D. Hallward-Driemeier on fee local rules (.3). | 0.40 | confer | |
| 9/20/2011 | Edward Mullins | Prepare for meeting with clients (.3); attend meeting with same (1.0); correspond with B. Manheim on procedures (.1); review correspondence to J. Vail (.1); review correspondence from J. Vail (.1); correspond with team on same (.2). | 0.30 | confer | |
| 9/22/2011 | Daniel Vice | Review communications with co-counsel concerning litigation updates and strategy | 0.25 | confer | |
| 10/12/2011 | Dewar, Elizabeth N. | Emails to/from D.Hallward-Driemeier, B.Manheim, and E.Mullins regarding State's decision to pursue summary judgment and related strategy. | 0.25 | confer | |
| 10/12/2011 | Hallward-Driemeier, Douglas | Confer with team regarding summary judgment motion in light of defendants' determination not to consent to convert PI into permanent injunction. | 0.50 | confer | |
| 10/12/2011 | Manheim, Bruce S Jr | Follow up with S. Lemon regarding Summary Judgment motions. | 0.50 | confer | |
| 10/13/2011 | Edward Mullins | Correspond with S. Lemmon regarding summary judgment motion | 0.20 | confer | |
| 10/13/2011 | Lemmon, Scott | Multiple emails with E. Mullins regarding application of local rules to summary judgment motions. | 0.25 | confer | |
| 10/14/2011 | Edward Mullins | Attend meeting with Ropes firm on strategy | 1.00 | confer | |
| 10/14/2011 | Dewar, Elizabeth N. | Meeting with D.Hallward-Driemeier, B.Manheim, K.O'Connell, and S.Lemmon regarding strategy for summary judgment motion. | 0.75 | confer | |
| 10/14/2011 | Goetz, Mariel | Emails with S. Lemmon and K. O'Connell regarding case filings. | 0.25 | confer | |
| 10/14/2011 | Hallward-Driemeier, Douglas | Meet with Mr. Manheim, Mr. Mullins, Ms. Dewar, Mr. Lemmon, and Ms. O'Connell to discuss summary judgment motion. | 0.75 | confer | |

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|------------|-----------------------------|--|-------|--------|--|
| 10/14/2011 | Lemmon, Scott | Attended meeting with D. Hallward-Driemeier, B. Manheim, E. Mullins, E. Dewar, K. O'Connell regarding motion for summary judgment. | 1.00 | confer | |
| 10/14/2011 | Manheim, Bruce S Jr | Meeting with team and E. Mullins to discuss Summary Judgment Motion and next steps. | 0.75 | confer | |
| 10/14/2011 | O'Connell, Kelly | Worked with S. Lemmon to compile relevant previous filings for drafting summary judgment motion. | 0.25 | confer | |
| 10/14/2011 | O'Connell, Kelly | Meeting with team and local counsel to discuss motion for summary judgment strategy. | 1.00 | confer | |
| 10/20/2011 | Edward Mullins | Review correspondence regarding summary judgment | 0.10 | confer | |
| 10/20/2011 | Hallward-Driemeier, Douglas | Draft correspondence to counsel for defendants regarding joint statement of undisputed facts. | 0.25 | confer | |
| 10/21/2011 | Manheim, Bruce S Jr | Focus on Summary Judgment motions and state response; meeting with D. Hallward-Driemeier to discuss same. | 0.50 | confer | |
| 10/21/2011 | O'Connell, Kelly | Corresponded with S. Lemmon regarding draft of motion for summary judgment. | 0.25 | confer | |
| 10/24/2011 | Dewar, Elizabeth N. | Reviewed draft motion for summary judgment and emails to/from D.Hallward-Driemeier and S.Lemmon regarding comments and proposed revisions to same. | 1.00 | confer | |
| 10/24/2011 | Hallward-Driemeier, Douglas | Review and provide comments on draft motion for summary judgment. | 1.25 | confer | |
| 10/24/2011 | O'Connell, Kelly | Discussion with S. Lemmon regarding revisions to summary judgment motion and separate statement of facts. | 0.25 | confer | |
| 10/25/2011 | Edward Mullins | Review correspondence regarding enlargement of time (.1); review draft of same (.1); provide comments (.1); review order granting enlargement (.1) | 0.20 | confer | |
| 10/25/2011 | Manheim, Bruce S Jr | Additional email correspondence relating to Summary Judgment Motion and filing Unopposed Extension Motion with Court. | 0.50 | confer | |
| 10/26/2011 | Edward Mullins | Review correspondence from T. Julin regarding amicus, supplemental authority. | 0.10 | confer | |

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|------------|---------------------|---|-------|--------|--|
| 10/26/2011 | Dewar, Elizabeth N. | Numerous e-mails to/from E.Mullins, D.Hallward-Driemeier, B.Manheim, K.O'Connell, and S.Lemmon regarding drafts of summary judgment brief and stipulated statement of facts and revisions thereto, potential participation of additional amici, and recently issued decision for possible inclusion in summary judgment briefing. | 0.25 | confer | |
| 10/26/2011 | Manheim, Bruce S Jr | Email correspondence and follow up with team. | 0.50 | confer | |
| 10/28/2011 | Dewar, Elizabeth N. | E-mails to/from S.Lemmon and E.Mullins regarding revisions to draft statement of stipulated facts; reviewed E.Mullins' revisions to same. | 0.25 | confer | |
| 10/28/2011 | Manheim, Bruce S Jr | Review E. Mullins' edits to statement of facts; follow up with team. | 0.50 | confer | |
| 10/31/2011 | Manheim, Bruce S Jr | Telephone conversation with S. Lemmon regarding Summary Judgment papers and exchange of proposed joint statement with State. | 0.50 | confer | |
| 11/1/2011 | Dewar, Elizabeth N. | Reviewed revised proposed statement of undisputed facts; emails to/from S.Lemmon regarding same. | 0.25 | confer | |
| 11/1/2011 | Manheim, Bruce S Jr | Telephone conference with K. Crumbly regarding webinar for American Academy of Pediatrics. | 0.75 | confer | |
| 11/3/2011 | Edward Mullins | Review State's revisions to undisputed facts (.2); correspond with Ropes team on same (.5). | 0.60 | confer | |
| 11/3/2011 | Dewar, Elizabeth N. | Reviewed state revisions to proposed statement of stipulated facts and emails to/from E.Mullins, B.Manheim, D.Hallward-Driemeier, and S.Lemmon regarding same. | 0.25 | confer | |
| 11/3/2011 | O'Connell, Kelly | Corresponded with team regarding government's proposed revisions to separate statement of facts. | 0.75 | confer | |
| 11/4/2011 | Dewar, Elizabeth N. | Email to Ropes team conveying proposed revisions to proposed statement of stipulated facts. | 0.25 | confer | |
| 11/4/2011 | O'Connell, Kelly | Corresponded with team about the pros and cons of two separate statements of fact. | 0.25 | confer | |
| 11/4/2011 | O'Connell, Kelly | Worked with S. Lemmon to discuss revisions to defendant's separate statement of facts and drafted same. | 1.75 | confer | |

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|------------|---------------------|--|-------|--------|--|
| 11/7/2011 | Manheim, Bruce S Jr | Email correspondence with K. Crumley regarding webinar. | 0.50 | confer | |
| 11/8/2011 | O'Connell, Kelly | Corresponded with S. Lemmon regarding revised SSOF; aided and analyzed same. | 0.25 | confer | |
| 11/9/2011 | Edward Mullins | Review changes of J. Vail (.1); correspond with team regarding strategy and filing date (.2); review draft of undisputed facts, finalize same (.3). | 0.20 | confer | |
| 11/9/2011 | Dewar, Elizabeth N. | Reviewed opposing counsel's second round of objections to statement of undisputed facts and emails to/from B.Manheim, E.Mullins, S.Lemmon, and K.O'Connell regarding same. | 0.25 | confer | |
| 11/9/2011 | Lemmon, Scott | Discussed next steps for Motion for Summary Judgment with A. Ripa. | 0.50 | confer | |
| 11/10/2011 | Lemmon, Scott | Worked with A. Ripa regarding status of Motion for Summary Judgment, next steps. | 0.75 | confer | |
| 11/10/2011 | Lemmon, Scott | Worked with B. Manheim, D. Hallward-Driemeier, A. Ripa, K. O'Connell to edit Motion for Summary Judgment in preparation for filing on November 11, 2011. | 11.50 | confer | |
| 11/10/2011 | O'Connell, Kelly | Revised supplemental statement of facts and corresponded with S. Lemmon regarding same; confirmed challenged provisions. | 1.75 | confer | |
| 11/10/2011 | O'Connell, Kelly | Corresponded with S. Lemmon and A. Ripa to revise MSJ, proposed order, and SSOF; drafted revisions to same. | 2.50 | confer | |
| 11/11/2011 | Doug Giuliano | Confer with team on filing motion for summary judgment (0.3). | 0.30 | confer | |
| 11/11/2011 | Edward Mullins | Work on statement of undisputed facts (.1); correspond with S. Lemmon on procedure (.5); finalize summary judgment (.1). | 0.50 | confer | |
| 11/11/2011 | Dewar, Elizabeth N. | Conferred with S.Lemmon regarding filing of motion for summary judgment and emails to/from S.Lemmon and E.Mullins regarding same. | 0.25 | confer | |
| 11/14/2011 | Doug Giuliano | Confer with team on defendant's filing not complying with local rules and on deadline for responding to motion for summary judgment. | 0.20 | confer | |

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|------------|-----------------------------|---|-------|--------|--|
| 11/14/2011 | Edward Mullins | Review State's motion for summary judgment (.1); correspond with S. Lemmon about potential striking of same (.2); review motion for pages (.1); correspond with co-counsel on same (.3). | 0.50 | confer | |
| 11/14/2011 | Dewar, Elizabeth N. | E-mails to/from S.Lemmon, D.Hallward-Driemeier, and B.Manheim regarding defendants' motion for summary judgment and responses thereto; read defendants' submissions. | 0.50 | confer | |
| 11/15/2011 | Antzoulatos, Sophia | Run searches for A. Ripa for examples of Opposition to Summary Judgment Motions from SD Florida (1.0); discuss workspace issues with A. Ripa (.5) | 1.50 | confer | |
| 11/15/2011 | Lemmon, Scott | Correspondance with K. O'Connell, A. Ripa regarding status of response to Defendants' Motion for Summary Judgment and next steps. | 0.50 | confer | |
| 11/15/2011 | Manheim, Bruce S Jr | Work on Motion Summary Judgment issues; coordinate response. | 0.50 | confer | |
| 11/15/2011 | O'Connell, Kelly | Analyzed Defendant's motion for summary judgment (1.0); corresponded with team regarding approach to opposition (.25); meeting with S. Lemmon and A. Ripa regarding same; (.5) began analyzing Defendant's past pleadings for inconsistencies with current motion. (.5) | 0.75 | confer | |
| 11/16/2011 | Hallward-Driemeier, Douglas | Review defendants' motion for summary judgment and statement in support. (1.0) Conversation with Mr. Ripa re same. (.5) | 1.00 | confer | |
| 11/16/2011 | O'Connell, Kelly | Drafted email to S. Lemmon and A. Ripa summarizing inconsistencies between Defendant's pleadings (1.0); corresponded with them regarding same (.5) | 1.50 | confer | |
| 11/18/2011 | Lemmon, Scott | Correspondence with K. O'Connell, A. Ripa regarding status of brief and next steps. | 0.75 | confer | |
| 11/18/2011 | O'Connell, Kelly | Meeting with A. Ripa and S. Lemmon regarding tenor of opposition, next steps, and additional research (.5); analyzed current opposition (.5) | 0.50 | confer | |
| 11/23/2011 | Edward Mullins | Review response to summary judgment (.2); correspond with S. Lemmon on reply to same (.1). | 0.10 | confer | |
| 11/28/2011 | Lemmon, Scott | Drafted email update on case for B. Manheim to send Plaintiffs. | 0.50 | confer | |

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|------------|-----------------------------|---|-------|--------|--|
| 11/28/2011 | O'Connell, Kelly | Continued analyzing case law regarding Defendant's opposition (1.5); coorespondence with S. Lemmon regarding same. (.5) | 0.50 | confer | |
| 11/29/2011 | Edward Mullins | Review report from B. Manheim on status of case. | 0.10 | confer | |
| 11/29/2011 | Hallward-Driemeier, Douglas | Meet with team to outline revisions to opposition to defendants' summary judgment motion. | 1.50 | confer | |
| 11/29/2011 | Lemmon, Scott | Worked with D. Hallward-Driemeier, A. Ripa, K. O'Connell regarding status of briefing, next steps. | 1.75 | confer | |
| 11/29/2011 | Lemmon, Scott | Worked with A. Ripa, K. O'Connell to edit Opposition to Defendants' Motion for Summary Judgment. | 7.25 | confer | |
| 11/29/2011 | Manheim, Bruce S Jr | Telephone call with D. Hallward-Driemeier regarding case; edit S. Lemmon's email regarding status of case and send same to client. | 1.00 | confer | |
| 11/29/2011 | O'Connell, Kelly | Multiple emails and calls with S. Lemmon and A. Ripa on revising latest draft of opposition to Defendant's motion for summary judgment (.5); discussed action plan for reply. (.5) | 1.00 | confer | |
| 11/29/2011 | O'Connell, Kelly | Worked with D. Hallward-Driemeier, S. Lemmon, and A. Ripa on revisions to opposition to motion for summary judgment, reply and Defendant's statement of facts. | 7.25 | confer | |
| 11/30/2011 | Edward Mullins | Edit and revise opposition to summary judgment (1.3); send comments to Ropes team (.2). | 0.20 | confer | |
| 11/30/2011 | Lemmon, Scott | Correspondence with K. O'Connell, A. Ripa regarding status of Opposition to Defendants' Motion for Summary Judgment. | 1.00 | confer | |
| 11/30/2011 | O'Connell, Kelly | Reviewed and commented on A. Ripa revisions; discussion with S. Lemmon and A. Ripa regarding same. | 1.25 | confer | |
| 11/30/2011 | O'Connell, Kelly | Continued drafting Reply brief (2.0); drafted response to Defendant's objections to Plaintiff's supplemental statement of facts (1.0); multiple emails and calls with A. Ripa and S. Lemmon regarding same. (.75) | 0.75 | confer | |
| 12/1/2011 | Antzoulatos, Sophia | Discuss upcoming deadlines with A. Ripa (.25); prepare exhibits. (.75) | 0.25 | confer | |

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| 12/8/2011 | Edward Mullins | Update team on recent related case filing | 0.10 | confer | |
| 12/14/2011 | Edward Mullins | Review correspondence regarding records statute (.1); task D. Giuliano on same (.1); work on strategy for same (.2) | 0.30 | confer | |
| 12/14/2011 | O'Connell, Kelly | Reviewed correspondence from clients and team regarding gun law. | 0.25 | confer | |
| 3/2/2012 | Edward Mullins | Correspond with T. Julin on amicus | 0.10 | confer | |
| 7/2/2012 | Antzoulatos, Sophia | Discuss incoming docket entries and upcoming fees filing with team. | 0.25 | confer | |
| 7/2/2012 | O'Connell, Kelly | Reviewed opinion granting motion for summary judgment (.5); worked with team regarding motion for attorney's fees (.5); corresponded with B. Chu to receive updated expense reports (.25); reviewed previous materials to re-familiarize myself and materials to D. Cunningham. (.5) | 0.75 | confer | |
| 7/3/2012 | O'Connell, Kelly | Prepared for and met with E. Siegle regarding motion for attorneys' fees research (1.0); analyzed R&G expenses and categorized same (1.5); began drafting outline for motion for attorneys' fees (2.25); worked with co-counsel and team regarding external and internal deadlines for same (.25); analyzed local rules and drafted chart of schedule and requirements. (.25) | 1.25 | confer | |
| 7/5/2012 | Manheim, Bruce S Jr | Follow up with associate on case regarding fees petition. | 0.50 | confer | |
| 7/5/2012 | O'Connell, Kelly | Continued drafting motion for attorneys fees (2.0); meeting with E. Siegle regarding same (.25); meeting with D. Hallward-Driemeier regarding same (.25); continued analyzing expense reports for fee petition. (.5) | 0.50 | confer | |
| 7/9/2012 | Edward Mullins | Correspond with team on fees motion | 0.30 | confer | |
| 7/9/2012 | Hallward-Driemeier, Douglas | Provide guidance to associate team regarding organization of fee petition and recoverable fees and costs. | 1.00 | confer | |
| 7/9/2012 | Manheim, Bruce S Jr | Meet with Doug HD, K. O'Connell regarding attorney fee petition. | 0.75 | confer | |

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|-----------|-----------------------------|---|-------|--------|--|
| 7/9/2012 | O'Connell, Kelly | Meeting with E. Siegle regarding update on case law research and next steps (.5); continued drafting motion for attorneys' fees (2.0); meeting with E. Siegle, B. Manheim, and D. Hallward-Driemeier to discuss fee petition strategy (1.0); continued to work with E. Siegle regarding same (.25); analyzed expenses and drafted email summarizing preliminary numbers for team (1.75); email correspondence with B. Manheim regarding same. (.25) | 3.75 | confer | |
| 7/10/2012 | Manheim, Bruce S Jr | Meeting with team regarding fee petition. | 0.50 | confer | |
| 7/10/2012 | O'Connell, Kelly | Analyzed research by E. Siegle regarding fee request standards; multiple emails regarding same. | 0.25 | confer | |
| 7/10/2012 | O'Connell, Kelly | Prepared for and led meeting with E. Siegle regarding next steps and revisions to expense reports. | 0.50 | confer | |
| 7/10/2012 | O'Connell, Kelly | Reviewed Brady project billing reports and email correspondence with B. Manheim regarding same. | 0.25 | confer | |
| 7/11/2012 | O'Connell, Kelly | Discussion with B. Manheim and follow-up with E. Siegle regarding co-counsel expense reports. | 0.50 | confer | |
| 7/11/2012 | O'Connell, Kelly | Drafted draft email to Brady Project for B. Manheim regarding fee petition | 0.50 | confer | |
| 7/12/2012 | Manheim, Bruce S Jr | Email correspondence with Brady concerning attorney fee petition and revisions (.25); follow up with K. O'Connell (.5). | 0.75 | confer | |
| 7/12/2012 | Manheim, Bruce S Jr | Review K. O'Connell email correspondence regarding attorney fee and calculation of award. | 0.50 | confer | |
| 7/12/2012 | O'Connell, Kelly | Email correspondence with E. Davila regarding Florida fee schedules and rates and bill of costs. | 0.50 | confer | |
| 7/12/2012 | O'Connell, Kelly | Meeting with E. Siegle on analysis of hourly reports. | 0.50 | confer | |
| 7/16/2012 | Hallward-Driemeier, Douglas | Provide guidance to associate team regarding organization of fee petition and recoverable fees and costs. | 0.50 | confer | |
| 7/17/2012 | Hallward-Driemeier, Douglas | Review of draft application for attorneys' fees. (.25) Meeting with Mr. Manheim and Ms. O'Connell to discuss recoverable fees and costs. (.5) | 0.50 | confer | |

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|-----------|---------------------|--|-------|--------|--|
| 7/17/2012 | O'Connell, Kelly | Meeting with B. Manheim, D. Hallward-Driemeier, and E. Siegle regarding issues related to motion for attorneys' fees. | 1.00 | confer | |
| 7/24/2012 | O'Connell, Kelly | Drafted email to team regarding motion for attorneys fees and all drafted exhibits for review. | 0.25 | confer | |
| 7/24/2012 | O'Connell, Kelly | Corresponded with E. Siegle and E. Mullins regarding bill of costs requirements and procedures. | 0.50 | confer | |
| 7/25/2012 | Edward Mullins | Review motion for fees (.2); correspond with team on same (.2); work with K. O'Connell on same (.1) | 0.30 | confer | |
| 7/25/2012 | O'Connell, Kelly | Correspond with B. Chu, E. Siegle, and E. Davila on receiving updated costs and drafted related forms and pleadings. | 0.75 | confer | |
| 7/27/2012 | Manheim, Bruce S Jr | Email correspondence with clients; review draft statement regarding fees for public interest work. | 0.50 | confer | |
| 7/30/2012 | Manheim, Bruce S Jr | Email correspondence with team regarding fee petition. | 0.50 | confer | |
| 7/30/2012 | O'Connell, Kelly | Emailed co-counsel and team draft Bill of Costs and next steps. | 0.25 | confer | |
| 7/30/2012 | O'Connell, Kelly | Emails with team and co-counsel with revised motion, bill of costs, and declarations for review. | 0.25 | confer | |
| 7/30/2012 | O'Connell, Kelly | Revised and finalized motion for attorneys fees and all eight supporting exhibits and served on opposing counsel (.3.0); drafted memorandum in support of bill of costs (.25); worked with local counsel to file same (.25); emails with J. Vail regarding bill of costs (.25); multiple emails and calls with team and co-counsel regarding issues about same (1.75); emailed draft motion and supporting documents to J. Vail. (.25) | 2.00 | confer | |
| 7/31/2012 | O'Connell, Kelly | Multiple emails between B. Manheim, E. Mullins, and D. Hallward-Driemeier regarding request for extension and electronic documents. | 0.25 | confer | |
| 8/1/2012 | Manheim, Bruce S Jr | Email correspondence and meeting with K O'Connell regarding state request for electronic records. | 0.50 | confer | |
| 8/1/2012 | O'Connell, Kelly | Drafted and reviewed multiple emails with B. Manheim and J. Vail regarding extension and electronic documents | 0.50 | confer | |

EXHIBIT 4

Wollschlaeger v. Farmer

ATTORNEY CONFERENCES, COMMUNICATIONS

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|---|-------|--------|--|
| 8/7/2012 | O'Connell, Kelly | Discussion with B. Manheim regarding correspondence and call with J. Vail. | 0.25 | confer | |
| 8/9/2012 | O'Connell, Kelly | Emails with local counsel and team regarding call and article about judge. | 0.25 | confer | |
| 8/16/2012 | Manheim, Bruce S Jr | Follow-up correspondence with K. O'Connell re fee dispute issues | 0.75 | confer | |
| 8/22/2012 | O'Connell, Kelly | Discussion with D. Hallward-Driemeier regarding judge's order; email to team regarding same. | 0.25 | confer | |
| 9/17/2012 | O'Connell, Kelly | Discussion with D. Hallward-Driemeier regarding response to fee petition; reviewed email correspondence from co-counsel and attached website. | 0.25 | confer | |
| 9/18/2012 | Manheim, Bruce S Jr | Meet with D. Hallward Driemeir and K. O'Connell to discuss fee petition. | 0.25 | confer | |
| 9/18/2012 | Manheim, Bruce S Jr | Fee petition conference with K. O'Connell. | 0.50 | confer | |
| 9/18/2012 | O'Connell, Kelly | Reviewed docket regarding extension and researched filing deadlines; emailed D. Hallward-Driemeier regarding same. | 0.25 | confer | |
| 9/18/2012 | O'Connell, Kelly | Meeting with D. Hallward-Driemeier and B. Manheim to discuss strategy for meet and confer with government. | 1.00 | confer | |
| 9/19/2012 | O'Connell, Kelly | Multiple emails with B. Dewar and M. Goetz regarding schedule and billing practices for fee petition. | 0.25 | confer | |
| 9/20/2012 | Hallward-Driemeier, Douglas | Prepare for and participate in meeting to confer with counsel for defendants regarding fee application. | 0.75 | confer | |
| 9/20/2012 | Manheim, Bruce S Jr | Meet and confer regarding fee petition with K. O'Connell. | 0.50 | confer | |
| 9/27/2012 | O'Connell, Kelly | Corresponded with M. Goetz and B. Dewar regarding motion for attorneys' fee revisions. | 0.25 | confer | |
| 9/30/2012 | O'Connell, Kelly | Circulated objections to team for review and revisions. | 0.25 | confer | |
| 10/1/2012 | Hallward-Driemeier, Douglas | Discuss with Ms. O'Connell revisions to fee request in light of state's objections. | 0.25 | confer | |
| 10/1/2012 | O'Connell, Kelly | Call with A. Ripa to discuss revisions to billing entries. | 0.25 | confer | |

EXHIBIT 4

Wollschlaeger v. Farmer

ATTORNEY CONFERENCES, COMMUNICATIONS

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|-----------------------------|--|--------|--------|--|
| 10/1/2012 | O'Connell, Kelly | Meeting with D. Hallward-Drimeier regarding status of fee petition objections, strategy for meet and confer, and timeline. | 0.25 | confer | |
| 10/5/2012 | O'Connell, Kelly | Meet and confer with State, D. Hallward-Driemeier and B. Manheim (.5); follow-up meeting with team (.5); follow-up email with J. Vail circulating revised chart (.25). | 1.25 | confer | |
| 10/10/2012 | Manheim, Bruce S Jr | Follow up with team on attorney fee petition issues. | 0.50 | confer | |
| 10/11/2012 | Hallward-Driemeier, Douglas | Confer with Mr. Mullins regarding fee application. | 0.25 | confer | |
| 10/31/2012 | Hallward-Driemeier, Douglas | Confer with Ms. O'Connell regarding revisions to motion for attorneys fees. | 0.25 | confer | |
| 10/31/2012 | O'Connell, Kelly | Discussion with D. Hallward-Driemeier regarding revisions to draft motion for attorneys' fees. | 0.25 | confer | |
| 10/31/2012 | O'Connell, Kelly | Reviewed email from opposing counsel regarding meet and confer; drafted follow-up email to opposing counsel regarding same. | 0.25 | confer | |
| 11/6/2012 | O'Connell, Kelly | Multiple emails with D. Hallward-Driemeier and B. Manheim regarding strategy regarding same (.5); Revised motion for attorneys' fees in light of meet and confer (1.75). | 0.50 | confer | |
| 11/19/2012 | Manheim, Bruce S Jr | Review attorney fee petition and briefs (.25); drafted email to team regarding same. (.25) | 0.50 | confer | |
| 11/20/2012 | O'Connell, Kelly | Multiple emails with co-counsel regarding revisions to motion and exhibits (.25); revised motions per communications with co-counsel. (1.0) | 1.25 | confer | |
| 11/28/2012 | Hallward-Driemeier, Douglas | Confer with Ms. O'Connell regarding revisions to motion for attorneys fees. | 0.25 | confer | |
| 11/29/2012 | O'Connell, Kelly | Discussion with D. Hallward-Driemeier regarding fee motion. | 0.25 | confer | |
| | | | 423.30 | | |

EXHIBIT 5

Wollschlaeger v. Farmer
TIME DEVOTED TO STRATEGY

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-------------|---------------------|--|--------------|--------------|--|
| 4/28/2011 | Jonathon Lowy | Review and analyze legislation (.25); preliminary research and legal analysis on litigation (.5); tel. call with K. Crumley, Florida counsel, re Fla. legislation and litigation strategy (.25) | 0.25 | | |
| 5/4/2011 | Jonathon Lowy | Conference call with clients re: litigation strategy (.5); Review materials including pediatricians' policies and clinical guidance on firearms prevention to prepare complaint (.25) | 0.50 | | |
| 5/5/2011 | Jonathon Lowy | Tel. Call with B. Manheim re litigation strategy and next steps (0.5); outline work to be done to proceed with complaint and preliminary injunction (.75); draft and send email to clients re case research (.25) | 0.50 | | |
| 5/6/2011 | Jonathon Lowy | Conference call with clients re: litigation strategy; review and analyze research re Florida constitution and law | 1.25 | | |
| 5/6/2011 | Daniel Vice | Conference call with clients re: litigation strategy and constitutional challenge to legislation | 0.25 | | |
| 5/9/2011 | Daniel Vice | Research legislation and preparation for conference call with clients concerning litigation strategy (.25), research legislation status and cases concerning constitutionality of legislation (.25) | 0.25 | | |
| 5/11/2011 | Dewar, Elizabeth N. | Conference call with Florida/Brady case team (.5) and call with A.Ripa regarding strategy for complaint (.5) | 0.50 | confer | |
| 5/12/2011 | Jonathon Lowy | Communications with clients re: litigation strategy (.25). | 0.25 | | |
| 5/12/2011 | Goetz, Mariel | Review background materials on HB 155 and potential challenge to law (0.75), emails with team regarding introductory meeting and strategy (0.25), and review and prepare questions for physician declarants (1.5). | 0.25 | | |
| 5/12/2011 | Goetz, Mariel | Conference call with Allison Finley, the Executive Director of the Florida Pediatric Society aka Florida Chapter of the AAP, re: litigation strategy and physician plaintiffs. | 0.50 | | |

EXHIBIT 5

Wollschlaeger v. Farmer
TIME DEVOTED TO STRATEGY

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-------------|-------------------|---|--------------|--------------|--|
| 5/18/2011 | Jonathon Lowy | Research re: Florida rules, discussion and research concerning client declarations (1.0); Communications with Dan V., Robyn L., Dina S., co-counsel and clients re litigation case law research and legal strategy (0.5); Tel. Con. With Bruce Manheim re suit litigation research and strategy (0.25). | 0.75 | confer | |
| 5/18/2011 | Daniel Vice | Strategy discussion and legal research concerning client declarations | 1.50 | confer | |
| 5/19/2011 | Jonathon Lowy | Reviewed and edited memo statement to doctors re case, legislation analysis and strategy | 0.50 | | |
| 5/30/2011 | Edward Mullins | Conference with B. Manheim regarding strategy, status of case | 0.50 | confer | |
| 6/1/2011 | Jonathon Lowy | Tel. call with co-counsel re compliant, filing, strategy. | 0.25 | confer | |
| 6/2/2011 | Edward Mullins | Review correspondence regarding status of suit; correspond with B. Manheim in strategy | 0.20 | confer | |
| 6/3/2011 | Jonathon Lowy | Discussion with clients, co-counsel re: case analysis and litigation strategy; preparation of pro hac motions | 1.75 | | |
| 6/3/2011 | Edward Mullins | Correspond with team on service issues (.2); attend meeting with clients on strategy (.7); conference with B. Manheim regarding strategy (.2); | 0.70 | | |
| 6/4/2011 | Jonathon Lowy | Communications with co-counsel and clients re: case analysis and litigation strategy | 0.50 | confer | |
| 6/5/2011 | Jonathon Lowy | Communications with co-counsel and clients re: case preparation and litigation strategy | 0.50 | confer | |
| 6/5/2011 | Edward Mullins | Work on finalizing complaint (.2); work on issues with respect to plaintiffs and filing strategy (.4) | 0.40 | | |

EXHIBIT 5

Wollschlaeger v. Farmer
TIME DEVOTED TO STRATEGY

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|----------|----------------|--|-------|--------|--|
| 6/6/2011 | Edward Mullins | Work on final preparations for filing (.3); edit and revise final draft complaint; correspond with clients on same (.4); correspond with legal team on filing requirements (.3); work on service issues (.1); provide law on privilege (.3); conference with co-counsel regarding judge, procedures (.6); investigate service procedures (.3); conference with counsel regarding same (.4); numerous calls and conferences to general counsel offices of defendants (1.0); update E. Dewar on same (.7); task A. Rodriguez on project on analyzing location of administrative authority (.2); task E. Davila on service projects (.1); correspond with B. Manheim on strategy (.3); correspond with team on amendment strategy (.2); edit and revise certificate of interested persons (.2); send draft of same to team (.1) | 0.20 | confer | |
| 6/7/2011 | Jonathon Lowy | Review and analyze motion; Communications with co-counsel and clients re litigation strategy and research | 1.25 | confer | |
| 6/8/2011 | Edward Mullins | conference with D. Hallward-Driemeier regarding strategy (.3); conference with C. Trippe on case (.3); correspond with team on standing issues (.3); correspond on research for same (.2); work on issues of new plaintiff (.2); correspond with team on plaintiff strategy (.3) | 0.30 | confer | |
| 6/9/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy and research | 0.50 | confer | |
| 6/9/2011 | Edward Mullins | Review research regarding Secretary of State as defendant (.1); Update team on service status (.2); work on issues (.1); conference with D. Kanine on status (.4); update team (.1); work on obtaining amicus counsel (.5); correspond with team on draft status (.1); correspond with team on amicus participation (.1); correspond with T. Julin on same (.1); correspond with Ropes firm on strategy (.2); correspond on issue with respect to plaintiff (.2); correspond with T. Julin on recent Supreme Court cases involving speech (.2) | 0.20 | confer | |

EXHIBIT 5

Wollschlaeger v. Farmer
TIME DEVOTED TO STRATEGY

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|---------------------|--|-------|--------|--|
| 6/10/2011 | Jonathon Lowy | Discussed and reviewed research on physician review board complaint procedure and complaint forms (1.0); Communications with co-counsel and clients re litigation strategy and research (0.25) | 0.25 | | |
| 6/10/2011 | Edward Mullins | Review status of service (.1); review rules on service after summons (.1); review reports on pending Supreme Court cases (.2); correspond with Ropes on various issues in the case (.5); conference with Ropes on strategy (.5); task A. Rodriguez on legislative history (.2); review legislative history of bills (.3); correspond with E. Dewar on strategy (.2); send procedures on Judge Cooke to team (.1) | 0.50 | confer | |
| 6/10/2011 | Goetz, Mariel | Interview doctors and prepare declarations (5.0). Emails with team regarding status of doctors and case strategy (.5). Revise organizational declarations and emails with team regarding same in response. (3.25) | 0.50 | confer | |
| 6/12/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy and legal research | 0.50 | confer | |
| 6/13/2011 | Jonathon Lowy | Review communications from clients re litigation strategy and research (0.25), research concerning gag rule implementation (1.25); Communications with co-counsel and clients re litigation, research (0.25) | 0.25 | confer | |
| 6/14/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy and research | 0.25 | confer | |
| 6/14/2011 | Dewar, Elizabeth N. | Prepared clean draft of amended complaint and redline for circulation to local counsel (.75); numerous e-mails to/from E.Mullins, D.Hallward-Driemeier, and B.Manheim regarding complaint, revisions thereto, and strategy, particularly the discrimination provision (5.75). | 5.75 | confer | |
| 6/15/2011 | Jonathon Lowy | Communications with co-counsel and clients concerning amendments, litigation strategy | 0.75 | confer | |
| 6/15/2011 | Edward Mullins | Pre-meeting with legal team (.5); attend meeting with defense counsel (1.0); attend meeting post-meeting briefing on strategy (.5); review letter from C. Smith (.1); correspond with Ropes team on same (.1) | 0.50 | confer | |

