

Date	Timekeeper	Narrative	Hours	Rate	Fee
October 7, 2014	Porter, Michael J.	Review tort claim notice and e-mail communication with Doug Park re tort claim (.2)	0.20	\$350.00	\$70.00
August 6, 2015	Porter, Michael J.	Evaluate potential other targets of Austin in light of threat to sue (.2)	0.20	\$350.00	\$70.00
August 6, 2015	Smigel, Michelle B	E-mail communication with Doug Park and Laura Moro re potential claim by Brandon Austin (.3); analyze President Schill's statement and public statements by University re Austin threatened lawsuit (.4)	0.70	\$350.00	\$245.00
August 11, 2015	Smigel, Michelle B	Telephone call with Laura Fine re possible lawsuit (.2) (No Charge)	0.20	\$350.00	\$70.00
August 17, 2015	Smigel, Michelle B	E-mail communication with Doug Park re and review draft complaint (.1)	0.10	\$350.00	\$35.00
August 18, 2015	Smigel, Michelle B	Analyze complaint, bases for factual and legal allegations, and strategy considerations (2.3)	2.30	\$350.00	\$805.00
August 19, 2015	Smigel, Michelle B	Review FERPA release request from Brandon Austin's counsel (.1); plan strategy re response to demand, including due process allegations and alleged damages (.6); analyze Section 1983 claim and possible defense, including discretionary immunity and analyze case law re property interest in continued higher education (.6); analyze <u>Ryan v. Harlan</u> re lack of property interest in higher education and related briefing (.4)	1.70	\$350.00	\$595.00
August 20, 2015	Smigel, Michelle B	Telephone call with Doug Park and Sam Hill re Austin complaint and strategy (.8); analyze indemnity argument, strategy, and implications of defending lawsuit (.6)	1.40	\$350.00	\$490.00
August 24, 2015	Smigel, Michelle B	Analyze indemnity arguments, strategy considerations, institutional considerations, and settlement considerations of draft complaint and prepare memorandum (2.7)	2.70	\$350.00	\$945.00
August 25, 2015	Baxter, Aimee	Research in electronic document database for documents representing agreements between Brandon Austin and University of Oregon, including scholarship agreement and other agreements (.9)	0.90	\$190.00	\$171.00
August 25, 2015	Martinson, Stacey	Discussions with Ms. Smigel re strategy in bringing potential indemnity and contribution claims (.2)	0.20	\$350.00	\$70.00
August 25, 2015	Porter, Michael J.	Revise communication with Doug Park re considerations for Austin complaint (.2)	0.20	\$350.00	\$70.00
August 25, 2015	Smigel, Michelle B	Analyze UC San Diego decision (.2); draft memorandum re factors for consideration in handling Austin complaint (3.0); conference with Stacey Martinson re contribution and indemnity theories (.2); analyze recent Oregon Supreme Court opinion re commonlaw indemnity theories (.1)	3.50	\$350.00	\$1,225.00
August 26, 2015	Smigel, Michelle B	Telephone call with Alan Milstein re draft complaint and demand (.8)	0.80	\$350.00	\$280.00
October 30, 2015	Smigel, Michelle B	Analyze complaint and allegations (.9)	0.90	\$350.00	\$315.00
October 30, 2015	Smigel, Michelle B	Analyze ethics rules re ability to serve as trial counsel (1.9) (No Charge)	1.90	\$350.00	\$665.00
October 31, 2015	Smigel, Michelle B	Plan strategy re removal and possible motion to dismiss (.5); e-mail communication with Doug Park re Austin case and application of ethics rules (.7) (No Charge for .7 x \$350.00 = \$245.00)	1.20	\$350.00	\$420.00
November 1, 2015	Smigel, Michelle B	Analyze claims and viability of motion to dismiss (1.0)	1.00	\$350.00	\$350.00
November 2, 2015	Richman, Taylor D.	Plan strategy re response to amended complaint (.5); research law re procedural and substantive due process claims (2.2)	2.70	\$260.00	\$702.00
November 2, 2015	Smigel, Michelle B	Telephone call with Doug Park re next steps (.3); strategize with Christi Taylor re hearsay research (.3); analyze service and removal issues (.5); analyze and strategize possible arguments for motion to dismiss (1.6); strategy conference with Taylor Richman re complaint, elements, and possible bases to move to dismiss (.6); e-mail communication with Mr. Park re service, removal, and next steps (.3); analyze service requirements (.2)	3.80	\$350.00	\$1,330.00
November 2, 2015	Taylor, Christine L.	Analyze strategy re rebuttal of argument re adoptive admission (.4); research law re strength of argument that an attorney may make adoptive admission on behalf of a party (2.5)	2.90	\$260.00	\$754.00
November 3, 2015	Richman, Taylor D.	Continue to prepare memorandum re procedural and substantive due process claims in anticipation of possible motion to dismiss (5.7)	5.70	\$260.00	\$1,482.00

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
November 3, 2015	Taylor, Christine L.	Continue to research law re strength of argument that an attorney may make an adoptive admission on behalf of a party (3.5)	3.50	\$260.00	\$910.00
November 4, 2015	Campbell, Bruce L.	Review and analyze first amended complaint (.3); formulate potential defenses to section 1983 claims and analyze issues re interlocutory appeal (.8)	1.10	\$350.00	\$385.00
November 4, 2015	Richman, Taylor D.	Continue to prepare memorandum re claims of negligence, intentional infliction of emotional distress, tortious interference with economic relations, and breach of contract for possible motion to dismiss (4.9)	4.90	\$260.00	\$1,274.00
November 4, 2015	Smigel, Michelle B	Analyze due process arguments (.2) and timing of appearance (.1); conference with Bruce Campbell and plan strategy re complaint and interlocutory appeal (.2)	0.50	\$350.00	\$175.00
November 4, 2015	Taylor, Christine L.	Analyze law re ability of attorney to make opposing party admission and prepare summary of analysis (2.0)	2.00	\$260.00	\$520.00
November 5, 2015	Campbell, Bruce L.	Review memorandum and analyze claims (.5); formulate potential defenses (.4); conference with Michelle Smigel and Taylor Richman re defense strategy and potential dismissal arguments (1.0)	1.90	\$350.00	\$665.00
November 5, 2015	Porter, Michael J.	Review and evaluate complaint re possible motion practice (.8)	0.80	\$350.00	\$280.00
November 5, 2015	Richman, Taylor D.	Continue to analyze law re and prepare memorandum re claims of negligence, intentional infliction of emotional distress, tortious interference with economic relations, and breach of contract for possible motion to dismiss (5.3); plan strategy re response to amended complaint (1.0)	6.30	\$260.00	\$1,638.00
November 5, 2015	Smigel, Michelle B	Conference with Bruce Campbell re preliminary arguments on Section 1983 and implication for appeal re removal to federal court (.2); analyze hearsay rules in context of false allegation in complaint re attorney statement (.1); strategize re arguments in support of motion to dismiss, including lack of property interest in higher education, qualified immunity, and lack of special relationship for negligence claim (1.1); conference with Bruce Campbell, Taylor Richman, and Mike Porter re strategy on motion to dismiss or motion for summary judgment, elements of claims, and arguments (1.0); review e-mail correspondence with Doug Park re service (.1); e-mail communication with Doug Park re factual background and possible motion to compel (.1)	2.60	\$350.00	\$910.00
November 6, 2015	Richman, Taylor D.	Analyze law re Eleventh Amendment immunity and removal to federal court (2.0)	2.00	\$260.00	\$520.00
November 6, 2015	Smigel, Michelle B	Analyze eleventh amendment immunity arguments and effect on claims (.7); e-mail communication with Doug Park re eleventh amendment immunity (.1)	0.80	\$350.00	\$280.00
November 8, 2015	Smigel, Michelle B	Analyze arguments re possible motion to dismiss, including breach of contract claim, application of tort claims limit, and scope of qualified immunity (.6)	0.60	\$350.00	\$210.00
November 9, 2015	Richman, Taylor D.	Research law re qualified immunity to Eleventh Amendment and waiver of immunity by removal of case to federal court (1.3)	1.30	\$260.00	\$338.00
November 11, 2015	Richman, Taylor D.	Research law re implications of waiving Eleventh Amendment immunity by removing state claims to federal court (1.5); prepare memorandum re implications of waiving Eleventh Amendment immunity by removing state claims to federal court (.6)	2.10	\$260.00	\$546.00
November 11, 2015	Smigel, Michelle B	Review notice of assignment to Judge Conover and review background (.1); analyze eleventh amendment immunity issues and plan timing of possible removal and appearance (.3); analyze impact of removal on eleventh amendment immunity, concurrent jurisdiction, and supreme court history re eleventh amendment immunity (.4)	0.80	\$350.00	\$280.00
November 12, 2015	Campbell, Bruce L.	Analyze available immunity, appeal, remand, and removal issues (.5)	0.50	\$350.00	\$175.00

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
November 12, 2015	Richman, Taylor D.	Continue to research law re lack of property right in attending public university (1.7); research Oregon Administrative Rules (OAR) and Oregon Revised Statutes (ORS) provisions re procedural requirements for disciplining university student (2.0); research law re whether procedural OARs can create a constitutional property right in public university education (1.0); research Oregon Tort Claims Act as applied (.5)	5.20	\$260.00	\$1,352.00
November 12, 2015	Smigel, Michelle B	Analyze service requirements and e-mail communication with Marianne Dugan re deadlines (.3); analyze eleventh amendment waiver issues (.5); continue to strategize re arguments in support of motion to dismiss (.6)	1.40	\$350.00	\$490.00
November 13, 2015	Richman, Taylor D.	Research law re staying discovery pending interlocutory appeal re qualified immunity from federal circuit court and factors court will consider (3.5)	3.50	\$260.00	\$910.00
November 13, 2015	Smigel, Michelle B	Analyze impact on other claims during interlocutory appeal of 1983 claim and case law (.8)	0.80	\$350.00	\$280.00
November 15, 2015	Richman, Taylor D.	Prepare memorandum re discovery of evidence pending review of qualified immunity by federal circuit court (3.0)	3.00	\$260.00	\$780.00
November 16, 2015	Baxter, Aimee	Review and analyze documents in database for evidence of scholarship terms and conditions and confirmation of administrative hearing from former counsel (.3); analyze strategy re scholarship documents (.2)	0.50	\$190.00	\$95.00
November 16, 2015	Richman, Taylor D.	Continue to prepare memorandum re legal research in response to first amended complaint for use in motion to dismiss (5.4)	5.40	\$260.00	\$1,404.00
November 16, 2015	Smigel, Michelle B	Conference with Taylor Richman re possible motion to dismiss, arguments on negligence claim, separate arguments to dismiss President Gottfredson (.8); e-mail communication with Marianne Dugan re service (.1); review and analyze waiver documentation (.3); review e-mails re administrative conference process (.1); strategize re arguments on motion to dismiss negligence claim and lack of economic harm and application of Conway and related cases (.9)	2.20	\$350.00	\$770.00
November 17, 2015	Richman, Taylor D.	Continue to prepare memorandum re response to all legal issues raised in first amended complaint for use in motion to dismiss and issues relevant to removal of case to federal court (6.2); revise memorandum re response to all legal issues raised in first amended complaint and issues relevant to removal of case to federal court (1.5)	7.70	\$260.00	\$2,002.00
November 17, 2015	Smigel, Michelle B	E-mail communication with Doug Park re Austin's scholarship and review scholarship documentation (.4)	0.40	\$350.00	\$140.00
November 18, 2015	Richman, Taylor D.	Continue to revise memorandum re response to all legal issues raised in first amended complaint and issues relevant to removal of case to federal court (2.0)	2.00	\$260.00	\$520.00
November 19, 2015	Richman, Taylor D.	Research law re removal jurisdiction (.5); prepare notices of removal to federal and state courts (.6)	1.10	\$260.00	\$286.00
November 19, 2015	Smigel, Michelle B	E-mail communication with Doug Park re scholarship (.1); review service documents (.2); analyze memo and plan strategy re arguments (1.3); conferences with Taylor Richman re arguments on motion to dismiss and elements of claims (.2) and re removal (.1)	1.90	\$350.00	\$665.00
November 20, 2015	Richman, Taylor D.	Continue to prepare and revise notices of removal to state and federal courts (2.0); research law re exhaustion of remedies (1.2)	3.20	\$260.00	\$832.00
November 20, 2015	Smigel, Michelle B	Analyze administrative remedies and exhaustion arguments (.4)	0.40	\$350.00	\$140.00
November 23, 2015	Richman, Taylor D.	Research case and statutory law re exhaustion of administrative remedies for due process and state law claims (3.5); prepare memorandum re exhaustion of remedies for due process and state law claims (.5)	4.00	\$260.00	\$1,040.00

