

BY FAX

FILED  
Superior Court Of California, MC-010

Sacramento  
FOR COURT USE ONLY  
10/12/2021  
tcrowther  
By \_\_\_\_\_, Deputy  
Case Number:  
34-2013-80001667

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER: 262007  
NAME: Sean A. Brady  
FIRM NAME: Michel & Associates, P.C.  
STREET ADDRESS: 180 East Ocean Blvd., Suite 200  
CITY: Long Beach STATE: CA ZIP CODE: 90802  
TELEPHONE NO.: (562) 216-4444 FAX NO.: (562) 216-4445  
E-MAIL ADDRESS: sbrady@michellawyers.com  
ATTORNEY FOR (name): David Gentry, et al.

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF SACRAMENTO**  
STREET ADDRESS: 813 6th Street  
MAILING ADDRESS: 813 6th Street  
CITY AND ZIP CODE: Sacramento, 95814  
BRANCH NAME: Hall of Justice

PLAINTIFF: David Gentry, et al.  
DEFENDANT: Xavier Becerra, et al.

**MEMORANDUM OF COSTS (SUMMARY)**

CASE NUMBER:  
34-2013-80001667

The following costs are requested:	TOTALS
1. Filing and motion fees	\$ 1,335.00
2. Jury fees	\$
3. Jury food and lodging	\$
4. Deposition costs	\$ 5,398.99
5. Service of process	\$ 363.80
6. Attachment expenses	\$
7. Surety bond premiums	\$
8. Witness fees	\$
9. Court-ordered transcripts	\$
10. Attorney fees (enter here if contractual or statutory fees are fixed without necessity of a court determination; otherwise a noticed motion is required)	\$
11. Court reporter fees as established by statute	\$
12. Models, enlargements, and photocopies of exhibits	\$ 238.00
13. Interpreter fees	\$
14. Fees for electronic filing or service	\$
15. Fees for hosting electronic documents	\$
16. Other	\$
<b>TOTAL COSTS</b>	<b>\$ 7,335.79</b>

I am the attorney, agent, or party who claims these costs. To the best of my knowledge and belief this memorandum of costs is correct and these costs were necessarily incurred in this case.

Date: Oct 12, 2021

Sean A. Brady  
\_\_\_\_\_  
(TYPE OR PRINT NAME)

  
\_\_\_\_\_  
(SIGNATURE OF DECLARANT)

(Proof of service on reverse)

SHORT TITLE	CASE NUMBER: 34-2013-80001667
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**PROOF OF  MAILING  PERSONAL DELIVERY**

1. At the time of mailing or personal delivery, I was at least 18 years of age and **not a party** to this legal action.
2. My residence or business address is (*specify*):
  
3. I mailed or personally delivered a copy of the *Memorandum of Costs (Summary)* as follows (*complete either a or b*):
  - a.  **Mail.** I am a resident of or employed in the county where the mailing occurred.
    - (1) I enclosed a copy in an envelope AND
      - (a)  **deposited** the sealed envelope with the United States Postal Service with the postage fully prepaid.
      - (b)  **placed** the envelope for collection and mailing on the date and at the place shown in items below following our ordinary business practices. I am readily familiar with this business' practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
    - (2) The envelope was addressed and mailed as follows:
      - (a) Name of person served:
      - (b) Address on envelope:
  
      - (c) Date of mailing: \_\_\_\_\_
      - (d) Place of mailing (*city and state*):
  - b.  **Personal delivery.** I personally delivered a copy as follows:
    - (1) Name of person served:
    - (2) Address where delivered:
  
    - (3) Date delivered:
    - (4) Time delivered:

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

Date:

\_\_\_\_\_

(TYPE OR PRINT NAME)

 \_\_\_\_\_

(SIGNATURE OF DECLARANT)

SHORT TITLE Gentry, et al. v. Becerra, et al.	CASE NUMBER: 34-2013-80001667
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**MEMORANDUM OF COSTS (WORKSHEET)**

**1. Filing and motion fees**

	<u>Paper filed</u>	<u>Filing fee</u>
a. <u>Complaint (10/16/13)</u>	\$	<u>435.00</u>
b. <u>Motion to Compel Furth. Resp. to Form Rogs. (02/17/15)</u>	\$	<u>60.00</u>
c. <u>Motion to Compel Furth. Resp. to Req. for Admissions (02/17/15)</u>	\$	<u>60.00</u>
d. <u>Stip. re Briefing for MTC &amp; Mot. for Judgment on Pl. (03/12/15)</u>	\$	<u>20.00</u>
e. <u>Stip. re Expedited Dispute Resolution (04/17/15)</u>	\$	<u>20.00</u>
f. <u>Brief ISO Req. for Prod. of Docs via Expedited Res. (05/04/15)</u>	\$	<u>60.00</u>
g. <input checked="" type="checkbox"/> Information about additional filing and motion fees is contained in Attachment 1g.		