EXHIBIT 5

Wollschlaeger v. Farmer
TIME DEVOTED TO STRATEGY

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-------------|-------------------|---|--------------|--------------|--|
| 6/18/2011 | Edward Mullins | Correspond with Ropes team, T. Julin regarding amicus strategy, procedure (.5) | 0.50 | confer | |
| 6/19/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy and research | 0.25 | confer | |
| 6/20/2011 | Edward Mullins | Correspond with B. Dewar on status of filings (.2); review status of meeting (.1); attend strategy meeting with T. Julin, Ropes firm (.9); review letter from C. Smith (.1); correspond with Ropes team on responding to NRA (.1); review recent USSC cases, correspond with Ropes team on matter of public concern law (.4) | 0.90 | confer | |
| 6/24/2011 | Jonathon Lowy | Review final case filings (1.0); Communications with co-counsel and clients re litigation strategy and research (.75) | 0.75 | confer | |
| 6/27/2011 | Jonathon Lowy | Research opposition to NRA motion to intervene legal standard, review co-counsel communications (1.0); Communications with co-counsel and clients re litigation strategy, legal analysis and research (0.25) | 0.25 | confer | |
| 6/27/2011 | Daniel Vice | Research opposition to NRA motion to intervene (2.5), co-counsel communications concerning opposition strategy (.75) | 0.75 | confer | |
| 6/27/2011 | Edward Mullins | Review final motion for preliminary injunction (.2); prepare for meeting with J. Vail (.1); correspond with B. Manheim regarding preliminary injunction procedures (.1); attend meeting with Governor's office (.6); review recent Supreme Court case (.1); conference with J. Vail on service, task E. Davlia (.1); work on strategy on motion to intervene (.4); conference with T. Julin on strategy (.2); review motion to intervene (.2); conference with E. Dewar on strategy (.2); review orders on briefing, scheduling (.2); conference with D. Hallward-Driemeier on strategy (.2); conference with T. Julin on amicus (.2); conference with T. Julin, D. Hallward-Driemeier on same (.2) | 0.40 | confer | |
| 6/28/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy, legal analysis and research | 0.25 | confer | |

EXHIBIT 5

Wollschlaeger v. Farmer
TIME DEVOTED TO STRATEGY

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|---------------------|---|-------|--------|--|
| 6/28/2011 | Edward Mullins | Review order granting expediting briefing on motion to intervene (.1); send same to E. Dewar (.1); review status of response draft (.1); review response by the State to the intervention (.1); work on strategy for reply (.2); correspond with Ropes team on strategy with respect to intervention (.2); research legislative history use (.1); correspond with team on same (.2) | 0.40 | | |
| 6/29/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy, legal analysis and research | 0.50 | confer | |
| 6/30/2011 | Edward Mullins | Review response to motion to intervene (.2); correspond with B. Manheim on strategy of pages (.2); correspond with E. Dewar regarding response to intervention (.2); correspond with B. Manheim on same (.1); edit and revise same (.9); send same to team (.1) | 0.20 | confer | |
| 7/1/2011 | Edward Mullins | Work on finalizing response to motion to intervene (.3); correspond with D. Vice on same (.1); conference with E. Dewar on same (.1); edit and revise final draft (.3); send to team (.1); finalize same (.1); correspond with B. Manheim, B. Dewar on enlargement strategy (.2); correspond with B. Manheim on strategy (.2); work on strategy with respect to amicus (.2); review correspondence on same (.1) | 0.60 | confer | |
| 7/2/2011 | Daniel Vice | Communications with clients, co-counsel re: hearing preparation and strategy | 0.25 | confer | |
| 7/5/2011 | Dewar, Elizabeth N. | Read and analyzed State's and NRA's oppositions to PI (.5), and conferred with B.Manheim, D.Hallward-Driemeier, J. Borxmeyer and R&G team regarding strategy for PI reply brief. (.5) | 0.50 | confer | |
| 7/5/2011 | Lewis, Julia | Meet with team to discuss defendant's opposition to our motion for a preliminary injunction and our strategy for drafting a reply brief. | 1.00 | confer | |
| 7/6/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy, legal analysis and research | 0.50 | confer | |
| 7/7/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy, legal analysis and research | 0.50 | | |

EXHIBIT 5

Wollschlaeger v. Farmer
TIME DEVOTED TO STRATEGY

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|----------------|---|-------|----------------|--|
| 7/7/2011 | Edward Mullins | Correspond with B. Manheim on arrangements (.1); conference with law clerk regarding procedures (.2); update B. Manheim (.2); work on motion for more pages (.2); task E. Davila on same (.2); review correspondence on strategy (.1); revise motion for more pages (.5); send draft of same to B. Manheim (.1); review changes of B. Manheim, finalize same (.1) | 0.10 | confer | |
| 7/8/2011 | Edward Mullins | Review draft reply (.5); edit and revise same (1.4); send comments to B. Manheim (.1); conference with J. Lewis on filing of disc (.1); review declaration of B. Manheim (.1); revise notice of conventional filing (.1); review order denying intervention (.2); review motion to change caption (.1); work on strategy with respect to response and issues with order on intervention (.2); edit and revise latest version of reply (.4); correspond with clients on logistics (.1) | 0.20 | | |
| 7/9/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy, legal analysis and research | 0.50 | | |
| 7/11/2011 | Edward Mullins | Edit and revise response to motion to change case style (.5); revise same to include letter exhibits (.2); revise response per changes of B. Manheim (.3); edit response regarding same with changes of B. Manheim, D. Hallward-Driemeier (.2); call to judge's chambers (.1); update team on same (.1); correspond with team on amici request of children's groups (.1); correspond with G. Greenberg on same (.1); conference with G. Greenberg on strategy (.1); update B. Manheim on same (.1); review order on caption (.1); review amended order denying intervention (.1); attend mock oral argument (1.5); correspond with team on Judge Cooke arguments (.2) | 0.20 | caption confer | |
| 7/12/2011 | Jonathon Lowy | Communications with Dan V., co-counsel and clients re litigation strategy (0.5), legal analysis and research (3.5) | 0.50 | confer | |

EXHIBIT 5

Wollschlaeger v. Farmer
TIME DEVOTED TO STRATEGY

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|--|-------|----------------|--|
| 7/12/2011 | Dewar, Elizabeth N. | Conferred with D.Hallward-Driemeier and B. Manheim concerning strategy for oral argument and issues to be addressed (.50) as well as annotated materials for argument (.25); prepared annotated copies of statute, Board of Medicine letter, and Board of Medicine minutes for D.Hallward-Driemeier use at argument. (.25) | 0.50 | confer hearing | |
| 7/13/2011 | Jonathon Lowy | Communications with Dan V., co-counsel and clients re litigation strategy (0.5), legal analysis and research (3.5) | 0.50 | | |
| 7/13/2011 | Edward Mullins | Prepare for hearing (1.5); attend hearing (1.0); attend meeting with co-counsel on strategy (.5); attend meeting with clients on same (1.0); work on strategy on amicus (.5); attend meeting with potential amicus on strategy (1.0) | 2.00 | hearing | |
| 7/13/2011 | Hallward-Driemeier, Douglas | Meet with clients to discuss oral argument and strategy for supplemental filing. | 2.00 | | |
| 7/14/2011 | Daniel Vice | Post-hearing review, communications with clients about hearing status and litigation strategy | 2.00 | | |
| 7/14/2011 | Edward Mullins | Assist amicus with transcript (.2); review transcript for memorandum (.3); work on strategy with team (.3); work on outline (.3) | 0.30 | confer | |
| 7/14/2011 | Goetz, Mariel | Review transcript from PI hearing and emails with B. Dewar regarding outline for supplemental briefing (5.25). Team meeting regarding supplemental briefing strategy (1.0). | 1.00 | confer | |
| 7/15/2011 | Edward Mullins | Correspond on strategy in case | 0.20 | confer | |
| 7/20/2011 | Edward Mullins | Review correspondence regarding status from D. Hallward-Driemeier (.2); correspond with same regarding strategy (.2) | 0.20 | confer | |
| 7/26/2011 | Edward Mullins | Work on finalizing supplementation (.1); review proposed motion to supplement (.1); review correspondence on strategy for same (.1) | 0.10 | | |
| 7/27/2011 | Edward Mullins | Review motion to strike (.1); work on response and strategy for same (.4); schedule meeting on same (.1); work on strategy (.2) | 0.20 | | |

EXHIBIT 5

Wollschlaeger v. Farmer
TIME DEVOTED TO STRATEGY

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-------------|---------------------|--|--------------|--------------|--|
| 8/12/2011 | Edward Mullins | Correspond with Ropes team on strategy. | 0.20 | | |
| 9/14/2011 | Jonathon Lowy | Review court ruling, strategize about next steps (0.5); Communications with staff, co-counsel and clients re litigation strategy (0.5), legal analysis and research (2.75) | 0.50 | | |
| 9/15/2011 | Daniel Vice | Follow-up re: court ruling, communications with clients about impact of court ruling and litigation developments and strategy | 1.75 | | |
| 9/17/2011 | Edward Mullins | Review docket; correspond with B. Manheim on strategy. | 0.30 | confer | |
| 9/18/2011 | Edward Mullins | Correspond with B. Manheim on strategy. | 0.10 | confer | |
| 9/19/2011 | Edward Mullins | Review correspondence from D. Hallward-Driemeier regarding strategy with J. Vail (.1); correspond with D. Hallward-Driemeier on fee local rules (.3). | 0.10 | confer | |
| 9/22/2011 | Daniel Vice | Review communications with co-counsel concerning litigation updates and strategy | 0.25 | confer | |
| 9/22/2011 | Edward Mullins | Work on strategy. | 0.30 | | |
| 10/12/2011 | Dewar, Elizabeth N. | Emails to/from D.Hallward-Driemeier, B.Manheim, and E.Mullins regarding State's decision to pursue summary judgment and related strategy. | 0.25 | confer | |
| 10/14/2011 | Edward Mullins | Attend meeting with Ropes firm on strategy | 1.00 | confer | |
| 10/14/2011 | Dewar, Elizabeth N. | Meeting with D.Hallward-Driemeier, B.Manheim, K.O'Connell, and S.Lemmon regarding strategy for summary judgment motion. | 0.75 | confer | |
| 10/14/2011 | O'Connell, Kelly | Meeting with team and local counsel to discuss motion for summary judgment strategy. | 1.00 | confer | |
| 11/9/2011 | Edward Mullins | Review changes of J. Vail (.1); correspond with team regarding strategy and filing date (.2); review draft of undisputed facts, finalize same (.3). | 0.20 | confer | |
| 12/14/2011 | Edward Mullins | Review correspondence regarding records statute (.1); task D. Giuliano on same (.1); work on strategy for same (.2) | 0.20 | confer | |

EXHIBIT 5

Wollschlaeger v. Farmer

TIME DEVOTED TO STRATEGY

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|------------------|---|-------|--------|--|
| 7/9/2012 | O'Connell, Kelly | Meeting with E. Siegle regarding update on case law research and next steps (.5); continued drafting motion for attorneys' fees (2.0); meeting with E. Siegle, B. Manheim, and D. Hallward-Driemeier to discuss fee petition strategy (1.0); continued to work with E. Siegle regarding same (.25); analyzed expenses and drafted email summarizing preliminary numbers for team (1.75); email correspondence with B. Manheim regarding same. (.25) | 1.00 | confer | |
| 7/23/2012 | Edward Mullins | Work on fees strategy and update team on same | 0.40 | | |
| 9/18/2012 | O'Connell, Kelly | Meeting with D. Hallward-Driemeier and B. Manheim to discuss strategy for meet and confer with government. | 1.00 | confer | |
| 10/1/2012 | O'Connell, Kelly | Meeting with D. Hallward-Drimeier regarding status of fee petition objections, strategy for meet and confer, and timeline. | 0.25 | confer | |
| 11/6/2012 | O'Connell, Kelly | Multiple emails with D. Hallward-Driemeier and B. Manheim regarding strategy regarding same (.5); Revised motion for attorneys' fees in light of meet and confer (1.75). | 0.50 | confer | |
| | | | 52.80 | | |

EXHIBIT 6

Wollschlaeger v. Farmer

MOTION TO AMEND CASE CAPTION

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|-----------------------------|--|-------|---|---------|
| 7/8/2011 | Lemmon, Scott | Phone conference with B. Manheim, A. Ripa regarding plans for Reply to State's Motion to Revise Styling of Case (caption). | 0.50 | | confer |
| 7/8/2011 | Lemmon, Scott | Researched case law on Attorney General's duties, suits against officers in their official capacities in preparation of Reply to State's Motion to Revise Styling of Case (caption). | 1.75 | | |
| 7/8/2011 | Ripa, Augustine | Research, draft, and revise response to State's motion to change the case style (3.0); confer with B.Manheim, S.Lemmon, and B.Dewar re: the same (.5) | 6.50 | excessive (DE 60 is only 2 pgs) | |
| 7/9/2011 | Lemmon, Scott | Drafted Reply to State's Motion for Order to Revise Styling (caption) of case. | 2.00 | excessive (DE 60 only 2 pgs); duplicative of Ripa 7/8, 10 | |
| 7/10/2011 | Ripa, Augustine | Draft and revise response to State's motion to change case style | 2.00 | | caption |
| 7/10/2011 | Hallward-Driemeier, Douglas | Revise response to motion to alter caption. | 0.25 | | |

EXHIBIT 6

Wollschlaeger v. Farmer

MOTION TO AMEND CASE CAPTION

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|----------------|---|-------|---|----------------|
| 7/11/2011 | Edward Mullins | Edit and revise response to motion to change case style (.5); revise same to include letter exhibits (.2); revise response per changes of B. Manheim (.3); edit response regarding same with changes of B. Manheim, D. Hallward-Driemeier (.2); call to judge's chambers (.1); update team on same (.1); correspond with team on amici request of children's groups (.1); correspond with G. Greenberg on same (.1); conference with G. Greenberg on strategy (.1); update B. Manheim on same (.1); review order on caption (.1); review amended order denying intervention (.1); attend mock oral argument (1.5); correspond with team on Judge Cooke arguments (.2) | 1.20 | excessive (editing mo/change case style, DE 60 only 2 pgs), duplicative of Ripa 7/10 (mo/change case style) | caption confer |
| | | | 14.20 | | |

EXHIBIT 7

Wollschlaeger v. Farmer
MOTION TO STRIKE

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|-----------------------------|--|-------|---|--------|
| 7/26/2011 | Manheim, Bruce S Jr | Review state's Motion to Strike Supplemental Memo (.25); follow up email correspondence regarding response. (.25) Additional email correspondence regarding state's Motion to Strike. (.5) | 1.50 | duplicative of Hallward 7/27 (mo/ strike) | confer |
| 7/27/2011 | Edward Mullins | Review motion to strike (.1); work on response and strategy for same (.4); schedule meeting on same (.1); work on strategy (.2) | 0.60 | duplicative of Hallward 7/27 (mo/ strike) | |
| 7/27/2011 | Dewar, Elizabeth N. | Read State's motion to strike (.1); emails to/from E.Mullins and B.Manheim regarding response thereto. (.15) | 0.25 | duplicative of Hallward 7/27 (mo/ strike) | confer |
| 7/27/2011 | Hallward-Driemeier, Douglas | Review and analyze Defendants' motion to strike supplemental brief. | 0.75 | | |
| 7/29/2011 | Manheim, Bruce S Jr | Email correspondence regarding case and Preliminary Injunction. Review state's Motion to Strike and next steps regarding Scheduling Order. | 1.25 | block; detail (correspondents not ID'd); duplicative of Hallward 7/27 | |
| 8/9/2011 | Manheim, Bruce S Jr | Follow up on opposition to Motion to Strike; revisions to Joint Motion to Extend. | 1.50 | block; detail (follow up activities not described) | |
| 8/10/2011 | Lemmon, Scott | Drafted Opposition to Defendants' Motion to Strike Plaintiffs' Supplemental Memorandum. | 6.50 | excessive (DE 78 only 5 pages) | |
| 8/11/2011 | Edward Mullins | Edit and revise response to motion to strike. | 0.90 | excessive (DE 78 only 5 pages) | |
| 8/11/2011 | Dewar, Elizabeth N. | Read and provided comments on draft motion to strike (.25); emails to/from R.Dugas and S.Lemmon regarding further revisions to same (.25); reviewed R.Dugas edits and provided comments on same. (.25) | 0.75 | excessive (DE 78 only 5 pages) | confer |
| 8/11/2011 | Lemmon, Scott | Incorporated B. Manheim edits into Opposition to Defendants' Motion to Strike. | 1.50 | excessive (DE 78 only 5 pages) | |
| 8/11/2011 | Lemmon, Scott | Incorporated R. Dugas, E. Dewar edits into Opposition to Defendants' Motion to Strike. | 2.75 | excessive (DE 78 only 5 pages) | |
| 8/11/2011 | Manheim, Bruce S Jr | Review revised Opposition to Motion to Strike; telephone conference with S. Lemon regarding same. | 0.75 | excessive (DE 78 only 5 pages) | confer |
| 8/12/2011 | Lemmon, Scott | Edited Opposition to Motion to Strike to include E. Mullins's comments. | 0.50 | excessive (DE 78 only 5 pages) | |
| 8/12/2011 | Manheim, Bruce S Jr | Draft and incorporate revisions to Opposition to Motion to Strike; email correspondence regarding same. | 1.50 | block; excessive (DE 78 only 5 pgs) | confer |

EXHIBIT 7**Wollschlaeger v. Farmer
MOTION TO STRIKE**

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-------------|---------------------|---|--------------|--------------------------------|--------------|
| 8/15/2011 | Manheim, Bruce S Jr | Final review and revisions to opposition to motion to strike; file with Court. Email correspondence regarding FMA issues. | 2.50 | excessive (DE 78 only 5 pages) | |
| 9/14/2011 | Edward Mullins | Review order denying motion to strike (.1); review order granting motion on preliminary injunction (.6). | 0.70 | | |
| | | | 24.20 | | |

EXHIBIT 8

Wollschlaeger v. Farmer
PRELIMINARY INJUNCTION HEARING

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-------------|-----------------------------|--|--------------|----------------|--|
| 7/10/2011 | Jonathon Lowy | Prepared for moot court by reviewing briefs and arguments | 0.75 | hearing | |
| 7/11/2011 | Jonathon Lowy | Prepare for and participated in moot court; review legal research memos | 3.25 | hearing | |
| 7/11/2011 | Daniel Vice | Prepare for and participate in moot court | 3.50 | hearing | |
| 7/11/2011 | Hal Lucas | Review Court Orders entered on 7/11/2011 (0.1); attend moot court session (in preparation for preliminary injunction hearing) via telephone (1.5). | 1.60 | hearing | |
| 7/11/2011 | Dewar, Elizabeth N. | Prepared for D.Hallward-Driemeier moot argument for PI hearing on 7/13/11 by conferring with D.Hallward-Driemeier regarding outstanding key issues for PI argument (1.0) and by revising and annotating case materials in preparation for oral argument (3.5); conferred with S.Antzoulatos regarding preparing additional materials for argument. (.25) | 4.75 | hearing confer | |
| 7/11/2011 | Goetz, Mariel | Confer with B. Dewar and A. Ripa about PI hearing and moot court preparation. | 3.00 | hearing confer | |
| 7/11/2011 | Goetz, Mariel | Moot court session with D. Hallward-Driemeier and team to prepare for preliminary injunction hearing. | 1.50 | hearing | |
| 7/11/2011 | Hallward-Driemeier, Douglas | Prepare for and attend moot court. Prepare and revise oral argument outline. | 8.50 | hearing | |
| 7/11/2011 | Lemmon, Scott | Drafted questions on captive audience doctrine to assist with moot court. | 0.75 | hearing | |
| 7/11/2011 | Lewis, Julia | Draft questions for B. Manheim and D. Hallward-Driemeier for moot court session and participate in same. | 4.25 | hearing | |
| 7/11/2011 | Manheim, Bruce S Jr | Meeting with team regarding preparation for PI hearing; review additional cases. | 3.25 | hearing confer | |
| 7/11/2011 | Ripa, Augustine | Moot argument for preliminary injunction hearing and follow up; | 1.50 | hearing | |

EXHIBIT 8

Wollschlaeger v. Farmer
PRELIMINARY INJUNCTION HEARING

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|------------------------------------|---|-------|----------------|--|
| 7/11/2011 | Edward Mullins | Edit and revise response to motion to change case style (.5); revise same to include letter exhibits (.2); revise response per changes of B. Manheim (.3); edit response regarding same with changes of B. Manheim, D. Hallward-Driemeier (.2); call to judge's chambers (.1); update team on same (.1); correspond with team on amici request of children's groups (.1); correspond with G. Greenberg on same (.1); conference with G. Greenberg on strategy (.1); update B. Manheim on same (.1); review order on caption (.1); review amended order denying intervention (.1); attend mock oral argument (1.5); correspond with team on Judge Cooke arguments (.2) | 1.50 | caption confer | |
| 7/12/2011 | Dewar, Elizabeth N. | Conferred with D.Hallward-Driemeier and B. Manheim concerning strategy for oral argument and issues to be addressed (.50) as well as annotated materials for argument (.25); prepared annotated copies of statute, Board of Medicine letter, and Board of Medicine minutes for D.Hallward-Driemeier use at argument. (.25) | 1.00 | confer hearing | |
| 7/12/2011 | Hallward- Driemeier, Douglas | Prepare for oral argument of preliminary injunction motion. | 8.50 | hearing | |
| 7/12/2011 | Manheim, Bruce S Jr | Meeting with E. Mullins regarding preliminary injunction hearing. | 2.00 | confer hearing | |
| 7/13/2011 | Edward Mullins | Prepare for hearing (1.5); attend hearing (1.0); attend meeting with co-counsel on strategy (.5); attend meeting with clients on same (1.0); work on strategy on amicus (.5); attend meeting with potential amicus on strategy (1.0) | 3.00 | hearing | |

EXHIBIT 8**Wollschlaeger v. Farmer
PRELIMINARY INJUNCTION HEARING**

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-------------|-----------------------------|---|--------------|--------------|--|
| 7/13/2011 | Hal Lucas | Attend preliminary injunction hearing (1.5); attend post-hearing meeting with clients and co-counsel (1.0). | 2.50 | hearing | |
| 7/13/2011 | Dewar, Elizabeth N. | Met with D.Hallward-Driemeier, B.Manheim, and E.Mullins for final preparations for oral argument. | 1.00 | hearing | |
| 7/13/2011 | Dewar, Elizabeth N. | Oral argument on preliminary injunction motion. | 1.00 | hearing | |
| 7/13/2011 | Hallward-Driemeier, Douglas | Prepare for, attend and present oral argument on preliminary injunction motion. | 4.50 | hearing | |
| 7/13/2011 | Manheim, Bruce S Jr | Attend and participate in oral argument and hearing on preliminary injunction request; follow up with clients and local counsel. | 5.50 | hearing | |
| | | | 67.10 | | |
| | | | | | |
| | | | | | |
| | | 5 attorneys bill 13.5 hours for attending the oral argument. The exact amount of time devoted to this cannot be determined with precision because of block billed time. | | | |

EXHIBIT 9

Wollschlaeger v. Farmer
TIME DEVOTED TO NRA INTERVENTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-------------|-----------------------------|---|--------------|--------------|--|--|
| 6/18/2011 | Jonathon Lowy | Review and analyze NRA motion to intervene; discuss with staff re research and response | 0.75 | | | |
| 6/23/2011 | Daniel Vice | Research and review final draft pleadings for filing (2.0); research opposition to NRA motion to intervene (1.0) | 1.00 | | | |
| 6/27/2011 | Jonathon Lowy | Research opposition to NRA motion to intervene legal standard, review co-counsel communications (1.0); Communications with co-counsel and clients re litigation strategy, legal analysis and research (0.25) | 1.00 | confer | | |
| 6/27/2011 | Daniel Vice | Research opposition to NRA motion to intervene (2.5), co-counsel communications concerning opposition strategy (.75) | 3.25 | confer | | |
| 6/27/2011 | Edward Mullins | Review final motion for preliminary injunction (.2); prepare for meeting with J. Vail (.1); correspond with B. Manheim regarding preliminary injunction procedures (.1); attend meeting with Governor's office (.6); review recent Supreme Court case (.1); conference with J. Vail on service, task E. Davlia (.1); work on strategy on motion to intervene (.4); conference with T. Julin on strategy (.2); review motion to intervene (.2); conference with E. Dewar on strategy (.2); review orders on briefing, scheduling (.2); conference with D. Hallward-Driemeier on strategy (.2); conference with T. Julin on amicus (.2); conference with T. Julin, D. Hallward-Driemeier on same (.2) | 0.40 | confer | | |
| 6/27/2011 | Hallward-Driemeier, Douglas | Review of NRA motion to intervene and for expedited hearing. | 0.25 | | | |
| 6/27/2011 | Manheim, Bruce S Jr | Email correspondence re NRA motion to intervene (.5) and telephone conference with counsel for state regarding timing and schedule of briefing in case (1.0) | 0.50 | confer | | |

EXHIBIT 9

Wollschlaeger v. Farmer

TIME DEVOTED TO NRA INTERVENTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-----------|-----------------------------|---|-------|--------|--|--|
| 6/28/2011 | Edward Mullins | Review order granting expediting briefing on motion to intervene (.1); send same to E. Dewar (.1); review status of response draft (.1); review response by the State to the intervention (.1); work on strategy for reply (.2); correspond with Ropes team on strategy with respect to intervention (.2); research legislative history use (.1); correspond with team on same (.2) | 1.70 | | | |
| 6/28/2011 | Dewar, Elizabeth N. | Read Defendants' response to the NRA's motion to intervene and emails to/from E.Mullins, D.Hallward-Driemeier, and B.Manheim regarding responding to same. | 2.00 | confer | | |
| 6/28/2011 | Lewis, Julia | Read Defendant's filing in support of NVRA's motion to intervene. | 0.50 | | | |
| 6/29/2011 | Manheim, Bruce S Jr | Follow up on various matters in case, including research in anticipation of PI opposition. (.75) Follow up on intervention issues (.75); review case law on "piggyback standing." (1.0) | 0.75 | | | |
| 6/30/2011 | Edward Mullins | Review response to motion to intervene (.2); correspond with B. Manheim on strategy of pages (.2); correspond with E. Dewar regarding response to intervention (.2); correspond with B. Manheim on same (.1); edit and revise same (.9); send same to team (.1) | 1.70 | confer | | |
| 6/30/2011 | Dewar, Elizabeth N. | Read Eleventh Circuit case law on mandatory and permissive intervention and drafted numerous e-mails and conferences to/from/with B.Manheim, E.Mullins, and S.Lemmon regarding opposition to intervention. | 5.00 | confer | | |
| 6/30/2011 | Hallward-Driemeier, Douglas | Review draft response to NRA motion to intervene. | 0.50 | | | |
| 6/30/2011 | Lemmon, Scott | Edited Brady Center's draft of opposition to the NRA's motion to intervene. | 2.50 | | | |
| 6/30/2011 | Manheim, Bruce S Jr | Review and revise draft memo from Brady regarding opposition to NRA intervention; email correspondence with team, etc. | 1.50 | confer | | |
| 6/30/2011 | Manheim, Bruce S Jr | Telephone conference with B. Dewar regarding intervention papers (.5); additional revisions (1.0). | 1.50 | confer | | |

EXHIBIT 9

Wollschlaeger v. Farmer

TIME DEVOTED TO NRA INTERVENTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|----------|-----------------------------|---|-------|--------|--|--|
| 7/1/2011 | Edward Mullins | Work on finalizing response to motion to intervene (.3); correspond with D. Vice on same (.1); conference with E. Dewar on same (.1); edit and revise final draft (.3); send to team (.1); finalize same (.1); correspond with B. Manheim, B. Dewar on enlargement strategy (.2); correspond with B. Manheim on strategy (.2); work on strategy with respect to amicus (.2); review correspondence on same (.1) | 1.70 | confer | | |
| 7/1/2011 | Dewar, Elizabeth N. | Readied opposition to NRA intervention for filing by various e-mail to team, a review of J.Lewis memorandum on justiciability issues, and a conference with with E.Mullins. N.Han, B. Manheim, D.Hallward-Driemeier on legislative history/related issues. | 3.50 | confer | | |
| 7/5/2011 | Edward Mullins | Review motion to file amicus (.2); correspond with team on same (.1); correspond with team on State's violation of the court order (.1); review response to preliminary injunction motion (.3); review response by State to preliminary injunction motion (1.0); prepare memorandum to team on same (.5); edit and revise response to motion for leave to file amicus (.5); conference with E. Dewar on legislative history (.1); finalize filing (.2); review reply to response on intervention (.2) | 3.20 | confer | | |
| 7/6/2011 | Dewar, Elizabeth N. | E-mails to/from B.Manheim regarding NRA reply in support of intervention (.5); read portions of legislative history cited in State brief and spoke to N. Han regarding further investigations required due to erroneous State citation (5.0); read and discussed S.Lemmon memorandum regarding captive audience issue (1.5) | 0.50 | confer | | |
| 7/6/2011 | Hallward-Driemeier, Douglas | Review NRA filings re intervention and amicus participation. | 0.25 | | | |
| | | | 33.95 | | | |

EXHIBIT 10

Wollschlaeger v. Farmer

TIME SPEND ON COMPLAINT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|---|-------|--------|--|
| 5/4/2011 | Jonathon Lowy | Conference call with clients re: litigation strategy (.5); Review materials including pediatricians' policies and clinical guidance on firearms prevention to prepare complaint (.25) | 0.75 | | |
| 5/5/2011 | Jonathon Lowy | Tel. Call with B. Manheim re litigation strategy and next steps (0.5); outline work to be done to proceed with complaint and preliminary injunction (.75); draft and send email to clients re case research (.25) | 1.50 | | |
| 5/5/2011 | Ripa, Augustine | Research first amendment case law in furtherance of writing complaint | 2.25 | | |
| 5/6/2011 | Ripa, Augustine | Research first amendment case law and begin drafting complaint | 6.75 | | |
| 5/9/2011 | Ripa, Augustine | Research first amendment case law and continue drafting complaint | 5.00 | | |
| 5/10/2011 | Jonathon Lowy | Conference call with clients re litigation (.5); legal research regarding first amendment and preparation for call and complaint filing (.5) | 1.00 | | |
| 5/10/2011 | Ripa, Augustine | Research first amendment case law and continue drafting complaint | 6.00 | | |
| 5/11/2011 | Jonathon Lowy | Researched and read law re: restrictions on professional speech and doctors (.5); reviewed and revised materials and discussion re interviews of doctors re impact on law for complaint and declarations (.75); met with paralegals to discuss declarations (.25) | 1.50 | confer | |
| 5/11/2011 | Dewar, Elizabeth N. | Conference call with Florida/Brady case team (.5) and call with A.Ripa regarding strategy for complaint (.5) | 1.00 | confer | |
| 5/11/2011 | Hallward-Driemeier, Douglas | Call with Bruce Manheim and Brady Center attorneys regarding draft complaint and papers in support for preliminary injunction followed by meeting with Ms. Dewar, Mr. Dugas, Ms. Goetz, and Mr. Ripa regarding preparation of complaint and papers in support of injunction | 1.50 | confer | |
| 5/11/2011 | Ripa, Augustine | Research first amendment case law and continue drafting complaint | 7.00 | | |
| 5/12/2011 | Ripa, Augustine | Research first amendment case law and continue drafting in furtherance of writing complaint | 10.50 | | |

EXHIBIT 10

Wollschlaeger v. Farmer

TIME SPEND ON COMPLAINT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|--|-------|--------|--|
| 5/13/2011 | Ripa, Augustine | Research first amendment case law (3.5), coordinate with B. Dewar regarding filing of complaint (.25), perform revisions and edits in furtherance of writing complaint (1.25) | 5.00 | | |
| 5/16/2011 | Jonathon Lowy | Discussion with clients concerning named plaintiffs declarations and complaint (0.5), review information from clients on named plaintiffs for declarations and complaint (0.25); research and review of data re firearms in home - information on risk of guns in the home and data, scientific studies on risks of guns in the home (1.0) | 1.75 | | |
| 5/16/2011 | Manheim, Bruce S Jr | Review draft complaint for case developed by team | 1.00 | | |
| 5/16/2011 | Ripa, Augustine | Revise and edit the complaint | 4.00 | | |
| 5/17/2011 | Dina Shand | Drafted section of complaint regarding social science and doctor's role in advising patients about gun safety | 0.75 | | |
| 5/17/2011 | Goetz, Mariel | Review and comment on draft complaint in preparation for team meeting | 1.50 | confer | |
| 5/17/2011 | Hallward-Driemeier, Douglas | Call with co-counsel from Brady Center regarding preparation of complaint (0.5) followed by review of correspondence with Brady Center regarding declarations (0.5) and consult with team regarding organizational plaintiffs (1.0) | 2.00 | confer | |
| 5/17/2011 | Manheim, Bruce S Jr | Follow up with J. Lowy and team regarding case status and in particular follow up on complaint and declarations being prepared by team | 1.00 | confer | |
| 5/17/2011 | Ripa, Augustine | Revise and edit the complaint (1.0), research law re: preliminary injunction and begin drafting the same (3.0), and participate in conference with case team re: next steps (1.0) | 5.00 | confer | |
| 5/18/2011 | Hallward-Driemeier, Douglas | Consultation with team regarding draft complaint and organizational plaintiffs. | 0.75 | confer | |
| 5/18/2011 | Ripa, Augustine | Continue drafting complaint and coordinate with team re: venue | 4.75 | confer | |