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
November 23, 2015	Smigel, Michelle B	Analyze removal issues (.1); analyze diversity jurisdiction (.2); analyze pro and cons of removal to federal court and interlocutory appeal, including attorney fee statute, impact on discovery, likelihood of success, considerations for eleventh amendment immunity (1.6); e-mail communication with Doug Park re issues (.3); review removal documentation (.3)	2.50	\$350.00	\$875.00
November 24, 2015	Richman, Taylor D.	Continue to prepare memorandum re exhaustion of remedies analysis (1.0)	1.00	\$260.00	\$260.00
November 24, 2015	Smigel, Michelle B	Analyze argument on failure to exhaust administrative remedies (.7); telephone call with Doug Park re motion to dismiss, exhaustion arguments, removal, and strategy (1.2) (Billed at 50% = \$210.00); analyze ability to move for summary judgment immediately (.4)	2.30	\$350.00	\$805.00
November 25, 2015	Smigel, Michelle B	E-mail communications with Doug Park re abstention doctrines and removal issues (.6); revise removal documents (.9)	1.50	\$350.00	\$525.00
November 30, 2015	Baxter, Aimee	Review, analyze, and prepare documents for inclusion in electronic document database (.2)	0.20	\$190.00	\$38.00
November 30, 2015	Richman, Taylor D.	Continue to analyze exhaustion of remedies and waiver of process arguments (1.5); revise notice of removal (.5)	2.00	\$260.00	\$520.00
November 30, 2015	Smigel, Michelle B	Finalize removal documents and review exhibit of case file for accuracy (.4)	0.40	\$350.00	\$140.00
December 1, 2015	Richman, Taylor D.	Research legal standards for motion to dismiss (1.0 - No Charge); continue to research law re waiver of due process rights (.9)	1.90	\$260.00	\$494.00
December 2, 2015	Richman, Taylor D.	Prepare motion to dismiss (.9)	0.90	\$260.00	\$234.00
December 2, 2015	Smigel, Michelle B	Finalize removal documents and exhibit for filing (.6); e-mail communication with Marianne Dugan re extension (.2); plan strategy with Taylor Richman re motion to extend time (.1); plan strategy and analyze arguments for motion to dismiss (1.7)	2.60	\$350.00	\$910.00
December 3, 2015	Richman, Taylor D.	Prepare motion for extension of time to respond to complaint (.2)	0.20	\$260.00	\$52.00
December 4, 2015	Richman, Taylor D.	Finalize motion for extension of time to respond to complaint (.2)	0.20	\$260.00	\$52.00
December 7, 2015	Richman, Taylor D.	Continue to prepare motion to dismiss (4.9)	4.90	\$260.00	\$1,274.00
December 8, 2015	Richman, Taylor D.	Continue to prepare motion to dismiss (6.1)	6.10	\$260.00	\$1,586.00
December 9, 2015	Richman, Taylor D.	Continue to prepare motion to dismiss (5.1)	5.10	\$260.00	\$1,326.00
December 18, 2015	Smigel, Michelle B	Plan strategy re motion to dismiss (.1); e-mail communication with Marianne Dugan re Rule 26 conference (.1)	0.20	\$350.00	\$70.00
December 27, 2015	Smigel, Michelle B	E-mail communication with Jim Smith re status (.1)	0.10	\$350.00	\$35.00
December 28, 2015	Smigel, Michelle B	Review and revise motion to dismiss and analyze arguments to make (1.8)	1.80	\$350.00	\$630.00
December 30, 2015	Smigel, Michelle B	Review pro hac vice application of Alan Milstein (.1); continue to revise motion to dismiss (1.0)	1.10	\$350.00	\$385.00
January 4, 2016	Richman, Taylor D.	Research law re property rights (1.0); revise draft motion to dismiss (3.6)	4.60	\$260.00	\$1,196.00
January 5, 2016	Richman, Taylor D.	Plan strategy re revisions to draft motion to dismiss (.7)	0.70	\$260.00	\$182.00
January 5, 2016	Smigel, Michelle B	Strategize re arguments on interference with contract claim, property interest, liberty interest issues, and other arguments in motion to dismiss (1.2); e-mail communication with Marianne Dugan and Doug Park re Rule 26 conference (.3); coordinate timing of revisions and client review (.2) plan strategy re declaration needed and re possibility of liberty interest claim (.2)	1.90	\$350.00	\$665.00
January 6, 2016	Richman, Taylor D.	Continue to revise draft motion to dismiss (5.6)	5.60	\$260.00	\$1,456.00
January 6, 2016	Smigel, Michelle B	Analyze cases on intentional interference with prospective business relationships as applied to allegations (.4)	0.40	\$350.00	\$140.00
January 7, 2016	Richman, Taylor D.	Continue to revise draft motion to dismiss (6.9)	6.90	\$260.00	\$1,794.00
January 8, 2016	Richman, Taylor D.	Continue to revise draft motion to dismiss (7.6)	7.60	\$260.00	\$1,976.00
January 10, 2016	Smigel, Michelle B	Revise motion to dismiss (4.0)	4.00	\$350.00	\$1,400.00

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
January 11, 2016	Baxter, Aimee	Review and analyze documents in electronic document database and research for evidence of comments made by President Gottfredson, communications between Doug Park and Laura Fine Moro re terms of student conduct hearings, and press releases in preparation for filing motion to dismiss (1.3)	1.30	\$190.00	\$247.00
January 11, 2016	Richman, Taylor D.	Continue to revise motion to dismiss (5.6); plan strategy re motion to dismiss with Michelle Smigel (.5)	6.10	\$260.00	\$1,586.00
January 11, 2016	Smigel, Michelle B	Analyze motion to dismiss arguments (1.0); e-mail communication with Marianne Dugan re conferral (.1)	1.10	\$350.00	\$385.00
January 12, 2016	Richman, Taylor D.	Continue to revise motion to dismiss (.2)	0.20	\$260.00	\$52.00
January 13, 2016	Baxter, Aimee	Review and analyze documents in database for tort claim notice from Brandon Austin in preparation for filing motion to dismiss (.2)	0.20	\$190.00	\$38.00
January 13, 2016	Richman, Taylor D.	Research law re failure to exhaust administrative remedies (2.2); participate in telephone call with opposing counsel re conferral on pretrial matters (.4); plan strategy re issues to include in motion to dismiss (.5); research law re requirements of notice in Oregon Tort Claims Act (.5)	3.60	\$260.00	\$936.00
January 13, 2016	Smigel, Michelle B	Analyze whether claims were included in tort claims notice and allegation re appeal (.2); analyze tort claims notice re tortious interference claim (.4) e-mail communications with Doug Park re appeal allegation (.1) and re status (.3); telephone call with Alan Milstein and Marianne Dugan re conferral on discovery matters and motion to dismiss (.8); strategy conference with Taylor Richman in light of plaintiff's statements during conference call (.5)	2.30	\$350.00	\$805.00
January 14, 2016	Richman, Taylor D.	Continue to revise motion to dismiss (3.3)	3.30	\$260.00	\$858.00
January 14, 2016	Smigel, Michelle B	Analyze application of discretionary immunity statute (.9); analyze tort claims notice argument (.4); e-mail communication with Doug Park re student conduct code (.1)	1.40	\$350.00	\$490.00
January 15, 2016	Richman, Taylor D.	Research discretionary immunity for tort action against public body and public employees (2.6)	2.60	\$260.00	\$676.00
January 15, 2016	Smigel, Michelle B	Analyze applicability of discretionary immunity in light of allegations in complaint (.2)	0.20	\$350.00	\$70.00
January 16, 2016	Smigel, Michelle B	Revise motion to dismiss (.8)	0.80	\$350.00	\$280.00
January 17, 2016	Richman, Taylor D.	Prepare and develop arguments for discretionary immunity for motion to dismiss (1.5)	1.50	\$260.00	\$390.00
January 17, 2016	Smigel, Michelle B	Revise motion to dismiss (3.6); analyze lack of damages element in breach of contract claim (.6) strategize with Taylor Richman re discretionary immunity (.2)	4.40	\$350.00	\$1,540.00
January 18, 2016	Smigel, Michelle B	Revise motion to dismiss (.1); e-mail communication with Doug Park re motion to dismiss (.1)	0.20	\$350.00	\$70.00
January 19, 2016	Smigel, Michelle B	E-mail communications with Doug Park re motion (.1) and re Judge McShane's clerk (.1); analyze damages on breach of contract and negligence claims (1.6); analyze damages sought on contract claim (.2); e-mail communication with Marianne Dugan re stayof discovery (.2); plan strategy re clerk's conflict of interest (.2); analyze requisite nature of relationship for "economic relationship" element of tortious interference claim (.3)	2.70	\$350.00	\$945.00
January 20, 2016	Baxter, Aimee	Review and analyze documents and research for decision letter and documents from conduct file in preparation for filing motion to dismiss (.7); analyze strategy re documents for use as exhibits to motion to dismiss (.2)	0.90	\$190.00	\$171.00
January 20, 2016	Richman, Taylor D.	Review documents to attach to motion to dismiss (.4); revise motion to dismiss (.4)	0.80	\$260.00	\$208.00
January 20, 2016	Smigel, Michelle B	Strategy re issues for federal judge (.3); telephone call with Doug Park and Sam Hill re motion to dismiss (.4) revise motion to dismiss and analyze Heck and Patsy cases and arguments (3.9)	4.60	\$350.00	\$1,610.00
January 21, 2016	Richman, Taylor D.	Revise draft motion to dismiss (1.3); plan strategy re arguments to include and order of arguments in motion to dismiss (1.0); draft motion for filing overlength motion to dismiss (.4); revise declaration re exhibits to be included in motion to dismiss (.5); research additional tortious interference cases (1.0); research qualified immunity at motion to dismiss stage (1.0)	5.20	\$260.00	\$1,352.00