TOTAL 1. \$ 1,335.00

**2. Jury fees**

	<u>Date</u>	<u>Fee &amp; mileage</u>
a.	<u>                    </u>	\$ <u>                    </u>
b.	<u>                    </u>	\$ <u>                    </u>
c.	<u>                    </u>	\$ <u>                    </u>
d.	<u>                    </u>	\$ <u>                    </u>
e. <input type="checkbox"/> Information about additional jury fees is contained in Attachment 2e.		

TOTAL 2. \$                     

**3. Juror food: \$                      and lodging: \$**

TOTAL 3. \$                     

**4. Deposition costs**

	<u>Name of deponent</u>	<u>Taking</u>	<u>Transcribing</u>	<u>Travel</u>	<u>Videotaping</u>	<u>Subtotals</u>
a.	<u>David Harper</u>	\$ <u>                    </u>	\$ <u>1,294.15</u>	\$ <u>272.88</u>	\$ <u>                    </u>	\$ <u>1,567.03</u>
b.	<u>Jessica Devencenzi</u>	\$ <u>                    </u>	\$ <u>1,294.16</u>	\$ <u>272.88</u>	\$ <u>                    </u>	\$ <u>1,567.04</u>
c.	<u>Stephen Lindley</u>	\$ <u>                    </u>	\$ <u>1,770.46</u>	\$ <u>494.46</u>	\$ <u>                    </u>	\$ <u>2,264.92</u>
d.	<u>                    </u>	\$ <u>                    </u>	\$ <u>                    </u>	\$ <u>                    </u>	\$ <u>                    </u>	\$ <u>                    </u>

e.  Information about additional deposition costs is contained in Attachment 4e.

TOTAL 4. \$ 5,398.99

(Continued on reverse)

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5. Service of process

	<u>Name of person served</u>	<u>Public officer</u>	<u>Registered process</u>	<u>Publication</u>	<u>Other (specify)</u>
a.	Kamala Harris	\$ _____	\$ 162.90	\$ _____	\$ _____
b.	Stephen Lindley	\$ _____	\$ 38.00	\$ _____	\$ _____
c.	John Chiang	\$ _____	\$ 162.90	\$ _____	\$ _____
d.	<input type="checkbox"/> Information about additional costs for service of process is contained in Attachment 5d.				

TOTAL 5. \$ 363.80

6. Attachment expenses (specify):

6. \$ \_\_\_\_\_

7. Surety bond premiums (itemize bonds and amounts):

7. \$ \_\_\_\_\_

8. a. Ordinary witness fees

	<u>Name of witness</u>	<u>Daily fee</u>	<u>Mileage</u>	<u>Total</u>
(1)	_____	days at _____ \$/day	_____ miles at _____ ¢/mile:	\$ _____
(2)	_____	days at _____ \$/day	_____ miles at _____ ¢/mile:	\$ _____
(3)	_____	days at _____ \$/day	_____ miles at _____ ¢/mile:	\$ _____
(4)	_____	days at _____ \$/day	_____ miles at _____ ¢/mile:	\$ _____
(5)	_____	days at _____ \$/day	_____ miles at _____ ¢/mile:	\$ _____

(6)  Information about additional ordinary witness fees is contained in Attachment 8a(6).

SUBTOTAL 8a. \$ \_\_\_\_\_

(Continued on next page)

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8. b. **Expert fees** (per Code of Civil Procedure section 998)

Name of witness	Fee	
(1) _____	_____ hours at \$ _____ /hr	\$ _____
(2) _____	_____ hours at \$ _____ /hr	\$ _____
(3) _____	_____ hours at \$ _____ /hr	\$ _____
(4) _____	_____ hours at \$ _____ /hr	\$ _____
(5) <input type="checkbox"/> Information about additional expert fees is contained in Attachment 8b(5).		

SUBTOTAL 8b. \$ \_\_\_\_\_

c. **Court-ordered expert fees**

Name of witness	Fee	
(1) _____	_____ hours at \$ _____ /hr	\$ _____
(2) _____	_____ hours at \$ _____ /hr	\$ _____
(3) <input type="checkbox"/> Information about additional court-ordered expert fees is contained in Attachment 8c(3).		

SUBTOTAL 8c. \$ \_\_\_\_\_

TOTAL (8a, 8b, & 8c) 8. \$ \_\_\_\_\_

9. **Court-ordered transcripts** (specify):

9. \$ \_\_\_\_\_

10. **Attorney fees** (enter here if contractual or statutory fees are fixed without necessity of a court determination; otherwise a noticed motion is required):

10. \$ \_\_\_\_\_

11. **Models, enlargements, and photocopies of exhibits** (specify):

11. \$ \_\_\_\_\_ 238.00

Photocopies of Exhibits in Support of Motion for Adjudication and Exhibits in Support of Trial Brief

12. **Court reporter fees** (as established by statute)

a. (Name of reporter): \_\_\_\_\_ Fees: \$ \_\_\_\_\_

b. (Name of reporter): \_\_\_\_\_ Fees: \$ \_\_\_\_\_

TOTAL 12. \$ \_\_\_\_\_

c.  Information about additional court-reporter fees is contained in Attachment 12c.