EXHIBIT 10

Wollschlaeger v. Farmer

TIME SPEND ON COMPLAINT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|--|-------|--------|--|
| 5/19/2011 | Dina Shand | Drafted section of complaint regarding social science and doctor's role in advising patients about gun safety | 1.00 | | |
| 5/19/2011 | Hallward-Driemeier, Douglas | Revise draft complaint. | 4.25 | | |
| 5/19/2011 | Manheim, Bruce S Jr | Email correspondence relating to prep of declarations, etc (.25) followed by reviewing draft complaint (1.75) and follow up via email correspondence with team and clients (.25). | 2.25 | confer | |
| 5/20/2011 | Ripa, Augustine | Continue to revise and edit the complaint (4.0) and met with B.Manheim and B.Dewar re: revisions (.75); coordinate with team re: venue and proper plaintiffs (.25) | 5.00 | confer | |
| 5/20/2011 | Dewar, Elizabeth N. | Began drafting "likelihood of success on the merits" section of PI motion (5.0); conferred with B.Manheim and A.Ripa regarding revisions to complaint (.75); conferred further with A.Ripa regarding same and regarding P.I. papers (.25). | 6.00 | confer | |
| 5/23/2011 | Dewar, Elizabeth N. | Concluded revising complaint based on suggestions from B. Manheim and A. Ripa (3.5) as well as research on gun-incident information and facts regarding preventative care (4.25). | 7.75 | | |
| 5/23/2011 | Manheim, Bruce S Jr | Review of draft PI motion, complaint, declarations | 1.00 | | |
| 5/23/2011 | Ripa, Augustine | Analyze case law re: preliminary injunction motion and analyze facts gathered to be included in complaint; coordinate revisions of the same. | 4.75 | confer | |
| 5/24/2011 | Jonathon Lowy | Review, edit draft complaint and declarations; emails with co-counsel, staff re work on case and research analysis | 2.25 | confer | |
| 5/24/2011 | Daniel Vice | Review, edit draft complaint and declarations | 2.00 | | |
| 5/24/2011 | Dewar, Elizabeth N. | Prepared clean version of draft complaint for circulation to co-counsel and e-mail correspondence with team and co-counsel regarding revisions to same. | 4.50 | | |
| 5/24/2011 | Ripa, Augustine | Analyze facts gathered to be included in complaint; coordinate revisions of the same. | 4.00 | confer | |

EXHIBIT 10

Wollschlaeger v. Farmer

TIME SPEND ON COMPLAINT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes |
|-----------|-----------------------------|---|-------|--------|
| 5/25/2011 | Jonathon Lowy | Tel. Call with co-counsel re complaint research, litigation; review and edits complaint. | 0.50 | confer |
| 5/25/2011 | Hallward-Driemeier, Douglas | Call with co-counsel at Brady regarding complaint. | 0.50 | confer |
| 5/25/2011 | Hallward-Driemeier, Douglas | Revise draft complaint and draft declarations. | 1.25 | |
| 5/26/2011 | Jonathon Lowy | Research complaint preparations concerning logistics for filing complaint (1.0), tel. Call with co-counsel and staff about complaint, filing (1.0) | 2.00 | confer |
| 5/26/2011 | Antzoulatos, Sophia | Discuss filing with B. Manheim (.25); Review SD Fla rules and determine filing requirements for Complaint. (1.0) | 1.25 | confer |
| 5/26/2011 | Hallward-Driemeier, Douglas | Confer with Mr. Manheim and Ms. Dewar regarding necessary steps to prepare for filing of complaint and preliminary injunction motion. | 0.75 | confer |
| 5/26/2011 | Hallward-Driemeier, Douglas | Review further revised version of draft complaint. | 0.50 | |
| 5/27/2011 | Antzoulatos, Sophia | Conduct research into SD Fla local court rules on pro hac motions, Motions for PI and filing complaints. | 1.00 | |
| 5/27/2011 | Hallward-Driemeier, Douglas | Review revisions to draft complaint | 1.00 | |
| 5/29/2011 | Dewar, Elizabeth N. | Reviewed S.Lemmon memorandum on vagueness and overbreadth (.25); researched further and drafted vagueness section of preliminary injunction motion (3.0); revised complaint to reflect research on vagueness claim (0.5). | 3.75 | confer |
| 5/31/2011 | Jonathon Lowy | Discussions with clients concerning complaint filing, final preparations for complaint filing (0.75); communications with co-counsel re edits/additions to complaint, filing (0.5). | 1.25 | confer |
| 5/31/2011 | Daniel Vice | Discussions with clients concerning complaint filing, final edits and preparations for complaint filing | 1.25 | |

EXHIBIT 10

Wollschlaeger v. Farmer
TIME SPEND ON COMPLAINT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|----------|-----------------------------|---|-------|--------|--|
| 6/2/2011 | Hallward-Driemeier, Douglas | Team meeting to discuss declarations and complaint. | 1.25 | | |
| 6/2/2011 | Dewar, Elizabeth N. | Conference call with D.Hallward-Driemeier, B.Manheim, R.Dugas, A.Ripa, and J.Lewis regarding case status, preliminary injunction motion, the complaint, and organizations' declarations. | 1.00 | confer | |
| 6/3/2011 | Dewar, Elizabeth N. | Conferred with B.Manheim and later A. Ripa regarding additional revisions to complaint (0.5); numerous e-mails to/from entire R&G team regarding preparations for conference call with clients and additional unresolved factual matters (1.0) followed by conference call with clients (0.5) | 2.00 | | |
| 6/3/2011 | Goetz, Mariel | Review draft complaint. | 2.00 | | |
| 6/3/2011 | Hallward-Driemeier, Douglas | Review and revise complaint (2.75). Circulate to clients for comment (.25). | 0.25 | | |
| 6/3/2011 | Hallward-Driemeier, Douglas | Review and revise complaint. Circulate to clients for comment. | 3.00 | | |
| 6/3/2011 | Hallward-Driemeier, Douglas | Teleconference with clients to discuss complaint and preliminary injunction and declarations in support. | 0.50 | | |
| 6/3/2011 | Ripa, Augustine | Confer with team re: next steps in revisions to complaint; effectuate the same; analyze documents for fact-citations in complaint | 4.00 | confer | |
| 6/4/2011 | Edward Mullins | Edit and revise draft complaint (2.75); send to team (.25) | 3.00 | | |
| 6/4/2011 | Hal Lucas | Review and comment on draft Complaint. | 1.50 | | |
| 6/4/2011 | Dewar, Elizabeth N. | Numerous e-mails to/from/among D.Hallward-Driemeier, B.Manheim, and clients regarding clients' proposed changes to draft complaint (.75); conferred twice with Dr. Louis St. Petery regarding revisions to complaint (.75) and worked with the Ropes team to integrate suggestions (.75) | 2.25 | confer | |

EXHIBIT 10

Wollschlaeger v. Farmer
TIME SPEND ON COMPLAINT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|----------|-----------------------------|--|-------|--------|--|
| 6/5/2011 | Edward Mullins | Work on finalizing complaint (.2); work on issues with respect to plaintiffs and filing strategy (.4) | 0.60 | | |
| 6/5/2011 | Dewar, Elizabeth N. | Revised complaint to reflect comments by E.Mullins, B.Wollschlaeger, and St. Petery | 1.25 | | |
| 6/5/2011 | Hallward-Driemeier, Douglas | Revise draft complaint and physician declarations. | 1.50 | | |
| 6/6/2011 | Jonathon Lowy | Review Complaint re filing, update clients on complaint status (0.25); research re guns in the home incidents to support case (2.0); communications with clients (0.25) | 2.50 | | |
| 6/6/2011 | Edward Mullins | Work on final preparations for filing (.3); edit and revise final draft complaint; correspond with clients on same (.4); correspond with legal team on filing requirements (.3); work on service issues (.1); provide law on privilege (.3); conference with co-counsel regarding judge, procedures (.6); investigate service procedures (.3); conference with counsel regarding same (.4); numerous calls and conferences to general counsel offices of defendants (1.0); update E. Dewar on same (.7); task A. Rodriguez on project on analyzing location of administrative authority (.2); task E. Davila on service projects (.1); correspond with B. Manheim on strategy (.3); correspond with team on amendment strategy (.2); edit and revise certificate of interested persons (.2); send draft of same to team (.1) | 4.50 | confer | |
| 6/6/2011 | Hallward-Driemeier, Douglas | Revise draft complaint and declarations. | 4.00 | | |
| 6/6/2011 | Hallward-Driemeier, Douglas | Review revisions of local counsel to draft complaint. | 0.25 | | |
| 6/6/2011 | Dewar, Elizabeth N. | Worked with D. Hallward-Driemeier, E.Mullins, T.Schechtman, and J.Schaechter, to conclude implementing final revisions to complaint and declarations. | 8.00 | confer | |

EXHIBIT 10

Wollschlaeger v. Farmer
TIME SPEND ON COMPLAINT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|---|-------|--------|--|
| 6/6/2011 | Goetz, Mariel | Conference call with B. DeWar, R. Dugas, J. Lewis and S. Lemmon regarding complaint, declarations, and preliminary injunction papers. (.25) Review and comment on same. (.75) | 1.00 | confer | |
| 6/6/2011 | Manheim, Bruce S Jr | Email correspondence with team (.25) and review of declarations and complaint (.75). | 1.00 | confer | |
| 6/7/2011 | Goetz, Mariel | Review complaint for facts to support in declarations and review/analyze declarations, creating a chart of factual support. | 9.50 | | |
| 6/8/2011 | Jonathon Lowy | Communications with clients concerning complaint follow-up (0.75); Communications with co-counsel and clients re litigation (0.5) | 1.25 | confer | |
| 6/8/2011 | Hallward-Driemeier, Douglas | Call with counsel to Governor regarding proper defendant. (.5) Consultation with team regarding possible amendment of complaint to add new plaintiffs and defendants and/or drop defendants. (.75) Review of research regarding head of agency suits. (1.75) | 3.00 | confer | |
| 6/10/2011 | Jonathon Lowy | Discussed and reviewed research on physician review board complaint procedure and complaint forms (1.0); Communications with co-counsel and clients re litigation strategy and research (0.25) | 1.25 | | |
| 6/10/2011 | Lemmon, Scott | Participated in conference call with B. Dewar and M. Goetz regarding adding new defendants to amended complaint. | 0.25 | confer | |
| 6/10/2011 | Lewis, Julia | Call with Dr. Fox re: revisions to declaration followed by interview with Dr. Fox (3.0); revise/draft Fox, and Edwards declaration (2.0). Conference calls with team to discuss timeline for filing amended complaint (1.0), followed by update to the physician spreadsheet (1.0). | 6.00 | confer | |
| 6/11/2011 | Lewis, Julia | Draft emails to D. Hallward-Driemeier summarizing Goodman, Edwards, and Fox declarations (1.25). Draft sections of complaint describing the impact of the new law on Drs. Edwards and Fox's practices (1.0). Draft Dr. King declaration. (1.0) | 3.25 | confer | |
| 6/12/2011 | Lemmon, Scott | Drafted paragraphs describing Board of Medicine defendants for amended complaint. | 1.00 | | |

EXHIBIT 10

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TIME SPEND ON COMPLAINT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|---------------------|--|-------|--------|--|
| 6/13/2011 | Goetz, Mariel | Draft and revise physician declarations (3.5), emails with Dr. Leland and Dr. Stewart (.25). Team meeting regarding amended complaint and preliminary injunction papers (1.0). Emails with team regarding declarations, amended complaint, and outstanding action items (.25). Discuss HIPAA issue. (.25) | 5.25 | confer | |
| 6/13/2011 | Lemmon, Scott | Attended meeting with D. Hallward-Driemeier, E. Dewar, J. Lewis, R. Dugas, M. Goetz, and A. Ripa to discuss steps needed to finalize complaint and motion for preliminary injunction. | 1.00 | confer | |
| 6/13/2011 | Lemmon, Scott | Edited complaint including adding paragraphs describing named plaintiffs and defendants, updating caption, and other changes. | 2.75 | | |
| 6/13/2011 | Lemmon, Scott | Worked with Bessie Dewar to finalize caption, make final edits to complaint. | 0.50 | | |
| 6/13/2011 | Lewis, Julia | Left voicemail for Dr. Edwards regarding draft declaration (.25). Revise Dr. King declaration and email her requesting any comments (3.0). Draft paragraphs for S. Lemmon to use in shadow complaint regarding Drs. Edwards and Fox. (1.75) | 5.00 | | |
| 6/13/2011 | Lewis, Julia | Meet with team to review items to be completed before filing amended complaint and preliminary injunction. | 2.00 | confer | |
| 6/14/2011 | Edward Mullins | Correspond with D. Hallward-Driemeier on arguments for motion (.3); work on arguments for motion regarding discrimination prong (.2); edit and revised Amended Complaint (.8); correspond with E. Dewar on standing orders (.1); send Amended Complaint draft to team (.1); work on scheduling meeting regarding general counsels (.1) | 1.60 | confer | |
| 6/14/2011 | Dewar, Elizabeth N. | E-mails to/from S.Lemmon and A.Ripa regarding additional research on Defendant Dudek's powers and revisions to complaint incorporating same. | 2.00 | confer | |

EXHIBIT 10

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TIME SPEND ON COMPLAINT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|---|-------|--------|--|
| 6/14/2011 | Dewar, Elizabeth N. | Prepared clean draft of amended complaint and redline for circulation to local counsel (.75); numerous e-mails to/from E.Mullins, D.Hallward-Driemeier, and B.Manheim regarding complaint, revisions thereto, and strategy, particularly the discrimination provision (5.75). | 6.50 | confer | |
| 6/14/2011 | Goetz, Mariel | Emails with team regarding declarations and amended complaint (.25). Confer with J. Lewis regarding plaintiff-MDs HIPAA obligations as related to case. (.25) | 0.50 | confer | |
| 6/14/2011 | Hallward-Driemeier, Douglas | Review amended complaint. | 2.75 | | |
| 6/14/2011 | Lemmon, Scott | Completed multiple edits to amended complaint, including incorporating comments by other attorneys, editing a defendant's job description, and adding information found in studies given to us by the Brady Center. | 4.00 | | |
| 6/14/2011 | Lemmon, Scott | Conducted research and drafted memo with A. Ripa describing the defendants named in complaint and why they are proper defendants. | 3.00 | confer | |
| 6/14/2011 | Lemmon, Scott | Enter information into complaint regarding plaintiff Judith Schaechter and her ties to hospitals. | 0.25 | | |
| 6/14/2011 | Lemmon, Scott | Worked with E. Dewar to edit caption and descriptions of defendants in complaint. | 0.50 | | |
| 6/15/2011 | Dewar, Elizabeth N. | Concluded revising amended complaint for circulation to co-counsel (5.0) and drafted email to co-counsel explaining certain strategic changes for amended complaint (.5). | 5.50 | confer | |
| 6/15/2011 | Hallward-Driemeier, Douglas | Prepare for an participate in call with counsel for defendants about possible amended complaint adding and deleting parties. (.5) Follow up with associates regarding addition of Board of Medicine. (.5) | 1.00 | confer | |
| 6/15/2011 | Lemmon, Scott | Reviewed studies sent by Brady center for potential use in complaint. | 0.25 | | |
| 6/15/2011 | Lewis, Julia | Review draft of amended complaint and discuss with team whether to remove references to studies with questionable methodology from the complaint. | 1.00 | | |

EXHIBIT 10

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TIME SPEND ON COMPLAINT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|--|-------|--------|--|
| 6/17/2011 | Edward Mullins | Review equal protection argument with respect to first amendment (.3); attend meeting with clients on case (0.6); correspond with team on filing under seal (.2); correspond with team on briefing (.2); correspond with team on caption (.1); review amended complaint (.2); send orders to C. Smith (.2); review proposed order (.2); comment to B. Dewar regarding same (.1); correspond with T. Julin as amicus (.1); correspond with B.Manheim on same (.1) | 2.50 | confer | |
| 6/17/2011 | Hallward-Driemeier, Douglas | Call with all plaintiffs to discuss developments in case and upcoming amended complaint and preliminary injunction motion. | 1.25 | | |
| 6/20/2011 | Dewar, Elizabeth N. | E-mails to/from E.Mullins regarding logistics for filing complaint and PI (.5); revised PI page by page to reduce length by 6 pages toward 20-page limit (8.0); conferred with A.Ripa regarding same (.25). | 8.75 | confer | |
| 6/20/2011 | Manheim, Bruce S Jr | Review and revise memo and amended complaint (.5); additional legal research (.5). | 1.00 | | |
| 6/21/2011 | Goetz, Mariel | Review and finalize physician declarations (2.0). Emails with team regarding PI motion (.25). Edits to PI motion and First Amended Complaint (2.5). | 4.75 | confer | |
| 6/21/2011 | Hallward-Driemeier, Douglas | Review revisions to amended complaint. | 0.75 | | |
| 6/22/2011 | Jonathon Lowy | Review, edit pleadings – draft amended complaint and PI motion | 2.25 | | |
| 6/22/2011 | Daniel Vice | Review, edit pleadings – draft amended complaint and PI motion | 1.75 | | |
| 6/22/2011 | Edward Mullins | Review amended complaint (1.0); extensive conversation with B. Dewar on same (.5); correspond with team on same (.2); edit and revise preliminary injunction motion (1.5); conference with R. Dewar on legislative analysis (.4); correspond with same on same (.1); correspond with E. Dewar regarding edits (.1) | 3.80 | confer | |

EXHIBIT 10

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TIME SPEND ON COMPLAINT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|---------------------|--|-------|--------|--|
| 6/22/2011 | Lewis, Julia | Email doctors reminding them of confidential nature of non-public information imparted to them (.5). Review D. Vice's comments on amended complaint (.5). Research case history of Jacksonville case to determine appropriateness of citation for B. Dewar. (.5) | 1.50 | | |
| 6/23/2011 | Dewar, Elizabeth N. | E-mail to D.Vice regarding Brady Center edits (.25); performed final reviews of and implemented final technical and substantive revisions to PI motion and amended complaint before filing (6.0); numerous e-mails to/from local counsel and S.Antzoulatos regarding exhibits and logistics for filing (.25); numerous e-mails to/from B.Manheim and D.Hallward-Driemeier regarding IMS v. Sorrell decision and related potential revisions to PI motion (1.5) | 8.00 | confer | |
| 6/23/2011 | Manheim, Bruce S Jr | Review draft pleadings (.75), email correspondence (.25), teleconferences re finalization of amended complaint (1.0). | 2.00 | confer | |
| 6/24/2011 | Dewar, Elizabeth N. | E-mails to/from D.Hallward-Driemeier regarding final revision to amended complaint (.25); implemented revision and sent to local counsel (.25) | 0.50 | confer | |
| 6/24/2011 | Dewar, Elizabeth N. | Conferred with D.Hallward-Driemeier and H.Lucas regarding proposed order, summonses, and logistics for and manner of filing complaint, motion, and declarations (1.0); e-mails to/from A.Ripa and J.Broxmeyer regarding proposed order (.25); revised draft proposed order (.5); implemented D.Hallward-Driemeier and B.Manheim edits to proposed order (.25) | 2.00 | confer | |
| 6/24/2011 | Lewis, Julia | Review proposed order and final versions of complaint. | 0.25 | | |
| 6/27/2011 | Hal Lucas | Telephonic conference with E. Mullins, co-counsel, and J. Vail (0.4); follow-up communications with E. Mullins re: deadline for Defendants to respond to Complaint (0.2). | 0.60 | | |
| 7/12/2011 | Edward Mullins | Correspond with E. Dewar on responses due to the Amended Complaint (.1); | 0.60 | confer | |
| | | | | | |

EXHIBIT 11

Wollschlaeger v. Farmer
PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-----------|-----------------------------|--|-------|--------|--|--|
| 5/5/2011 | Jonathon Lowy | Tel. Call with B. Manheim re litigation strategy and next steps (0.5); outline work to be done to proceed with complaint and preliminary injunction (.75); draft and send email to clients re case research (.25) | 1.50 | confer | | |
| 5/11/2011 | Hallward-Driemeier, Douglas | Call with Bruce Manheim and Brady Center attorneys regarding draft complaint and papers in support for preliminary injunction followed by meeting with Ms. Dewar, Mr. Dugas, Ms. Goetz, and Mr. Ripa regarding preparation of complaint and papers in support of injunction | 1.50 | confer | | |
| 5/17/2011 | Ripa, Augustine | Revise and edit the complaint (1.0), research law re: preliminary injunction and begin drafting the same (3.0), and participate in conference with case team re: next steps (1.0) | 5.00 | confer | | |
| 5/17/2011 | Lewis, Julia | Spoke with M. Goetz, A. Ripa, and R. Dugas to strategize about division of labor and to determine the research agenda for the preliminary injunction, including finding an overview of grounds for preliminary injunction, meet with R. Dugas to review research needed on necessary harms required under preliminary injunction standard. | 1.00 | confer | | |
| 5/17/2011 | Jonathon Lowy | Work on declarations from clients for PI motion | 0.75 | | | |
| 5/17/2011 | Daniel Vice | Work on declarations from plaintiffs for PI motion | 1.25 | | | |
| 5/17/2011 | Dewar, Elizabeth N. | Conference call and various e-mails with R&G team regarding plan for drafting PI papers, declarations and information necessary for PI. | 1.00 | | | |
| 5/18/2011 | Dewar, Elizabeth N. | Conferred with A. Ripa, M. Goetz, J. Lewis, and R. Dugas about additional research required for PI motion, including on issues of harm and organizational standing | 1.50 | confer | | |
| 5/18/2011 | Dewar, Elizabeth N. | Researched and read First Amendment case law for PI motion | 1.00 | | | |
| 5/19/2011 | Ripa, Augustine | Continue to research law re: preliminary injunction and began drafting the same | 2.75 | | | |

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PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-------------|-----------------------------|--|--------------|--------------|--|--|
| 5/19/2011 | Dewar, Elizabeth N. | Continued researching and reading First Amendment case law for PI motion (2.0); researched 1983 incorporation issue (1.5); responded to comments in, and implemented revisions to, D.Hallward-Driemeier draft (1.5). | 5.00 | | | |
| 5/20/2011 | Jonathon Lowy | Communications with co-counsel concerning PI motion preparation; reviewed and revised PI motion. | 0.50 | confer | | |
| 5/20/2011 | Daniel Vice | Communications with co-counsel concerning PI motion preparation, legal research for PI motion | 0.50 | confer | | |
| 5/20/2011 | Dewar, Elizabeth N. | Began drafting "likelihood of success on the merits" section of PI motion (5.0); conferred with B.Manheim and A.Ripa regarding revisions to complaint (.75); conferred further with A.Ripa regarding same and regarding P.I. papers (.25). | 6.00 | confer | | |
| 5/23/2011 | Ripa, Augustine | Analyze case law re: preliminary injunction motion and analyze facts gathered to be included in complaint; coordinate revisions of the same. | 4.75 | confer | | |
| 5/23/2011 | Manheim, Bruce S Jr | Review of draft PI motion, complaint, declarations | 1.00 | | | |
| 5/26/2011 | Hallward-Driemeier, Douglas | Confer with Mr. Manheim and Ms. Dewar regarding necessary steps to prepare for filing of complaint and preliminary injunction motion. | 0.75 | confer | | |
| 5/26/2011 | Hallward-Driemeier, Douglas | Review draft physician declaration (.5) and confer with Ms. Dewar re preliminary injunction motion (.25). | 0.75 | confer | | |
| 5/26/2011 | Dewar, Elizabeth N. | E-mails to/from S.Lemmon regarding further research on preliminary injunction standard in Eleventh Circuit. | 0.50 | confer | | |
| 5/26/2011 | Lemmon, Scott | Conducted research into and drafted portion describing legal standard for the four prongs required in a motion for preliminary injunction. | 5.25 | | | |
| 5/26/2011 | Ripa, Augustine | Continue to analyze case law re: preliminary injunction motion and begin drafting the same | 2.50 | | | |
| 5/26/2011 | Lewis, Julia | Research whether injury to ability to pursue one's profession is sufficient for standing, what constitutes an imminent injury for standing purposes, and whether the Florida Medical Board issues advisory opinions. | 4.00 | | | |

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PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-------------|-----------------------------|--|--------------|--------------|--|--|
| 5/27/2011 | Dewar, Elizabeth N. | Research (3.5) and e-mails to/from D.Hallward-Driemeier, B.Manheim, S. Lemmon, and A.Ripa regarding standing issues and also preliminary injunction standards (1.25). | 4.75 | confer | | |
| 5/27/2011 | Lemmon, Scott | Researched case law and drafted introductory paragraphs for Motion for Preliminary Injunction describing standards for elements of Preliminary Injunction test. | 2.75 | | | |
| 5/27/2011 | Ripa, Augustine | Continue to analyze case law re: preliminary injunction motion and begin drafting the same | 4.25 | | | |
| 5/27/2011 | Antzoulatos, Sophia | Conduct research into SD Fla local court rules on pro hac motions, Motions for PI and filing complaints. | 1.00 | | | |
| 5/28/2011 | Dewar, Elizabeth N. | Researched related Florida gun laws for preliminary injunction motion (.5); researched Eleventh Circuit and Supreme Court cases on privacy interests (1.5); finished researching and drafting strict scrutiny section of motion for preliminary injunction (1.5). | 3.50 | | | |
| 5/28/2011 | Ripa, Augustine | Draft preliminary injunction motion, and then revise and edit the same | 4.00 | | | |
| 5/29/2011 | Dewar, Elizabeth N. | Reviewed S.Lemmon memorandum on vagueness and overbreadth (.25); researched further and drafted vagueness section of preliminary injunction motion (3.0); revised complaint to reflect research on vagueness claim (0.5). | 3.75 | confer | | |
| 5/29/2011 | Ripa, Augustine | Draft preliminary injunction motion, revise and edit the same | 7.50 | | | |
| 5/30/2011 | Dewar, Elizabeth N. | Revised and integrated background, injury, balance-of-harms, and public interest sections of preliminary injunction motion drafted by A.Ripa (5.0); researched and integrated cases on the right to receive information, the overbreadth doctrine, and the likelihood of success (3.0) | 8.00 | | | |
| 5/31/2011 | Hallward-Driemeier, Douglas | Discussion with Bruce Manheim regarding filing logistics and timing of preliminary injunction motion. | 0.25 | confer | | |

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PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-----------|-----------------------------|---|-------|--------|--|--|
| 5/31/2011 | Dewar, Elizabeth N. | Conferred with A.Ripa regarding impact of Rust v. Sullivan, overbreadth issue, and motion for preliminary injunction (.5); researched cases on Rust v. Sullivan issue (1.0); began drafting memorandum to D.Hallward-Driemeier and B.Manheim regarding same (0.75). | 2.25 | confer | | |
| 6/1/2011 | Ripa, Augustine | Confer with team re: next steps in case; analyze materials necessary for revisions of PI motion; coordinate the same | 4.50 | confer | | |
| 6/2/2011 | Dewar, Elizabeth N. | Conference call with D.Hallward-Driemeier, B.Manheim, R.Dugas, A.Ripa, and J.Lewis regarding case status, preliminary injunction motion, the complaint, and organizations' declarations. | 1.00 | confer | | |
| 6/3/2011 | Hallward-Driemeier, Douglas | Teleconference with clients to discuss complaint and preliminary injunction and declarations in support. | 0.50 | | | |
| 6/6/2011 | Goetz, Mariel | Conference call with B. DeWar, R. Dugas, J. Lewis and S. Lemmon regarding complaint, declarations, and preliminary injunction papers. (.25) Review and comment on same. (.75) | 1.00 | confer | | |
| 6/6/2011 | Lemmon, Scott | Read cases for memorandum in support of motion for preliminary injunction. | 2.00 | | | |
| 6/7/2011 | Goetz, Mariel | Emails with R. Dugas, J. Lewis and B. DeWar regarding doctor declarations, organizational declarations, preliminary injunction papers, and ongoing issues. | 1.00 | confer | | |
| 6/7/2011 | Lemmon, Scott | Conducted research and edited memorandum in support of motion for preliminary injunction. | 5.75 | | | |
| 6/7/2011 | Ripa, Augustine | Coordinate with team on plaintiffs, declarations (.25); legal research re: preliminary injunction (2.75) | 3.00 | confer | | |
| 6/7/2011 | Lewis, Julia | Call with Dr. Paredes regarding his practice of asking about firearms and his opinion on HB 155. | 1.00 | | | |
| 6/8/2011 | Lemmon, Scott | Edited memorandum in support of motion for preliminary injunction. | 7.75 | | | |
| 6/8/2011 | Ripa, Augustine | Legal research re: preliminary injunction | 2.00 | | | |

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PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-----------|-----------------------------|---|-------|--------|--|--|
| 6/8/2011 | Lewis, Julia | Send text of firearm bill to physicians and request copies of their CVs from potential interviewees (1.0). Correspondence with Dr. King, Dr. Fox, and Dr. Northrup regarding interviews (1.5); interview Dr. Goodman regarding the impact of HB 155 on his practice (2.0). | 4.50 | | | |
| 6/9/2011 | Dewar, Elizabeth N. | E-mails to/from R.Straus-Furlong regarding MDs' response to law and evidence for PI motion (.5); revised second draft of motion for preliminary injunction to improve it and reflect factual developments (2.75) | 3.25 | | | |
| 6/9/2011 | Hallward-Driemeier, Douglas | Correspondence with clients regarding declarations in support of preliminary injunction. | 0.50 | | | |
| 6/9/2011 | Dewar, Elizabeth N. | E-mails to/from R.Straus-Furlong regarding MDs' response to law and evidence for PI motion (.5); revised second draft of motion for preliminary injunction to improve it and reflect factual developments (2.75) | 3.25 | | | |
| 6/11/2011 | Goetz, Mariel | Work on physician declarations (3.0). Emails with team regarding declarations and PI. (.5) | 3.50 | confer | | |
| 6/13/2011 | Edward Mullins | Review and make suggestions to team regarding affidavit of R. Gutierrez (.5); review preliminary injunction memorandum and provide comments (2.0); correspond with K. Crumley on procedures (.3); correspond with D. Hallward-Driemeier regarding amendment, preliminary injunction memorandum (.2); send thoughts on preliminary injunction to team (.1); correspond with D. Hallward-Driemeier on plaintiff issue (.1); correspond with T. Julin on amicus issue (.1); review summary memo of status (.1) | 3.40 | confer | | |
| 6/13/2011 | Goetz, Mariel | Draft and revise physician declarations (3.5), emails with Dr. Leland and Dr. Stewart (.25). Team meeting regarding amended complaint and preliminary injunction papers (1.0). Emails with team regarding declarations, amended complaint, and outstanding action items (.25). Discuss HIPAA issue. (.25) | 5.25 | confer | | |

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Wollschlaeger v. Farmer
PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-----------|-----------------------------|---|-------|--------|--|--|
| 6/13/2011 | Hallward-Driemeier, Douglas | Review and provide comments on draft memorandum in support of preliminary injunction. | 1.75 | | | |
| 6/13/2011 | Lemmon, Scott | Attended meeting with D. Hallward-Driemeier, E. Dewar, J. Lewis, R. Dugas, M. Goetz, and A. Ripa to discuss steps needed to finalize complaint and motion for preliminary injunction. | 1.00 | confer | | |
| 6/13/2011 | Lewis, Julia | Meet with team to review items to be completed before filing amended complaint and preliminary injunction. | 2.00 | confer | | |
| 6/13/2011 | Lemmon, Scott | Conducted research into whether plaintiffs have standing to sue all defendants, including contacting Dr. Judy Schaechter to determine whether she works in a hospital. | 1.75 | | | |
| 6/14/2011 | Hallward-Driemeier, Douglas | Revise preliminary injunction memorandum. | 1.00 | | | |
| 6/14/2011 | Lewis, Julia | Research whether filing an application for preliminary injunction, motion for preliminary injunction, or temporary restraining order is the appropriate manner of seeking relief. | 1.00 | | | |
| 6/14/2011 | Lemmon, Scott | Enter information into complaint regarding plaintiff Judith Schaechter and her ties to hospitals. | 0.25 | | | |
| 6/15/2011 | Lemmon, Scott | Inserted comments by D. Hallward-Driemeier, B. Manheim, and E. Mullins into memorandum supporting application for preliminary injunction. | 2.75 | | | |
| 6/15/2011 | Manheim, Bruce S Jr | Review and revise PI memo for case. | 1.00 | | | |
| 6/16/2011 | Ripa, Augustine | Revise and edit motion for preliminary injunction (1.75); analyze case law re: the same (1.75) | 2.50 | | | |
| 6/16/2011 | Dewar, Elizabeth N. | Revised entire PI motion per specific comments and requests for global revisions from E.Mullins, D.Hallward-Driemeier, and B.Manheim (7.0); additional research regarding "privacy"-related First Amendment cases, "professional speech," public versus private speech distinction, and organizational standing for PI motion (5.0) | 12.00 | | | |

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PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-----------|-----------------------------|---|-------|--------|--|--|
| 6/16/2011 | Lewis, Julia | Make final revisions to declarations for Goodman, Fox, King, and Edwards, including updating caption and implementing D. Hallward-Driemeier's changes (1.5). Email and follow-up calls with doctors on signing copies of their declarations (1.0) | 2.50 | | | |
| 6/17/2011 | Hallward-Driemeier, Douglas | Call with all plaintiffs to discuss developments in case and upcoming amended complaint and preliminary injunction motion. | 1.25 | | | |
| 6/17/2011 | Dewar, Elizabeth N. | Conference call with clients regarding PI motion and next steps; | 1.00 | confer | | |
| 6/17/2011 | Dewar, Elizabeth N. | Revised proposed order (.75); implemented numerous revisions to PI motion to incorporate additional substance regarding FAAP, AMA policies, and others (7.0); conferred with team regarding same (1.0); conferred with J.Schaechter regarding additional issue for declaration (1.0). | 9.75 | | | |
| 6/17/2011 | Manheim, Bruce S Jr | Redraft sections of PI memo. | 3.00 | | | |
| 6/18/2011 | Hallward-Driemeier, Douglas | Revise memorandum in support of preliminary injunction. | 7.25 | | | |
| 6/19/2011 | Hallward-Driemeier, Douglas | Revise memorandum in support of preliminary injunction. | 0.50 | | | |
| 6/19/2011 | Dewar, Elizabeth N. | Implemented revisions to PI motion regarding FACP public health stance (1.0); conferred with R.Dugas regarding additional revisions to implement in PI motion (.75); reviewed and further revised (.25) | 2.00 | confer | | |
| 6/20/2011 | Hallward-Driemeier, Douglas | Revise preliminary injunction motion. | 4.00 | | | |
| 6/20/2011 | Ripa, Augustine | Revise and edit motion for preliminary injunction; analyze case law re: the same. | 3.25 | | | |