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
January 21, 2016	Smigel, Michelle B	Plan strategy re declaration (.1); revise motion to file overlength brief (.2); e-mail communication with Doug Park re documents to attach to motion to dismiss (.1); finalize request to file overlength brief (.2); e-mail communication with Judge McShane re possible conflict (.1); revise motion to dismiss (3.7); analyze due process damages and claim preclusion argument (.4)	4.80	\$350.00	\$1,680.00
January 21, 2016	Smigel, Michelle B	Review letter re Artis and Dotson (.1)	0.10	\$350.00	\$35.00
January 22, 2016	Porter, Michael J.	Review and provide comment and revisions for motion to dismiss (.9)	0.90	\$350.00	\$315.00
January 22, 2016	Richman, Taylor D.	Review declaration re documents for redaction (.7); revise draft motion to dismiss (3.8); research claim preclusion (1.5)	6.00	\$260.00	\$1,560.00
January 22, 2016	Smigel, Michelle B	Revise motion to dismiss (1.9); conferences with Taylor Richman re revisions to motion to dismiss and additional negligence arguments (.4)	2.30	\$350.00	\$805.00
January 23, 2016	Richman, Taylor D.	Draft issue preclusion arguments (3.0); draft new negligence arguments (1.8)	4.80	\$260.00	\$1,248.00
January 23, 2016	Smigel, Michelle B	Revise motion to dismiss (1.5); e-mail communication with Taylor Richman re arguments and revisions to motion to dismiss (.3)	1.80	\$350.00	\$630.00
January 24, 2016	Richman, Taylor D.	Revise draft motion to dismiss (4.3)	4.30	\$260.00	\$1,118.00
January 24, 2016	Smigel, Michelle B	Plan strategy re arguments on negligence claim (.2)	0.20	\$350.00	\$70.00
January 25, 2016	Richman, Taylor D.	Prepare declarations of Michelle Barton Smigel and University of Oregon records custodian in support of motion to dismiss (.4); telephone conference with Doug Park and Sam Hill re motion to dismiss (1.0) [B](No Charge 1.0 hour x \$260.00 = \$260.00)[b]; revise motion to dismiss (4.7)	6.10	\$260.00	\$1,586.00
January 25, 2016	Smigel, Michelle B	Revise motion to dismiss (5.9); analyze grievance process and appeal rights (.8); telephone call with Doug Park and Sam Hill re revisions to motion to dismiss, APA, conduct hearings, appeal rights, and grievance procedures (1.0)	7.70	\$350.00	\$2,695.00
January 26, 2016	Smigel, Michelle B	Review coverage of motion and status of discovery (.3)	0.30	\$350.00	\$105.00
January 27, 2016	Smigel, Michelle B	E-mail communication with Marianne Dugan re discovery (.2)	0.20	\$350.00	\$70.00
January 27, 2016	Smigel, Michelle B	Review e-mail communication from Alex Spiro re status (.1)	0.10	\$350.00	\$35.00
February 1, 2016	Smigel, Michelle B	E-mail communication with court re stay of discovery pending resolution of QI issue (.1)	0.10	\$350.00	\$35.00
February 4, 2016	Barton, Andrea M.	Plan strategy re response to plaintiff's filing of amended complaint without consent of party or court (.2); research law re party's ability to amend complaint with pending motion to dismiss (.6)	0.80	\$295.00	\$236.00
February 4, 2016	Richman, Taylor D.	Review and analyze plaintiff's second amended complaint (1.7)	1.70	\$260.00	\$442.00
February 4, 2016	Smigel, Michelle B	Analyze second amended complaint and plan strategy re revised motion to dismiss (.9); e-mail communication with Doug Park re second amended complaint (.1)	1.00	\$350.00	\$350.00
February 5, 2016	Barton, Andrea M.	Continue to research and analyze amendment issue and prepare summary of conclusions (1.2); review e-mail communications and analysis from Alan Milstein to prepare response to argument that amended complaint was compliant with Fed R Civ P 15 (.3); review and analyze authority cited by Mr. Milstein and pull docket to determine distinguishing facts (.8); research law re effect of removal, if any, on amendment as of right and provide summary (1.0); analyze order on motion to amend complaint in case cited by plaintiff to distinguish procedural posture (.2)	3.50	\$295.00	\$1,032.50
February 5, 2016	Porter, Michael J.	Evaluate issues re erroneous outcome and selective enforcement theories for Title IX claim and impact of amended complaint on motion to dismiss (.4)	0.40	\$350.00	\$140.00
February 5, 2016	Richman, Taylor D.	Continue to analyze second amended complaint re revisions to original motion to dismiss (2.5); research law re Title IX (1.5)	4.00	\$260.00	\$1,040.00
February 5, 2016	Smigel, Michelle B	Analyze standard for motion to dismiss on Title IX claim (.4) and e-mail communication with Doug Park re standard (.2); revise motion to dismiss (.3)	0.90	\$350.00	\$315.00

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Date	Timekeeper	Narrative	Hours	Rate	Fee
February 6, 2016	Smigel, Michelle B	Analyze cases re amendment without leave and effect of removal (.5); e-mail communications with Judge McShane and Doug Park re second amended complaint (1.2)	1.70	\$350.00	\$595.00
February 7, 2016	Barton, Andrea M.	Draft analysis of application of Fed R Civ P 15 to procedural posture in light of plaintiff's response and cited authority (.6)	0.60	\$295.00	\$177.00
February 8, 2016	Barton, Andrea M.	Plan strategy re correspondence to Judge McShane re issue of amendment (.2); plan strategy re futility and prejudice factors to oppose amendment as well as effect of removal (.3); research law re the same (1.8)	2.30	\$295.00	\$678.50
February 8, 2016	Richman, Taylor D.	Research law re and prepare arguments for Title IX claims (4.9)	4.90	\$260.00	\$1,274.00
February 8, 2016	Smigel, Michelle B	Telephone call with Charlene Pew in Judge McShane's courtroom re process for raising issues (.3); e-mail communication with Judge McShane re second amended complaint (.5); strategize re case law re FRCP 15 (.2); analyze arguments to dismiss second amended complaint; (1.3); review order re vacating deadlines (.1)	2.40	\$350.00	\$840.00
February 9, 2016	Richman, Taylor D.	Analyze district court Title IX cases (.6)	0.60	\$260.00	\$156.00
February 9, 2016	Smigel, Michelle B	Review and analyze orders (.1); e-mail communication with Doug Park and opposing counsel re orders (.2); revise motion to dismiss re Title IX (.1)	0.40	\$350.00	\$140.00
February 10, 2016	Smigel, Michelle B	Plan strategy re additional arguments for motion to dismiss Title IX claim, including lack of causal link between decision-maker and alleged statements expressing gender bias (.3)	0.30	\$350.00	\$105.00
February 11, 2016	Richman, Taylor D.	Continue to analyze Title IX cases on erroneous outcome, selective enforcement, and deliberate indifference (3.0); continue to prepare and revise Title IX arguments (3.1)	6.10	\$260.00	\$1,586.00
February 11, 2016	Smigel, Michelle B	Analyze status of University as arm of the state and related arguments precluding Section 1983 claim (.4); revise motion to dismiss re Title IX (2.6); analyze Iqbal re sufficiency of allegations of individual's involvement in deprivation of rights (.6)	3.60	\$350.00	\$1,260.00
February 12, 2016	Richman, Taylor D.	Revise motion to dismiss against second amended complaint (4.5)	4.50	\$260.00	\$1,170.00
February 12, 2016	Smigel, Michelle B	Analyze availability of disparate impact type claim under Title IX after Sandoval and possibility of motion to dismiss (.5); analyze statute of limitations argument on Title IX claim (.8); strategy meeting with Taylor Richman re statute of limitations argument and re Sandoval line of cases (.3); revise motion to dismiss re Title IX claim (.6)	2.20	\$350.00	\$770.00
February 13, 2016	Richman, Taylor D.	Research statute of limitations for Title IX (.5); revise motion to dismiss against second amended complaint (3.5)	4.00	\$260.00	\$1,040.00
February 15, 2016	Smigel, Michelle B	Analyze case law re statute of limitations in Title IX and similar claims, rationale for application of tort statute of limitations, and ability to argue state law discrimination statute of limitations applies (1.5)	1.50	\$350.00	\$525.00
February 16, 2016	Dowen, Julie D.	Research and analyze legislative history of ORS 659 A re sex discrimination in preparation for filing (.9)	0.90	\$90.00	\$81.00
February 16, 2016	Richman, Taylor D.	Revise motion to dismiss (5.5)	5.50	\$260.00	\$1,430.00
February 16, 2016	Smigel, Michelle B	Analyze appealable issue re statute of limitations on Title IX claim (.4); strategy meetings with Taylor Richman and Bruce Campbell re statute of limitations argument and viability of issue for appeal purposes (.2); revise motion to dismiss (2.2)	2.80	\$350.00	\$980.00
February 16, 2016	Smigel, Michelle B	E-mail communication with Doug Park re communication from Mr. Spiro (.1)	0.10	\$350.00	\$35.00
February 17, 2016	Richman, Taylor D.	Research and draft Title IX statute of limitations arguments for motion to dismiss (2.7)	2.70	\$260.00	\$702.00

