

Office of the Clerk

## UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

P.O. Box 193939

San Francisco, California 94119-3939

Molly C. Dwyer  
Clerk of Court

(415) 355-8000

**Form 9: APPLICATION FOR ATTORNEYS FEES  
Under Ninth Circuit Rule 39-1.6**

9th Cir. No. 07-15763

Case Name: Nordyke

v. King

***DESCRIPTION OF SERVICES******HOURS***

Interviews &amp; Conferences

105.4

Obtaining &amp; Reviewing Records

86.1

Legal Research

282.3

Preparing Briefs

536.7

Preparing for &amp; Attending Oral Argument

187.8

Other (specify below):

1,507.5

Less than 14 days after the deadline for filing a Petition for Rehearing, a Motion for Attorney Fees and Costs and Declarations in Support of Attorneys Fees and Costs, with detailed records documenting time spent and costs FOR THE ENTIRE CASE (1999-2012) was timely filed on June 22, 2012 (Dkt Entries 273-1 to 273-8). The Motion for Attorney Fees cites the legal basis for the request for fees and costs. (Dkt Entry 273-1). The description of services set forth above cover only the time period May 2007 to present.

TOTAL Hours Claimed

2,705.81

***TOTAL COMPENSATION REQUESTED:*** \$ 1,653,549

Signature /s/ Donald Kilmer

Date Jun 23, 2012

A request for an award of attorneys fees must be supported by a memorandum showing that the party seeking fees is legally entitled to them and must be accompanied by Form 9 or a document that contains substantially the same information, along with:

- (1) a detailed itemization of the tasks performed each date and the amount of time spent by each lawyer and paralegal on each task;
- (2) a summary for each lawyer and paralegal of the total hours spent in the categories set forth above;
- (3) a showing that the hourly rates claimed are the prevailing rates in the relevant market; and
- (4) an affidavit attesting to the accuracy of the information submitted.

**CERTIFICATE OF SERVICE**

On June 23, 2012, I served the foregoing **Form 9: Application for Attorney Fees** by electronically filing it with the Court's ECF/CM system, which generated a Notice of Filing and effects service upon counsel for all parties in the case. [By agreement, hard-copy service of County Counsel Richard Winnie has been previously waived by T. Peter Peirce, Attorney of Record for Appellees.]

I declare under penalty of perjury that the foregoing is true and correct.

Executed this June 23, 2012,

/s/ Donald Kilmer

Attorney of Record for Appellants