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PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-------------|-----------------------------|---|--------------|--------------|--|--|
| 6/20/2011 | Dewar, Elizabeth N. | E-mails to/from E.Mullins regarding logistics for filing complaint and PI (.5); revised PI page by page to reduce length by 6 pages toward 20-page limit (8.0); conferred with A.Ripa regarding same (.25). | 8.75 | confer | | |
| 6/20/2011 | Goetz, Mariel | Attention to physician declarations. (3.0) Emails with team regarding PI motion (1.0). Confer with R. Dugas regarding declarations. (.5) Review and comment on PI motion. (1.0) | 5.50 | confer | | |
| 6/20/2011 | Lemmon, Scott | Reviewed recent Supreme Court opinions that address First Amendment issues to determine relevance to our case. | 2.00 | | | |
| 6/21/2011 | Antzoulatos, Sophia | Cite Check, Bluebook, proof and edit Preliminary Injunction brief. | 4.25 | | | |
| 6/21/2011 | Lemmon, Scott | Worked with E. Dewar and other associates on reviewing, editing brief and motion for preliminary injunction. | 0.50 | | | |
| 6/21/2011 | Ripa, Augustine | Review and edit preliminary injunction brief (3.0); confer with B.Dewar and D.Hallward-Driemeir re: the same (.5) | 3.50 | | | |
| 6/21/2011 | Dewar, Elizabeth N. | PI motion work: continued revising PI to reduce length to 20-page limit (3.0); conferred with A.Ripa regarding additional revisions to PI motion regarding the legislative history and to reduce it in length (1.0); e-mail to D.Hallward-Driemeier and B.Manheim regarding legislative history issue (.5); conferred with S.Antzoulatos regarding cite-check of PI memorandum (.5) | 5.00 | confer | | |
| 6/21/2011 | Goetz, Mariel | Review and finalize physician declarations (2.0). Emails with team regarding PI motion (.25). Edits to PI motion and First Amended Complaint (2.5). | 4.75 | confer | | |
| 6/21/2011 | Hallward-Driemeier, Douglas | Revise draft memorandum in support of PI. | 5.25 | | | |

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Wollschlaeger v. Farmer
PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-----------|-----------------------------|--|-------|--------|--|--|
| 6/22/2011 | Edward Mullins | Review amended complaint (1.0); extensive conversation with B. Dewar on same (.5); correspond with team on same (.2); edit and revise preliminary injunction motion (1.5); conference with R. Dewar on legislative analysis (.4); correspond with same on same (.1); correspond with E. Dewar regarding edits (.1) | 3.80 | confer | | |
| 6/22/2011 | Antzoulatos, Sophia | Cite Check, Bluebook, proof and edit Preliminary Injunction brief and declarations. | 4.25 | | | |
| 6/22/2011 | Lemmon, Scott | Review motion for preliminary injunction prior to filing. | 2.00 | | | |
| 6/22/2011 | Jonathon Lowy | Review, edit pleadings – draft amended complaint and PI motion | 2.25 | | | |
| 6/22/2011 | Daniel Vice | Review, edit pleadings – draft amended complaint and PI motion | 1.75 | | | |
| 6/23/2011 | Hallward-Driemeier, Douglas | Final review memorandum in support of preliminary injunction. | 1.25 | | | |
| 6/23/2011 | Dewar, Elizabeth N. | E-mail to D.Vice regarding Brady Center edits (.25); performed final reviews of and implemented final technical and substantive revisions to PI motion and amended complaint before filing (6.0); numerous e-mails to/from local counsel and S.Antzoulatos regarding exhibits and logistics for filing (.25); numerous e-mails to/from B.Manheim and D.Hallward-Driemeier regarding IMS v. Sorrell decision and related potential revisions to PI motion (1.5) | 8.00 | confer | | |
| 6/24/2011 | Hal Lucas | Finalize and oversee e-filing and service of motion for preliminary injunction and multiple Declarations in support thereof, including coordination with co-counsel and telephonic conference with Judge's Chambers (3.0); review draft summonses for added defendants (1.5). | 3.50 | | | |
| 6/24/2011 | Ripa, Augustine | Draft and revise request for hearing; confer with team re: preliminary injunction edits and filing. | 1.50 | confer | | |
| 6/24/2011 | Hallward-Driemeier, Douglas | Correspondence with counsel for defendants regarding PI motion and scheduling logistics. | 1.25 | | | |

EXHIBIT 11

Wollschlaeger v. Farmer
PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-----------|-----------------------------|---|-------|--------|--|--|
| 6/24/2011 | Hallward-Driemeier, Douglas | Final review for filing of PI motion filings. | 0.75 | | | |
| 6/24/2011 | Hallward-Driemeier, Douglas | Review motion for oral argument and proposed order re PI motion. | 0.75 | | | |
| 6/24/2011 | Manheim, Bruce S Jr | Email correspondence with clients regarding PI filings. | 0.50 | | | |
| 6/24/2011 | Manheim, Bruce S Jr | Revise proposed order and pleading requesting a PI hearing (1.75); email correspondence with clients and counsel (.25); additional meetings regarding same (.75). Final review of pleadings before filing. (.25) | 3.00 | | | |
| 6/27/2011 | Edward Mullins | Review final motion for preliminary injunction (.2); prepare for meeting with J. Vail (.1); correspond with B. Manheim regarding preliminary injunction procedures (.1); attend meeting with Governor's office (.6); review recent Supreme Court case (.1); conference with J. Vail on service, task E. Davlia (.1); work on strategy on motion to intervene (.4); conference with T. Julin on strategy (.2); review motion to intervene (.2); conference with E. Dewar on strategy (.2); review orders on briefing, scheduling (.2); conference with D. Hallward-Driemeier on strategy (.2); conference with T. Julin on amicus (.2); conference with T. Julin, D. Hallward-Driemeier on same (.2) | 2.80 | confer | | |
| 6/27/2011 | Lewis, Julia | Email B. Dewar regarding reaching out to potential physician declarants for use in reply to defendant's opposition to motion for preliminary injunction. | 0.50 | | | |
| 6/28/2011 | Hallward-Driemeier, Douglas | Discussions with Mr. Manheim and Ms. Dewar research in anticipation of reply brief in support of PI. | 0.75 | confer | | |
| 6/29/2011 | Dewar, Elizabeth N. | Conferred with J. Broxmeyer regarding preliminary results of research on professional speech issue. | 0.50 | confer | | |

EXHIBIT 11

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PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-----------|---------------------|---|-------|--------|--|--|
| 6/29/2011 | Dewar, Elizabeth N. | E-mails to/from B.Manheim, D.Hallward-Driemeier, and J.Becker regarding floor debates and committee meeting hearings (.25); conferred with J.Broxmeyer regarding preliminary results of research on professional speech issue (.25). | 0.50 | confer | | |
| 6/29/2011 | Lemmon, Scott | Conducted research on the captive audience doctrine in First Amendment law to craft potential responses to NRA's Opposition to Motion for Preliminary Injunction. | 3.00 | | | |
| 6/29/2011 | Manheim, Bruce S Jr | Follow up on various matters in case, including research in anticipation of PI opposition. (.75) Follow up on intervention issues (.75); review case law on "piggyback standing." (1.0) | 2.50 | | | |
| 7/1/2011 | Lewis, Julia | Conference call with B. Manheim and team regarding research in preparation for response to defendants' opposition to motion for preliminary injunction. | 1.00 | confer | | |
| 7/5/2011 | Edward Mullins | Review motion to file amicus (.2); correspond with team on same (.1); correspond with team on State's violation of the court order (.1); review response to preliminary injunction motion (.3); review response by State to preliminary injunction motion (1.0); prepare memorandum to team on same (.5); edit and revise response to motion for leave to file amicus (.5); conference with E. Dewar on legislative history (.1); finalize filing (.2); review reply to response on intervention (.2) | 3.20 | confer | | |
| 7/5/2011 | Hal Lucas | Review NRA's motion for leave to participate as amicus curiae (.1); review Florida Attorney General's response to motion for preliminary injunction (.1); review draft papers re: response to NRA's motion for leave (.2) | 0.40 | | | |
| 7/5/2011 | Goetz, Mariel | Review and analyze preliminary injunction papers and draft counterarguments to state and NRA opposition briefs and emails with team regarding state's opposition arguments. | 6.00 | confer | | |
| 7/5/2011 | Lemmon, Scott | Reviewed defendants' opposition to motion for preliminary injunction. | 0.75 | | | |

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PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-------------|-----------------------------|---|--------------|--------------|--|--|
| 7/5/2011 | Lemmon, Scott | Reviewed National Rifle Association's opposition to motion for preliminary injunction. | 2.25 | | | |
| 7/5/2011 | Lewis, Julia | Meet with team to discuss defendant's opposition to our motion for a preliminary injunction and our strategy for drafting a reply brief. | 1.00 | confer | | |
| 7/5/2011 | Jonathon Lowy | Research and review state opposition to PI motion; outline responses | 1.50 | | | |
| 7/5/2011 | Daniel Vice | Research and review state opposition to PI motion | 1.75 | | | |
| 7/5/2011 | Dewar, Elizabeth N. | Read and analyzed State's and NRA's oppositions to PI (.5), and conferred with B.Manheim, D.Hallward-Driemeier, J. Borxmeyer and R&G team regarding strategy for PI reply brief. (.5) | 1.00 | confer | | |
| 7/5/2011 | Hallward-Driemeier, Douglas | Review Florida and NRA briefs in response to motion for PI. | 0.75 | | | |
| 7/5/2011 | Manheim, Bruce S Jr | Conference call with local counsel regarding PI motion (.5); email correspondence regarding same .25); follow up with team regarding same. (.25) | 1.00 | confer | | |
| 7/6/2011 | Hallward-Driemeier, Douglas | Correspondence with co-counsel and counsel for the State regarding live testimony at preliminary injunction hearing. | 0.25 | | | |
| 7/6/2011 | Lemmon, Scott | Reviewed National Rifle Association's opposition to motion for preliminary injunction. | 0.25 | | | |
| 7/6/2011 | Hallward-Driemeier, Douglas | Review briefs of State and NRA in opposition to PI motion. Prepare comments for reply. | 1.25 | | | |
| 7/6/2011 | Ripa, Augustine | Review team correspondence and emails on current issues in PI reply. | 0.50 | confer | | |
| 7/7/2011 | Goetz, Mariel | Emails with team regarding cases for PI and emails from doctors regarding PI hearing and recent experiences. | 0.25 | confer | | |
| 7/7/2011 | Hallward-Driemeier, Douglas | Revise reply to PI motion. | 6.50 | | | |
| 7/7/2011 | Ripa, Augustine | Review team correspondence and emails on current issues in PI reply. | 0.50 | confer | | |

EXHIBIT 11

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PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-----------|-----------------------------|--|-------|----------------|--|--|
| 7/8/2011 | Dewar, Elizabeth N. | Revised PI motion and Manheim declaration per numerous edits from B.Manheim, E.Mullins, D.Vice, and D.Hallward-Driemeier. | 9.75 | | | |
| 7/8/2011 | Goetz, Mariel | Review PI motion and emails with team regarding same. | 0.75 | confer | | |
| 7/8/2011 | Hallward-Driemeier, Douglas | Call with Mr. Manheim, Ms. Dewar, and Mr. Dugas to discuss revised reply to PI motion. | 0.50 | confer | | |
| 7/8/2011 | Hallward-Driemeier, Douglas | Revise reply to PI motion. | 3.75 | | | |
| 7/11/2011 | Hal Lucas | Review Court Orders entered on 7/11/2011 (0.1); attend moot court session (in preparation for preliminary injunction hearing) via telephone (1.5). | 1.60 | hearing | | |
| 7/11/2011 | Goetz, Mariel | Moot court session with D. Hallward-Driemeier and team to prepare for preliminary injunction hearing. | 1.50 | hearing | | |
| 7/11/2011 | Ripa, Augustine | Moot argument for preliminary injunction hearing and follow up; | 1.50 | hearing | | |
| 7/11/2011 | Dewar, Elizabeth N. | Prepared for D.Hallward-Driemeier moot argument for PI hearing on 7/13/11 by conferring with D.Hallward-Driemeier regarding outstanding key issues for PI argument (1.0) and by revising and annotating case materials in preparation for oral argument (3.5); conferred with S.Antzoulatos regarding preparing additional materials for argument. (.25) | 4.75 | hearing confer | | |
| 7/11/2011 | Goetz, Mariel | Confer with B. Dewar and A. Ripa about PI hearing and moot court preparation. | 3.00 | hearing confer | | |
| 7/11/2011 | Manheim, Bruce S Jr | Meeting with team regarding preparation for PI hearing; review additional cases. | 3.25 | hearing confer | | |
| 7/12/2011 | Hallward-Driemeier, Douglas | Prepare for oral argument of preliminary injunction motion. | 8.50 | hearing | | |
| 7/12/2011 | Manheim, Bruce S Jr | Meeting with E. Mullins regarding preliminary injunction hearing. | 2.00 | confer hearing | | |

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PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-----------|-----------------------------|--|-------|----------------|--|--|
| 7/12/2011 | Dewar, Elizabeth N. | Conferred with D.Hallward-Driemeier and B. Manheim concerning strategy for oral argument and issues to be addressed (.50) as well as annotated materials for argument (.25); prepared annotated copies of statute, Board of Medicine letter, and Board of Medicine minutes for D.Hallward-Driemeier use at argument. (.25) | 1.00 | confer hearing | | |
| 7/13/2011 | Hal Lucas | Attend preliminary injunction hearing (1.5); attend post-hearing meeting with clients and co-counsel (1.0). | 2.50 | hearing | | |
| 7/13/2011 | Dewar, Elizabeth N. | Oral argument on preliminary injunction motion. | 1.00 | hearing | | |
| 7/13/2011 | Hallward-Driemeier, Douglas | Prepare for, attend and present oral argument on preliminary injunction motion. | 4.50 | hearing | | |
| 7/13/2011 | Manheim, Bruce S Jr | Attend and participate in oral argument and hearing on preliminary injunction request; follow up with clients and local counsel. | 5.50 | hearing | | |
| 7/14/2011 | Lemmon, Scott | Reviewed transcript from hearing on Motion for Preliminary Injunction. | 0.75 | | | |
| 7/14/2011 | Lemmon, Scott | Meeting with B. Manheim, E. Dewar, J. Lewis, R. Dugas, A. Ripa to discuss additional briefing to draft in wake of hearing on Motion for Preliminary Injunction. | 1.00 | confer | | |
| 7/14/2011 | Lewis, Julia | Prepared for and participated in meeting with B. Manheim and Florida Gun Law Associates to discuss preparation of supplemental briefing on preliminary injunction motion. | 5.75 | confer | | |
| 7/14/2011 | Goetz, Mariel | Review transcript from PI hearing and emails with B. Dewar regarding outline for supplemental briefing (5.25). Team meeting regarding supplemental briefing strategy (1.0). | 6.75 | confer | | |
| 7/18/2011 | Hallward-Driemeier, Douglas | Revise supplemental brief in response to preliminary injunction hearing. | 4.50 | | | |

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PRELIMINARY INJUNCTION

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|------------|-----------------------------|---|-------|--------|--|--|
| 7/18/2011 | Lewis, Julia | Correspond with B. Dewar, D. Hallward-Driemeier, and B. Manheim to draft and revise supplemental brief in support for motion for preliminary injunction, including finding missing citations, rewriting paragraphs, entering team edits, and proofreading. | 7.75 | | | |
| 7/19/2011 | Lewis, Julia | Correspond with B. Dewar, D. Hallward-Driemeier, and B. Manheim to draft and revise supplemental brief in support for motion for preliminary injunction, including finding missing citations, rewriting paragraphs, entering team edits, proofreading, and reworking in light of Defendants' supplemental filing. | 8.75 | confer | | |
| 7/19/2011 | Hallward-Driemeier, Douglas | Final review of draft supplemental memorandum in support of PI and review and incorporate changes proposed by Brady Center and Ed Mullins. | 3.00 | | | |
| 7/21/2011 | Manheim, Bruce S Jr | Email correspondence regarding PI issuance and other related issues (.5); Review FL Constitution and FL Supreme Court certification issues. (.5) Correspond regarding next steps with co-counsel and D. Hallward-Driemeier. (.5) | 1.50 | confer | | |
| 7/25/2011 | Manheim, Bruce S Jr | Email correspondence in connection with impending Preliminary Injunction Decision. (.25) Review draft supplemental papers and declarations prepared by S. Lemmon. (1.0) | 1.25 | confer | | |
| 7/26/2011 | Dewar, Elizabeth N. | E-mails to/from S.Lemmon, D.Hallward-Driemeier, and E.Mullins regarding content of, and whether to file, additional supplemental declarations in response to clients' not having received copies of updated Tootle letter. | 0.25 | confer | | |
| 7/29/2011 | Manheim, Bruce S Jr | Email correspondence regarding case and Preliminary Injunction. Review state's Motion to Strike and next steps regarding Scheduling Order. | 1.25 | | | |
| 9/14/2011 | Edward Mullins | Review order denying motion to strike (.1); review order granting motion on preliminary injunction (.6). | 0.70 | | | |
| 10/17/2011 | O'Connell, Kelly | Analyzed preliminary injunction order and briefings to determine relevant undisputed statement of facts. | 1.25 | | | |

EXHIBIT 11**Wollschlaeger v. Farmer
PRELIMINARY INJUNCTION**

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-------------|---------------------|---|--------------|--------------|--|--|
| 7/9/2012 | O'Connell, Kelly | Meeting with E. Siegle regarding update on case law research and next steps (.5); continued drafting motion for attorneys' fees (2.0); meeting with E. Siegle, B. Manheim, and D. Hallward-Driemeier to discuss fee petition strategy (1.0); continued to work with E. Siegle regarding same (.25); analyzed expenses and drafted email summarizing preliminary numbers for team (1.75); email correspondence with B. Manheim regarding same. (.25) | 5.75 | confer | | |

EXHIBIT 12

Wollschlaeger v. Farmer

WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|-----------------------------|--|-------|--------|--|
| 10/12/2011 | Edward Mullins | Correspond with team on summary judgment issue | 0.40 | | |
| 10/12/2011 | Dewar, Elizabeth N. | Emails to/from D.Hallward-Driemeier, B.Manheim, and E.Mullins regarding State's decision to pursue summary judgment and related strategy. | 0.25 | confer | |
| 10/12/2011 | Hallward-Driemeier, Douglas | Confer with team regarding summary judgment motion in light of defendants' determination not to consent to convert PI into permanent injunction. | 0.50 | confer | |
| 10/12/2011 | Manheim, Bruce S Jr | Follow up with S. Lemon regarding Summary Judgment motions. | 0.50 | confer | |
| 10/13/2011 | Edward Mullins | Correspond with S. Lemmon regarding summary judgment motion | 0.20 | confer | |
| 10/13/2011 | Lemmon, Scott | Multiple emails with E. Mullins regarding application of local rules to summary judgment motions. | 0.25 | confer | |
| 10/13/2011 | Manheim, Bruce S Jr | Focus on Summary Judgment Motion in case. | 0.50 | | |
| 10/14/2011 | Dewar, Elizabeth N. | Meeting with D.Hallward-Driemeier, B.Manheim, K.O'Connell, and S.Lemmon regarding strategy for summary judgment motion. | 0.75 | confer | |
| 10/14/2011 | Hallward-Driemeier, Douglas | Call to Jay Vail to discuss cross-summary judgment motions. | 0.25 | | |
| 10/14/2011 | Hallward-Driemeier, Douglas | Meet with Mr. Manheim, Mr. Mullins, Ms. Dewar, Mr. Lemmon, and Ms. O'Connell to discuss summary judgment motion. | 0.75 | confer | |
| 10/14/2011 | Lemmon, Scott | Attended meeting with D. Hallward-Driemeier, B. Manheim, E. Mullins, E. Dewar, K. O'Connell regarding motion for summary judgment. | 1.00 | confer | |
| 10/14/2011 | Manheim, Bruce S Jr | Focus on Summary Judgment Motion issues. | 0.50 | | |
| 10/14/2011 | Manheim, Bruce S Jr | Meeting with team and E. Mullins to discuss Summary Judgment Motion and next steps. | 0.75 | confer | |
| 10/14/2011 | O'Connell, Kelly | Worked with S. Lemmon to compile relevant previous filings for drafting summary judgment motion. | 0.25 | confer | |
| 10/14/2011 | O'Connell, Kelly | Meeting with team and local counsel to discuss motion for summary judgment strategy. | 1.00 | confer | |

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WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|-----------------------------|--|-------|--------|--|
| 10/17/2011 | Lewis, Julia | Call with K. O'Connell re: summary judgment motion. Review board meeting minutes and emails from D. Hallward-Driemeier and B. Manheim re: summary judgment. | 0.25 | | |
| 10/17/2011 | Manheim, Bruce S Jr | Follow up on timing of Summary Judgment Motions, other matters for clients. | 0.50 | | |
| 10/17/2011 | O'Connell, Kelly | Analyzed preliminary injunction order and briefings to determine relevant undisputed statement of facts. | 1.25 | | |
| 10/18/2011 | Lemmon, Scott | Reviewed filings for preparation of motion for summary judgment. | 0.75 | | |
| 10/18/2011 | Lemmon, Scott | Drafted motion for summary judgment. | 2.50 | | |
| 10/18/2011 | O'Connell, Kelly | Continued drafting separate statement of undisputed facts. | 2.00 | | |
| 10/18/2011 | O'Connell, Kelly | Began drafting separate statement of undisputed facts. | 2.25 | | |
| 10/19/2011 | Lemmon, Scott | Drafted Motion for Summary Judgment and memorandum. | 6.75 | | |
| 10/19/2011 | Manheim, Bruce S Jr | Follow up with S. Lemmon regarding Summary Judgment motions. | 0.50 | | |
| 10/20/2011 | Edward Mullins | Review correspondence regarding summary judgment | 0.10 | confer | |
| 10/20/2011 | Manheim, Bruce S Jr | Focus on Summary Judgment Motion and related issues. | 0.50 | | |
| 10/20/2011 | Hallward-Driemeier, Douglas | Draft correspondence to counsel for defendants regarding joint statement of undisputed facts. | 0.25 | confer | |
| 10/21/2011 | Hallward-Driemeier, Douglas | Confer with Mr. Manheim regarding schedule for summary judgment briefing in light of state's failure to respond to request for stipulated statement of facts. Send email to counsel for defendants regarding schedule. | 0.50 | | |
| 10/21/2011 | Manheim, Bruce S Jr | Focus on Summary Judgment motions and state response; meeting with D. Hallward-Driemeier to discuss same. | 0.50 | confer | |
| 10/21/2011 | O'Connell, Kelly | Corresponded with S. Lemmon regarding draft of motion for summary judgment. | 0.25 | confer | |

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WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|-----------------------------|--|-------|--------|--|
| 10/21/2011 | Edward Mullins | Review correspondence on stipulated set of facts to J. Vail | 0.10 | | |
| 10/21/2011 | Hallward-Driemeier, Douglas | Confer with Mr. Manheim regarding schedule for summary judgment briefing in light of state's failure to respond to request for stipulated statement of facts. Send email to counsel for defendants regarding schedule. | 0.50 | | |
| 10/22/2011 | Lemmon, Scott | Drafted motion for summary judgment. | 3.75 | | |
| 10/23/2011 | Lemmon, Scott | Drafted motion for summary judgment. | 1.25 | | |
| 10/24/2011 | Dewar, Elizabeth N. | Reviewed draft motion for summary judgment and emails to/from D.Hallward-Driemeier and S.Lemmon regarding comments and proposed revisions to same. | 1.00 | confer | |
| 10/24/2011 | Hallward-Driemeier, Douglas | Review and provide comments on draft motion for summary judgment. | 1.25 | confer | |
| 10/24/2011 | Lemmon, Scott | Edited K. O'Connell's draft Statement of Undisputed Facts to be filed with the Motion for Summary Judgment. | 1.50 | | |
| 10/24/2011 | Lemmon, Scott | Drafted Motion for Summary Judgment, Proposed Order. | 8.75 | | |
| 10/24/2011 | Manheim, Bruce S Jr | Review Summary Judgment papers prepared by S. Lemon and K. O'Connell. | 0.75 | | |
| 10/24/2011 | O'Connell, Kelly | Discussion with S. Lemmon regarding revisions to summary judgment motion and separate statement of facts. | 0.25 | confer | |
| 10/24/2011 | Lemmon, Scott | Edited K. O'Connell's draft Statement of Undisputed Facts to be filed with the Motion for Summary Judgment. | 1.50 | | |
| 10/24/2011 | O'Connell, Kelly | Discussion with S. Lemmon regarding revisions to summary judgment motion and separate statement of facts. | 0.25 | confer | |
| 10/25/2011 | Lemmon, Scott | Edited unopposed motion, proposed order to extend deadline for filing cross motions for summary judgment. | 0.50 | | |
| 10/25/2011 | Manheim, Bruce S Jr | Additional email correspondence relating to Summary Judgment Motion and filing Unopposed Extension Motion with Court. | 0.50 | confer | |
| 10/25/2011 | Manheim, Bruce S Jr | Telephone conference with J. Vail regarding extension of Summary Judgment motions and filing of Joint Statement of Undisputed Facts | 0.50 | | |

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WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|---------------------|---|-------|--------|--|
| 10/25/2011 | O'Connell, Kelly | Began revising motion for summary judgment per D. Hallward-Driemier's comments. | 1.00 | | |
| 10/25/2011 | O'Connell, Kelly | Continued revising motion for summary judgment per D. Hallward-Driemeier's comments. | 2.75 | | |
| 10/25/2011 | Manheim, Bruce S Jr | Telephone conference with J. Vail regarding extension of Summary Judgment motions and filing of Joint Statement of Undisputed Facts | 0.50 | | |
| 10/26/2011 | Dewar, Elizabeth N. | Numerous e-mails to/from E.Mullins, D.Hallward-Driemeier, B.Manheim, K.O'Connell, and S.Lemmon regarding drafts of summary judgment brief and stipulated statement of facts and revisions thereto, potential participation of additional amici, and recently issued decision for possible inclusion in summary judgment briefing. | 0.25 | confer | |
| 10/26/2011 | Manheim, Bruce S Jr | Focus on Summary Judgment motion and papers. | 0.50 | | |
| 10/26/2011 | O'Connell, Kelly | Drafted final revisions to motion for summary judgment and corresponded with team regarding review. | 0.75 | | |
| 10/26/2011 | O'Connell, Kelly | Continued drafted revised motion for summary judgment per D. Hallward-Driemeier's comments. | 1.75 | | |
| 10/26/2011 | Dewar, Elizabeth N. | Numerous e-mails to/from E.Mullins, D.Hallward-Driemeier, B.Manheim, K.O'Connell, and S.Lemmon regarding drafts of summary judgment brief and stipulated statement of facts and revisions thereto, potential participation of additional amici, and recently issued decision for possible inclusion in summary judgment briefing. | 0.25 | confer | |
| 10/26/2011 | O'Connell, Kelly | Revised separate statement of facts, corresponded with team regarding same, and circulated to local counsel. | 0.50 | | |
| 10/27/2011 | Manheim, Bruce S Jr | Review statement of facts prepared internally and revise. | 0.75 | | |
| 10/28/2011 | Dewar, Elizabeth N. | E-mails to/from S.Lemmon and E.Mullins regarding revisions to draft statement of stipulated facts; reviewed E.Mullins' revisions to same. | 0.25 | confer | |
| 10/28/2011 | Manheim, Bruce S Jr | Review E. Mullins' edits to statement of facts; follow up with team. | 0.50 | confer | |

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WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|-----------------------------|--|-------|--------|--|
| 10/31/2011 | Manheim, Bruce S Jr | Telephone conversation with S. Lemmon regarding Summary Judgment papers and exchange of proposed joint statement with State. | 0.50 | confer | |
| 10/31/2011 | O'Connell, Kelly | Analyzed final revised SSOF and corresponded with S. Lemmon regarding same. | 0.25 | | |
| 10/31/2011 | Hallward-Driemeier, Douglas | Review and provide comments on draft statement of undisputed facts. | 0.50 | | |
| 10/31/2011 | Lemmon, Scott | Edited Undisputed Statement of Facts to incorporate comments by D. Hallward-Driemeier, B. Manheim. | 4.50 | | |
| 10/31/2011 | O'Connell, Kelly | Corresponded with S. Lemmon regarding revisions to separate statement of facts. | 0.25 | | |
| 11/1/2011 | Dewar, Elizabeth N. | Reviewed revised proposed statement of undisputed facts; emails to/from S.Lemmon regarding same. | 0.25 | confer | |
| 11/1/2011 | O'Connell, Kelly | Drafted final draft of separate statement of facts to send to the State. | 0.25 | | |
| 11/3/2011 | Edward Mullins | Review State's revisions to undisputed facts (.2); correspond with Ropes team on same (.5). | 0.60 | confer | |
| 11/3/2011 | Dewar, Elizabeth N. | Reviewed state revisions to proposed statement of stipulated facts and emails to/from E.Mullins, B.Manheim, D.Hallward-Driemeier, and S.Lemmon regarding same. | 0.25 | confer | |
| 11/3/2011 | Lemmon, Scott | Reviewed Florida's proposed statement of undisputed facts. | 1.00 | | |
| 11/3/2011 | Manheim, Bruce S Jr | Review state's revision of Statement of Facts. | 0.50 | | |
| 11/3/2011 | O'Connell, Kelly | Corresponded with team regarding government's proposed revisions to separate statement of facts. | 0.75 | confer | |
| 11/4/2011 | Dewar, Elizabeth N. | Email to Ropes team conveying proposed revisions to proposed statement of stipulated facts. | 0.25 | confer | |
| 11/4/2011 | Lemmon, Scott | Edited proposed statement of facts. | 3.75 | | |
| 11/4/2011 | O'Connell, Kelly | Corresponded with team about the pros and cons of two separate statements of fact. | 0.25 | confer | |
| 11/4/2011 | O'Connell, Kelly | Made further revisions to new proposed statement of facts. | 0.25 | | |

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WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|-----------------------------|--|-------|--------|--|
| 11/4/2011 | O'Connell, Kelly | Worked with S. Lemmon to discuss revisions to defendant's separate statement of facts and drafted same. | 1.75 | confer | |
| 11/7/2011 | Lemmon, Scott | Edited Proposed Joint Statement of Facts for negotiation with Defendants. | 1.25 | | |
| 11/8/2011 | O'Connell, Kelly | Corresponded with S. Lemmon regarding revised SSOF; aided and analyzed same. | 0.25 | confer | |
| 11/8/2011 | Hallward-Driemeier, Douglas | Review and revise draft statement of undisputed facts. | 0.75 | | |
| 11/8/2011 | Lemmon, Scott | Edited Joint Statement of Facts to conform to agreement with Defendants. | 1.25 | | |
| 11/8/2011 | Manheim, Bruce S Jr | Review final statement of facts and DHD comments on the pleading. | 0.50 | | |
| 11/9/2011 | Lemmon, Scott | Discussed next steps for Motion for Summary Judgment with A. Ripa. | 0.50 | confer | |
| 11/9/2011 | O'Connell, Kelly | Worked with team to revise SSOF per State's comments; corresponded with the State regarding same. | 0.50 | | |
| 11/9/2011 | Edward Mullins | Review changes of J. Vail (.1); correspond with team regarding strategy and filing date (.2); review draft of undisputed facts, finalize same (.3). | 0.60 | confer | |
| 11/9/2011 | Dewar, Elizabeth N. | Reviewed opposing counsel's second round of objections to statement of undisputed facts and emails to/from B.Manheim, E.Mullins, S.Lemmon, and K.O'Connell regarding same. | 0.25 | confer | |
| 11/9/2011 | Hallward-Driemeier, Douglas | Review Defendants' response to proposed statement of facts. | 0.75 | | |
| 11/9/2011 | Lemmon, Scott | Edited Joint Statement of Facts to conform to agreement with Defendants. | 0.75 | | |
| 11/9/2011 | Manheim, Bruce S Jr | Email correspondence and exchange with state regarding agreement on undisputed statement of facts; review S. Lemon draft and provide comments. | 0.75 | | |
| 11/10/2011 | Edward Mullins | Work on finalizing summary judgment motion (.2); finalize joint motion for pages (.2). | 0.40 | | |

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WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|-----------------------------|--|-------|--------|--|
| 11/10/2011 | Hallward-Driemeier, Douglas | Review and revise memorandum in support of summary judgment. | 2.50 | | |
| 11/10/2011 | Lemmon, Scott | Worked with A. Ripa regarding status of Motion for Summary Judgment, next steps. | 0.75 | confer | |
| 11/10/2011 | Lemmon, Scott | Worked with B. Manheim, D. Hallward-Driemeier, A. Ripa, K. O'Connell to edit Motion for Summary Judgment in preparation for filing on November 11, 2011. | 11.50 | confer | |
| 11/10/2011 | Manheim, Bruce S Jr | Review draft Motion for Summary Judgment. | 1.00 | | |
| 11/10/2011 | Ripa, Augustine | Revise joint statement of facts and summary judgment memo and motion (5.0); coordinate with team re: the same (.5); research new first amendment cases and incorporate the same (3.25) | 8.75 | | |
| 11/10/2011 | O'Connell, Kelly | Corresponded with S. Lemmon and A. Ripa to revise MSJ, proposed order, and SSOF; drafted revisions to same. | 2.50 | confer | |
| 11/10/2011 | O'Connell, Kelly | Corresponded with S. Lemmon and A. Ripa to revise MSJ, proposed order, and SSOF; drafted revisions to same. | 2.50 | confer | |
| 11/10/2011 | Lemmon, Scott | Finalized, sent revised Statement of Facts to opposing counsel. | 0.25 | | |
| 11/10/2011 | O'Connell, Kelly | Revised supplemental statement of facts and corresponded with S. Lemmon regarding same; confirmed challenged provisions. | 1.75 | confer | |
| 11/10/2011 | Ripa, Augustine | Revise joint statement of facts and summary judgment memo and motion (5.0); coordinate with team re: the same (.5); research new first amendment cases and incorporate the same (3.25) | 8.75 | | |
| 11/11/2011 | Jonathon Lowy | Review summary judgment papers | 0.25 | | |
| 11/11/2011 | Daniel Vice | Review and analyze summary judgment filings | 0.25 | | |
| 11/11/2011 | Doug Giuliano | Confer with team on filing motion for summary judgment (0.3). | 0.30 | confer | |