TOTAL FEES

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
February 17, 2016	Smigel, Michelle B	Revise motion to dismiss (2.3); e-mail communication with Marianne Dugan and Alan Milstein re conferral (.2); revise unopposed motion for overlength brief (.1); review revised declaration (.1); strategy conference with Taylor Richman re motion to dismiss (.8); prepare for and telephone call with Alan Milstein re conferral on motion to dismiss (.4); analyze statute of limitations applicable to Title IX claims and analogous state law re discrimination in education (.4)	4.30	\$350.00	\$1,505.00
February 18, 2016	Richman, Taylor D.	Revise draft motion to dismiss (1.0); research law re Title IX cases (1.1)	2.10	\$260.00	\$546.00
February 18, 2016	Smigel, Michelle B	Review order (.1) analyze statute of limitations argument and same protected class for actor and plaintiff (.7)	0.80	\$350.00	\$280.00
February 19, 2016	Richman, Taylor D.	Review Doug Park's comments on draft of motion to dismiss (.1)	0.10	\$260.00	\$26.00
February 19, 2016	Smigel, Michelle B	Review comments from Doug Park re motion to dismiss and revise motion (.5)	0.50	\$350.00	\$175.00
February 22, 2016	Richman, Taylor D.	Telephone call with Dr. Gottfredson re motion to dismiss (1.0); revise and finalize motion to dismiss (4.5)	4.50	\$260.00	\$1,170.00
February 22, 2016	Smigel, Michelle B	Telephone call with Michael Gottfredson re motion to dismiss (1.0); e-mail communication with Doug Park re motion to dismiss (.2); revise motion to dismiss (5.5)	6.70	\$350.00	\$2,345.00
February 25, 2016	Smigel, Michelle B	Analyze order dismissing Samuelson complaint by Judge McShane for applicability in Austin motion to dismiss (.2)	0.20	\$350.00	\$70.00
March 3, 2016	Smigel, Michelle B	Plan strategy re timing of complaint (.1)	0.10	\$350.00	\$35.00
March 8, 2016	Richman, Taylor D.	Analyze plaintiff's response to defendants' motion to dismiss (2.1); plan strategy re reply to plaintiff's response to defendants' motion to dismiss (1.0)	3.10	\$260.00	\$806.00
March 8, 2016	Smigel, Michelle B	Review and analyze response to motion to dismiss (1.1); e-mail communication with Doug Park re response to motion to dismiss (.1); analyze likely timeframe for decision (.2); plan strategy re reply (1.2)	2.60	\$350.00	\$910.00
March 9, 2016	Richman, Taylor D.	Prepare outline of reply in support of motion to dismiss (2.7)	2.70	\$260.00	\$702.00
March 9, 2016	Smigel, Michelle B	Analyze case law on qualified immunity and need for right to be clearly established within the same circuit court (.3); distinguish Goss and Dixon (.3)	0.60	\$350.00	\$210.00
March 10, 2016	Richman, Taylor D.	Research case law cited in plaintiff's response in opposition to defendants' motion to dismiss (3.7)	3.70	\$260.00	\$962.00
March 10, 2016	Smigel, Michelle B	Analyze potential evidence in support of plaintiff's Title IX claim and arguments at motion to dismiss stage, specifically regarding alleged witness (1.0)	1.00	\$350.00	\$350.00
March 11, 2016	Richman, Taylor D.	Continue to research cases cited in plaintiff's response in opposition to defendants' motion to dismiss (1.3)	1.30	\$260.00	\$338.00
March 13, 2016	Smigel, Michelle B	E-mail communication with Aimee Baxter and Taylor Richman re allegation of witness whose testimony was not considered during conduct hearing and relation to motion to dismiss (.3); analyze allegations re witness and plaintiff's arguments (.2)	0.50	\$350.00	\$175.00
March 14, 2016	Richman, Taylor D.	Prepare reply in support of defendants' motion to dismiss (5.2)	5.20	\$260.00	\$1,352.00
March 14, 2016	Smigel, Michelle B	Analyze impact of allegation of witness not interviewed (.1); review documentation re witness to events in bathroom (.2)	0.30	\$350.00	\$105.00
March 15, 2016	Richman, Taylor D.	Continue to prepare reply in support of defendants' motion to dismiss (4.7)	4.70	\$260.00	\$1,222.00
March 15, 2016	Smigel, Michelle B	Analyze complaint, allegations, e-mail communication with Doug Park re complaint, review news coverage of complaint, and plan strategy re next steps (1.1)	1.10	\$350.00	\$385.00
March 16, 2016	Richman, Taylor D.	Continue to prepare reply in support of defendants' motion to dismiss (6.2)	6.20	\$260.00	\$1,612.00
March 16, 2016	Smigel, Michelle B	E-mail communication with Dr. Gottfredson (.1); telephone call with Mike Gottfredson re reply in support of motion to dismiss and new lawsuits (.4); e-mail communication with Doug Park re status of complaint and media coverage (.1); coordinate revisions to reply (.6)	1.20	\$350.00	\$420.00

TOTAL FEES

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
March 17, 2016	Richman, Taylor D.	Continue to prepare and revise reply in support of defendants' motion to dismiss (4.7)	4.70	\$260.00	\$1,222.00
March 17, 2016	Smigel, Michelle B	Plan strategy re additional arguments for reply brief (.3)	0.30	\$350.00	\$105.00
March 17, 2016	Smigel, Michelle B	Review statements by attorney that could constitute admissions (.3); plan strategy re depositions and discovery (.2); analyze joinder issues (.3)	0.80	\$350.00	\$280.00
March 18, 2016	Richman, Taylor D.	Continue to review and revise draft reply in support of defendants' motion to dismiss (1.4)	1.40	\$260.00	\$364.00
March 18, 2016	Smigel, Michelle B	E-mail communication with Taylor Richman re arguments in reply brief (.2); analyze strategy going forward in case (.4)	0.60	\$350.00	\$210.00
March 19, 2016	Smigel, Michelle B	Listen to radio interview of Alex Spiro (.5)	0.50	\$350.00	\$175.00
March 20, 2016	Smigel, Michelle B	Revise reply in support of motion to dismiss (2.0)	2.00	\$350.00	\$700.00
March 21, 2016	Baxter, Aimee	Capture media articles for inclusion in document collection (.6); prepare shared electronic notebook and add key documents (.5)	1.10	\$190.00	\$209.00
March 21, 2016	Richman, Taylor D.	Continue to revise reply in support of motion to dismiss (3.4)	3.40	\$260.00	\$884.00
March 21, 2016	Smigel, Michelle B	Revise reply (.5); strategy conference with Taylor Richman re reply (.5)	1.00	\$350.00	\$350.00
March 22, 2016	Richman, Taylor D.	Continue to revise reply in support of motion to dismiss (1.2)	1.20	\$260.00	\$312.00
March 22, 2016	Smigel, Michelle B	Revise reply in support of motion to dismiss (2.8)	2.80	\$350.00	\$980.00
March 22, 2016	Smigel, Michelle B	E-mail communication with Doug Park re service and other issues (.3)	0.30	\$350.00	\$105.00
March 23, 2016	Richman, Taylor D.	Research law re consolidating federal lawsuits (3.0); prepare re memorandum re consolidating federal lawsuits (1.4)	4.40	\$260.00	\$1,144.00
March 23, 2016	Smigel, Michelle B	Revise reply brief (1.5)	1.50	\$350.00	\$525.00
March 24, 2016	Richman, Taylor D.	Revise reply in support of motion to dismiss (8.0)	8.00	\$260.00	\$2,080.00
March 24, 2016	Smigel, Michelle B	Revise reply brief (.6)	0.60	\$350.00	\$210.00
March 25, 2016	Richman, Taylor D.	Continue to revise reply in support of motion to dismiss and file motion with court (4.3)	4.30	\$260.00	\$1,118.00
March 25, 2016	Smigel, Michelle B	Telephone call with Doug Park re reply (.2); revise reply brief re waiver (.4); telephone call with Taylor Richman re waiver (.1); analyze additional cases regarding property and liberty interests (.5); revise additional footnote and section comparing waiver to criminal law (.2)	1.40	\$350.00	\$490.00
March 25, 2016	Smigel, Michelle B	E-mail communication with Doug Park re filing (.1); coordinate filing (.1); review and finalize reply brief (1.4); analyze law review article discussing lack of clarity in existence of constitutional right (.3)	1.90	\$350.00	\$665.00
March 28, 2016	Smigel, Michelle B	E-mail communication with Marianne Dugan and Doug Park re status of discovery (.1); review e-mail communications to court re discovery deadline and orders (.2)	0.30	\$350.00	\$105.00
March 29, 2016	Smigel, Michelle B	Voicemail and e-mail communications with Doug Park re service (.2); analyze service issues and strategy re timing and consolidation issues (.3)	0.50	\$350.00	\$175.00
April 5, 2016	Richman, Taylor D.	Prepare draft removal documents (.8)	0.80	\$260.00	\$208.00
April 5, 2016	Smigel, Michelle B	Review e-mail communication with Brian Michaels re service (.1); review removal deadline (.1); plan strategy re consolidation and removal (.2)	0.40	\$350.00	\$140.00
April 7, 2016	Richman, Taylor D.	Research law re equal protection claim (.5)	0.50	\$260.00	\$130.00
April 7, 2016	Smigel, Michelle B	E-mail communication with Marianne Dugan re status of motion (.1)	0.10	\$350.00	\$35.00
April 8, 2016	Richman, Taylor D.	Continue to research equal protection claim (1.0); prepare motion to dismiss (2.0)	3.00	\$260.00	\$780.00
April 11, 2016	Baxter, Aimee	Search for, review, and analyze documents in electronic document database for scholarship offers, suspension letters, tort claim notice, and administrative conference materials and prepare documents for attorney analysis (2.1)	2.10	\$190.00	\$399.00
April 11, 2016	Richman, Taylor D.	Continue to prepare motion to dismiss (4.3)	4.30	\$260.00	\$1,118.00
April 12, 2016	Richman, Taylor D.	Continue to revise motion to dismiss (3.6)	3.60	\$260.00	\$936.00

TOTAL FEES

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
April 12, 2016	Smigel, Michelle B	E-mail communication with Marianne Dugan and Charlene Pew re status of motion to dismiss and analyze consolidation issues (.2)	0.20	\$350.00	\$70.00
April 13, 2016	Richman, Taylor D.	Telephone call with Doug Park, Sam Hill, and Kevin Reed re strategy for removing and consolidating case with Brandon Austin case in U.S. District Court (.7); strategize re consolidation of case with Brandon Austin case and response to equal protection claim (.3); finalize removal documents (.5); continue to research equal protection claim (2.4); prepare equal protection arguments for motion to dismiss (2.0)	5.90	\$260.00	\$1,534.00
April 13, 2016	Smigel, Michelle B	Telephone call with Doug Park, Kevin Reed, and Sam Hill re strategy for removal, consolidation, and motion to dismiss (.7); strategize re and conference with Taylor Richman re arguments on motion to dismiss specific to Artis and Dotson and equal protection claim (1.2); e-mail communication with Doug Park re relation back doctrine and review FRCP 15 (.2); coordinate timing of removal (.1); plan strategy re diversity jurisdiction in removal (.2)	2.40	\$350.00	\$840.00
April 14, 2016	Richman, Taylor D.	Continue to prepare and revise equal protection arguments for motion to dismiss (2.4); prepare and revise motion to consolidate case with <u>Austin v. UO</u> case (2.7)	5.10	\$260.00	\$1,326.00
April 14, 2016	Smigel, Michelle B	Finalize removal documents and exhibits (1.3); review judge assignment (.1); analyze arguments for motion to dismiss (.5)	1.90	\$350.00	\$665.00
April 15, 2016	Richman, Taylor D.	Revise motion to consolidate (1.2); review and revise all sections of motion to dismiss (5.4)	6.60	\$260.00	\$1,716.00
April 15, 2016	Smigel, Michelle B	Plan strategy re which case to move to consolidate in and procedural issue (.4); revise motion to consolidate (.5)	0.90	\$350.00	\$315.00
April 15, 2016	Smigel, Michelle B	Plan strategy re motion to consolidation and analyze local rule re factors (.4); e-mail communication with Doug Park re offer of judgment and analyze potential offer of judgment in light of some claims not allowing attorney fee recovery (.2)	0.60	\$350.00	\$210.00
April 17, 2016	Smigel, Michelle B	Revise motion to consolidate (.6); e-mail communication with Doug Park re motion to consolidate and possible alternative requests (.2)	0.80	\$350.00	\$280.00
April 17, 2016	Smigel, Michelle B	Analyze offer of judgment considerations (.3); e-mail communication with Doug Park and Kevin Reed re offers of judgment (.2)	0.50	\$350.00	\$175.00
April 18, 2016	Richman, Taylor D.	Research re whether offer of judgment can be made confidentially (1.0); continue researching case law re qualified immunity for equal protection claims (1.7) and revise equal protection arguments (.8)	3.50	\$260.00	\$910.00
April 18, 2016	Smigel, Michelle B	E-mail communication with Marianne Dugan re request to consolidate (.2); strategize re next steps (.1)	0.30	\$350.00	\$105.00
April 18, 2016	Smigel, Michelle B	Review research re offers of judgment and lack of basis to keep offer confidential (.1); telephone call with Doug Park re scope of consolidation and decision to request consolidation for motion to dismiss only (.1); voicemail and e-mail communications with Marianne Dugan re consolidation (.2); review status of motion to dismiss and deadline (.1); telephone call with Brian Michaels re conferral on motion to consolidate (.1); analyze qualified immunity as applied to equal protection (.2); voicemail communication with Judge Russo's courtroom deputy re contacting court (.1); revise motion to dismiss (.9); analyze argument on qualified immunity in equal protection context (.2)	2.00	\$350.00	\$700.00
April 19, 2016	Smigel, Michelle B	E-mail communication with Kevin Reed re offer of judgment (.1); review status of conferral (.1); e-mail communication with Brian Michaels and Doug Park re consolidation request (.1); telephone calls with Judge Russo's courtroom deputy re consolidation (.2)	0.50	\$350.00	\$175.00
April 20, 2016	Richman, Taylor D.	Revise motion to dismiss (2.0); analyze timeline for response to complaint (.4)	2.40	\$260.00	\$624.00
April 20, 2016	Smigel, Michelle B	Revise motion to dismiss and analyze tort claims arguments (1.2)	1.20	\$350.00	\$420.00