13. **Interpreter fees**

a. Fees of a certified or registered interpreter for the deposition of a party or witness

(Name of interpreter): \_\_\_\_\_ Fees: \$ \_\_\_\_\_

(Name of interpreter): \_\_\_\_\_ Fees: \$ \_\_\_\_\_

b. Fees for a qualified court interpreter authorized by the court for an indigent person represented by a qualified legal services project or a pro bono attorney

(Name of interpreter): \_\_\_\_\_ Fees: \$ \_\_\_\_\_

(Name of interpreter): \_\_\_\_\_ Fees: \$ \_\_\_\_\_

TOTAL 13. \$ \_\_\_\_\_

c.  Information about additional court-reporter fees is contained in Attachment 13c.

14. **Fees for electronic filing or service of documents through an electronic filing service provider** (enter here if required or ordered by the court):

14. \$ \_\_\_\_\_

15. **Fees for hosting electronic documents through an electronic filing service provider** (enter here if required or ordered by the court):

15. \$ \_\_\_\_\_

16. **Other** (specify): \_\_\_\_\_

16. \$ \_\_\_\_\_

**TOTAL COSTS** \$ \_\_\_\_\_ 7,335.79

(Additional information may be supplied on the reverse)

SHORT TITLE Gentry, et al. v. Becerra, et al.	CASE NUMBER: 34-2013-80001667
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1	Attachment 1g - Filing and Motion Fees	
2	Motion for Leave to File First Amended Complaint (11/16/15).....	\$60.00
3	Stip. re Expedited Dispute (01/22/16).....	\$20.00
4	Renewed Motion to Compel Form Interrogatories (01/22/16).....	\$60.00
5	Renewed Motion to Compel Req. for Admissions (01/22/16).....	\$60.00
6	Motion to Compel Req. for Production of Docs. (04/25/16).....	\$60.00
7	Motion to Compel Special Interrogatories (04/25/16).....	\$60.00
8	Stip. re Bifurcation & Setting Partial Merits Hearing (11/03/16).....	\$20.00
9	Stip. re Bifurcation & Setting Partial Merits Hearing (05/24/17).....	\$20.00
10	Motion for Adjudication (06/13/17).....	\$60.00
11	Motion to Compel Req. for Admissions (10/12/17).....	\$60.00
12	Motion to Compel Special Interrogatories (10/12/17).....	\$60.00
13	Motion for Leave to File Second Amended Complaint (05/03/18).....	\$60.00
14	Stip. to Extend Time to Bring Matter to Trial (10/03/18).....	\$20.00
15	Stip. to Extend Time to File Motion for Attorney's Fees (05/16/19).....	\$20.00
16	Stip. to Extend Time to File Motion for Attorney's Fees (07/07/21).....	\$20.00
17	Stip. to Extend Time to File Motion for Attorney's Fees (08/18/21).....	\$20.00

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**PROOF OF SERVICE**

STATE OF CALIFORNIA  
COUNTY OF SACRAMENTO

I, Laura Palmerin, am employed in the City of Long Beach, Los Angeles County, California. I am over the age of eighteen (18) years and am not a party to the within action. My business address is 180 East Ocean Blvd., Suite 200, Long Beach, CA 90802.

On October 12, 2021, the foregoing document described as

**MEMORANDUM OF COSTS**

on the interested parties in this action by placing

- the original
- a true and correct copy

thereof enclosed in sealed envelope(s) addressed as follows:

Ryan A. Hanley  
Deputy Attorney General  
California Department of Justice  
1300 I Street, Suite 125  
P.O. Box 944255  
Sacramento, CA 94244-2550  
[Ryan.Hanley@doj.ca.gov](mailto:Ryan.Hanley@doj.ca.gov)

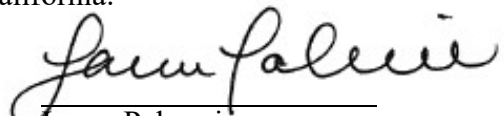
*Attorney for Defendants*

**(BY OVERNIGHT MAIL)** As follows: I am “readily familiar” with the firm’s practice of collection and processing correspondence for overnight delivery by UPS/FED-EX. Under the practice it would be deposited with a facility regularly maintained by UPS/FED-EX for receipt on the same day in the ordinary course of business. Such envelope was sealed and placed for collection and delivery by UPS/FED-EX with delivery fees paid or provided for in accordance with ordinary business practices.

**(BY MAIL)** As follows: I am “readily familiar” with the firm’s practice of collection and processing correspondence for mailing. Under the practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Long Beach, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date is more than one day after date of deposit for mailing an affidavit.

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

Executed on October 12, 2021, at Long Beach, California.

  
\_\_\_\_\_  
Laura Palmerin