EXHIBIT 12

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WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|-----------------------------|--|-------|--------|--|
| 11/11/2011 | Edward Mullins | Work on statement of undisputed facts (.1); correspond with S. Lemmon on procedure (.5); finalize summary judgment (.1). | 0.70 | confer | |
| 11/11/2011 | Dewar, Elizabeth N. | Conferred with S.Lemmon regarding filing of motion for summary judgment and emails to/from S.Lemmon and E.Mullins regarding same. | 0.25 | confer | |
| 11/11/2011 | Hallward-Driemeier, Douglas | Further revise memorandum in support of summary judgment. | 2.00 | | |
| 11/11/2011 | Lemmon, Scott | Worked with B. Manheim, D. Hallward-Driemeier, A. Ripa, K. O'Connell to edit Motion for Summary Judgment in preparation for filing. | 10.25 | | |
| 11/11/2011 | Manheim, Bruce S Jr | Additional review of Summary Judgment filings. | 0.75 | | |
| 11/11/2011 | O'Connell, Kelly | Drafted revisions and finalized motion for summary judgment and related documents; worked with S. Lemmon and A. Ripa regarding same. | 5.25 | | |
| 11/11/2011 | Ripa, Augustine | Revise joint statement of facts and summary judgment memo and motion; coordinate with team re: the same; coordinate filing of the same | 6.50 | | |
| 11/11/2011 | Edward Mullins | Work on statement of undisputed facts (.1); correspond with S. Lemmon on procedure (.5); finalize summary judgment (.1). | 0.70 | confer | |
| 11/11/2011 | Ripa, Augustine | Revise joint statement of facts and summary judgment memo and motion; coordinate with team re: the same; coordinate filing of the same | 6.50 | | |
| 11/14/2011 | Jonathon Lowy | Review summary judgment papers | 0.25 | | |
| 11/14/2011 | Daniel Vice | Review and analyze summary judgment filings | 0.25 | | |
| 11/14/2011 | Doug Giuliano | Confer with team on defendant's filing not complying with local rules and on deadline for responding to motion for summary judgment. | 0.20 | confer | |

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Wollschlaeger v. Farmer

WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|---------------------|---|-------|--------|--|
| 11/14/2011 | Edward Mullins | Review State's motion for summary judgment (.1); correspond with S. Lemmon about potential striking of same (.2); review motion for pages (.1); correspond with co-counsel on same (.3). | 0.70 | confer | |
| 11/14/2011 | Dewar, Elizabeth N. | E-mails to/from S.Lemmon, D.Hallward-Driemeier, and B.Manheim regarding defendants' motion for summary judgment and responses thereto; read defendants' submissions. | 0.50 | confer | |
| 11/14/2011 | Lemmon, Scott | Reviewed Defendants' Motion for Summary Judgment. | 1.00 | | |
| 11/14/2011 | Manheim, Bruce S Jr | Email correspondence regarding state violation of page limit and line spacing rules; telephone conference with J. Vail regarding same; review of Motion for Summary Judgment for arguments. | 1.50 | | |
| 11/14/2011 | Ripa, Augustine | Review Plaintiffs' motion for summary judgment (1.0); analyze applicable authorities regarding the same (1.75); begin drafting opposition to the same (3.5) | 6.25 | | |
| 11/15/2011 | Antzoulatos, Sophia | Run searches for A. Ripa for examples of Opposition to Summary Judgment Motions from SD Florida (1.0); discuss workspace issues with A. Ripa (.5) | 1.50 | confer | |
| 11/15/2011 | Lemmon, Scott | Correspondance with K. O'Connell, A. Ripa regarding status of response to Defendants' Motion for Summary Judgment and next steps. | 0.50 | confer | |
| 11/15/2011 | Manheim, Bruce S Jr | Work on Motion Summary Judgment issues; coordinate response. | 0.50 | confer | |
| 11/15/2011 | Manheim, Bruce S Jr | Follow up with J. Vail regarding state's Motion for Summary Judgment. | 0.50 | | |
| 11/15/2011 | O'Connell, Kelly | Analyzed Defendant's motion for summary judgment (1.0); corresponded with team regarding approach to opposition (.25); meeting with S. Lemmon and A. Ripa regarding same; (.5) began analyzing Defendant's past pleadings for inconsistencies with current motion. (.5) | 2.25 | confer | |
| 11/15/2011 | Ripa, Augustine | Draft opposition to Plaintiffs' motion for summary judgment; analyze applicable authorities regarding the same | 7.50 | | |

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WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|-----------------------------|---|-------|--------|--|
| 11/16/2011 | Hallward-Driemeier, Douglas | Review defendants' motion for summary judgment and statement in support. (1.0) Conversation with Mr. Ripa re same. (.5) | 1.50 | confer | |
| 11/16/2011 | O'Connell, Kelly | Analyzed Defendant's past pleading for inconsistencies with motion for summary judgment. | 1.00 | | |
| 11/16/2011 | O'Connell, Kelly | Began analyzing case law and outlining argument opposing defendant's motion for summary judgment. | 1.50 | | |
| 11/16/2011 | Ripa, Augustine | Draft opposition to Plaintiffs' motion for summary judgment; analyze applicable authorities regarding the same | 7.75 | | |
| 11/17/2011 | Manheim, Bruce S Jr | Follow up on Summary Judgment Motions and reply to state brief. | 0.50 | | |
| 11/17/2011 | O'Connell, Kelly | Analyzed relevant case law and continued outlining Title VII argument for opposition to motion for summary judgment. | 3.75 | | |
| 11/17/2011 | Ripa, Augustine | Draft opposition to Plaintiffs' motion for summary judgment; analyze applicable authorities regarding the same | 6.75 | | |
| 11/18/2011 | Manheim, Bruce S Jr | Follow up on filing of response to state Summary Judgment Motion. | 0.50 | | |
| 11/18/2011 | O'Connell, Kelly | Drafted argument regarding sections 5 and 6 for opposition to defendant's motion for summary judgment. | 1.75 | | |
| 11/18/2011 | O'Connell, Kelly | Drafted and revised opposition to Defendant's motion for summary judgment. | 2.00 | | |
| 11/18/2011 | Ripa, Augustine | Draft opposition to Plaintiffs' motion for summary judgment; analyze applicable authorities regarding the same | 5.00 | | |
| 11/20/2011 | Lemmon, Scott | Edited opposition to Defendant's Motion for Summary Judgment. | 4.00 | | |
| 11/21/2011 | Lemmon, Scott | Edited opposition to Defendants' Motion for Summary Judgment. | 4.75 | | |
| 11/21/2011 | Manheim, Bruce S Jr | Focus on opposition to state's Motion for Summary Judgment and related papers. | 0.50 | | |

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WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|-----------------------------|---|-------|--------|--|
| 11/21/2011 | O'Connell, Kelly | Continued drafting opposition to Defendant's motion for summary judgment; worked with S. Lemmon regarding same | 3.50 | | |
| 11/22/2011 | Lemmon, Scott | Edited Opposition to Defendant's Motion for Summary Judgment. | 9.50 | | |
| 11/22/2011 | O'Connell, Kelly | Worked with S. Lemmon on opposition to motion for summary judgment. | 0.25 | | |
| 11/22/2011 | O'Connell, Kelly | Drafted and revised opposition to defendant's motion for summary judgment. | 5.50 | | |
| 11/23/2011 | Edward Mullins | Review response to summary judgment (.2); correspond with S. Lemmon on reply to same (.1). | 0.30 | confer | |
| 11/23/2011 | Hallward-Driemeier, Douglas | Review of Defendants' opposition to motion for summary judgment. | 1.25 | | |
| 11/23/2011 | Lemmon, Scott | Edited Opposition to Defendants' Motion for Summary Judgment. | 7.25 | | |
| 11/23/2011 | Manheim, Bruce S Jr | Review state opposition to plaintiffs' motion for summary judgment. | 0.75 | | |
| 11/23/2011 | O'Connell, Kelly | Worked with S. Lemmon on drafting and revising opposition to defendant's motion for summary judgment. | 3.75 | | |
| 11/28/2011 | Hallward-Driemeier, Douglas | Revise opposition to defendants' motion for summary judgment. | 1.50 | | |
| 11/28/2011 | Ripa, Augustine | Review D's reply to Plaintiffs opposition for SJ (.5); review draft opposition to D's motion for summary judgment (1.5) | 2.00 | | |
| 11/28/2011 | Manheim, Bruce S Jr | Review opposition briefs to state MSJ. | 1.00 | | |
| 11/29/2011 | Hallward-Driemeier, Douglas | Meet with team to outline revisions to opposition to defendants' summary judgment motion. | 1.50 | confer | |
| 11/29/2011 | Lemmon, Scott | Worked with A. Ripa, K. O'Connell to edit Opposition to Defendants' Motion for Summary Judgment. | 7.25 | confer | |

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Wollschlaeger v. Farmer

WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|-----------------------------|--|-------|--------|--|
| 11/29/2011 | O'Connell, Kelly | Multiple emails and calls with S. Lemmon and A. Ripa on revising latest draft of opposition to Defendant's motion for summary judgment (.5); discussed action plan for reply. (.5) | 1.00 | confer | |
| 11/29/2011 | O'Connell, Kelly | Worked with D. Hallward-Driemeier, S. Lemmon, and A. Ripa on revisions to opposition to motion for summary judgment, reply and Defendant's statement of facts. | 7.25 | confer | |
| 11/29/2011 | Ripa, Augustine | Revise opposition to Plaintiffs' motion for summary judgment; analyze applicable authorities regarding the same; begin drafting reply to D's opposition to P's motion for SJ | 11.00 | | |
| 11/29/2011 | Lemmon, Scott | Drafted explanation of disagreements with Defendants' Statement of Facts. | 0.50 | | |
| 11/29/2011 | O'Connell, Kelly | Worked with D. Hallward-Driemeier, S. Lemmon, and A. Ripa on revisions to opposition to motion for summary judgment, reply and Defendant's statement of facts. | 7.25 | confer | |
| 11/30/2011 | Edward Mullins | Edit and revise opposition to summary judgment (1.3); send comments to Ropes team (.2). | 1.50 | confer | |
| 11/30/2011 | Hallward-Driemeier, Douglas | Revise draft opposition to defendants' summary judgment motion. | 5.00 | | |
| 11/30/2011 | Lemmon, Scott | Correspondence with K. O'Connell, A. Ripa regarding status of Opposition to Defendants' Motion for Summary Judgment. | 1.00 | confer | |
| 11/30/2011 | Lemmon, Scott | Edited Opposition to Defendant's Motion for Summary Judgment. | 1.50 | | |
| 11/30/2011 | Manheim, Bruce S Jr | Review and revise draft opposition to state motion for summary judgment. | 1.00 | | |
| 11/30/2011 | O'Connell, Kelly | Revised opposition to Defendant's motion for summary judgment per team's comments. | 1.75 | | |
| 11/30/2011 | Ripa, Augustine | Revise opposition to Plaintiffs' motion for summary judgment (5.0); implement DHD's comments re: the same (2.0); draft reply to D's opposition to P's motion for SJ (2.25) | 9.25 | | |

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WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|---------------------|---|-------|--------|--|
| 11/30/2011 | Suarez, Lauren | Westlaw Keycite report and caselaw retrieval; Cite check, fact check, quote check Opposition to Motion for Summary Judgment, per Attorney S. Lemmon. | 6.25 | | |
| 11/30/2011 | O'Connell, Kelly | Continued drafting Reply brief (2.0); drafted response to Defendant's objections to Plaintiff's supplemental statement of facts (1.0); multiple emails and calls with A. Ripa and S. Lemmon regarding same. (.75) | 3.75 | confer | |
| 11/30/2011 | Suarez, Lauren | Westlaw Keycite report and caselaw retrieval; Cite check, fact check, quote check Opposition to Motion for Summary Judgment, per Attorney S. Lemmon. | 6.25 | | |
| 12/1/2011 | Edward Mullins | Review and finalize opposition to summary judgment | 0.40 | | |
| 12/1/2011 | Lemmon, Scott | Edited Opposition to Defendants' Motion for Summary Judgment. | 0.75 | | |
| 12/1/2011 | Manheim, Bruce S Jr | Review and revise opposition to state Motion for Summary Judgment. | 1.00 | | |
| 12/1/2011 | O'Connell, Kelly | Analyzed D. Hallward-Driemeier's revisions to opposition and further revised opposition to Defendant's motion for summary judgment (4.0); analyzed and commented on draft of Reply brief using L. Suarez's suggestions (1.0); finalized all documents for filing. (1.0) | 6.00 | | |
| 12/1/2011 | Ripa, Augustine | Revise opposition to Plaintiffs' motion for summary judgment; coordinate filing re: the same; draft and revise reply to D's opposition to P's motion for SJ | 8.75 | | |
| 12/1/2011 | Suarez, Lauren | Westlaw Keycite report and case law retrieval; Cite check, fact check, quote check Opposition to Motion for Summary Judgment, per Attorney S. Lemmon. | 5.25 | | |
| 12/1/2011 | Suarez, Lauren | Westlaw Keycite report and case law retrieval; Cite check, fact check, quote check Opposition to Motion for Summary Judgment, per Attorney S. Lemmon. | 5.25 | | |

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WORK ON SUMMARY JUDGMENT

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| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|-----------|-----------------------------|--|-------|-------|--|
| 12/2/2011 | Lemmon, Scott | Edited Reply to Defendants' Response to Plaintiffs' Motion for Summary Judgment. | 0.75 | | |
| 12/2/2011 | Lemmon, Scott | Drafted vagueness, overbreadth sections of Reply to Defendants' Response to Plaintiffs' Motion for Summary Judgment. | 3.75 | | |
| 12/2/2011 | Manheim, Bruce S Jr | Initial review of reply to state opposition to Motion Summary Judgment. | 0.50 | | |
| 12/2/2011 | Ripa, Augustine | Draft and revise summary judgment reply; | 7.50 | | |
| 12/2/2011 | Lemmon, Scott | Drafted reply to Defendants' response to Plaintiffs' Supplemental Statement of Facts. | 2.50 | | |
| 12/2/2011 | O'Connell, Kelly | Revised reply brief to Defendants' opposition; drafted response to opposition to statement of facts; worked with A. Ripa and S. Lemmon regarding same. | 3.25 | | |
| 12/4/2011 | Edward Mullins | Edit and revise reply to response to summary judgment, statement of undisputed facts | 0.50 | | |
| 12/4/2011 | Edward Mullins | Edit and revise reply to response to summary judgment, statement of undisputed facts | 0.50 | | |
| 12/5/2011 | Hallward-Driemeier, Douglas | Revise reply in support of motion for summary judgment and response to defendants' statement of material facts. | 3.50 | | |
| 12/5/2011 | Lemmon, Scott | Edited Reply to Defendants' Opposition to Plaintiffs' Motion for Summary Judgment. | 3.75 | | |
| 12/5/2011 | Manheim, Bruce S Jr | Additional review of Summary Judgment reply briefs and papers. | 0.50 | | |
| 12/5/2011 | Manheim, Bruce S Jr | Review and revise draft brief opposing state opposition to Plaintiffs' Motion for Summary Judgment. | 1.00 | | |
| 12/5/2011 | Ripa, Augustine | Revise summary judgment reply; coordinate filing re: the same | 7.50 | | |
| 12/5/2011 | Hallward-Driemeier, Douglas | Revise reply in support of motion for summary judgment and response to defendants' statement of material facts. | 3.50 | | |
| 12/5/2011 | Lemmon, Scott | Edited Reply to Defendants' Response to Plaintiffs' Supplemental Statement of Undisputed Facts. | 3.00 | | |

EXHIBIT 12

Wollschlaeger v. Farmer

WORK ON SUMMARY JUDGMENT

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | |
|------------|---------------------|--|-------|--------|--|
| 12/5/2011 | O'Connell, Kelly | Located citation for reply revision (.25); correspondence with S. Lemmon regarding revisions per D. Hallward-Driemeier (.5); analyzed same (.25); worked with team to revise reply to fact objections (.25); analyzed B. Manheim revisions (.25); analyzed final revisions and drafts prior to filing. (.25) | 1.75 | | |
| 12/5/2011 | O'Connell, Kelly | Revised reply per S. Antzoulatos comments (1.0); corresponded with her regarding same. (.25) | 1.25 | | |
| 12/6/2011 | Manheim, Bruce S Jr | Review pleadings in case and summary judgment papers. | 1.00 | | |
| 12/8/2011 | Manheim, Bruce S Jr | Review papers filed by state in opposition to motion for summary judgment. | 1.00 | | |
| 12/8/2011 | O'Connell, Kelly | Reviewed correspondence from team and Plaintiffs regarding new gun law case; analyzed local rules to determine when Defendants' reply is due. | 0.25 | | |
| 12/9/2011 | Edward Mullins | Review reply to response to summary judgment (.2); correspond with S. Lemmon on same (.1) | 0.30 | | |
| 12/9/2011 | O'Connell, Kelly | Analyzed Defendants' reply in support of their motion for summary judgment; corresponded with team regarding same. | 0.50 | | |
| 12/9/2011 | Ripa, Augustine | Review state summary judgment filing | 0.75 | | |
| 12/14/2011 | Doug Giuliano | Analyze whether Florida Statute 790.335 applies to private persons and draft summary on same. | 0.20 | | |
| 6/29/2012 | Daniel Vice | Review and analyze order granting Plaintiffs' Motion for Summary Judgment | 0.25 | | |
| 6/29/2012 | Edward Mullins | Review order granting summary judgment (.2); work on costs issue (.2) | 0.40 | | |
| 7/2/2012 | O'Connell, Kelly | Reviewed opinion granting motion for summary judgment (.5); worked with team regarding motion for attorney's fees (.5); corresponded with B. Chu to receive updated expense reports (.25); reviewed previous materials to re-familiarize myself and materials to D. Cunningham. (.5) | 1.75 | confer | |
| | | | | | |

EXHIBIT 13

Wollschlaeger v. Farmer

GENERALLY DUPLICATIVE TIME

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------|--|-------|---|--------|
| 5/4/2011 | Jonathon Lowy | Conference call with clients re: litigation strategy (.5); Review materials including pediatricians' policies and clinical guidance on firearms prevention to prepare complaint (.25) | 0.25 | detail (clients not identified); duplicative of Ripa 5/5, 6, 9, 10 | |
| 5/6/2011 | Daniel Vice | Conference call with clients re: litigation strategy and constitutional challenge to legislation | 0.25 | duplicative of Lowy 5/6 | |
| 5/10/2011 | Dina Shand | Researched 42 USC sec. 1983 cases for First Amendment actions | 1.50 | duplicative of Ripa 5/9, 10 | |
| 5/11/2011 | Jonathon Lowy | Researched and read law re: restrictions on professional speech and doctors (.5); reviewed and revised materials and discussion re interviews of doctors re impact on law for complaint and declarations (.75); met with paralegals to discuss declarations (.25) | 0.50 | duplicative of Ripa 5/9, 10 | confer |
| 5/11/2011 | Dina Shand | Researched restrictions on physician speech | 1.50 | duplicative of Ripa 5/9, 10 | |
| 5/11/2011 | Goetz, Mariel | Meeting with B. Manheim, D. Hallward-Dreiemer, A. Ripa, and R. Dugas regarding Brady Campaign challenge to Florida gun law. | 1.00 | duplicative of Hallward 5/11 | confer |
| 5/11/2011 | Goetz, Mariel | Reviewed background materials on the case and the history of the law | 0.50 | duplicative of Vice 5/9; detail (background materials not described) | |
| 5/12/2011 | Daniel Vice | Research concerning constitutional challenge and application of legislation to clients | 1.00 | duplicative of Ripa 5/9, 10 | |
| 5/12/2011 | Goetz, Mariel | Review background materials on HB 155 and potential challenge to law (0.75), emails with team regarding introductory meeting and strategy (0.25), and review and prepare questions for physician declarants (1.5). | 0.75 | duplicative of Vice 5/9 (background materials) | |
| 5/16/2011 | Jonathon Lowy | Discussion with clients concerning named plaintiffs declarations and complaint (0.5), review information from clients on named plaintiffs for declarations and complaint (0.25); research and review of data re firearms in home - information on risk of guns in the home and data, scientific studies on risks of guns in the home (1.0) | 1.00 | duplicative of Shand 5/16 (firearms data), need (firearms data; not necessary to make facial challenge) | |
| 5/17/2011 | Jonathon Lowy | Work on declarations from clients for PI motion | 0.75 | detail (clients not identified), duplicative of Vice) | |
| 5/17/2011 | Daniel Vice | Work on declarations from plaintiffs for PI motion | 1.25 | detail (clients not identified) duplicative of Lowy | |

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Wollschlaeger v. Farmer

GENERALLY DUPLICATIVE TIME

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|--|-------|---|--------|
| 5/17/2011 | Dewar, Elizabeth N. | Read additional MD-related First Amendment cases | 0.50 | duplicative or Ripa 5/13, 12, 11, 10, 9, 6, 5 | |
| 5/17/2011 | Goetz, Mariel | Review and comment on draft complaint in preparation for team meeting | 1.50 | duplicative Manheim 5/16 (review complaint) | confer |
| 5/17/2011 | Dewar, Elizabeth N. | Conference call and various e-mails with R&G team regarding plan for drafting PI papers, declarations and information necessary for PI. | 1.00 | duplicative of Hallward 5.17 | |
| 5/18/2011 | Dewar, Elizabeth N. | Researched and read First Amendment case law for PI motion | 1.00 | duplicative of Ripa 5/13, 12, 10, 9, 6, 5 (Ripa's 68 hours of research on these days should have been sufficient), see also Ripa 5/19 | |
| 5/19/2011 | Dewar, Elizabeth N. | Continued researching and reading First Amendment case law for PI motion (2.0); researched 1983 incorporation issue (1.5); responded to comments in, and implemented revisions to, D.Hallward-Driemeier draft (1.5). | 2.00 | duplicative of Ripa 5/13, 12, 10, 9, 6, 5 (Ripa's 68 hours of research on these days should have been sufficient), see also Ripa 5/19 | |
| 5/20/2011 | Dewar, Elizabeth N. | Began drafting "likelihood of success on the merits" section of PI motion (5.0); conferred with B.Manheim and A.Ripa regarding revisions to complaint (.75); conferred further with A.Ripa regarding same and regarding P.I. papers (.25). | 5.00 | duplicative of Ripa 5/19 (drafting) | confer |
| 5/21/2011 | Dewar, Elizabeth N. | Continued reading MD-related First Amendment cases. | 0.75 | duplicative of Ripa 5/13, 12, 10, 9, 6, 5 (Ripa's 68 hours of research on these days should have been sufficient) | |
| 5/23/2011 | Dewar, Elizabeth N. | Concluded revising complaint based on suggestions from B. Manheim and A. Ripa (3.5) as well as research on gun-incident information and facts regarding preventative care (4.25). | 3.50 | duplicative of Ripa 5/20, Hallward 5/19 (revisions) | |
| 5/23/2011 | Manheim, Bruce S Jr | Review of draft PI motion, complaint, declarations | 1.00 | block, duplicative of Hallward 5/19 | |
| 5/24/2011 | Jonathon Lowy | Review, edit draft complaint and declarations; emails with co-counsel, staff re work on case and research analysis | 2.25 | detail (declarants not identified), block, duplicative of Hallward 5/26, 25, 19 | confer |
| 5/24/2011 | Daniel Vice | Review, edit draft complaint and declarations | 2.00 | detail (declarants not identified), duplicative of Hallward 5/26, 25, 19 | |

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GENERALLY DUPLICATIVE TIME

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|---|-------|--|--------|
| 5/25/2011 | Lewis, Julia | Research and draft analysis of third party standing (10), discuss the same with A. Ripa and B.Dewar (.75) | 10.75 | duplicative of Ripa 5/25 | confer |
| 5/25/2011 | Manheim, Bruce S Jr | Conference call with co-counsel for Brady and D. Hallward-Drimeier about case. | 0.50 | duplicative of Hallward 5/25 | |
| 5/26/2011 | Lemmon, Scott | Conducted research into and drafted portion describing legal standard for the four prongs required in a motion for preliminary injunction. | 5.25 | duplicative of Ripa 5/26 | |
| 5/27/2011 | Antzoulatos, Sophia | Conduct research into SD Fla local court rules on pro hac motions, Motions for PI and filing complaints. | 1.00 | block, overhead (pro hoc vice motions), duplicative of Long 5/20 | |
| 5/27/2011 | Lemmon, Scott | Researched case law and drafted memorandum regarding vagueness and overbreadth challenges under the First Amendment. | 4.50 | duplicative of Ripa 5/28, 27 | |
| 5/28/2011 | Dewar, Elizabeth N. | Researched related Florida gun laws for preliminary injunction motion (.5); researched Eleventh Circuit and Supreme Court cases on privacy interests (1.5); finished researching and drafting strict scrutiny section of motion for preliminary injunction (1.5). | 3.50 | need (research of related FL gun laws), duplicative of Lemmon 5/28 (related state gun laws). | |
| 6/3/2011 | Goetz, Mariel | Review draft complaint. | 2.00 | duplicative of Hallward 6/3, 5/26-27 | |
| 6/4/2011 | Edward Mullins | Edit and revise draft complaint (2.75); send to team (.25) | 3.00 | duplicative of Hallward 6/3, 6/5 | |
| 6/4/2011 | Hal Lucas | Review and comment on draft Complaint. | 1.50 | duplicative of Hallward 6/3, 6/5 | |
| 6/6/2011 | Jonathon Lowy | Review Complaint re filing, update clients on complaint status (0.25); research re guns in the home incidents to support case (2.0); communications with clients (0.25) | 2.00 | duplicative of Hallward 6/5, 3; need (research re guns in home incidents unnecessary to make facial challenge) | |

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GENERALLY DUPLICATIVE TIME

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|--|-------|---|--------|
| 6/6/2011 | Edward Mullins | Work on final preparations for filing (.3); edit and revise final draft complaint; correspond with clients on same (.4); correspond with legal team on filing requirements (.3); work on service issues (.1); provide law on privilege (.3); conference with co-counsel regarding judge, procedures (.6); investigate service procedures (.3); conference with counsel regarding same (.4); numerous calls and conferences to general counsel offices of defendants (1.0); update E. Dewar on same (.7); task A. Rodriguez on project on analyzing location of administrative authority (.2); task E. Davila on service projects (.1); correspond with B. Manheim on strategy (.3); correspond with team on amendment strategy (.2); edit and revise certificate of interested persons (.2); send draft of same to team (.1) | 0.40 | duplicative of Hallward (revise and edit complaint), clerical (re service issues and procedures), need (law of privilege, irrelevant issue), detail (procedures), detail (service projects) | confer |
| 6/6/2011 | Lemmon, Scott | Read cases for memorandum in support of motion for preliminary injunction. | 2.00 | duplicative of Ripa | |
| 6/6/2011 | Manheim, Bruce S Jr | Email correspondence with team (.25) and review of declarations and complaint (.75). | 0.75 | detail (subject of correspondence not described; declarants not identified); duplicative of Hallward 6/5 | confer |
| 6/7/2011 | Lemmon, Scott | Conducted research and edited memorandum in support of motion for preliminary injunction. | 5.75 | duplicative of Ripa | |
| 6/7/2011 | Lewis, Julia | Review newspaper and internet articles concerning origins of the HB 155 bill, and background of similar bills in other states. | 1.00 | duplicative of Goetz 5/11; need (background of bills in other states) | |
| 6/10/2011 | Edward Mullins | Review status of service (.1); review rules on service after summons (.1); review reports on pending Supreme Court cases (.2); correspond with Ropes on various issues in the case (.5); conference with Ropes on strategy (.5); task A. Rodriguez on legislative history (.2); review legislative history of bills (.3); correspond with E. Dewar on strategy (.2); send procedures on Judge Cooke to team (.1) | 0.30 | detail (issues re SCt cases; various issues not described), duplicative of Hallward 6/16 (review legislative history) | confer |