TOTAL FEES

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
April 20, 2016	Smigel, Michelle B	Review notice of case reassignment (.1); review motion to file over length brief (.1); e-mail communication with Brian Michaels re request to file over length brief (.1); conferral with Mr. Michaels re motion to dismiss (.2); note to file re conferral (.1); review pro hac application (.1)	0.70	\$350.00	\$245.00
April 21, 2016	Richman, Taylor D.	Continue research re qualified immunity for equal protection claim (2.0); revise draft motion to dismiss (2.7)	4.70	\$260.00	\$1,222.00
April 21, 2016	Smigel, Michelle B	Strategy conference with Taylor Richman re status of motion to dismiss and revisions (.1)	0.10	\$350.00	\$35.00
April 22, 2016	Richman, Taylor D.	Revise equal protection arguments (.8); plan strategy re equal protection arguments (.3); prepare Lisa Thornton declaration, analyze documents to include in declaration, and e-mail declaration to Doug Park (1.5); analyze motion to dismiss (1.0)	3.60	\$260.00	\$936.00
April 22, 2016	Smigel, Michelle B	Revise motion to dismiss and analyze qualified immunity as applied to equal protect claims (1.8); e-mail communication with Doug Park re motion to dismiss and review amended pro hac application (.1); finalize and file motion to file over length brief (.1)	2.00	\$350.00	\$700.00
April 24, 2016	Smigel, Michelle B	E-mail communication with Doug Park re tort claims notice argument and redline of motion (.1); review redline (.2) analyze tort claims notice argument (.2)	0.50	\$350.00	\$175.00
April 25, 2016	Mooney, Shahnaz	Review, analyze, and prepare exhibits to declarations (2.9)	2.90	\$60.00	\$174.00
April 25, 2016	Richman, Taylor D.	Research statute of limitation for equal protection clause claim (1.2); revise motion to consolidate (.7)	1.90	\$260.00	\$494.00
April 25, 2016	Smigel, Michelle B	Voicemail and e-mail communication with Brian Michael's office re extension to file (.2); strategy conference with Taylor Richman re motion to consolidate (.1); review status of motion to dismiss (.1); prepare motion to extend time (.1); analyze statute of limitations for equal protection claim (.2); revise motion to dismiss (.6)	1.30	\$350.00	\$455.00
April 26, 2016	Smigel, Michelle B	Review court order granting extension (.1)	0.10	\$350.00	\$35.00
April 27, 2016	Richman, Taylor D.	Analyze documents to be included in declarations with motion to dismiss (.9)	0.90	\$260.00	\$234.00
April 29, 2016	Mooney, Shahnaz	Review, analyze, and prepare exhibits for motion to dismiss (4.6)	4.60	\$60.00	\$276.00
April 29, 2016	Richman, Taylor D.	Analyze and revise declarations (.5)	0.50	\$260.00	\$130.00
May 2, 2016	Mooney, Shahnaz	Review, analyze, and prepare exhibits for motion to dismiss (1.5)	1.50	\$60.00	\$90.00
May 2, 2016	Richman, Taylor D.	Continue to revise and edit motion to dismiss for filing (5.4)	5.40	\$260.00	\$1,404.00
May 2, 2016	Smigel, Michelle B	Telephone call with Doug Park re motion to dismiss (.6) revise motion to dismiss (1.2) and strategize with Taylor Richman re revisions to motion to dismiss (.3); finalize motion to dismiss (.6)	2.70	\$350.00	\$945.00
May 3, 2016	Mooney, Shahnaz	Review, analyze, and prepare exhibits for motion to dismiss (1.5)	1.50	\$60.00	\$90.00
May 3, 2016	Richman, Taylor D.	Revise draft of motion to consolidate cases (1.0)	1.00	\$260.00	\$260.00
May 3, 2016	Smigel, Michelle B	Review status of filing and correction of docket (.1); review status of motion to consolidate (.1)	0.20	\$350.00	\$70.00
May 9, 2016	Smigel, Michelle B	Voicemail with Charlene Pew re status of consolidation of hearings (.1)	0.10	\$350.00	\$35.00
May 16, 2016	Richman, Taylor D.	Analyze plaintiffs' response deadline (.3)	0.30	\$260.00	\$78.00
May 16, 2016	Smigel, Michelle B	E-mail communication with Brian Michaels and Alex Spiro re requested extension (.2); review deadlines and ramifications of possible extension (.1); e-mail communications with plaintiff's counsel re consolidation (.1) and with Doug Park (.1) and Mr. Michaels (.1) re requested extension and motion to consolidate; finalize motion to consolidate (.7)	1.30	\$350.00	\$455.00
May 18, 2016	Smigel, Michelle B	Review plaintiff's motion to extend time (.1)	0.10	\$350.00	\$35.00
May 23, 2016	Smigel, Michelle B	Review order granting consolidation (.1)	0.10	\$350.00	\$35.00
June 13, 2016	Smigel, Michelle B	E-mail communication with Brian Michaels re overlength brief (.1); review deadlines (.1)	0.20	\$350.00	\$70.00
June 14, 2016	Smigel, Michelle B	Review court order (.1)	0.10	\$350.00	\$35.00
June 17, 2016	Richman, Taylor D.	Analyze plaintiffs' response to UO's motion to dismiss (1.6)	1.60	\$260.00	\$416.00

TOTAL FEES

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
June 17, 2016	Smigel, Michelle B	Review filing of Artis response to motion to dismiss (.1)	0.10	\$350.00	\$35.00
June 20, 2016	Richman, Taylor D.	Plan strategy re reply to plaintiffs' response brief (.2)	0.20	\$260.00	\$52.00
June 20, 2016	Smigel, Michelle B	Review reply deadline (.1); analyze application of implicit bias concept to Title IX claim (.2); analyze response and plan strategy re reply arguments (1.9); review summaries of recent Title IX cases for applicability (.1)	2.30	\$350.00	\$805.00
June 21, 2016	Richman, Taylor D.	Analyze plaintiffs' response brief and research new cases cited by plaintiffs (4.2)	4.20	\$260.00	\$1,092.00
June 21, 2016	Smigel, Michelle B	Plan strategy re reply brief (.1)	0.10	\$350.00	\$35.00
June 22, 2016	Richman, Taylor D.	Begin drafting reply to plaintiffs' opposition to defendants' motion to dismiss (4.1)	4.10	\$260.00	\$1,066.00
June 22, 2016	Smigel, Michelle B	Plan strategy and strategy conference re reply brief and arguments with Taylor Richman (.5); e-mail communication with Doug Park re timing of reply (.1); review reply deadline calculation (.1)	0.70	\$350.00	\$245.00
June 23, 2016	Richman, Taylor D.	Continue drafting reply to plaintiffs' opposition to motion to dismiss (6.1)	6.10	\$260.00	\$1,586.00
June 24, 2016	Richman, Taylor D.	Continue to draft reply to plaintiffs' motion in opposition to motion to dismiss (6.3)	6.30	\$260.00	\$1,638.00
June 24, 2016	Smigel, Michelle B	Plan strategy re defenses (.1)	0.10	\$350.00	\$35.00
June 26, 2016	Richman, Taylor D.	Revise draft of reply brief (1.4)	1.40	\$260.00	\$364.00
June 28, 2016	Richman, Taylor D.	Continue drafting reply motion (3.0)	3.00	\$260.00	\$780.00
June 28, 2016	Smigel, Michelle B	Revise reply in support of motion to dismiss (.8)	0.80	\$350.00	\$280.00
June 30, 2016	Richman, Taylor D.	Update case law research on due process rights and Title IX pleadings (1.8)	1.80	\$260.00	\$468.00
June 30, 2016	Smigel, Michelle B	Revise reply in support of motion to dismiss (3.0); e-mail communication with Doug Park re reply brief (.1)	3.10	\$350.00	\$1,085.00
July 1, 2016	Richman, Taylor D.	Revise reply motion (6.2)	6.20	\$260.00	\$1,612.00
July 5, 2016	Richman, Taylor D.	Plan strategy re reply motion (.6); revise reply motion and prepare for filing (6.0); review additional case research re Title IX pleading standard and discretionary immunity (2.0)	8.60	\$260.00	\$2,236.00
July 5, 2016	Smigel, Michelle B	E-mail communication with Doug Park re reply brief (.2); revise reply brief (7.0)	7.20	\$350.00	\$2,520.00
July 6, 2016	Smigel, Michelle B	E-mail communication with Doug Park re oral argument (.2)	0.20	\$350.00	\$70.00
July 7, 2016	Smigel, Michelle B	Review timing and plan strategy re preparation for argument (.2)	0.20	\$350.00	\$70.00
July 11, 2016	Downen, Julie D.	Analyze and compile case authorities in preparation for oral argument (1.8)	1.80	\$125.00	\$225.00
July 11, 2016	Richman, Taylor D.	Analyze NCAA/Pac-12 rules re effect of expulsion on eligibility for athletic participation (.2)	0.20	\$260.00	\$52.00
July 11, 2016	Smigel, Michelle B	E-mail communication with Doug Park re argument (.2); plan strategy re demonstratives and analyze NCAA bylaws (.2)	0.40	\$350.00	\$140.00
July 12, 2016	Downen, Julie D.	Continue to analyze and compile case authorities in preparation for oral argument (.4)	0.40	\$125.00	\$50.00
July 12, 2016	Smigel, Michelle B	Coordinate moot argument (.2)	0.20	\$350.00	\$70.00
July 13, 2016	Smigel, Michelle B	Coordinate materials for oral argument preparation, including cases for use at argument (.2)	0.20	\$350.00	\$70.00
July 18, 2016	Smigel, Michelle B	Review new due process case (.2); plan strategy re oral argument (.2)	0.40	\$350.00	\$140.00
July 19, 2016	Smigel, Michelle B	Prepare for oral argument and outline due process arguments (2.2)	2.20	\$350.00	\$770.00
July 20, 2016	Richman, Taylor D.	Plan strategy re oral argument (.6)	0.60	\$260.00	\$156.00
July 20, 2016	Smigel, Michelle B	Analyze cases and create outline for oral argument (3.8)	3.80	\$350.00	\$1,330.00
July 21, 2016	Richman, Taylor D.	Check case citation (.2)	0.20	\$260.00	\$52.00
July 21, 2016	Smigel, Michelle B	Analyze recent cases and outline oral argument (1.8)	1.80	\$350.00	\$630.00
July 24, 2016	Smigel, Michelle B	Analyze cases and outline oral argument (1.8)	1.80	\$350.00	\$630.00
July 25, 2016	Smigel, Michelle B	Analyze property and liberty interest cases (3.6); plan strategy re oral argument re property interests (.4)	4.00	\$350.00	\$1,400.00
July 26, 2016	Richman, Taylor D.	Plan strategy re visual aids for oral argument (.8)	0.80	\$260.00	\$208.00

TOTAL FEES

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
July 26, 2016	Smigel, Michelle B	Continue to prepare outline for oral argument (2.2)	2.20	\$350.00	\$770.00
July 27, 2016	Smigel, Michelle B	Continue to prepare outline for oral argument (6.6)	6.60	\$350.00	\$2,310.00
July 28, 2016	Smigel, Michelle B	Prepare outline and analyze cases (3.0)	3.00	\$350.00	\$1,050.00
July 29, 2016	Smigel, Michelle B	Continue to prepare oral outline and demonstratives (2.8)	2.80	\$350.00	\$980.00
August 1, 2016	Baxter, Aimee	Review and analyze documents provided by client to determine logistics of the conduct process (1.0); analyze strategy re conduct process (.2)	1.20	\$190.00	\$228.00
August 1, 2016	Norwood, Kellen C.	Review and analyze case law and secondary sources re applicability of McDonnell-Douglas in motions to dismiss under Iqbal/Twombly re recent Doe v. Columbia University decision (2.8); draft memorandum summarizing research (.6)	3.40	\$260.00	\$884.00
August 1, 2016	Smigel, Michelle B	Analyze cases re Title IX, negligence, and IIED claims in preparation for oral argument (2.4); prepare outline of arguments re motion to dismiss (3.6); prepare for oral argument and moot oral argument (1.8)	7.80	\$350.00	\$2,730.00
August 2, 2016	Norwood, Kellen C.	Review and analyze case law re pleading standards for Title IX complaints and continued applicability of McDonnell-Douglas after Iqbal and Twombly (2.0); review and analyze cases re plaintiff's use of external pressure in reverse-discrimination cases (2.4); draft memorandum summarizing research (.4)	4.80	\$260.00	\$1,248.00
August 2, 2016	Smigel, Michelle B	Continue to prepare outline for oral argument and analyze cases (10.4)	10.40	\$350.00	\$3,640.00
August 3, 2016	Smigel, Michelle B	Prepare for oral argument (5.4); attend mock argument with clients (3)	8.40	\$350.00	\$2,940.00
August 4, 2016	Smigel, Michelle B	Prepare demonstrative exhibits (2.2); review OARs (.6); revise outline (1.0)	3.80	\$350.00	\$1,330.00
August 5, 2016	Smigel, Michelle B	E-mail communication with Doug Park re demonstratives and finalize demonstratives (.2)	0.20	\$350.00	\$70.00
August 7, 2016	Smigel, Michelle B	Analyze case law re pleading standards in Title IX cases (1.4); prepare for hearing (.6)	2.00	\$350.00	\$700.00
August 8, 2016	Richman, Taylor D.	Prepare for oral arguments on motion to dismiss (6.6)	6.60	\$260.00	\$1,716.00
August 8, 2016	Smigel, Michelle B	Prepare for argument re tort claims issues and finalize outline (6.8)	6.80	\$350.00	\$2,380.00
August 9, 2016	Richman, Taylor D.	Prepare for oral arguments on motion to dismiss (3.0); attend hearing for motion to dismiss (2.6); drive to/from Eugene (4.0) (No Charge)	9.60	\$260.00	\$2,496.00
August 9, 2016	Smigel, Michelle B	Prepare for (2.0) and attend (4.0) oral argument; travel to/from Eugene re oral argument (4.0)	10.00	\$350.00	\$3,500.00
August 10, 2016	Smigel, Michelle B	Review media coverage of argument (.2); organize files from argument (.4)	0.60	\$350.00	\$210.00
August 11, 2016	Smigel, Michelle B	Telephone call with court reporter re transcript (.2)	0.20	\$350.00	\$70.00
August 16, 2016	Richman, Taylor D.	Analyze plaintiffs' supplemental brief and exhibits (.8)	0.80	\$260.00	\$208.00
August 16, 2016	Smigel, Michelle B	Review and analyze supplemental filing by plaintiffs (1.2)	1.20	\$350.00	\$420.00
August 17, 2016	Richman, Taylor D.	Continue to analyze plaintiffs' supplemental memorandum (1.0); plan strategy re response to supplemental memorandum (.4); analyze case law re due process rights in higher education (2.0)	3.40	\$260.00	\$884.00
August 17, 2016	Smigel, Michelle B	Plan strategy re response to supplemental brief (1.2); telephone call with Doug Park (.2); e-mail communication with court re confidentiality (.2)	1.60	\$350.00	\$560.00
August 18, 2016	Richman, Taylor D.	Begin drafting response to supplemental memorandum (2.2)	2.20	\$260.00	\$572.00
August 19, 2016	Richman, Taylor D.	Continue preparing response to supplemental motion (3.4)	3.40	\$260.00	\$884.00
August 22, 2016	Richman, Taylor D.	Continue to prepare response to plaintiffs' supplemental memorandum (6.0); research case law re standard for sealing court documents (1.0)	7.00	\$260.00	\$1,820.00

TOTAL FEES

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
August 22, 2016	Smigel, Michelle B	E-mail communication with Doug Park and Alex Spiro re filing under seal (1.2); prepare motion to seal and related documents (2.2); plan strategy re motion to seal and possible responsive brief (.6)	4.00	\$350.00	\$1,400.00
August 23, 2016	Richman, Taylor D.	Analyze materials from Doug Park re former UO basketball players who have played professional basketball (.4)	0.40	\$260.00	\$104.00
August 23, 2016	Smigel, Michelle B	E-mail communication with court and Doug Park re sealing documents (.8); revise and finalize motion to seal (.4); telephone call with Doug Park re motion to seal, NBA statistics, and possible responsive brief (.2); e-mail communication with Doug Park re motion to seal (.2)	1.60	\$350.00	\$560.00
August 29, 2016	Smigel, Michelle B	Review court order and e-mail communication with Alex Spiro re redactions (.2)	0.20	\$350.00	\$70.00
August 31, 2016	Richman, Taylor D.	E-mail communication with opposing counsel re redactions for refiling of plaintiffs' supplemental memorandum (.6)	0.60	\$260.00	\$156.00
September 1, 2016	Baxter, Aimee	Review, analyze, redact, and prepare documents for use as exhibits re motion to dismiss (1.2)	1.2	\$190.00	\$228.00
September 1, 2016	Richman, Taylor D.	Analyze plaintiffs' exhibits filed with supplemental memorandum re redactions per court order (1.9)	1.9	\$260.00	\$494.00
September 1, 2016	Smigel, Michelle B	Review redactions (.2); e-mail communication with opposing counsel re redactions (.2)	0.4	\$350.00	\$140.00
September 2, 2016	Richman, Taylor D.	Communicate with opposing counsel re missing page in exhibit filed with supplemental memorandum and communicate with clerk of the court re extension of filing deadline and whether defendants will have opportunity to respond to supplemental memorandum (1.3)	1.3	\$260.00	\$338.00
September 2, 2016	Smigel, Michelle B	Review e-mail communication with Brian Michaels re redactions (.1); telephone call with Taylor Richman re missing page (.1)	0.2	\$350.00	\$70.00
September 6, 2016	Richman, Taylor D.	E-mail communication with opposing counsel re missing page in Exhibit E filed with supplemental memorandum (.3)	0.3	\$260.00	\$78.00
September 7, 2016	Richman, Taylor D.	E-mail communication with opposing counsel re redactions to exhibits filed with supplemental memorandum (.5)	0.5	\$260.00	\$130.00
September 7, 2016	Smigel, Michelle B	Review status of redactions (.1)	0.1	\$350.00	\$35.00
September 8, 2016	Richman, Taylor D.	Analyze court's order granting defendants' motion to dismiss (1.5)	1.5	\$260.00	\$390.00
September 8, 2016	Smigel, Michelle B	Analyze opinion granting motion to dismiss (2.0)	2	\$350.00	\$700.00
September 9, 2016	Smigel, Michelle B	Analyze protective order and request to modify (.5)	0.5	\$350.00	\$175.00
September 12, 2016	Smigel, Michelle B	E-mail communication with Julia Colhalan re conference call (.1)	0.1	\$350.00	\$35.00
September 13, 2016	Smigel, Michelle B	E-mail communication with Julia Colhalan re telephone call (.1)	0.1	\$350.00	\$35.00
September 15, 2016	Smigel, Michelle B	Review request for contract from Dominic Artis and review contracts (.2); telephone call with Doug Park and Sam Hill re protective order and strategy (.4); prepare e-mail communication to Brian Michaels re protective order (.2); analyze judgment rules (.5)	1.3	\$350.00	\$455.00
September 16, 2016	Richman, Taylor D.	Plan strategy re question of whether UO can file an order on court's ruling (.4)	0.4	\$260.00	\$104.00
September 16, 2016	Smigel, Michelle B	E-mail communication with Brian Michaels re protective order (.1)	0.1	\$350.00	\$35.00
September 19, 2016	Richman, Taylor D.	Research and prepare e-mail memorandum re law on relation back doctrine (3.1); conference with Michelle Smigel re doctrine (.6)	3.7	\$260.00	\$962.00
September 19, 2016	Smigel, Michelle B	Prepare letter to Lane County Circuit Court re protective order (.6); conference with Taylor Richman re relation back and judgments (.6)	1.2	\$350.00	\$420.00
September 20, 2016	Richman, Taylor D.	Plan strategy re defending against potential new claims (.1)	0.1	\$260.00	\$26.00