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| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|--|-------|---|--------|
| 6/13/2011 | Lemmon, Scott | Attended meeting with D. Hallward-Driemeier, E. Dewar, J. Lewis, R. Dugas, M. Goetz, and A. Ripa to discuss steps needed to finalize complaint and motion for preliminary injunction. | 1.00 | duplicative of Goetz 6/13 | confer |
| 6/13/2011 | Lewis, Julia | Meet with team to review items to be completed before filing amended complaint and preliminary injunction. | 2.00 | duplicative of Goetz 6/13, Lemmon 6/13 | confer |
| 6/14/2011 | Edward Mullins | Correspond with D. Hallward-Driemeier on arguments for motion (.3); work on arguments for motion regarding discrimination prong (.2); edit and revised Amended Complaint (.8); correspond with E. Dewar on standing orders (.1); send Amended Complaint draft to team (.1); work on scheduling meeting regarding general counsels (.1) | 1.60 | duplicative of Hallward 6/14, 21; clerical (scheduling meeting) | confer |
| 6/14/2011 | Lemmon, Scott | Completed multiple edits to amended complaint, including incorporating comments by other attorneys, editing a defendant's job description, and adding information found in studies given to us by the Brady Center. | 4.00 | duplicative of Hallward 6/14 | |
| 6/15/2011 | Hal Lucas | Telephonic conferences with E. Mullins and co-counsel (Ropes & Gray) (0.3); telephonic conference with attorneys for various Departments/Offices/Agencies of the State of Florida (1.0); review correspondence from Chesterfield Smith and Doug Hallward-Driemeier (0.2). | 1.50 | duplicative of Mullins 6/15 | confer |
| 6/15/2011 | Dewar, Elizabeth N. | Concluded revising amended complaint for circulation to co-counsel (5.0) and drafted email to co-counsel explaining certain strategic changes for amended complaint (.5). | 5.50 | duplicative of Hallward (re complaint) | confer |
| 6/15/2011 | Lewis, Julia | Review draft of amended complaint and discuss with team whether to remove references to studies with questionable methodology from the complaint. | 1.00 | duplicative of Hallward 6/14, 21 | |
| 6/15/2011 | Manheim, Bruce S Jr | Review and revise PI memo for case. | 1.00 | duplicative of Hallward 6/13, 14, 18, 19, 21, 23 | |
| 6/16/2011 | Daniel Vice | Research and review legislative history of gag rule | 1.50 | duplicative of Hallward 6/16 | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|--|-------|--|--------|
| 6/17/2011 | Hal Lucas | Review scheduling order and U.S. Magistrate Judge referral order (0.2); attend telephonic conference with co-counsel and clients re: next steps (0.6); correspondence with co-counsel re: procedure to request filing under seal (0.1); review correspondence to Chesterfield Smith (0.1). | 1.00 | duplicative of Hallward, Dewar, Lemmon, Manheim | confer |
| 6/20/2011 | Dewar, Elizabeth N. | E-mails to/from E.Mullins regarding logistics for filing complaint and PI (.5); revised PI page by page to reduce length by 6 pages toward 20-page limit (8.0); conferred with A.Ripa regarding same (.25). | 8.00 | duplicative of Hallward 6/13, 14, 18, 19, 20, 21, 23 (PI revision) | confer |
| 6/20/2011 | Goetz, Mariel | Attention to physician declarations. (3.0) Emails with team regarding PI motion (1.0). Confer with R. Dugas regarding declarations. (.5) Review and comment on PI motion. (1.0) | 1.00 | detail (attention does not describe nature of work done); duplicative of Hallward 6/13, 14, 18, 19, 20, 21, 23 (PI review) | confer |
| 6/20/2011 | Lemmon, Scott | Reviewed recent Supreme Court opinions that address First Amendment issues to determine relevance to our case. | 2.00 | duplicative of Dewar 6/20 | |
| 6/20/2011 | Manheim, Bruce S Jr | Review and revise memo and amended complaint (.5); additional legal research (.5). | 0.50 | duplicative of Hallward 6/13, 14, 18, 19, 20, 21, 23; detail (research not described) | |
| 6/20/2011 | Ripa, Augustine | Revise and edit motion for preliminary injunction; analyze case law re: the same. | 3.25 | duplicative of Hallward 6/13, 14, 18, 19, 20, 21, 23 | |
| 6/21/2011 | Goetz, Mariel | Review and finalize physician declarations (2.0). Emails with team regarding PI motion (.25). Edits to PI motion and First Amended Complaint (2.5). | 2.50 | duplicative of Hallward 6/13, 14, 18, 19, 20, 21, 23 | confer |
| 6/21/2011 | Lemmon, Scott | Worked with E. Dewar and other associates on reviewing, editing brief and motion for preliminary injunction. | 0.50 | duplicative of Hallward 6/13, 14, 18, 19, 20, 21, 23 | |
| 6/21/2011 | Ripa, Augustine | Review and edit preliminary injunction brief (3.0); confer with B.Dewar and D.Hallward-Driemeir re: the same (.5) | 3.50 | duplicative of Hallward 6/13, 14, 18, 19, 20, 21, 23 (review, edit PI brief) | |
| 6/22/2011 | Jonathon Lowy | Review, edit pleadings – draft amended complaint and PI motion | 2.25 | duplicative of Hallward 6/13, 14, 18, 19, 20, 21, 23 | |
| 6/22/2011 | Daniel Vice | Review, edit pleadings – draft amended complaint and PI motion | 1.75 | duplicative of Hallward 6/13, 14, 18, 19, 20, 21, 23 | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|----------------|--|-------|---|--------|
| 6/22/2011 | Edward Mullins | Review amended complaint (1.0); extensive conversation with B. Dewar on same (.5); correspond with team on same (.2); edit and revise preliminary injunction motion (1.5); conference with R. Dewar on legislative analysis (.4); correspond with same on same (.1); correspond with E. Dewar regarding edits (.1) | 3.20 | duplicative of Hallward 6/13, 14, 18, 19, 20, 21, 23 | confer |
| 6/22/2011 | Lemmon, Scott | Review motion for preliminary injunction prior to filing. | 2.00 | duplicative of Hallward 6/13, 14, 18, 19, 20, 21, 23 | |
| 6/23/2011 | Daniel Vice | Research and review final draft pleadings for filing (2.0); research opposition to NRA motion to intervene (1.0) | 3.00 | duplicative | |
| 6/24/2011 | Daniel Vice | Review final case filings (0.5) and research case law on litigation next steps (0.75) | 1.25 | detail (research not described); duplicative of Lowy | |
| 6/24/2011 | Hal Lucas | Finalize and oversee e-filing and service of motion for preliminary injunction and multiple Declarations in support thereof, including coordination with co-counsel and telephonic conference with Judge's Chambers (3.0); review draft summonses for added defendants (1.5). | 3.00 | duplicative of Mullins 6/24, Hallward 6/24 (finalize filings) | |
| 6/24/2011 | Lewis, Julia | Review proposed order and final versions of complaint. | 0.25 | duplicative of Hallward 6/24, 23, 21, 14 | |
| 6/27/2011 | Daniel Vice | Research opposition to NRA motion to intervene (2.5), co-counsel communications concerning opposition strategy (.75) | 2.50 | duplicative of Lowy 6.27 (research) | confer |
| 6/27/2011 | Hal Lucas | Telephonic conference with E. Mullins, co-counsel, and J. Vail (0.4); follow-up communications with E. Mullins re: deadline for Defendants to respond to Complaint (0.2). | 0.60 | duplicative of Mullins, Manheim 6/27 | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|----------------|---|-------|--|--------|
| 6/27/2011 | Edward Mullins | Review final motion for preliminary injunction (.2); prepare for meeting with J. Vail (.1); correspond with B. Manheim regarding preliminary injunction procedures (.1); attend meeting with Governor's office (.6); review recent Supreme Court case (.1); conference with J. Vail on service, task E. Davlia (.1); work on strategy on motion to intervene (.4); conference with T. Julin on strategy (.2); review motion to intervene (.2); conference with E. Dewar on strategy (.2); review orders on briefing, scheduling (.2); conference with D. Hallward-Driemeier on strategy (.2); conference with T. Julin on amicus (.2); conference with T. Julin, D. Hallward-Driemeier on same (.2) | 0.20 | duplicative of Hallward 6/13, 14, 18, 19, 21, 23 (review mo/PI); detail (recent SCT case subject); duplicative of Hallward 6/27 (mo/intervene) | confer |
| 6/28/2011 | Lewis, Julia | Read Defendant's filing in support of NVRA's motion to intervene. | 0.50 | duplicative of Dewar 6/28, excessive (DE 44 1 sentence) | |
| 6/29/2011 | Daniel Vice | Research, draft opposition to NRA motion | 3.75 | block, duplicative of Dewar 6/30 | |
| 6/30/2011 | Jonathon Lowy | Finalize, edit opposition to NRA motion and review edits | 1.25 | duplicative of Hallward, Mullins, Lemmon, Vice 6/30 | |
| 6/30/2011 | Daniel Vice | Finalize, edit opposition to NRA motion and review edits | 2.75 | duplicative of Hallward, Mullins, Lemmon, Lowy 6/30 | |
| 6/30/2011 | Lemmon, Scott | Edited Brady Center's draft of opposition to the NRA's motion to intervene. | 2.50 | duplicative Hallward 6/30 | |
| 7/1/2011 | Jonathon Lowy | Prepare for hearing by reviewing filings, briefs, case law, arguments | 1.25 | duplicative of Vice 7/1 | |
| 7/1/2011 | Daniel Vice | Prepare for hearing by reviewing filings and researching Florida rules | 1.75 | block, need (Florida rules), duplicative of Lowy 7/1 | |
| 7/1/2011 | Goetz, Mariel | Emails with team regarding NRA Opposition (.25). Review draft Opposition (.5) | 0.75 | duplicative of Hallward 7/5, 6 (drafting opposition) | confer |
| 7/5/2011 | Jonathon Lowy | Research and review state opposition to PI motion; outline responses | 1.50 | duplicative of Hallward 7/5,6 | |
| 7/5/2011 | Daniel Vice | Research and review state opposition to PI motion | 1.75 | duplicative of Hallward 7/5, 6 | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|----------|---------------------|---|-------|--|--------|
| 7/5/2011 | Edward Mullins | Review motion to file amicus (.2); correspond with team on same (.1); correspond with team on State's violation of the court order (.1); review response to preliminary injunction motion (.3); review response by State to preliminary injunction motion (1.0); prepare memorandum to team on same (.5); edit and revise response to motion for leave to file amicus (.5); conference with E. Dewar on legislative history (.1); finalize filing (.2); review reply to response on intervention (.2) | 1.30 | duplicative of Hallward 7/5, 6 (rev response to PI motion) | confer |
| 7/5/2011 | Hal Lucas | Review NRA's motion for leave to participate as amicus curiae (.1); review Florida Attorney General's response to motion for preliminary injunction (.1); review draft papers re: response to NRA's motion for leave (.2) | 0.10 | duplicative of Hallward 7/5, 6 (rev response to PI motion) | |
| 7/5/2011 | Dewar, Elizabeth N. | Read and analyzed State's and NRA's oppositions to PI (.5), and conferred with B.Manheim, D.Hallward-Driemeier, J. Borxmeyer and R&G team regarding strategy for PI reply brief. (.5) | 0.50 | duplicative of Hallward 7/5, 6 (rev response to PI motion) | confer |
| 7/5/2011 | Goetz, Mariel | Review and analyze preliminary injunction papers and draft counterarguments to state and NRA opposition briefs and emails with team regarding state's opposition arguments. | 6.00 | duplicative of Hallward 7/5, 6 | confer |
| 7/5/2011 | Goetz, Mariel | Team meeting to discuss reply brief. | 1.00 | duplicative of Dewar, Hallward 7/5 | confer |
| 7/5/2011 | Lemmon, Scott | Reviewed defendants' opposition to motion for preliminary injunction. | 0.75 | duplicative of Hallward 7/5, 6 | |
| 7/5/2011 | Lemmon, Scott | Reviewed National Rifle Association's opposition to motion for preliminary injunction. | 2.25 | duplicative of Hallward 7/5, 6 | |
| 7/5/2011 | Lewis, Julia | Review state's response and NRA's response in preparation for team meeting | 3.75 | duplicative of Hallward 7/5, 6 | |
| 7/5/2011 | Lewis, Julia | Meet with team to discuss defendant's opposition to our motion for a preliminary injunction and our strategy for drafting a reply brief. | 1.00 | duplicative of Dewar, Goetz, Hallward | confer |
| 7/5/2011 | Lemmon, Scott | Participated in conference call to discuss Florida and NRA filings. | 1.25 | duplicative of Dewar, Goetz, Hallward | confer |

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| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|-----------------------------|---|-------|--|---------|
| 7/6/2011 | Edward Mullins | Review NRA amicus brief (1.0); correspond with team on live testimony issue (.2); work on obtaining House floor debate (.2); send memorandum to team on NRA brief (.5) | 1.90 | duplicative of Hallward 7/5, 6 (NRA brief) | confer |
| 7/6/2011 | Lemmon, Scott | Reviewed National Rifle Association's opposition to motion for preliminary injunction. | 0.25 | duplicative of Hallward 7/5, 6 | |
| 7/6/2011 | Manheim, Bruce S Jr | Continued review and analysis of briefs from state and NRA. | 1.00 | duplicative of Hallward 7/5, 6 | |
| 7/6/2011 | Manheim, Bruce S Jr | Review NRA and State briefs. | 1.50 | duplicative of Hallward 7/5, 6 | |
| 7/7/2011 | Goetz, Mariel | Review legislative history document. | 1.50 | duplicative | |
| 7/7/2011 | Hallward-Driemeier, Douglas | Revise reply to PI motion. | 6.50 | duplicative of Dewar 7/7 | |
| 7/8/2011 | Edward Mullins | Review draft reply (.5); edit and revise same (1.4); send comments to B. Manheim (.1); conference with J. Lewis on filing of disc (.1); review declaration of B. Manheim (.1); revise notice of conventional filing (.1); review order denying intervention (.2); review motion to change caption (.1); work on strategy with respect to response and issues with order on intervention (.2); edit and revise latest version of reply (.4); correspond with clients on logistics (.1) | 2.40 | duplicative of Hallward 7/7, 8 (review/work on reply); detail (update Kanien about what and why was it necessary?; same for P. Blank, conference with Greenberg) | |
| 7/8/2011 | Antzoulatos, Sophia | Review reply brief and discuss edits with B. Dewars | 1.00 | duplicative Dewar 7/7, 8, Hallward 7/7, 8 | |
| 7/8/2011 | Goetz, Mariel | Review PI motion and emails with team regarding same. | 0.75 | duplicative of Dewar 7/7, 8, Hallward 7/7, 8 | confer |
| 7/8/2011 | Lewis, Julia | Revise declaration for B. Manheim describing incidents discussed in legislative history that were cited by defendants in their opposition. | 3.00 | duplicative of Dewar 7/8; excessive (DE 58-1 is only 8 pgs; 2 hours already expended on the project 7/7) | check |
| 7/9/2011 | Lemmon, Scott | Drafted Reply to State's Motion for Order to Revise Styling (caption) of case. | 2.00 | excessive (DE 60 only 2 pgs); duplicative of Ripa 7/8, 10 | |
| 7/10/2011 | Jonathon Lowy | Prepared for moot court by reviewing briefs and arguments | 0.75 | duplicative | hearing |

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| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|---|-------|---|----------------|
| 7/11/2011 | Edward Mullins | Edit and revise response to motion to change case style (.5); revise same to include letter exhibits (.2); revise response per changes of B. Manheim (.3); edit response regarding same with changes of B. Manheim, D. Hallward-Driemeier (.2); call to judge's chambers (.1); update team on same (.1); correspond with team on amici request of children's groups (.1); correspond with G. Greenberg on same (.1); conference with G. Greenberg on strategy (.1); update B. Manheim on same (.1); review order on caption (.1); review amended order denying intervention (.1); attend mock oral argument (1.5); correspond with team on Judge Cooke arguments (.2) | 1.20 | excessive (editing mo/change case style, DE 60 only 2 pgs), duplicative of Ripa 7/10 (mo/change case style) | caption confer |
| 7/13/2011 | Edward Mullins | Prepare for hearing (1.5); attend hearing (1.0); attend meeting with co-counsel on strategy (.5); attend meeting with clients on same (1.0); work on strategy on amicus (.5); attend meeting with potential amicus on strategy (1.0) | 5.50 | need/duplicative (attendance at OA when Hallward and Manheim there) | hearing |
| 7/13/2011 | Hal Lucas | Attend preliminary injunction hearing (1.5); attend post-hearing meeting with clients and co-counsel (1.0). | 2.50 | need/duplicative (attendance at OA when Hallward and Manheim there); duplicative of Lowy 7/13 | hearing |
| 7/13/2011 | Dewar, Elizabeth N. | Oral argument on preliminary injunction motion. | 1.00 | need/duplicative (attendance at OA when Hallward and Manheim there); duplicative of Lowy 7/13 | hearing |
| 7/14/2011 | Edward Mullins | Assist amicus with transcript (.2); review transcript for memorandum (.3); work on strategy with team (.3); work on outline (.3) | 1.10 | need (assist amicus with transcript), detail (subject of outline); duplicative of Dewar, Lemmon, Goetz 7/14 | confer |
| 7/14/2011 | Lemmon, Scott | Reviewed transcript from hearing on Motion for Preliminary Injunction. | 0.75 | duplicative of Dewar, Goetz, Mullins | |
| 7/14/2011 | Dewar, Elizabeth N. | Drafted outline of supplemental submission and necessary supplemental research necessary (4.0); worked with co-counsel and team regarding same (.75) | 4.75 | detail (research not described); duplicative of Goetz, Lemmon, Mullins | confer |

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|-----------|-----------------------------|--|-------|---|--------|
| 7/14/2011 | Goetz, Mariel | Review transcript from PI hearing and emails with B. Dewar regarding outline for supplemental briefing (5.25). Team meeting regarding supplemental briefing strategy (1.0). | 5.75 | duplicative of Dewar, Mullins, Lemmon (outline, team meeting) | confer |
| 7/14/2011 | Lewis, Julia | Research cases for B. Dewar indicating that courts should look to a statute's legislative history and legislative purpose in determining whether the statute is viewpoint-discriminatory and drafted email to B. Manheim and D. Hallward-Driemeier analyzing same. | 3.00 | block; duplicative of Manheim | confer |
| 7/16/2011 | Hallward-Driemeier, Douglas | Review draft supplemental memorandum. | 1.75 | duplicative of Manheim 7/15 | |
| 7/17/2011 | Dewar, Elizabeth N. | Reviewed and proposed revisions to draft supplemental declarations for J.Schaechter, B.Wollschlaeger, and T.Schechtman. | 0.75 | duplicative of Hallward, Goetz 7/17 | |
| 7/17/2011 | Goetz, Mariel | Draft and revise declarations for Schaechter, Schechtman, and Wollschlaeger, and emails with team regarding same. | 3.75 | duplicative of Hallward, Dewar 7/17 | confer |
| 7/18/2011 | Dewar, Elizabeth N. | Read amicus brief (.25); emails to/from D.Hallward-Driemeier, E.Mullins, H.Lucas, and B.Manheim regarding same. (.25) | 0.50 | duplicative of Hallward 7/17, 19 | |
| 7/18/2011 | Lewis, Julia | Read ACLU amicus brief and declarations for Wollschlaeger, Schectman, and Schaecter. | 1.50 | duplicative of Hallward 7/17, 19 | |
| 7/18/2011 | Manheim, Bruce S Jr | Continued drafting and revision of supplemental brief . (2.0) Review supplemental draft declarations (1.0); follow up with team on revisions to brief (.5); meeting with D. Hallward-Driemeier regarding same. (.5) | 4.00 | duplicative of Hallward (declaration and supplemental brief) | confer |
| 7/19/2011 | Daniel Vice | Review court order, supplemental filing | 0.75 | duplicative of Lowy 7/19 | |
| 7/19/2011 | Jonathon Lowy | Review court order, supplemental filing | 0.75 | duplicative of Hallward (supplemental filing) | |
| 7/19/2011 | Goetz, Mariel | Review draft supplemental brief. | 2.50 | duplicative of Hallward 7/18, 19 | |
| 7/19/2011 | Lemmon, Scott | Worked with E. Dewar on finding Florida disciplinary statutes using term "should." | 0.25 | duplicative of Lewis | |
| 7/20/2011 | Lemmon, Scott | Reviewed supplemental filing. | 0.50 | duplicative of Hallward 7/19 | |

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| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|------------|---------------------|--|-------|---|--------|
| 7/26/2011 | Manheim, Bruce S Jr | Review state's Motion to Strike Supplemental Memo (.25); follow up email correspondence regarding response. (.25) Additional email correspondence regarding state's Motion to Strike. (.5) | 1.50 | duplicative of Hallward 7/27 (mo/strike) | confer |
| 7/27/2011 | Edward Mullins | Review motion to strike (.1); work on response and strategy for same (.4); schedule meeting on same (.1); work on strategy (.2) | 0.80 | duplicative of Hallward 7/27 (mo/strike) | |
| 7/27/2011 | Dewar, Elizabeth N. | Read State's motion to strike (.1); emails to/from E.Mullins and B.Manheim regarding response thereto. (.15) | 0.25 | duplicative of Hallward 7/27 (mo/strike) | confer |
| 7/29/2011 | Manheim, Bruce S Jr | Email correspondence regarding case and Preliminary Injunction. Review state's Motion to Strike and next steps regarding Scheduling Order. | 1.25 | block; detail (correspondents not ID'd); duplicative of Hallward 7/27 | |
| 9/15/2011 | Daniel Vice | Follow-up re: court ruling, communications with clients about impact of court ruling and litigation developments and strategy | 1.75 | duplicative of Mullins 9/14, Lowy 9/14 | |
| 10/14/2011 | Edward Mullins | Attend meeting with Ropes firm on strategy | 1.00 | duplicative | confer |
| 10/14/2011 | Dewar, Elizabeth N. | Meeting with D.Hallward-Driemeier, B.Manheim, K.O'Connell, and S.Lemmon regarding strategy for summary judgment motion. | 0.75 | duplicative | confer |
| 10/14/2011 | Lemmon, Scott | Attended meeting with D. Hallward-Driemeier, B. Manheim, E. Mullins, E. Dewar, K. O'Connell regarding motion for summary judgment. | 1.00 | duplicative | confer |
| 10/14/2011 | Manheim, Bruce S Jr | Meeting with team and E. Mullins to discuss Summary Judgment Motion and next steps. | 0.75 | duplicative | confer |
| 10/14/2011 | O'Connell, Kelly | Meeting with team and local counsel to discuss motion for summary judgment strategy. | 1.00 | duplicative | confer |
| 10/24/2011 | Dewar, Elizabeth N. | Reviewed draft motion for summary judgment and emails to/from D.Hallward-Driemeier and S.Lemmon regarding comments and proposed revisions to same. | 1.00 | duplicative of Hallward 10/24 | confer |
| 10/24/2011 | Manheim, Bruce S Jr | Review Summary Jugment papers prepared by S. Lemon and K. O'Connell. | 0.75 | duplicative of Hallward 10/24 | |
| 10/27/2011 | Manheim, Bruce S Jr | Review statement of facts prepared internally and revise. | 0.75 | duplicative of Lemmon 10/24, Hallward 10/31 | |

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|------------|-----------------------------|--|-------|---|--------|
| 11/1/2011 | Dewar, Elizabeth N. | Reviewed revised proposed statement of undisputed facts; emails to/from S.Lemmon regarding same. | 0.25 | duplicative of Hallward, Lemmon, Manheim | confer |
| 11/3/2011 | Edward Mullins | Review State's revisions to undisputed facts (.2); correspond with Ropes team on same (.5). | 0.60 | duplicative of Hallward, Manheim (revisions to facts) | confer |
| 11/3/2011 | Dewar, Elizabeth N. | Reviewed state revisions to proposed statement of stipulated facts and emails to/from E.Mullins, B.Manheim, D.Hallward-Driemeier, and S.Lemmon regarding same. | 0.25 | duplicative of Hallward, Manheim (revisions to facts) | confer |
| 11/3/2011 | Lemmon, Scott | Reviewed Florida's proposed statement of undisputed facts. | 1.00 | duplicative of Hallward, Manheim, Dewar | |
| 11/3/2011 | Manheim, Bruce S Jr | Review state's revision of Statement of Facts. | 0.50 | duplicative of Hallward, Dewar, Lemmon | |
| 11/4/2011 | O'Connell, Kelly | Made further revisions to new proposed statement of facts. | 0.25 | duplicative of Lemmon 11/4,7 | |
| 11/8/2011 | Hallward-Driemeier, Douglas | Review and revise draft statement of undisputed facts. | 0.75 | duplicative of Dewar 11/9 | |
| 11/10/2011 | Edward Mullins | Work on finalizing summary judgment motion (.2); finalize joint motion for pages (.2). | 0.40 | duplicative of Hallward 11/10, 11 | |
| 11/11/2011 | Jonathon Lowy | Review summary judgment papers | 0.25 | duplicative of Lowy 11/11, Hallward | |
| 11/11/2011 | Daniel Vice | Review and analyze summary judgment filings | 0.25 | Duplicative of Hallward, Manheim | |
| 11/11/2011 | Lemmon, Scott | Worked with B. Manheim, D. Hallward-Driemeier, A. Ripa, K. O'Connell to edit Motion for Summary Judgment in preparation for filing. | 10.25 | duplicative of Hallward 11/11 | |
| 11/11/2011 | Manheim, Bruce S Jr | Additional review of Summary Judgment filings. | 0.75 | duplicative of Hallward 11/10-11 | |
| 11/11/2011 | O'Connell, Kelly | Drafted revisions and finalized motion for summary judgment and related documents; worked with S. Lemmon and A. Ripa regarding same. | 5.25 | duplicative of Hallward, Lemmon, Ripa | |
| 11/11/2011 | Ripa, Augustine | Revise joint statement of facts and summary judgment memo and motion; coordinate with team re: the same; coordinate filing of the same | 6.50 | duplicative of Hallward, Lemmon, Dewar | |
| 11/14/2011 | Jonathon Lowy | Review summary judgment papers | 0.25 | duplicative of Hallward 11/10-11, Lemmon | |
| 11/14/2011 | Daniel Vice | Review and analyze summary judgment filings | 0.25 | duplicative of Lowy 11/14 | |

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|------------|---------------------|---|-------|---|--------|
| 11/14/2011 | Ripa, Augustine | Review Plaintiffs' motion for summary judgment (1.0); analyze applicable authorities regarding the same (1.75); begin drafting opposition to the same (3.5) | 6.25 | duplicative of Lemmon 11/14 (must mean Ds' motion for summary judgment) | |
| 11/15/2011 | Manheim, Bruce S Jr | Work on Motion Summary Judgment issues; coordinate response. | 0.50 | duplicative of Ripa 11/15, 16 | confer |
| 11/15/2011 | O'Connell, Kelly | Analyzed Defendant's motion for summary judgment (1.0); corresponded with team regarding approach to opposition (.25); meeting with S. Lemmon and A. Ripa regarding same; (.5) began analyzing Defendant's past pleadings for inconsistencies with current motion. (.5) | 1.00 | duplicative of Ripa 11/15, Hallward 11/16 (rev MSJ) | confer |
| 11/16/2011 | O'Connell, Kelly | Began analyzing case law and outlining argument opposing defendant's motion for summary judgment. | 1.50 | duplicative of Ripa 11/15 | |
| 11/20/2011 | Lemmon, Scott | Edited opposition to Defendant's Motion for Summary Judgment. | 4.00 | duplicative of Hallward 11/23, 28 | |
| 11/21/2011 | Lemmon, Scott | Edited opposition to Defendants' Motion for Summary Judgment. | 4.75 | duplicative of Hallward 11/23, 28 | |
| 11/21/2011 | O'Connell, Kelly | Continued drafting opposition to Defendant's motion for summary judgment; worked with S. Lemmon regarding same | 3.50 | duplicative of Ripa 11/18 | |
| 11/22/2011 | Lemmon, Scott | Edited Opposition to Defendant's Motion for Summary Judgment. | 9.50 | duplicative of Hallward 11/23, 28 | |
| 11/22/2011 | O'Connell, Kelly | Worked with S. Lemmon on opposition to motion for summary judgment. | 0.25 | duplicative of Hallward 11/23, 28 | |
| 11/23/2011 | Edward Mullins | Review response to summary judgment (.2); correspond with S. Lemmon on reply to same (.1). | 0.30 | duplicative of Hallward 11/23, 28 | confer |
| 11/23/2011 | Lemmon, Scott | Edited Opposition to Defendants' Motion for Summary Judgment. | 7.25 | duplicative of Hallward 11/23, 28 | |
| 11/23/2011 | Manheim, Bruce S Jr | Review state opposition to plaintiffs' motion for summary judgment. | 0.75 | duplicative of Hallward 11/23, 28 | |
| 11/23/2011 | O'Connell, Kelly | Worked with S. Lemmon on drafting and revising opposition to defendant's motion for summary judgment. | 3.75 | duplicative of Hallward 11/23, 28 | |
| 11/28/2011 | Manheim, Bruce S Jr | Review opposition briefs to state MSJ. | 1.00 | duplicative of Lemmon 11/23, Hallward 11/23, 28 | |
| 12/1/2011 | Jonathon Lowy | Review SJ response papers | 0.25 | duplicative O'Connell 21/1 | |
| 12/1/2011 | Daniel Vice | Review and analyze response in opposition | 0.25 | duplicative O'Connell 21/1 | |

EXHIBIT 13

Wollschlaeger v. Farmer

GENERALLY DUPLICATIVE TIME

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|--|-------|--|--------|
| 12/2/2011 | Manheim, Bruce S Jr | Initial review of reply to state opposition to Motion Summary Judgment. | 0.50 | duplicative of Hallward 12/5, Ripa 12/2 | |
| 12/2/2011 | O'Connell, Kelly | Revised reply brief to Defendants' opposition; drafted response to opposition to statement of facts; worked with A. Ripa and S. Lemmon regarding same. | 3.25 | duplicative of Ripa 12/2 | |
| 12/4/2011 | Edward Mullins | Edit and revise reply to response to summary judgment, statement of undisputed facts | 0.50 | duplicative of Ripa 12/2, Hallward 12/15 | |
| 12/5/2011 | Jonathon Lowy | Review SJ reply papers | 0.25 | duplicative | |
| 12/5/2011 | Daniel Vice | Review and analyze reply brief | 0.25 | duplicative | |
| 12/5/2011 | Lemmon, Scott | Edited Reply to Defendants' Response to Plaintiffs' Supplemental Statement of Undisputed Facts. | 3.00 | duplicative or Ripa 12/2, Hallward 12/5 | |
| 12/5/2011 | Lemmon, Scott | Edited Reply to Defendants' Opposition to Plaintiffs' Motion for Summary Judgment. | 3.75 | duplicative or Ripa 12/2, Hallward 12/5 | |
| 12/5/2011 | Manheim, Bruce S Jr | Additional review of Summary Judgment reply briefs and papers. | 0.50 | duplicative or Ripa 12/2, Hallward 12/5 | |
| 12/5/2011 | Manheim, Bruce S Jr | Review and revise draft brief opposing state opposition to Plaintiffs' Motion for Summary Judgment. | 1.00 | duplicative or Ripa 12/2, Hallward 12/5 | |
| 12/6/2011 | Manheim, Bruce S Jr | Review pleadings in case and summary judgment papers. | 1.00 | duplicative | |
| 12/8/2011 | Manheim, Bruce S Jr | Review papers filed by state in opposition to motion for summary judgment. | 1.00 | duplicative | |
| 12/9/2011 | Jonathon Lowy | Review SJ response papers | 0.25 | duplicative | |
| 12/9/2011 | Daniel Vice | Review and analyze response brief | 0.25 | duplicative | |
| 12/9/2011 | Edward Mullins | Review reply to response to summary judgment (.2); correspond with S. Lemmon on same (.1) | 0.30 | duplicative of O'Connell 12/9, Ripa 12/9 | |
| 6/29/2012 | Jonathon Lowy | Review court ruling | 0.25 | duplicative of Mullins 6/29 | |
| 6/29/2012 | Daniel Vice | Review and analyze order granting Plaintiffs' Motion for Summary Judgment | 0.25 | duplicative of Mullins 6/29 | |
| 7/2/2012 | O'Connell, Kelly | Reviewed opinion granting motion for summary judgment (.5); worked with team regarding motion for attorney's fees (.5); corresponded with B. Chu to receive updated expense reports (.25); reviewed previous materials to re-familiarize myself and materials to D. Cunningham. (.5) | 0.50 | duplicative of Mullins 6/29 (rev order on msj) | confer |
| 7/17/2012 | O'Connell, Kelly | Meeting with B. Manheim, D. Hallward-Driemeier, and E. Siegle regarding issues related to motion for attorneys' fees. | 1.00 | duplicative of Hallward, Manheim | confer |

EXHIBIT 13

Wollschlaeger v. Farmer

GENERALLY DUPLICATIVE TIME

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|---|--------|---------------------------------------|--------|
| 7/25/2012 | Edward Mullins | Review motion for fees (.2); correspond with team on same (.2); work with K. O'Connell on same (.1) | 0.50 | duplicative of Hallward 7/25, Manheim | confer |
| 7/25/2012 | Manheim, Bruce S Jr | Review and revise declaration and brief in support of attorney fee motion. | 1.00 | duplicative of Hallward 7/25, Manheim | |
| | | | 341.45 | | |

EXHIBIT 14

Wollschlaeger v. Farmer
LOWY-VICE COMPARISON

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-----------|---------------|---|-------|--------|--|--|
| 5/6/2011 | Jonathon Lowy | Conference call with clients re: litigation strategy; review and analyze research re Florida constitution and law | 1.25 | | | |
| 5/6/2011 | Daniel Vice | Conference call with clients re: litigation strategy and constitutional challenge to legislation | 0.25 | | | |
| 5/9/2011 | Jonathon Lowy | Legal research regarding legislation and preparation for conference call with clients (.25), research legislation status and cases (.25) | 0.50 | | | |
| 5/9/2011 | Daniel Vice | Research legislation and preparation for conference call with clients concerning litigation strategy (.25), research legislation status and cases concerning constitutionality of legislation (.25) | 0.50 | | | |
| 5/12/2011 | Jonathon Lowy | Research concerning application of legislation, application to clients; medical practice re firearms in the home; social science research on firearms in the home | 1.75 | | | |
| 5/12/2011 | Daniel Vice | Research concerning constitutional challenge and application of legislation to clients | 1.00 | | | |
| 5/17/2011 | Jonathon Lowy | Work on declarations from clients for PI motion | 0.75 | | | |
| 5/17/2011 | Daniel Vice | Work on declarations from plaintiffs for PI motion | 1.25 | | | |
| 5/18/2011 | Jonathon Lowy | Research re: Florida rules, discussion and research concerning client declarations (1.0); Communications with Dan V., Robyn L., Dina S., co-counsel and clients re litigation case law research and legal strategy (0.5); Tel. Con. With Bruce Manheim re suit litigation research and strategy (0.25). | 1.75 | confer | | |
| 5/18/2011 | Daniel Vice | Strategy discussion and legal research concerning client declarations | 1.50 | confer | | |
| 5/20/2011 | Jonathon Lowy | Communications with co-counsel concerning PI motion preparation; reviewed and revised PI motion. | 0.50 | confer | | |
| 5/20/2011 | Daniel Vice | Communications with co-counsel concerning PI motion preparation, legal research for PI motion | 0.50 | confer | | |

EXHIBIT 14

Wollschlaeger v. Farmer
LOWY-VICE COMPARISON

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-------------|-------------------|--|--------------|--------------|--|--|
| 5/23/2011 | Jonathon Lowy | Review legislation, review declarations (1.0); communications with co-counsel concerning declarations, research social science concerning physician obligations and guns (0.5); research re firearms incidents and deaths in Florida and in the home (.5); revised memo of incidents (.25) | 2.25 | confer | | |
| 5/23/2011 | Daniel Vice | Review and analyze legislation (0.5), review declarations for motion (0.5), communications with co-counsel concerning declarations (0.25), research concerning physician obligations and guns re: application of legislation (1.0) | 2.25 | confer | | |
| 5/24/2011 | Jonathon Lowy | Review, edit draft complaint and declarations; emails with co-counsel, staff re work on case and research analysis | 2.25 | confer | | |
| 5/24/2011 | Daniel Vice | Review, edit draft complaint and declarations | 2.00 | | | |
| 5/27/2011 | Jonathon Lowy | Communications with clients concerning logistics for filing | 0.50 | | | |
| 5/27/2011 | Daniel Vice | Communications with clients concerning logistics for filing and details of constitutional challenge | 1.00 | | | |
| 5/31/2011 | Jonathon Lowy | Discussions with clients concerning complaint filing, final preparations for complaint filing (0.75); communications with co-counsel re edits/additions to complaint, filing (0.5). | 1.25 | confer | | |
| 5/31/2011 | Daniel Vice | Discussions with clients concerning complaint filing, final edits and preparations for complaint filing | 1.25 | | | |
| 6/3/2011 | Jonathon Lowy | Discussion with clients, co-counsel re: case analysis and litigation strategy; preparation of pro hac motions | 1.75 | | | |
| 6/3/2011 | Daniel Vice | Discussion with clients, co-counsel for preparation of motions and legal work on editing, preparing motion | 1.75 | | | |
| 6/4/2011 | Jonathon Lowy | Communications with co-counsel and clients re: case analysis and litigation strategy | 0.50 | confer | | |
| 6/5/2011 | Jonathon Lowy | Communications with co-counsel and clients re: case preparation and litigation strategy | 0.50 | confer | | |

EXHIBIT 14

Wollschlaeger v. Farmer
LOWY-VICE COMPARISON

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-------------|-------------------|--|--------------|--------------|--|--|
| 6/6/2011 | Jonathon Lowy | Review Complaint re filing, update clients on complaint status (0.25); research re guns in the home incidents to support case (2.0); communications with clients (0.25) | 2.50 | | | |
| 6/7/2011 | Jonathon Lowy | Review and analyze motion; Communications with co-counsel and clients re litigation strategy and research | 1.25 | confer | | |
| 6/8/2011 | Jonathon Lowy | Communications with clients concerning complaint follow-up (0.75); Communications with co-counsel and clients re litigation (0.5) | 1.25 | confer | | |
| 6/9/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy and research | 0.50 | confer | | |
| 6/10/2011 | Jonathon Lowy | Discussed and reviewed research on physician review board complaint procedure and complaint forms (1.0); Communications with co-counsel and clients re litigation strategy and research (0.25) | 1.25 | | | |
| 6/13/2011 | Jonathon Lowy | Review communications from clients re litigation strategy and research (0.25), research concerning gag rule implementation (1.25); Communications with co-counsel and clients re litigation, research (0.25) | 1.75 | confer | | |
| 6/13/2011 | Daniel Vice | Review communications from clients concerning gag rule implementation (0.25), research concerning gag rule implementation (1.5) | 1.75 | | | |
| 6/14/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy and research | 0.25 | confer | | |
| 6/15/2011 | Jonathon Lowy | Communications with co-counsel and clients concerning amendments, litigation strategy | 0.75 | confer | | |
| 6/16/2011 | Daniel Vice | Research and review legislative history of gag rule | 1.50 | | | |
| 6/22/2011 | Jonathon Lowy | Review, edit pleadings – draft amended complaint and PI motion | 2.25 | | | |
| 6/22/2011 | Daniel Vice | Review, edit pleadings – draft amended complaint and PI motion | 1.75 | | | |
| 6/23/2011 | Daniel Vice | Research and review final draft pleadings for filing (2.0); research opposition to NRA motion to intervene (1.0) | 3.00 | | | |
| 6/24/2011 | Jonathon Lowy | Review final case filings (1.0); Communications with co-counsel and clients re litigation strategy and research (.75) | 1.75 | confer | | |

EXHIBIT 14

Wollschlaeger v. Farmer
LOWY-VICE COMPARISON

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-----------|---------------|--|-------|---------|--|--|
| 6/24/2011 | Daniel Vice | Review final case filings (0.5) and research case law on litigation next steps (0.75) | 1.25 | | | |
| 6/27/2011 | Jonathon Lowy | Research opposition to NRA motion to intervene legal standard, review co-counsel communications (1.0); Communications with co-counsel and clients re litigation strategy, legal analysis and research (0.25) | 1.25 | confer | | |
| 6/27/2011 | Daniel Vice | Research opposition to NRA motion to intervene (2.5), co-counsel communications concerning opposition strategy (.75) | 3.25 | confer | | |
| 6/30/2011 | Jonathon Lowy | Finalize, edit opposition to NRA motion and review edits | 1.25 | | | |
| 6/28/2011 | Daniel Vice | Finalize, edit opposition to NRA motion and review edits | 2.75 | | | |
| 7/1/2011 | Jonathon Lowy | Prepare for hearing by reviewing filings, briefs, case law, arguments | 1.25 | | | |
| 7/1/2011 | Daniel Vice | Prepare for hearing by reviewing filings and researching Florida rules | 1.75 | | | |
| 7/2/2011 | Jonathon Lowy | Communications with clients, co-counsel re: hearing | 0.50 | confer | | |
| 7/2/2011 | Daniel Vice | Communications with clients, co-counsel re: hearing preparation and strategy | 0.25 | confer | | |
| 7/5/2011 | Jonathon Lowy | Research and review state opposition to PI motion; outline responses | 1.50 | | | |
| 7/5/2011 | Daniel Vice | Research and review state opposition to PI motion | 1.75 | | | |
| 7/6/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy, legal analysis and research | 0.50 | confer | | |
| 7/7/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy, legal analysis and research | 0.50 | | | |
| 7/8/2011 | Jonathon Lowy | Communications with clients re: filings, review court ruling | 1.50 | | | |
| 7/8/2011 | Daniel Vice | Communications with clients explaining court ruling and next steps in litigation | 1.50 | | | |
| 7/9/2011 | Jonathon Lowy | Communications with co-counsel and clients re litigation strategy, legal analysis and research | 0.50 | | | |
| 7/10/2011 | Jonathon Lowy | Prepared for moot court by reviewing briefs and arguments | 0.75 | hearing | | |
| 7/11/2011 | Jonathon Lowy | Prepare for and participated in moot court; review legal research memos | 3.25 | hearing | | |

EXHIBIT 14

Wollschlaeger v. Farmer
LOWY-VICE COMPARISON

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|------------|---------------|--|-------|---------|--|--|
| 7/11/2011 | Daniel Vice | Prepare for and participate in moot court | 3.50 | hearing | | |
| 7/12/2011 | Jonathon Lowy | Communications with Dan V., co-counsel and clients re litigation strategy (0.5), legal analysis and research (3.5) | 4.00 | confer | | |
| 7/13/2011 | Jonathon Lowy | Communications with Dan V., co-counsel and clients re litigation strategy (0.5), legal analysis and research (3.5) | 4.00 | | | |
| 7/14/2011 | Jonathon Lowy | Communications with staff, co-counsel and clients re hearing, litigation | 0.75 | confer | | |
| 7/14/2011 | Daniel Vice | Post-hearing review, communications with clients about hearing status and litigation strategy | 2.00 | | | |
| 7/15/2011 | Jonathon Lowy | Communications with co-counsel, staff, clients re: hearing; draft supplemental filing; coordination with other doctors group plaintiffs re: case developments | 1.50 | | | |
| 7/15/2011 | Daniel Vice | Communications with clients re: hearing and case developments | 0.50 | | | |
| 7/19/2011 | Jonathon Lowy | Review court order, supplemental filing | 0.75 | | | |
| 7/19/2011 | Daniel Vice | Review court order, supplemental filing | 0.75 | | | |
| 9/14/2011 | Jonathon Lowy | Review court ruling, strategize about next steps (0.5); Communications with staff, co-counsel and clients re litigation strategy (0.5), legal analysis and research (2.75) | 3.75 | | | |
| 9/15/2011 | Daniel Vice | Follow-up re: court ruling, communications with clients about impact of court ruling and litigation developments and strategy | 1.75 | | | |
| 9/22/2011 | Daniel Vice | Review communications with co-counsel concerning litigation updates and strategy | 0.25 | confer | | |
| 11/11/2011 | Jonathon Lowy | Review summary judgment papers | 0.25 | | | |
| 11/11/2011 | Daniel Vice | Review and analyze summary judgment filings | 0.25 | | | |
| 11/14/2011 | Jonathon Lowy | Review summary judgment papers | 0.25 | | | |
| 11/14/2011 | Daniel Vice | Review and analyze summary judgment filings | 0.25 | | | |
| 12/1/2011 | Jonathon Lowy | Review SJ response papers | 0.25 | | | |
| 12/1/2011 | Daniel Vice | Review and analyze response in opposition | 0.25 | | | |
| 12/5/2011 | Jonathon Lowy | Review SJ reply papers | 0.25 | | | |
| 12/5/2011 | Daniel Vice | Review and analyze reply brief | 0.25 | | | |
| 12/9/2011 | Jonathon Lowy | Review SJ response papers | 0.25 | | | |
| 12/9/2011 | Daniel Vice | Review and analyze response brief | 0.25 | | | |
| 6/29/2012 | Jonathon Lowy | Review court ruling | 0.25 | | | |

EXHIBIT 14**Wollschlaeger v. Farmer
LOWY-VICE COMPARISON**

| Date | Timekeeper | Legal Services Rendered | Hours | Notes | | |
|-------------|-------------------|---|--------------|--------------|--|--|
| 6/29/2012 | Daniel Vice | Review and analyze order granting Plaintiffs' Motion for Summary Judgment | 0.25 | | | |
| | | | 102.00 | | | |

EXHIBIT 15

Wollschlaeger v. Farmer

BLOCK BILLING

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|--|-------|---|--------|
| 5/18/2011 | Ripa, Augustine | Continue drafting complaint and coordinate with team re: venue | 4.75 | block | confer |
| 5/23/2011 | Manheim, Bruce S Jr | Review of draft PI motion, complaint, declarations | 1.00 | block, duplicative of Hallward 5/19 | |
| 5/23/2011 | Ripa, Augustine | Analyze case law re: preliminary injunction motion and analyze facts gathered to be included in complaint; coordinate revisions of the same. | 4.75 | block | confer |
| 5/24/2011 | Jonathon Lowy | Review, edit draft complaint and declarations; emails with co-counsel, staff re work on case and research analysis | 2.25 | detail (declarants not identified), block, duplicative of Hallward 5/26, 25, 19 | confer |
| 5/26/2011 | Manheim, Bruce S Jr | Draft demand/notice letter to Governor Scott; circulate to group for review and approval. | 2.50 | block, need (demand letter unnecessary to litigation) | confer |
| 5/27/2011 | Antzoulatos, Sophia | Conduct research into SD Fla local court rules on pro hac motions, Motions for PI and filing complaints. | 1.00 | block, overhead (pro hoc vice motions), duplicative of Long 5/20 | |
| 6/3/2011 | Ripa, Augustine | Confer with team re: next steps in revisions to complaint; effectuate the same; analyze documents for fact-citations in complaint | 4.00 | block | confer |
| 6/3/2011 | Lewis, Julia | Call with Dr. Schaecter regarding revising her declaration, with Dr. Ramon-Coton regarding her views on HB 155 and setting up an interview, and with Ropes team and plaintiffs to discuss status of lawsuit. | 3.25 | block, need (Ramon-Coton views irrelevant) | confer |
| 6/14/2011 | Dewar, Elizabeth N. | E-mails to/from S.Lemmon and A.Ripa regarding additional research on Defendant Dudek's powers and revisions to complaint incorporating same. | 2.00 | block | confer |
| 6/18/2011 | Jonathon Lowy | Review and analyze NRA motion to intervene; discuss with staff re research and response | 0.75 | block | |
| 6/24/2011 | Ripa, Augustine | Draft and revise request for hearing; confer with team re: preliminary injunction edits and filing. | 1.50 | block | confer |
| 6/28/2011 | Dewar, Elizabeth N. | Read Defendants' response to the NRA's motion to intervene and emails to/from E.Mullins, D.Hallward-Driemeier, and B.Manheim regarding responding to same. | 2.00 | block, excessive (DE 44, defendant's response was 1 sentence long) | confer |
| 6/29/2011 | Daniel Vice | Research, draft opposition to NRA motion | 3.75 | block, duplicative of Dewar 6/30 | |

EXHIBIT 15

Wollschlaeger v. Farmer
BLOCK BILLING

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|---|-------|---|--------|
| 6/30/2011 | Dewar, Elizabeth N. | Read Eleventh Circuit case law on mandatory and permissive intervention and drafted numerous e-mails and conferences to/from/with B.Manheim, E.Mullins, and S.Lemmon regarding opposition to intervention. | 5.00 | block | confer |
| 7/1/2011 | Daniel Vice | Prepare for hearing by reviewing filings and researching Florida rules | 1.75 | block, need (Florida rules), duplicative of Lowy 7/1 | |
| 7/1/2011 | Dewar, Elizabeth N. | Readied opposition to NRA intervention for filing by various e-mail to team, a review of J.Lewis memorandum on justiciability issues, and a conference with with E.Mullins. N.Han, B. Manheim, D.Hallward-Driemeier on legislative history/related issues. | 3.50 | block | confer |
| 7/14/2011 | Lewis, Julia | Prepared for and participated in meeting with B. Manheim and Florida Gun Law Associates to discuss preparation of supplemental briefing on preliminary injunction motion. | 5.75 | block | confer |
| 7/14/2011 | Lewis, Julia | Research cases for B. Dewar indicating that courts should look to a statute's legislative history and legislative purpose in determining whether the statute is viewpoint-discriminatory and drafted email to B. Manheim and D. Hallward-Driemeier analyzing same. | 3.00 | block; duplicative of Manheim | confer |
| 7/16/2011 | Dewar, Elizabeth N. | Emails to/from B.Manheim and D.Hallward-Driemeier regarding supplemental submission; revised draft supplemental submission per D.Hallward-Driemeier and B.Manheim comments. | 4.00 | block | confer |
| 7/19/2011 | Lewis, Julia | Correspond with B. Dewar, D. Hallward-Driemeier, and B. Manheim to draft and revise supplemental brief in support for motion for preliminary injunction, including finding missing citations, rewriting paragraphs, entering team edits, proofreading, and reworking in light of Defendants' supplemental filing. | 8.75 | block | confer |
| 7/29/2011 | Manheim, Bruce S Jr | Email correspondence regarding case and Preliminary Injunction. Review state's Motion to Strike and next steps regarding Scheduling Order. | 1.25 | block; detail (correspondents not ID'd); duplicative of Hallward 7/27 | |
| 8/9/2011 | Manheim, Bruce S Jr | Follow up on opposition to Motion to Strike; revisions to Joint Motion to Extend. | 1.50 | block; detail (follow up activities not described) | |

EXHIBIT 15**Wollschlaeger v. Farmer****BLOCK BILLING**

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-------------|---------------------|---|--------------|-------------------------------------|--------------|
| 8/12/2011 | Manheim, Bruce S Jr | Draft and incorporate revisions to Opposition to Motion to Strike; email correspondence regarding same. | 1.50 | block; excessive (DE 78 only 5 pgs) | confer |
| 11/10/2011 | O'Connell, Kelly | Corresponded with S. Lemmon and A. Ripa to revise MSJ, proposed order, and SSOF; drafted revisions to same. | 2.50 | block | confer |
| 11/14/2011 | Manheim, Bruce S Jr | Email correspondence regarding state violation of page limit and line spacing rules; telephone conference with J. Vail regarding same; review of Motion for Summary Judgment for arguments. | 1.50 | block | |
| | | | 73.50 | | |

EXHIBIT 16

Wollschlaeger v. Farmer

ENTRIES INSUFFICIENTLY DETAILED

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|-----------------------------|--|-------|--|--------|
| 4/28/2011 | Jonathon Lowy | Review and analyze legislation (.25); preliminary research and legal analysis on litigation (.5); tel. call with K. Crumley, Florida counsel, re Fla. legislation and litigation strategy (.25) | 0.25 | detail (Crumley not sufficiently identified to determine his role in case; subject of research not described) | |
| 5/4/2011 | Jonathon Lowy | Conference call with clients re: litigation strategy (.5); Review materials including pediatricians' policies and clinical guidance on firearms prevention to prepare complaint (.25) | 0.75 | detail (clients not identified); duplicative of Ripa 5/5, 6, 9, 10 | |
| 5/11/2011 | Goetz, Mariel | Reviewed background materials on the case and the history of the law | 0.50 | duplicative of Vice 5/9; detail (background materials not described) | |
| 5/13/2011 | Jonathon Lowy | Tel. Con. With Dennis Kainen, Florida attorney re suit and Florida law and procedure, Florida law and legal research for filing | 0.50 | need (Kainen contact not necessary); detail: (subject of research not given; Florida law not specifically described) | |
| 5/16/2011 | Dina Shand | Compiled social science on guns in the home from Brady and e-mail sources | 1.00 | need (social science not necessary to make facial challenge) detail (email sources not described) | |
| 5/16/2011 | Goetz, Mariel | Background reading on statute and analysis of provisions of statute for purposes of physician interviews | 1.00 | detail (background reading not specific) | |
| 5/17/2011 | Jonathon Lowy | Work on declarations from clients for PI motion | 0.75 | detail (clients not identified), duplicative of Vice) | |
| 5/17/2011 | Daniel Vice | Work on declarations from plaintiffs for PI motion | 1.25 | detail (clients not identified) duplicative of Lowy | |
| 5/18/2011 | Daniel Vice | Strategy discussion and legal research concerning client declarations | 1.50 | detail (person involved in discussion not identified; subject of legal research not described) | confer |
| 5/23/2011 | Daniel Vice | Review and analyze legislation (0.5), review declarations for motion (0.5), communications with co-counsel concerning declarations (0.25), research concerning physician obligations and guns re: application of legislation (1.0) | 0.75 | detail (declarants not identified) | confer |
| 5/23/2011 | Hallward-Driemeier, Douglas | Review research prepared by Brady Center. | 0.50 | detail (subject of research not described) | |

EXHIBIT 16

Wollschlaeger v. Farmer

ENTRIES INSUFFICIENTLY DETAILED

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|--|-------|---|--------|
| 5/23/2011 | Lewis, Julia | Interview Dr. Wollschlaeger regarding his views of gun safety counseling and HB 155 (2.0) and review notes and declarations from interviews conducted by Brady interns (2.0). | 2.00 | detail (declarants not identified) | |
| 5/24/2011 | Jonathon Lowy | Review, edit draft complaint and declarations; emails with co-counsel, staff re work on case and research analysis | 2.25 | detail (declarants not identified), block, duplicative of Hallward 5/26, 25, 19 | confer |
| 5/24/2011 | Daniel Vice | Review, edit draft complaint and declarations | 2.00 | detail (declarants not identified), duplicative of Hallward 5/26, 25, 19 | |
| 5/24/2011 | Lewis, Julia | Draft summaries of 5 witness interviews conducted by Brady. | 5.00 | detail (witnesses not identified) | |
| 5/25/2011 | Manheim, Bruce S Jr | Review papers (.75); draft letter to governor (.5); follow up email correspondence (.25) | 0.75 | detail (papers not identified; subject of correspondence not described) | confer |
| 5/27/2011 | Dewar, Elizabeth N. | Research (3.5) and e-mails to/from D.Hallward-Driemeier, B.Manheim, S. Lemmon, and A.Ripa regarding standing issues and also preliminary injunction standards (1.25). | 3.00 | detail (research not described) | confer |
| 5/30/2011 | Hal Lucas | Telephonic conference with B. Manheim and E. Mullins re: new matter. | 0.40 | detail (new matter not described) | confer |
| 6/2/2011 | Lewis, Julia | Interview with Dr. Cava regarding his views on HB 155 (2.0); send follow-up emails to physician (1.0) | 1.00 | need (Cava views not relevant, not used), detail (physician not identified) | |
| 6/5/2011 | Edward Mullins | Work on finalizing complaint (.2); work on issues with respect to plaintiffs and filing strategy (.4) | 0.40 | detail (issues with respect to plaintiffs not described) | |
| 6/6/2011 | Aida Rodriguez | Research correct names and addresses of State of Florida officials to be served (1.0); research names and addresses of Florida Board of Medicine members (1.0); locate process server in Tallahassee with experience serving government officials (0.5); telephone conference with process server (0.4); prepare letter to process server enclosing fee and summonses to be served with specific instructions regarding same (1.0); confer with E. Mullins on tasks (0.5). | 0.50 | detail (tasks not described); clerical (locate process server) | confer |

EXHIBIT 16

Wollschlaeger v. Farmer

ENTRIES INSUFFICIENTLY DETAILED

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|-----------------------------|--|-------|---|--------|
| 6/6/2011 | Edward Mullins | Work on final preparations for filing (.3); edit and revise final draft complaint; correspond with clients on same (.4); correspond with legal team on filing requirements (.3); work on service issues (.1); provide law on privilege (.3); conference with co-counsel regarding judge, procedures (.6); investigate service procedures (.3); conference with counsel regarding same (.4); numerous calls and conferences to general counsel offices of defendants (1.0); update E. Dewar on same (.7); task A. Rodriguez on project on analyzing location of administrative authority (.2); task E. Davila on service projects (.1); correspond with B. Manheim on strategy (.3); correspond with team on amendment strategy (.2); edit and revise certificate of interested persons (.2); send draft of same to team (.1) | 0.80 | duplicative of Hallward (revise and edit complaint), clerical (re service issues and procedures), need (law of privilege, irrelevant issue), detail (procedures), detail (service projects) | confer |
| 6/6/2011 | Hallward-Driemeier, Douglas | Revise draft complaint and declarations. | 4.00 | detail (declarants not identified) | |
| 6/6/2011 | Goetz, Mariel | Review and comment on draft declarations and related documents. | 7.50 | detail (declarants and related documents not identified) | |
| 6/6/2011 | Manheim, Bruce S Jr | Email correspondence with team (.25) and review of declarations and complaint (.75). | 1.00 | detail (subject of correspondence not described; declarants not identified); duplicative of Hallward 6/5 | confer |
| 6/7/2011 | Ripa, Augustine | Coordinate with team on plaintiffs, declarations (.25); legal research re: preliminary injunction (2.75) | 3.00 | detail (declarants not identified; research not described) | confer |
| 6/8/2011 | Ripa, Augustine | Legal research re: preliminary injunction | 2.00 | detail (research not described) | |
| 6/9/2011 | Hallward-Driemeier, Douglas | Correspondence with clients regarding declarations in support of preliminary injunction. | 0.50 | detail (declarants not identified) | |
| 6/10/2011 | Jonathon Lowy | Discussed and reviewed research on physician review board complaint procedure and complaint forms (1.0); Communications with co-counsel and clients re litigation strategy and research (0.25) | 1.00 | detail (discussed with whom?) | |

EXHIBIT 16

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ENTRIES INSUFFICIENTLY DETAILED

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|-----------------------------|--|-------|---|--------|
| 6/10/2011 | Edward Mullins | Review status of service (.1); review rules on service after summons (.1); review reports on pending Supreme Court cases (.2); correspond with Ropes on various issues in the case (.5); conference with Ropes on strategy (.5); task A. Rodriguez on legislative history (.2); review legislative history of bills (.3); correspond with E. Dewar on strategy (.2); send procedures on Judge Cooke to team (.1) | 0.20 | detail (issues re SCt cases; various issues not described), duplicative of Hallward 6/16 (review legislative history) | confer |
| 6/10/2011 | Goetz, Mariel | Interview doctors and prepare declarations (5.0). Emails with team regarding status of doctors and case strategy (.5). Revise organizational declarations and emails with team regarding same in response. (3.25) | 8.25 | detail (declarants not identified) | confer |
| 6/11/2011 | Edward Mullins | Correspond with Ropes team on amicus (.2); correspond with A. Finley on same (.1) | 0.10 | detail/need (Finley not identified; link to case not clear) | confer |
| 6/15/2011 | Hallward-Driemeier, Douglas | Review of declarations. | 1.00 | detail (declarants not identified) | |
| 6/15/2011 | Lemmon, Scott | Reviewed studies sent by Brady center for potential use in complaint. | 0.25 | detail (subject of studies not identified) | |
| 6/16/2011 | Manheim, Bruce S Jr | Focus on pleadings and declarations; email correspondence with clients. | 1.50 | detail (focus on what pleadings and declarations and how; subject of correspondence not described) | |
| 6/17/2011 | Ripa, Augustine | Coordinate with team on declarations, captions, and other filing materials. | 1.00 | detail (filing materials not described) | |
| 6/19/2011 | Goetz, Mariel | Attention to physician declarations. (1.0) Emails with team regarding case. (.5) | 1.50 | detail (subject of emails not described; attention to declarations gives no idea what work done) | confer |
| 6/20/2011 | Edward Mullins | Correspond with B. Dewar on status of filings (.2); review status of meeting (.1); attend strategy meeting with T. Julin, Ropes firm (.9); review letter from C. Smith (.1); correspond with Ropes team on responding to NRA (.1); review recent USSC cases, correspond with Ropes team on matter of public concern law (.4) | 0.40 | detail (SCT cases not identified) | confer |

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ENTRIES INSUFFICIENTLY DETAILED

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|--|-------|--|--------|
| 6/20/2011 | Goetz, Mariel | Attention to physician declarations. (3.0) Emails with team regarding PI motion (1.0). Confer with R. Dugas regarding declarations. (.5) Review and comment on PI motion. (1.0) | 3.00 | detail (attention does not describe nature of work done); duplicative of Hallward 6/13, 14, 18, 19, 20, 21, 23 (PI review) | confer |
| 6/20/2011 | Manheim, Bruce S Jr | Review and revise memo and amended complaint (.5); additional legal research (.5). | 0.50 | duplicative of Hallward 6/13, 14, 18, 19, 20, 21, 23 (PI revision); detail (research not described) | |
| 6/22/2011 | Lewis, Julia | Email doctors reminding them of confidential nature of non-public information imparted to them (.5). Review D. Vice's comments on amended complaint (.5). Research case history of Jacksonville case to determine appropriateness of citation for B. Dewar. (.5) | 0.50 | detail/need (information about Jacksonville case insufficient to determine its connection with this one) | |
| 6/23/2011 | Edward Mullins | Correspond with E. Palmer and A. Rodriguez regarding legislative history (.2); correspond with team on finalizing motion (.2); task H. Lucas, D. Giuliano on logistics (.2); work on finalizing filing (.4) | 1.00 | detail (insufficient information given to determine necessity of communication to Palmer and Rodriguez) | confer |
| 6/23/2011 | Manheim, Bruce S Jr | Review draft pleadings (.75), email correspondence (.25), teleconferences re finalization of amended complaint (1.0). | 2.00 | detail (subject of correspondence not described; declarants not identified) | confer |
| 6/24/2011 | Daniel Vice | Review final case filings (0.5) and research case law on litigation next steps (0.75) | 0.75 | detail (research not described); duplicative of Lowy | |
| 6/24/2011 | Edward Mullins | Review correspondence on enlargement (.2); correspond with Ropes team on same, magistrate issue (.3); work on request for oral argument (.1); finalize filings (.2); work on proposed order (.2) | 0.20 | detail (correspondent not identified) | confer |

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ENTRIES INSUFFICIENTLY DETAILED

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|---|-------|--|--------|
| 6/27/2011 | Edward Mullins | Review final motion for preliminary injunction (.2); prepare for meeting with J. Vail (.1); correspond with B. Manheim regarding preliminary injunction procedures (.1); attend meeting with Governor's office (.6); review recent Supreme Court case (.1); conference with J. Vail on service, task E. Davlia (.1); work on strategy on motion to intervene (.4); conference with T. Julin on strategy (.2); review motion to intervene (.2); conference with E. Dewar on strategy (.2); review orders on briefing, scheduling (.2); conference with D. Hallward-Driemeier on strategy (.2); conference with T. Julin on amicus (.2); conference with T. Julin, D. Hallward-Driemeier on same (.2) | 0.10 | duplicative of Hallward 6/13, 14, 18, 19, 21, 23 (review mo/PI); detail (recent SCT case subject); duplicative of Hallward 6/27 (mo/intervene) | confer |
| 6/27/2011 | Manheim, Bruce S Jr | Email correspondence re NRA motion to intervene (.5) and telephone conference with counsel for state regarding timing and schedule of briefing in case (1.0) | 0.50 | detail (correspondent not identified) | confer |
| 7/2/2011 | Edward Mullins | Review correspondence on resolution by Florida Medical Association | 0.20 | need (FMA resolution irrelevant); detail (correspondent not identified) | confer |
| 7/7/2011 | Manheim, Bruce S Jr | Continue to review and revise brief; legal research. | 1.50 | detail (what brief; subject of research not described) | |
| 7/8/2011 | Edward Mullins | Review draft reply (.5); edit and revise same (1.4); send comments to B. Manheim (.1); conference with J. Lewis on filing of disc (.1); review declaration of B. Manheim (.1); revise notice of conventional filing (.1); review order denying intervention (.2); review motion to change caption (.1); work on strategy with respect to response and issues with order on intervention (.2); edit and revise latest version of reply (.4); correspond with clients on logistics (.1) | 2.00 | duplicative of Hallward 7/7, 8 (review/work on reply); detail (update Kanien about what and why was it necessary?; same for P. Blank, conference with Greenberg) | |
| 7/13/2011 | Jonathon Lowy | Communications with Dan V., co-counsel and clients re litigation strategy (0.5), legal analysis and research (3.5) | 4.00 | excessive, detail (failure to describe subject of communications with staff, cocounsel, clients and subjects of discussions, research) | |

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ENTRIES INSUFFICIENTLY DETAILED

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|--|-------|--|--------|
| 7/14/2011 | Edward Mullins | Assist amicus with transcript (.2); review transcript for memorandum (.3); work on strategy with team (.3); work on outline (.3) | 0.30 | need (assist amicus with transcript), detail (subject of outline); duplicative of Dewar, Lemmon,Goetz 7/14 | confer |
| 7/14/2011 | Dewar, Elizabeth N. | Drafted outline of supplemental submission and necessary supplemental research necessary (4.0); worked with co-counsel and team regarding same (.75) | 4.00 | detail (research not described); duplicative of Goetz, Lemmon, Mullins | confer |
| 7/14/2011 | Goetz, Mariel | Phone calls with multiple doctors regarding additional anecdotes (1.0). Draft declarations. (1.0) | 2.00 | detail (doctors, declarants not identified) | |
| 7/14/2011 | Manheim, Bruce S Jr | Additional email correspondence with team regarding analysis. | 1.00 | detail (correspondent not identified) | confer |
| 7/14/2011 | Manheim, Bruce S Jr | Prepare stat analysis outline for brief; forward to team. | 1.50 | need; detail (subject of statistical analysis not described) | confer |
| 7/14/2011 | Manheim, Bruce S Jr | Follow up on next steps for drafting of supplemental brief; additional declarations. | 1.00 | detail (follow up does not describe work done) | |
| 7/15/2011 | Edward Mullins | Correspond on strategy in case | 0.20 | detail (correspondent not identified) | confer |
| 7/15/2011 | Goetz, Mariel | Confer with B. Dewar regarding supplemental briefing issues. | 0.75 | detail (issues not identified) | confer |
| 7/16/2011 | Edward Mullins | Correspond with team on evidentiary issues (.2); work on revising declaration (.1) | 0.30 | detail (issues not identified; declarant not identified) | confer |
| 7/18/2011 | Edward Mullins | Correspond with counsel regarding edits to amicus brief (.5); review message from CHILD and update amici team on same (.2); work on revisions to declaration (.1) | 0.80 | detail (declarant not identified; CHILD not described; correspondents not identified) | confer |
| 7/19/2011 | Dewar, Elizabeth N. | E-mails to/from M.Goetz, D.Hallward-Driemeier, and B.Manheim regarding additional edits to declarations. | 0.25 | detail (declarants not identified) | confer |
| 7/19/2011 | Goetz, Mariel | Revise multiple physician declarations (.75) and conference call with Judy Schaechter regarding declaration edits (.5). Emails with team regarding supplemental declarations and briefing issues. (.25). | 1.50 | detail (declarants not identified) | confer |
| 7/20/2011 | Goetz, Mariel | Emails with team regarding supplemental briefing and additional developments in case. | 1.50 | detail (additional developments not described) | confer |
| 7/25/2011 | Edward Mullins | Correspond with B. Manheim regarding having fact that letter not sent given to Court (.1); conference with S. Lemmon on same (.1); edit and revise declaration (.1) | 0.10 | need (re letter not delivered to court); detail (declarant not identified) | confer |

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ENTRIES INSUFFICIENTLY DETAILED

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|------------|-----------------------------|---|-------|---|--------|
| 7/25/2011 | Dewar, Elizabeth N. | Numerous emails to/from S.Lemmon regarding drafting and information for supplementary declarations regarding failure of board of medicine to advise physicians of rescind letter (.25); conferred with S.Lemmon regarding declarations (.25); emails to/from E.Mullins and S.Lemmon regarding proposed revisions to language of declaration; revised motion to supplement record. (.25) | 0.50 | detail (declarants not ID'd); need (board's failure to advise) | confer |
| 7/25/2011 | Hallward-Driemeier, Douglas | Revise declarations and motion for leave to file declarations regarding BOM failure to advise physicians of letter rescinding June 14 guidance. | 1.00 | detail (declarant not ID'd) | |
| 7/25/2011 | Lemmon, Scott | Called doctors to discuss declarations regarding Board of Medicine letters. | 1.00 | detail (declarants not ID'd) | |
| 7/25/2011 | Lemmon, Scott | Drafted declarations regarding Board of Medicine letters interpreting statute. | 3.00 | detail (declarants not ID'd) | |
| 7/25/2011 | Lemmon, Scott | Edited declarations to incorporate D. Hallward-Driemeier's comments. | 0.50 | detail (declarants not ID'd) | |
| 7/25/2011 | Manheim, Bruce S Jr | Email correspondence in connection with impending Preliminary Injunction Decision. (.25) Review draft supplemental papers and declarations prepared by S. Lemmon. (1.0) | 1.25 | detail (correspondent not identified; papers and declarants not identified) | confer |
| 7/26/2011 | Lemmon, Scott | Edited declarations, Motion for Leave to File Supplemental Declarations. | 3.25 | detail (declarants not ID'd) | |
| 7/26/2011 | Lemmon, Scott | Worked with plaintiffs to ensure that declarations were accurate. | 0.50 | detail (declarants not ID'd) | |
| 7/28/2011 | Manheim, Bruce S Jr | Email correspondence regarding case and related matters. | 0.50 | detail (correspondents not ID'd, issues in correspondence not described, related matters not described) | confer |
| 7/29/2011 | Manheim, Bruce S Jr | Email correspondence regarding case and Preliminary Injunction. Review state's Motion to Strike and next steps regarding Scheduling Order. | 1.25 | block; detail (correspondents not ID'd); duplicative of Hallward 7/27 | |
| 8/9/2011 | Manheim, Bruce S Jr | Follow up on opposition to Motion to Strike; revisions to Joint Motion to Extend. | 1.50 | block; detail (follow up activities not described) | |
| 10/12/2011 | Manheim, Bruce S Jr | Follow up with S. Lemon regarding Summary Judgment motions. | 0.50 | detail (follow up does not describe work done) | confer |

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ENTRIES INSUFFICIENTLY DETAILED

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|------------|---------------------|---|-------|---|--------|
| 10/13/2011 | Manheim, Bruce S Jr | Focus on Summary Judgment Motion in case. | 0.50 | detail (focus does not describe issue) | |
| 10/14/2011 | Manheim, Bruce S Jr | Focus on Summary Judgment Motion issues. | 0.50 | detail (focus does not describe issue) | |
| 10/17/2011 | Manheim, Bruce S Jr | Follow up on timing of Summary Judgment Motions, other matters for clients. | 0.50 | detail (follow up does not describe work done; other matters not described) | |
| 10/18/2011 | Manheim, Bruce S Jr | Follow up on case and development of SJ motions. | 0.50 | detail (follow up does not describe work done) | |
| 10/19/2011 | Manheim, Bruce S Jr | Follow up with S. Lemmon regarding Summary Judgment motions. | 0.50 | detail (follow up does not describe work done) | |
| 10/20/2011 | Edward Mullins | Review correspondence regarding summary judgment | 0.10 | detail (correspondents and subjects not described) | confer |
| 10/20/2011 | Manheim, Bruce S Jr | Focus on Summary Judgment Motion and related issues. | 0.50 | detail (focus does not describe issue) | |
| 10/21/2011 | Manheim, Bruce S Jr | Focus on Summary Judgment motions and state response; meeting with D. Hallward-Driemeier to discuss same. | 0.50 | detail (focus does not describe issue) | confer |
| 10/25/2011 | Manheim, Bruce S Jr | Additional email correspondence relating to Summary Judgment Motion and filing Unopposed Extension Motion with Court. | 0.50 | detail (correspondents not identified) | confer |
| 10/26/2011 | Manheim, Bruce S Jr | Email correspondence and follow up with team. | 0.50 | detail (subject of correspondence not ID'd) | confer |
| 10/26/2011 | Manheim, Bruce S Jr | Focus on Summary Judgment motion and papers. | 0.50 | detail (focus does not describe issue; papers not described) | |
| 10/28/2011 | Manheim, Bruce S Jr | Review E. Mullins' edits to statement of facts; follow up with team. | 0.50 | detail (follow up does not describe work done) | confer |
| 11/18/2011 | Manheim, Bruce S Jr | Follow up on filing of response to state Summary Judgment Motion. | 0.50 | detail (follow up does not describe work done) | |
| 11/21/2011 | Manheim, Bruce S Jr | Focus on opposition to state's Motion for Summary Judgment and related papers. | 0.50 | detail (focus does not describe work done; related papers vague) | |
| 11/29/2011 | Lemmon, Scott | Worked with D. Hallward-Driemeier, A. Ripa, K. O'Connell regarding status of briefing, next steps. | 1.75 | detail (worked with vague) | confer |
| 11/29/2011 | Lemmon, Scott | Worked with A. Ripa, K. O'Connell to edit Opposition to Defendants' Motion for Summary Judgment. | 7.25 | detail (worked with vague) | confer |