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
September 20, 2016	Smigel, Michelle B	E-mail communication with Kasia Mlynski, Brian Michaels, and Doug Park re protective order (.2); e-mail communication with Doug Park re protective order and depositions (.1); e-mail communication with Doug Park re judgments and relation back doctrine (.4); prepare letter to court re protective order (.1); telephone call with Doug Park re request to modify protective order and Lane County matter (.7)	1.5	\$350.00	\$525.00
September 21, 2016	Richman, Taylor D.	Analyze plaintiffs' scholarship awards re whether or not scholarships plausibly create special relationship with university (1.0)	1	\$260.00	\$260.00
September 21, 2016	Smigel, Michelle B	E-mail communication with Doug Park re Dotson request for scholarships (.1); review Lane County protective order/stalking order to analyze possible theories for amendment of breach of contract claim (.1)	0.2	\$350.00	\$70.00
September 22, 2016	Baxter, Aimee	Research re criminal cases involving student (.6); review, analyze, and prepare documents for inclusion in electronic document database (.2)	0.8	\$190.00	\$152.00
September 22, 2016	Richman, Taylor D.	Plan strategy re anticipated amendments to complaint (.3)	0.3	\$260.00	\$78.00
September 22, 2016	Smigel, Michelle B	Review criminal charges against former student in Lane County case (.1); e-mail communication with Brian Michaels, court, and Doug Park and analyze request for federal judge to handle modification of protective order (.5)	0.6	\$350.00	\$210.00
September 23, 2016	Richman, Taylor D.	Plan strategy re plaintiffs' anticipated amendments (.2)	0.2	\$260.00	\$52.00
September 23, 2016	Smigel, Michelle B	E-mail communication with Doug Park re documents requested by plaintiffs (.1); strategy conference with Taylor Richman re motion to dismiss and special relationship and contract theories (.3); e-mail communication with court re date of hearing (.1)	0.5	\$350.00	\$175.00
September 26, 2016	Baxter, Aimee	Review, analyze, and prepare documents from client for inclusion in electronic document database (.3)	0.3	\$190.00	\$57.00
September 26, 2016	Richman, Taylor D.	Analyze plaintiffs' letters of intent (.6)	0.6	\$260.00	\$156.00
September 26, 2016	Smigel, Michelle B	Prepare for hearing on motion to modify protective order (1.0); telephone call with Kasia Mlynski re arguments for hearing (.2); telephone call with Doug Park re request to modify protective order (.2); e-mail communication with Doug Park re basketball scholarship documentation (.1)	1.5	\$350.00	\$525.00
September 27, 2016	Smigel, Michelle B	E-mail communication with court, Brian Michaels, and Lissa Casey re hearing (.3)	0.3	\$350.00	\$105.00
September 28, 2016	Richman, Taylor D.	Research case law re special relationships under Oregon law and Title IX claims (3.5)	3.5	\$260.00	\$910.00
September 28, 2016	Smigel, Michelle B	Review court dockets from criminal case (.1); review motion to modify protective order (.2); outline comments and review new filing (.6)	0.9	\$350.00	\$315.00
September 29, 2016	Smigel, Michelle B	Travel to/from and attend hearing on protective order (5.0)	5	\$350.00	\$1,750.00
September 30, 2016	Smigel, Michelle B	Analyze implications re Brian Michaels request in contravention of client's wishes to modify protective order in unrelated case (.3)	0.3	\$350.00	\$105.00
October 5, 2016	Smigel, Michelle B	E-mail communication with Doug Park re state court order denying modification of protective order (.1)	0.1	\$350.00	\$35.00
October 6, 2016	Richman, Taylor D.	Research NCAA scholarship rules (.5); analyze plaintiffs' draft motion for reconsideration (.8)	1.3	\$260.00	\$338.00
October 6, 2016	Smigel, Michelle B	Plan strategy re motion to dismiss (.8)	0.8	\$350.00	\$280.00
October 7, 2016	Richman, Taylor D.	Analyze Doug Park's arguments re opposition to plaintiffs' motion for reconsideration (.4)	0.4	\$260.00	\$104.00
October 7, 2016	Smigel, Michelle B	E-mail communication and voicemail communication with Brian Michaels and Marianne Dugan re motion for reconsideration and amended complaint (.5)	0.5	\$350.00	\$175.00
October 10, 2016	Smigel, Michelle B	E-mail communication and voicemail communication with Brian Michaels re motion for reconsideration (.1); review deadline for amended complaint (.1)	0.2	\$350.00	\$70.00
October 11, 2016	Richman, Taylor D.	Analyze plaintiffs' third amended complaint (2.7)	2.7	\$260.00	\$702.00

TOTAL FEES

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
October 12, 2016	Baxter, Aimee	Research re article referenced in amended complaint (.2)	0.2	\$190.00	\$38.00
October 12, 2016	Richman, Taylor D.	Continue analyzing third amended complaint and begin outlining arguments for motion to dismiss (3.5)	3.5	\$260.00	\$910.00
October 12, 2016	Smigel, Michelle B	Strategy conference with Taylor Richman re deadlines to respond, motion to dismiss, arguments, and motion for reconsideration (.7)	0.7	\$350.00	\$245.00
October 13, 2016	Richman, Taylor D.	Begin to prepare Title IX arguments for motion to dismiss third amended complaint (5.7)	5.7	\$260.00	\$1,482.00
October 14, 2016	Richman, Taylor D.	Continue preparing Title IX arguments re motion to dismiss (4.6)	4.6	\$260.00	\$1,196.00
October 16, 2016	Richman, Taylor D.	Continue to prepare Title IX arguments for motion to dismiss (2.1)	2.1	\$260.00	\$546.00
October 17, 2016	Richman, Taylor D.	Continue to prepare Title IX arguments for motion to dismiss and begin preparing equal protection arguments (5.4)	5.4	\$260.00	\$1,404.00
October 18, 2016	Richman, Taylor D.	Analyze law re equal protection claim (1.6)	1.6	\$260.00	\$416.00
October 19, 2016	Richman, Taylor D.	Continue preparing equal protection arguments and begin preparing negligence arguments (2.7)	2.7	\$260.00	\$702.00
October 19, 2016	Smigel, Michelle B	Telephone call with Michael Gottfredson re motion to dismiss (.2)	0.2	\$350.00	\$70.00
October 20, 2016	Richman, Taylor D.	Continue preparing negligence arguments (3.5)	3.5	\$260.00	\$910.00
October 20, 2016	Smigel, Michelle B	E-mail communication with Doug Park and plan strategy re motion to dismiss (.2)	0.2	\$350.00	\$70.00
October 21, 2016	Richman, Taylor D.	Continue preparing negligence arguments (1.0)	1	\$260.00	\$260.00
October 23, 2016	Richman, Taylor D.	Continue preparing motion to dismiss, including breach of contract arguments, conclusion, and legal standard (5.7)	5.7	\$260.00	\$1,482.00
October 24, 2016	Richman, Taylor D.	Continue preparing motion to dismiss (5.9)	5.9	\$260.00	\$1,534.00
October 24, 2016	Smigel, Michelle B	Plan strategy re timing of filing (.1); prepare budget (.4); e-mail communication with opposing counsel re extension (.2); prepare unopposed motion (.1)	0.8	\$350.00	\$280.00
October 25, 2016	Smigel, Michelle B	Plan arguments re Title IX claim (.6)	0.6	\$350.00	\$210.00
October 26, 2016	Richman, Taylor D.	Begin preparing response to motion for reconsideration (5.9)	5.9	\$260.00	\$1,534.00
October 27, 2016	Richman, Taylor D.	Continue preparing response to motion for reconsideration (4.9)	4.9	\$260.00	\$1,274.00
October 27, 2016	Smigel, Michelle B	Finalize motions to extend deadlines (.2); plan strategy re motion to dismiss and negligence arguments (.4)	0.6	\$350.00	\$210.00
October 28, 2016	Richman, Taylor D.	Continue preparing response to motion for reconsideration (4.5)	4.5	\$260.00	\$1,170.00
October 31, 2016	Smigel, Michelle B	Continue to plan arguments for motion to dismiss (.5)	0.5	\$350.00	\$175.00
November 7, 2016	Smigel, Michelle B	Plan strategy re Title IX arguments re motion to dismiss (.2)	0.2	\$350.00	\$70.00
November 10, 2016	Smigel, Michelle B	Plan arguments re motion to dismiss negligence claim (.4)	0.4	\$350.00	\$140.00
November 14, 2016	Richman, Taylor D.	Analyze Title IX issues re motion to dismiss (.9)	0.9	\$260.00	\$234.00
November 14, 2016	Smigel, Michelle B	Telephone call with Mike Gottfredson re motion to dismiss (.6)	0.6	\$350.00	\$210.00
November 15, 2016	Smigel, Michelle B	Revise motion to dismiss (2.5)	2.5	\$350.00	\$875.00
November 17, 2016	Smigel, Michelle B	Revise motion to dismiss (1.8)	1.8	\$350.00	\$630.00
November 18, 2016	Richman, Taylor D.	Plan strategy re motion to dismiss (.4)	0.4	\$260.00	\$104.00
November 18, 2016	Smigel, Michelle B	Revise motion to dismiss (2.4)	2.4	\$350.00	\$840.00
November 21, 2016	Richman, Taylor D.	Revise response to motion for reconsideration (.2)	0.2	\$260.00	\$52.00
November 21, 2016	Smigel, Michelle B	Revise response to motion for reconsideration (1.2)	1.2	\$350.00	\$420.00
November 22, 2016	Richman, Taylor D.	Continue revising response to motion for reconsideration (4.6)	4.6	\$260.00	\$1,196.00
November 23, 2016	Richman, Taylor D.	Continue revising response to motion for reconsideration (.3)	0.3	\$260.00	\$78.00
November 28, 2016	Richman, Taylor D.	Continue revising response to motion for reconsideration (.8)	0.8	\$260.00	\$208.00
November 28, 2016	Smigel, Michelle B	Continue revising response to motion for reconsideration (.3)	0.3	\$350.00	\$105.00
November 29, 2016	Richman, Taylor D.	Analyze Doug Park's suggested revisions to response to motion for reconsideration (.5)	0.5	\$260.00	\$130.00