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ENTRIES INSUFFICIENTLY DETAILED

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|------------|---------------------|---|--------|---|--------|
| 12/5/2011 | Manheim, Bruce S Jr | Follow up with S. Lemmon and K. O'Connell regarding filings. | 0.75 | detail (follow up vague) | |
| 1/20/2012 | Edward Mullins | - F- | 0.10 | detail (no task described) | |
| 7/5/2012 | Manheim, Bruce S Jr | Follow up with associate on case regarding fees petition. | 0.50 | detail (follow up does not describe work done) | confer |
| 7/11/2012 | O'Connell, Kelly | Discussion with B. Manheim and follow-up with E. Siegle regarding co-counsel expense reports. | 0.50 | detail (subject of discussion with Manheim) | confer |
| 7/16/2012 | O'Connell, Kelly | Worked with Brady counsel regarding revisions to expense reports. | 0.50 | detail (worked with vague) | |
| 7/31/2012 | O'Connell, Kelly | Worked with co-counsel and accounts payable to receive supporting documents and revised Bill of Costs regarding same. | 1.75 | detail (worked with vague) | |
| 8/2/2012 | O'Connell, Kelly | Worked with Lit Tech and Document Processing regarding exhibits to motion for fees. | 0.50 | clerical; detail (work with vague) | |
| 8/9/2012 | O'Connell, Kelly | Emails with local counsel and team regarding call and article about judge. | 0.25 | detail (call vague, article about judge irrelevant) | confer |
| 8/16/2012 | Manheim, Bruce S Jr | Follow-up correspondence with K. O'Connell re fee dispute issues | 0.75 | detail (follow up vague) | confer |
| 10/1/2012 | Manheim, Bruce S Jr | Focus on fee petition issues. | 0.50 | detail (focus on vague) | |
| 10/4/2012 | Manheim, Bruce S Jr | Focus on attorney fee petition issues; email correspondence with clients. | 0.50 | detail (focus on vague; issues not described) | |
| 10/10/2012 | Manheim, Bruce S Jr | Follow up with team on attorney fee petition issues. | 0.50 | detail (follow up vague) | confer |
| | | | 128.95 | | |

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INSUFFICIENT RELATIONSHIP TO CASE

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------|--|-------|--|--------|
| 5/6/2011 | Jonathon Lowy | Conference call with clients re: litigation strategy; review and analyze research re Florida constitution and law | 1.25 | need (Florida law irrelevant; state claim not brough) | |
| 5/6/2011 | Dina Shand | Researched Florida Constitution for First Amendment-kind rights | 0.50 | need (no state claim made in case) | |
| 5/6/2011 | Dina Shand | Wrote memo to Brady board regarding viability of state law claim. | 0.75 | need (no state claim made in case) | confer |
| 5/12/2011 | Dina Shand | Determined meaning of health care practitioner in H.B. 155 | 0.25 | need | |
| 5/13/2011 | Jonathon Lowy | Tel. Con. With Dennis Kainen, Florida attorney re suit and Florida law and procedure, Florida law and legal research for filing | 0.50 | need (Kainen contact not necessary); detail: (subject of research not given; Florida law not specifically described) | |
| 5/14/2011 | Jonathon Lowy | Researched, reviewed and revised memo on Florida firearms laws, including firearms storage law | 0.50 | need (other state firearms law and storage law irrelevant) | |
| 5/16/2011 | Jonathon Lowy | Discussion with clients concerning named plaintiffs declarations and complaint (0.5), review information from clients on named plaintiffs for declarations and complaint (0.25); research and review of data re firearms in home - information on risk of guns in the home and data, scientific studies on risks of guns in the home (1.0) | 1.00 | duplicative of Shand 5/16 (firearms data), need (firearms data; not necessary to make facial challenge) | |
| 5/16/2011 | Dina Shand | Compiled social science on guns in the home from Brady and e-mail sources | 1.00 | need (social science not necessary to make facial challege) detail (email sources not described) | |
| 5/18/2011 | Jonathon Lowy | Research re: Florida rules, discussion and research concerning client declarations (1.0); Communications with Dan V., Robyn L., Dina S., co-counsel and clients re litigation case law research and legal strategy (0.5); Tel. Con. With Bruce Manheim re suit litigation research and strategy (0.25). | 1.00 | need (Florida rules irrelevant) | confer |
| 5/18/2011 | Dina Shand | Researched doctor's accociations and their guidelines for gun safety | 1.00 | excessive, need (association plaintiffs could have provided this information) | |
| 5/19/2011 | Dina Shand | Drafted section of complaint regarding social science and doctor's role in advising patients about gun safety | 1.00 | need (complaint does not require social sciences treatise) | |

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INSUFFICIENT RELATIONSHIP TO CASE

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|--|-------|--|--------|
| 5/23/2011 | Jonathon Lowy | Review legislation, review declarations (1.0); communications with co-counsel concerning declarations, research social science concerning physician obligations and guns (0.5); research re firearms incidents and deaths in Florida and in the home (.5); revised memo of incidents (.25) | 1.25 | need (social science, data re firearm deaths and incidents not necessary to make facial challenge) | confer |
| 5/26/2011 | Manheim, Bruce S Jr | Draft demand/notice letter to Governor Scott; circulate to group for review and approval. | 2.50 | block, need (demand letter unnecessary to litigation) | confer |
| 5/26/2011 | Manheim, Bruce S Jr | Email correspondence with team regarding Governor Scott letter. | 0.50 | need (demand letter unnecessary to litigation) | confer |
| 5/27/2011 | Hal Lucas | Review 5/27/2011 correspondence to Governor Scott. | 0.25 | need | |
| 5/27/2011 | Manheim, Bruce S Jr | Finalize letter to Gov. Scott (.75); email correspondence with team regarding local counsel (.75); telephone conference with K. Crumbley regarding AAP position (1.0) | 2.50 | need (letter to Governor), overhead (local counsel) | confer |
| 5/28/2011 | Lemmon, Scott | Researched whether gun owners are required to disclose or register ownership of firearms to federal or state government. | 1.00 | need (not relevant to any claim; unnecessary for facial challenge) | |
| 5/28/2011 | Dewar, Elizabeth N. | Researched related Florida gun laws for preliminary injunction motion (.5); researched Eleventh Circuit and Supreme Court cases on privacy interests (1.5); finished researching and drafting strict scrutiny section of motion for preliminary injunction (1.5). | 0.50 | need (research of related FL gun laws), duplicative of Lemmon 5/28 (related state gun laws). | |
| 6/2/2011 | Lewis, Julia | Interview with Dr. Cava regarding his views on HB 155 (2.0); send follow-up emails to physician (1.0) | 3.00 | need (Cava views not relevant, not used), detail (physician not identified) | |
| 6/3/2011 | Lewis, Julia | Call with Dr. Schaecter regarding revising her declaration, with Dr. Ramon-Coton regarding her views on HB 155 and setting up an interview, and with Ropes team and plaintiffs to discuss status of lawsuit. | 3.25 | block, need (Ramon-Coton views irrelevant) | confer |
| 6/6/2011 | Jonathon Lowy | Review Complaint re filing, update clients on complaint status (0.25); research re guns in the home incidents to support case (2.0); communications with clients (0.25) | 2.00 | duplicative of Hallward 6/5, 3; need (research re guns in home incidents unnecessary to make facial challenge) | |

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INSUFFICIENT RELATIONSHIP TO CASE

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|----------|----------------|--|-------|---|--------|
| 6/6/2011 | Edward Mullins | Work on final preparations for filing (.3); edit and revise final draft complaint; correspond with clients on same (.4); correspond with legal team on filing requirements (.3); work on service issues (.1); provide law on privilege (.3); conference with co-counsel regarding judge, procedures (.6); investigate service procedures (.3); conference with counsel regarding same (.4); numerous calls and conferences to general counsel offices of defendants (1.0); update E. Dewar on same (.7); task A. Rodriguez on project on analyzing location of administrative authority (.2); task E. Davila on service projects (.1); correspond with B. Manheim on strategy (.3); correspond with team on amendment strategy (.2); edit and revise certificate of interested persons (.2); send draft of same to team (.1) | 0.30 | duplicative of Hallward (revise and edit complaint), clerical (re service issues and procedures), need (law of privilege, irrelevant issue), detail (procedures), detail (service projects) | confer |
| 6/7/2011 | Goetz, Mariel | Review complaint for facts to support in declarations and review/analyze declarations, creating a chart of factual support. | 9.50 | need | |
| 6/7/2011 | Lewis, Julia | Call with Dr. Paredes regarding his practice of asking about firearms and his opinion on HB 155. | 1.00 | need (Paredes irrelevant; statement not used) | |
| 6/7/2011 | Lewis, Julia | Revise declaration for Dr. Ramon-Coton and follow-up call with Dr. Ramon-Coton regarding same. | 4.00 | need (Ramon-Coton statement not used) | |
| 6/7/2011 | Lewis, Julia | Review newspaper and internet articles concerning origins of the HB 155 bill, and background of similar bills in other states. | 1.00 | duplicative of Goetz 5/11; need (background of bills in other states) | |
| 6/9/2011 | Edward Mullins | Review research regarding Secretary of State as defendant (.1); Update team on service status (.2); work on issues (.1); conference with D. Kanine on status (.4); update team (.1); work on obtaining amicus counsel (.5); correspond with team on draft status (.1); correspond with team on amicus participation (.1); correspond with T. Julin on same (.1); correspond with Ropes firm on strategy (.2); correspond on issue with respect to plaintiff (.2); correspond with T. Julin on recent Supreme Court cases involving speech (.2) | 0.10 | need (scty of State as D) | confer |

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INSUFFICIENT RELATIONSHIP TO CASE

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|--|-------|--|--------|
| 6/10/2011 | Aida Rodriguez | Telephone conference with process server to determine status of service on defendants (0.4); prepare detailed memo to legal team identifying details of service of process for each defendant (1.0); conduct extensive search for Florida House of Representatives Bill 155 (1.0); telephone conference with National Archives (1.0); search and retrieve historical for the Bill in both House and Senate (0.5); submit bill information to E. Mullins (0.3). | 1.00 | clerical (re service status), need (extensive search for bill and telephone National Archives) | |
| 6/11/2011 | Edward Mullins | Correspond with Ropes team on amicus (.2); correspond with A. Finley on same (.1) | 0.30 | detail/need (Finley not identified; link to case not clear) | confer |
| 6/11/2011 | Dewar, Elizabeth N. | Reviewed C.Dulis research on Supremacy Clause issue; e-mail to R&G team regarding same; | 0.50 | need (Supremacy Clause not an issue) | confer |
| 6/13/2011 | Goetz, Mariel | Draft and revise physician declarations (3.5), emails with Dr. Leland and Dr. Stewart (.25). Team meeting regarding amended complaint and preliminary injunction papers (1.0). Emails with team regarding declarations, amended complaint, and outstanding action items (.25). Discuss HIPAA issue. (.25) | 0.25 | need (HIPAA not relevant) | confer |
| 6/13/2011 | Lemmon, Scott | Conducted research to determine whether Florida Board of Medicine has General Counsel. | 0.50 | need | |
| 6/13/2011 | Lewis, Julia | Left voicemail for Dr. Edwards regarding draft declaration (.25). Revise Dr. King declaration and email her requesting any comments (3.0). Draft paragraphs for S. Lemmon to use in shadow complaint regarding Drs. Edwards and Fox. (1.75) | 1.75 | need (shadow complaint) | |
| 6/14/2011 | Goetz, Mariel | Emails with team regarding declarations and amended complaint (.25). Confer with J. Lewis regarding plaintiff-MDs HIPAA obligations as related to case. (.25) | 0.25 | need (HIPAA not relevant) | confer |
| 6/14/2011 | Lemmon, Scott | Conducted research and drafted memo with A. Ripa describing the defendants named in complaint and why they are proper defendants. | 3.00 | need | confer |

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INSUFFICIENT RELATIONSHIP TO CASE

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|-----------------------------|--|-------|--|---------|
| 6/14/2011 | Lewis, Julia | Discuss with M. Goetz and team whether defendants would be able to request patient medical records under HIPAA in relation to case (1.25); left voicemail to Dr. Fox regarding her questions about disclosure of patients' records under HIPAA and timing of discovery. (.25) | 1.50 | need (HIPAA not relevant) | confer |
| 6/14/2011 | Lewis, Julia | Research whether filing an application for preliminary injunction, motion for preliminary injunction, or temporary restraining order is the appropriate manner of seeking relief. | 1.00 | need, excessive (Rule 65 makes very plain that this case was not susceptible to TRO, an injunction issued without notice to defendant) | |
| 6/22/2011 | Hallward-Driemeier, Douglas | Call with Dr. Schaectman to discuss AMA resolution in support of litigation. | 0.25 | need (AMA resolution irrelevant) | |
| 6/22/2011 | Lewis, Julia | Email doctors reminding them of confidential nature of non-public information imparted to them (.5). Review D. Vice's comments on amended complaint (.5). Research case history of Jacksonville case to determine appropriateness of citation for B. Dewar. (.5) | 0.50 | detail/need (information about Jacksonville case insufficient to determine its connection with this one) | |
| 6/22/2011 | Manheim, Bruce S Jr | Telephone conference with AMA and AAP, and T. Schectman. | 1.00 | need | |
| 7/1/2011 | Daniel Vice | Prepare for hearing by reviewing filings and researching Florida rules | 1.75 | block, need (Florida rules), duplicative of Lowy 7/1 | |
| 7/2/2011 | Edward Mullins | Review correspondence on resolution by Florida Medical Association | 0.20 | need (FMA resolution irrelevant); detail (correspondent not identified) | confer |
| 7/8/2011 | Hal Lucas | Communications with co-counsel and oversee creation of CD containing audio files of Florida Legislative proceedings (0.4); prepare notice of conventional filing of said CD (0.2); review draft 7/8/2011 Declaration of Bruce Manheim (0.2); review Orders re: NRA's intervention motion and NRA's motion for leave to participate as amicus curiae (0.2); research re: duties and role of Florida Attorney General (1.0). | 1.00 | need (research re AG) | caption |
| 7/10/2011 | Edward Mullins | Review AMA resolutions | 0.20 | need (AMA resolution irrelevant) | |

EXHIBIT 17

Wollschlaeger v. Farmer
INSUFFICIENT RELATIONSHIP TO CASE

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|---|-------|---|----------------|
| 7/12/2011 | Manheim, Bruce S Jr | Meeting with E. Mullins regarding preliminary injunction hearing. | 2.00 | need (neither spoke at hearing; no indication why this time was reasonably spent) | confer hearing |
| 7/13/2011 | Edward Mullins | Prepare for hearing (1.5); attend hearing (1.0); attend meeting with co-counsel on strategy (.5); attend meeting with clients on same (1.0); work on strategy on amicus (.5); attend meeting with potential amicus on strategy (1.0) | 1.50 | need/duplicative (attendance at OA when Hallward and Manheim there) | hearing |
| 7/13/2011 | Hal Lucas | Attend preliminary injunction hearing (1.5); attend post-hearing meeting with clients and co-counsel (1.0). | 1.50 | need/duplicative (attendance at OA when Hallward and Manheim there); duplicative of Lowy 7/13 | hearing |
| 7/13/2011 | Dewar, Elizabeth N. | Oral argument on preliminary injunction motion. | 1.00 | need/duplicative (attendance at OA when Hallward and Manheim there); duplicative of Lowy 7/13 | hearing |
| 7/14/2011 | Edward Mullins | Assist amicus with transcript (.2); review transcript for memorandum (.3); work on strategy with team (.3); work on outline (.3) | 0.20 | need (assist amicus with transcript), detail (subject of outline); duplicative of Dewar, Lemmon, Goetz 7/14 | confer |
| 7/14/2011 | Manheim, Bruce S Jr | Prepare stat analysis outline for brief; forward to team. | 1.50 | need; detail (subject of statistical analysis not described) | confer |
| 7/21/2011 | Manheim, Bruce S Jr | Email correspondence regarding PI issuance and other related issues (.5); Review FL Constitution and FL Supreme Court certification issues. (.5) Correspond regarding next steps with co-counsel and D. Hallward-Driemeier. (.5) | 0.50 | need (FL constitutional and FL SCT certification irrelevant) | confer |
| 7/25/2011 | Edward Mullins | Correspond with B. Manheim regarding having fact that letter not sent given to Court (.1); conference with S. Lemmon on same (.1); edit and revise declaration (.1) | 0.20 | need (re letter not delivered to court); detail (declarant not identified) | confer |
| 7/25/2011 | Dewar, Elizabeth N. | Numerous emails to/from S.Lemmon regarding drafting and information for supplementary declarations regarding failure of board of medicine to advise physicians of rescind letter (.25); conferred with S.Lemmon regarding declarations (.25); emails to/from E.Mullins and S.Lemmon regarding proposed revisions to language of declaration; revised motion to supplement record. (.25) | 0.50 | detail (declarants not ID'd); need (board's failure to advise) | confer |

EXHIBIT 17

Wollschlaeger v. Farmer
INSUFFICIENT RELATIONSHIP TO CASE

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|------------|-----------------------------|--|-------|--|--------|
| 7/25/2011 | Lemmon, Scott | Drafted Motion for Leave to File Supplemental Declarations. | 1.25 | need (failure to advise not filed) | |
| 7/26/2011 | Hallward-Driemeier, Douglas | Discussions with Mr. Manheim and Mr. Lemmon regarding possible supplemental filing regarding BOM's failure to notify doctors of July 18 letter. | 0.50 | need (failure to advise not issue) | confer |
| 7/26/2011 | Lemmon, Scott | Drafted email to plaintiffs explaining decision not to file motion. | 0.50 | need (failure to advise not an issue) | |
| 8/10/2011 | Edward Mullins | Conference with Senate staff person on status of case (.2); update team on same (.2); review order on enlargement (.1). | 0.40 | need (conference with Senate staff) | confer |
| 10/25/2011 | Manheim, Bruce S Jr | Focus on drafting sections of Citizen Petition outling background information, etc. | 2.50 | need (Citizen Petition irrelevant) | |
| 11/1/2011 | Manheim, Bruce S Jr | Telephone conference with K. Crumbly regarding webinar for American Academy of Pediatrics. | 0.75 | need (webinar irrelevant) | confer |
| 11/7/2011 | Manheim, Bruce S Jr | Email correspondence with K. Crumley regarding webinar. | 0.50 | need (webinar irrelevant) | confer |
| 11/21/2011 | O'Connell, Kelly | Researched additional ADA and Title VII and First Amendment case law | 2.00 | need (ADA and Title VII irrelevant) | |
| 11/29/2011 | Lewis, Julia | Interview Dr. Tommy Schectman and draft Schectman declaration re: accidental shooting. | 1.50 | need (accidental shooting not relevant to constitutional claims) | |
| 11/29/2011 | Manheim, Bruce S Jr | Telephone conference with T. Schaecam and J. Lewis regarding declaration. | 0.50 | need (declaration re accidental shooting irrelevant) | |
| 11/30/2011 | Lemmon, Scott | Edited J. Lewis's draft of T. Schechtman declaration. | 0.25 | need (declaration re accidental shooting irrelevant) | |
| 11/30/2011 | Lewis, Julia | Draft and revise Schectman declaration. Coordinate signing of declaration. Call with Dr. Schectman regarding finalized declaration. | 1.25 | need (accidental shooting not relevant to constitutional claims) | |
| 12/14/2011 | Doug Giuliano | Analyze whether Florida Statute 790.335 applies to private persons and draft summary on same. | 0.20 | need (all dispositive motions filed) | |
| 12/14/2011 | Hallward-Driemeier, Douglas | Analyze possible significance of Florida statute criminalizing making of records concerning ownership of firearms. Communicate with co-counsel and Dr. St. Petery re same. | 0.75 | need (statute not relevant) | |
| 12/14/2011 | Lemmon, Scott | Searched Westlaw for cases citing Florida Statute 790.335. | 1.00 | need (all dispositive motions filed) | |

EXHIBIT 17**Wollschlaeger v. Farmer****INSUFFICIENT RELATIONSHIP TO CASE**

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-------------|---------------------|---|--------------|--|--------------|
| 7/24/2012 | O'Connell, Kelly | Meeting with E. Siegle regarding 1920 cost project. | 0.25 | need (1920 cost project not explained) | |
| 8/1/2012 | O'Connell, Kelly | Researched case law regarding electronic document and work product. | 0.50 | need (no explanation of how relevant) | |
| | | | 79.85 | | |

EXHIBIT 18

Wollschlaeger v. Farmer
CLERICAL WORK

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|----------------|--|-------|---|--------|
| 6/6/2011 | Aida Rodriguez | Research correct names and addresses of State of Florida officials to be served (1.0); research names and addresses of Florida Board of Medicine members (1.0); locate process server in Tallahassee with experience serving government officials (0.5); telephone conference with process server (0.4); prepare letter to process server enclosing fee and summonses to be served with specific instructions regarding same (1.0); confer with E. Mullins on tasks (0.5). | 2.90 | detail (tasks not described); clerical (locate process server) | confer |
| 6/6/2011 | Edward Mullins | Work on final preparations for filing (.3); edit and revise final draft complaint; correspond with clients on same (.4); correspond with legal team on filing requirements (.3); work on service issues (.1); provide law on privilege (.3); conference with co-counsel regarding judge, procedures (.6); investigate service procedures (.3); conference with counsel regarding same (.4); numerous calls and conferences to general counsel offices of defendants (1.0); update E. Dewar on same (.7); task A. Rodriguez on project on analyzing location of administrative authority (.2); task E. Davila on service projects (.1); correspond with B. Manheim on strategy (.3); correspond with team on amendment strategy (.2); edit and revise certificate of interested persons (.2); send draft of same to team (.1) | 0.10 | duplicative of Hallward (revise and edit complaint), clerical (re service issues and procedures), need (law of privilege, irrelevant issue), detail (procedures), detail (service projects) | confer |
| 6/10/2011 | Aida Rodriguez | Telephone conference with process server to determine status of service on defendants (0.4); prepare detailed memo to legal team identifying details of service of process for each defendant (1.0); conduct extensive search for Florida House of Representatives Bill 155 (1.0); telephone conference with National Archives (1.0); search and retrieve historical for the Bill in both House and Senate (0.5); submit bill information to E. Mullins (0.3). | 1.40 | clerical (re service status), need (extensive search for bill and telephone National Archives) | |

EXHIBIT 18

Wollschlaeger v. Farmer
CLERICAL WORK

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|------------|---------------------|--|-------|---|--------|
| 6/14/2011 | Edward Mullins | Correspond with D. Hallward-Driemeier on arguments for motion (.3); work on arguments for motion regarding discrimination prong (.2); edit and revised Amended Complaint (.8); correspond with E. Dewar on standing orders (.1); send Amended Complaint draft to team (.1); work on scheduling meeting regarding general counsels (.1) | 0.10 | duplicative of Hallward 6/14, 21; clerical (scheduling meeting) | confer |
| 6/23/2011 | Antzoulatos, Sophia | Call local counsel to discuss filing (.5); prepare declarations for distribution and efilng (1.75); enter edits into brief (.75) | 3.00 | clerical | confer |
| 7/8/2011 | Antzoulatos, Sophia | Prepare brief binder and case binder for D. Hallward-Driemeier in preparation for Oral Argument; | 4.00 | clerical | |
| 7/11/2011 | Antzoulatos, Sophia | Prepare declarations and exhibits for D. Hallward in preparation for Oral Argument. | 2.25 | clerical | |
| 10/14/2011 | O'Connell, Kelly | Worked with S. Lemmon to compile relevant previous filings for drafting summary judgment motion. | 0.25 | clerical | confer |
| 11/10/2011 | Antzoulatos, Sophia | Prepare pleading binder for A. Ripa. | 1.00 | clerical | |
| 11/15/2011 | Antzoulatos, Sophia | Run searches for A. Ripa for examples of Opposition to Summary Judgment Motions from SD Florida (1.0); discuss workspace issues with A. Ripa (.5) | 0.50 | clerical (workspace issues) | confer |
| 11/30/2011 | Suarez, Lauren | Westlaw Keycite report and caselaw retrieval; Cite check, fact check, quote check Opposition to Motion for Summary Judgment, per Attorney S. Lemmon. | 6.25 | clerical | |
| 12/1/2011 | Antzoulatos, Sophia | Discuss upcoming deadlines with A. Ripa (.25); prepare exhibits. (.75) | 1.00 | clerical | confer |
| 12/1/2011 | Suarez, Lauren | Westlaw Keycite report and case law retrieval; Cite check, fact check, quote check Opposition to Motion for Summary Judgment, per Attorney S. Lemmon. | 5.25 | clerical | |
| 12/4/2011 | Antzoulatos, Sophia | Cite check, edit, revise and blue book Replies. | 2.50 | clerical | |
| 12/5/2011 | Antzoulatos, Sophia | Edit, revise and work with associates to prepare replies for filing in florida. | 2.50 | clerical | |
| 8/2/2012 | O'Connell, Kelly | Worked with Lit Tech and Document Processing regarding exhibits to motion for fees. | 0.50 | clerical; detail (work with vague) | |
| | | | 33.50 | | |

EXHIBIT 19**Wollschlaeger v. Farmer****OVERHEAD**

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-------------|---------------------|---|--------------|--|--------------|
| 5/27/2011 | Antzoulatos, Sophia | Conduct research into SD Fla local court rules on pro hac motions, Motions for PI and filing complaints. | 1.00 | block, overhead (pro hoc vice motions), duplicative of Long 5/20 | |
| 5/27/2011 | Manheim, Bruce S Jr | Finalize letter to Gov. Scott (.75); email correspondence with team regarding local counsel (.75); telephone conference with K. Crumbley regarding AAP position (1.0) | 2.50 | need (letter to Governor), overhead (local counsel) | confer |
| 8/9/2012 | O'Connell, Kelly | Prepared appearance of counsel forms and worked with support to file same. | 0.25 | overhead | |
| | | | 3.8 | | |
| | | | | | |

EXHIBIT 20

Wollschlaeger v. Farmer
GENERALLY EXCESSIVE TIME

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|---------------------|---|-------|---|--------|
| 5/18/2011 | Dina Shand | Researched doctor's accociations and their guidelines for gun safety | 1.00 | excessive, need (association plaintiffs could have provided this information) | |
| 6/14/2011 | Lewis, Julia | Research whether filling an application for preliminary injunction, motion for preliminary injunction, or temporary restraining order is the appropriate manner of seeking relief. | 1.00 | need, excessive (Rule 65 makes very plain that this case was not suseptible to TRO, an injunction issued without notice to defendant) | |
| 6/28/2011 | Dewar, Elizabeth N. | Read Defendants' response to the NRA's motion to intervene and emails to/from E.Mullins, D.Hallward-Driemeier, and B.Manheim regarding responding to same. | 2.00 | block, excessive (DE 44, defendant's response was 1 sentence long) | confer |
| 6/28/2011 | Lewis, Julia | Read Defendant's filing in support of NVRA's motion to intervene. | 0.50 | duplicative of Dewar 6/28, excessive (DE 44 1 sentence) | |
| 7/6/2011 | Lewis, Julia | Draft paragraph for B. Dewar to insert into reply brief regarding standing analysis. (.5) Revise standing paragraph and add additional citations according to B. Dewar's suggestions. (1.5) | 2.00 | excessive for drafting of two paragraphs | |
| 7/8/2011 | Lewis, Julia | Revise declaration for B. Manheim describing incidents discussed in legislative history that were cited by defendants in their opposition. | 3.00 | duplicative of Dewar 7/8; excessive (DE 58-1 is only 8 pgs; 2 hours already expended on the project 7/7) | check |
| 7/8/2011 | Ripa, Augustine | Research, draft, and revise response to State's motion to change the case style (3.0); confer with B.Manheim, S.Lemmon, and B.Dewar re: the same (.5) | 6.50 | excessive (DE 60 is only 2 pgs) | |
| 7/9/2011 | Lemmon, Scott | Drafted Reply to State's Motion for Order to Revise Styling (caption) of case. | 2.00 | excessive (DE 60 only 2 pgs); duplicative of Ripa 7/8, 10 | |

EXHIBIT 20

Wollschlaeger v. Farmer
GENERALLY EXCESSIVE TIME

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|-----------|----------------|---|-------|--|----------------|
| 7/11/2011 | Edward Mullins | Edit and revise response to motion to change case style (.5); revise same to include letter exhibits (.2); revise response per changes of B. Manheim (.3); edit response regarding same with changes of B. Manheim, D. Hallward-Driemeier (.2); call to judge's chambers (.1); update team on same (.1); correspond with team on amici request of children's groups (.1); correspond with G. Greenberg on same (.1); conference with G. Greenberg on strategy (.1); update B. Manheim on same (.1); review order on caption (.1); review amended order denying intervention (.1); attend mock oral argument (1.5); correspond with team on Judge Cooke arguments (.2) | 1.20 | excessive (editing mo/change case style, DE 60 only 2 pgs), duplicative of Ripa 7/10 (mo/change case style) | caption confer |
| 7/13/2011 | Jonathon Lowy | Communications with Dan V., co-counsel and clients re litigation strategy (0.5), legal analysis and research (3.5) | 4.00 | excessive, detail (failure to describe subject of communications with staff, cocounsel, clients and subjects of discussions, research) | |
| 7/14/2011 | Lemmon, Scott | Compared NRA Brief, Florida's brief, and Florida's oral argument transcript to determine similarities and differences in their interpretation of "harassment" and "relevant." | 0.75 | excessive (spent 4.3 total hours on this project) | |
| 7/15/2011 | Lemmon, Scott | Compared NRA Brief, Florida's brief, and Florida's oral argument transcript to determine similarities and differences in their interpretation of "harassment" and "relevant." | 3.50 | excessive | |
| 7/16/2011 | Lewis, Julia | Research cases for B. Dewar holding that the fact that a party presents different interpretations of an ambiguous statute in its legal pleadings is evidence in and of itself of the statute's vagueness. | 3.00 | excessive (DE 73 devotes 2 pgs to this issue; pp. 13-14; very little law cited) | |
| 8/10/2011 | Lemmon, Scott | Drafted Opposition to Defendants' Motion to Strike Plaintiffs' Supplemental Memorandum. | 6.50 | excessive (DE 78 only 5 pages) | |
| 8/11/2011 | Edward Mullins | Edit and revise response to motion to strike. | 0.90 | excessive (DE 78 only 5 pages) | |

EXHIBIT 20

Wollschlaeger v. Farmer
GENERALLY EXCESSIVE TIME

| Date | Timekeeper | Legal Services Rendered | Hours | Objections | Notes |
|------------|---------------------|--|-------|---|--------|
| 8/11/2011 | Dewar, Elizabeth N. | Read and provided comments on draft motion to strike (.25); emails to/from R.Dugas and S.Lemmon regarding further revisions to same (.25); reviewed R.Dugas edits and provided comments on same. (.25) | 0.75 | excessive (DE 78 only 5 pages) | confer |
| 8/11/2011 | Lemmon, Scott | Incorporated B. Manheim edits into Opposition to Defendants' Motion to Strike. | 1.50 | excessive (DE 78 only 5 pages) | |
| 8/11/2011 | Lemmon, Scott | Incorporated R. Dugas, E. Dewar edits into Opposition to Defendants' Motion to Strike. | 2.75 | excessive (DE 78 only 5 pages) | |
| 8/11/2011 | Manheim, Bruce S Jr | Review revised Opposition to Motion to Strike; telephone conference with S. Lemon regarding same. | 0.75 | excessive (DE 78 only 5 pages) | confer |
| 8/12/2011 | Lemmon, Scott | Edited Opposition to Motion to Strike to include E. Mullins's comments. | 0.50 | excessive (DE 78 only 5 pages) | |
| 8/12/2011 | Manheim, Bruce S Jr | Draft and incorporate revisions to Opposition to Motion to Strike; email correspondence regarding same. | 1.50 | block; excessive (DE 78 only 5 pgs) | confer |
| 8/15/2011 | Manheim, Bruce S Jr | Final review and revisions to opposition to motion to strike; file with Court. Email correspondence regarding FMA issues. | 2.50 | excessive (DE 78 only 5 pages) | |
| 10/25/2011 | O'Connell, Kelly | Revised motion for extension of time per team's comments; corresponded with local counsel regarding same. | 0.50 | excessive (DE 83's text is 1 p; this was an unopposed motion as well) | |
| 10/25/2011 | O'Connell, Kelly | Drafted motion for extension of time | 1.00 | excessive (DE 83's substantive text is 1 p; this was an unopposed motion as well) | |
| 8/2/2012 | O'Connell, Kelly | Revised government's motion for extension of time to file fee motion and stay and worked with B. Manheim regarding same. | 1.25 | excessive | |
| 8/6/2012 | O'Connell, Kelly | Revised motion for extension, working with B. Manheim and E. Mullins regarding same. | 0.50 | excessive | |
| 8/7/2012 | O'Connell, Kelly | Revised draft motion for enlargement and stay per conversation with J. Vail and emailed draft to same. | 0.50 | excessive | |
| | | | 51.85 | | |