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
November 29, 2016	Smigel, Michelle B	Finalize response to motion for reconsideration (.3)	0.3	\$350.00	\$105.00
November 30, 2016	Baxter, Aimee	Review, analyze, and prepare documents for use as exhibits to declarations in support of motion to dismiss (1.2)	1.2	\$190.00	\$228.00
November 30, 2016	Richman, Taylor D.	Prepare declarations and analyze defendants' exhibits (2.2)	2.2	\$260.00	\$572.00
November 30, 2016	Smigel, Michelle B	Review new Title IX cases and analyze for possible inclusion re motion to dismiss (.3)	0.3	\$350.00	\$105.00
December 1, 2016	Baxter, Aimee	Prepare documents for use as exhibits to declarations in support of motion to dismiss (1.4); review and analyze Title IX report and prepare chronology in preparation for filing motion to dismiss (.7)	2.1	\$190.00	\$399.00
December 1, 2016	Richman, Taylor D.	Revise motion to dismiss and declarations (6.0); telephone call with Doug Park re additional arguments to include in motion to dismiss (.4); plan strategy re motion to dismiss (.6)	7	\$260.00	\$1,820.00
December 1, 2016	Smigel, Michelle B	Conference with Taylor Richman re motion to dismiss (.1); add special relationship cases to motion to dismiss (.2); revise motion to dismiss (1.1); telephone call with Doug Park re motion to dismiss and revise motion to dismiss based on comments (1.3)	2.7	\$350.00	\$945.00
December 2, 2016	Baxter, Aimee	Prepare exhibits to declaration in support of motion for summary judgment (3.0)	3	\$190.00	\$570.00
December 2, 2016	Richman, Taylor D.	Finalize motion to dismiss and response to motion for reconsideration (5.6)	5.6	\$260.00	\$1,456.00
December 2, 2016	Smigel, Michelle B	Revise and finalize motion to dismiss and response to motion for reconsideration (2.8)	2.8	\$350.00	\$980.00
December 12, 2016	Smigel, Michelle B	Review 6th Circuit opinion (.2); review order granting extension (.1)	0.3	\$350.00	\$105.00
December 15, 2016	Richman, Taylor D.	Analyze new Title IX case law (1.2)	1.2	\$260.00	\$312.00
January 25, 2017	Smigel, Michelle B	E-mail communication with Marianne Dugan re extension (.1); e-mail communication with Doug Park re protective order (.1)	0.2	\$350.00	\$70.00
January 26, 2017	Smigel, Michelle B	E-mail communication with Marianne Dugan and Doug Park re request for extension of time and request that plaintiffs agree not to disclose identity of female complainant in court filings (.3)	0.3	\$350.00	\$105.00
February 6, 2017	Smigel, Michelle B	E-mail communication with Alex Spiro re request for more pages (.1)	0.1	\$350.00	\$35.00
February 9, 2017	Richman, Taylor D.	Analyze plaintiffs' reply brief for motion for reconsideration (.1)	0.1	\$260.00	\$26.00
February 9, 2017	Smigel, Michelle B	Review reply in support of motion for reconsideration (.2); review response to motion to dismiss (.3)	0.5	\$350.00	\$175.00
February 10, 2017	Smigel, Michelle B	E-mail communication with Doug Park re response to motion to dismiss and reply deadline (.1); e-mail communication with Doug Park re response to motion to dismiss (.1); review response to motion to dismiss (.2)	0.4	\$350.00	\$140.00
February 11, 2017	Richman, Taylor D.	Analyze plaintiffs' response to UO's motion to dismiss (.8)	0.8	\$260.00	\$208.00
February 12, 2017	Smigel, Michelle B	Analyze response to motion to dismiss and plan strategy re reply (.8)	0.8	\$350.00	\$280.00
February 15, 2017	Smigel, Michelle B	Plan strategy re extension to reply brief (.2)	0.2	\$350.00	\$70.00
February 19, 2017	Smigel, Michelle B	Review deadlines and e-mail communication with Doug Park re extension (.1)	0.1	\$350.00	\$35.00
February 20, 2017	Smigel, Michelle B	E-mail communication with Doug Park re extension of time (.1)	0.1	\$350.00	\$35.00
February 22, 2017	Smigel, Michelle B	E-mail communication with opposing counsel re extension of time (.2); review and finalize request to extend time to file reply (.1)	0.3	\$350.00	\$105.00
March 3, 2017	Smigel, Michelle B	E-mail communication with Doug Park re reply deadline (.1)	0.1	\$350.00	\$35.00
March 6, 2017	Richman, Taylor D.	Analyze recent District of Oregon due process case law (.6)	0.6	\$260.00	\$156.00
March 9, 2017	Richman, Taylor D.	Analyze plaintiffs' response to motion to dismiss and begin planning reply motion (1.8)	1.8	\$260.00	\$468.00
March 10, 2017	Richman, Taylor D.	Analyze case law cited in plaintiffs' response to UO's motion to dismiss (1.6)	1.6	\$260.00	\$416.00
March 23, 2017	Richman, Taylor D.	Plan strategy re reply to motion to dismiss (.5)	0.5	\$260.00	\$130.00
March 23, 2017	Smigel, Michelle B	Strategize re reply brief and arguments (.7)	0.7	\$350.00	\$245.00
March 27, 2017	Richman, Taylor D.	Research case law re Title IX respondent litigation since court's dismissal of plaintiff's complaint (1.7)	1.7	\$260.00	\$442.00
March 29, 2017	Richman, Taylor D.	Begin preparing reply to motion to dismiss (5.0)	5	\$260.00	\$1,300.00

TOTAL FEES

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative	Hours	Rate	Fee
March 30, 2017	Richman, Taylor D.	Continue to prepare reply motion to dismiss (6.0)	6	\$260.00	\$1,560.00
March 31, 2017	Richman, Taylor D.	Continue to prepare reply to motion to dismiss (3.9)	3.9	\$260.00	\$1,014.00
April 2, 2017	Smigel, Michelle B	Revise reply (.5) (No Charge)	0.5	\$350.00	\$175.00
April 3, 2017	Richman, Taylor D.	Continue researching case law re Title IX pleading standard (1.3)	1.3	\$260.00	\$338.00
April 3, 2017	Smigel, Michelle B	Revise reply brief (.6); review recent Title IX cases (.2)	0.8	\$350.00	\$280.00
April 5, 2017	Richman, Taylor D.	Continue revising reply to motion to dismiss (2.4)	2.4	\$260.00	\$624.00
April 5, 2017	Smigel, Michelle B	Revise reply brief (.4)	0.4	\$350.00	\$140.00
April 10, 2017	Richman, Taylor D.	Analyze e-mail communications from Doug Park re revisions to reply to motion to dismiss (.3)	0.3	\$260.00	\$78.00
April 10, 2017	Smigel, Michelle B	Plan strategy re additional facts re attorney declaration (.2); revise reply (1.6); telephone call with Doug Park re reply (.2)	2	\$350.00	\$700.00
June 5, 2017	Richman, Taylor D.	Analyze Eleventh Amendment immunity (.4)	0.4	\$260.00	\$104.00
June 6, 2017	Haslitt, Naomi L.	Analyze issues and strategy and prepare e-mail communication to Doug Park re District Court of Colorado decision and Eleventh Amendment immunity (.9)	0.9	\$350.00	\$315.00
June 6, 2017	Richman, Taylor D.	Research and analyze new Title IX legal decisions (1.0); analyze Eleventh Amendment immunity arguments (.8); prepare e-mail communication to Doug Park re providing supplemental authority to court (.4)	2.2	\$260.00	\$572.00
June 7, 2017	Haslitt, Naomi L.	Analyze issues and e-mail communication with Doug Park re alerting court to supplementary authority and Eleventh Amendment issues (.4) (No Charge .2) ; e-mail communication with Doug Park re denial of plaintiff's motion for reconsideration (.1)	0.5	\$350.00	\$175.00
June 7, 2017	Richman, Taylor D.	Analyze court's order denying motion for reconsideration and prepare e-mail communication to Doug Park re court's order (.5)	0.5	\$260.00	\$130.00
June 28, 2017	Haslitt, Naomi L.	Review, analyze issues and next steps, and e-mail communication with Doug Park re opinion and order (.2)	0.2	\$350.00	\$70.00
June 28, 2017	Richman, Taylor D.	Analyze court order granting motion to dismiss (.5); plan strategy re statement of costs and fees (.3)	0.8	\$260.00	\$208.00
June 29, 2017	Porter, Michael J.	Evaluate issues and post-judgment matters (.2)	0.2	\$350.00	\$70.00
June 29, 2017	Richman, Taylor D.	Research law re recovery of attorney fees for prevailing defendant (.5)	0.5	\$260.00	\$130.00
June 30, 2017	Haslitt, Naomi L.	Analyze strategy and e-mail communication with Doug Park re possibility of recovering attorney fees and appeal by plaintiffs (.7)	0.7	\$350.00	\$245.00
		Total:	884.50	Total:	\$255,133.00

TOTAL FEES

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

Date	Timekeeper	Narrative Description	Total Hours	Rate	Total Fees	% Hours Allocated to DP Claim	Fees Allocated to DP Claim
		<u>Austin Amended Complaint</u>					
October 30, 2015	Smigel, Michelle B	Analyze complaint and allegations (.9)	0.90	\$350.00	\$315.00	0.50	\$157.50
November 1, 2015	Smigel, Michelle B	Analyze claims and viability of motion to dismiss (1.0)	1.00	\$350.00	\$350.00	0.50	\$175.00
November 3, 2015	Richman, Taylor D.	Continue to prepare memorandum re procedural and substantive due process claims in anticipation of possible motion to dismiss (5.7)	5.70	\$260.00	\$1,482.00	1.00	\$1,482.00
November 4, 2015	Campbell, Bruce L.	formulate potential defenses to section 1983 claims and analyze issues re interlocutory appeal (.8)	0.80	\$350.00	\$280.00	1.00	\$280.00
November 4, 2015	Smigel, Michelle B	Analyze due process arguments (.2)	0.20	\$350.00	\$70.00	1.00	\$70.00
November 5, 2015	Smigel, Michelle B	strategize re arguments in support of motion to dismiss, including lack of property interest in higher education, qualified immunity, and lack of special relationship for negligence claim (1.1)	1.10	\$350.00	\$385.00	0.50	\$192.50
November 8, 2015	Smigel, Michelle B	Analyze arguments re possible motion to dismiss, including breach of contract claim, application of tort claims limit, and scope of qualified immunity (.6)	0.60	\$350.00	\$210.00	1.00	\$210.00
November 12, 2015	Richman, Taylor D.	Continue to research law re lack of property right in attending public university (1.7); research Oregon Administrative Rules (OAR) and Oregon Revised Statutes (ORS) provisions re procedural requirements for disciplining university student (2.0); research law re whether procedural OARs can create a constitutional property right in public university education (1.0)	4.70	\$260.00	\$1,222.00	1.00	\$1,222.00
November 16, 2015	Richman, Taylor D.	Continue to prepare memorandum re legal research in response to first amended complaint for use in motion to dismiss (5.4)	5.40	\$260.00	\$1,404.00	0.50	\$702.00
November 16, 2015	Smigel, Michelle B	review and analyze waiver documentation (.3); review e-mails re administrative conference process (.1)	0.40	\$350.00	\$140.00	1.00	\$140.00
November 17, 2015	Richman, Taylor D.	Continue to prepare memorandum re response to all legal issues raised in first amended complaint for use in motion to dismiss and issues relevant to removal of case to federal court (6.2)	6.20	\$260.00	\$1,612.00	0.50	\$806.00
November 18, 2015	Richman, Taylor D.	Continue to revise memorandum re response to all legal issues raised in first amended complaint and issues relevant to removal of case to federal court (2.0)	2.00	\$260.00	\$520.00	0.50	\$260.00
November 19, 2015	Smigel, Michelle B	analyze memo and plan strategy re arguments (1.3); conferences with Taylor Richman re arguments on motion to dismiss and elements of claims (.2)	1.50	\$350.00	\$525.00	0.50	\$262.50
December 1, 2015	Richman, Taylor D.	continue to research law re waiver of due process rights (.9)	0.90	\$260.00	\$234.00	1.00	\$234.00
December 2, 2015	Richman, Taylor D.	Prepare motion to dismiss (.9)	0.90	\$260.00	\$234.00	0.50	\$117.00
December 2, 2015	Smigel, Michelle B	plan strategy and analyze arguments for motion to dismiss (1.7)	1.70	\$350.00	\$595.00	0.50	\$297.50
December 7, 2015	Richman, Taylor D.	Continue to prepare motion to dismiss (4.9)	4.90	\$260.00	\$1,274.00	0.50	\$637.00
December 8, 2015	Richman, Taylor D.	Continue to prepare motion to dismiss (6.1)	6.10	\$260.00	\$1,586.00	0.50	\$793.00
December 9, 2015	Richman, Taylor D.	Continue to prepare motion to dismiss (5.1)	5.10	\$260.00	\$1,326.00	0.50	\$663.00
December 18, 2015	Smigel, Michelle B	Plan strategy re motion to dismiss (.1)	0.1	\$350.00	\$35.00	0.5	\$17.50
December 28, 2015	Smigel, Michelle B	Review and revise motion to dismiss and analyze arguments to make (1.8)	1.80	\$350.00	\$630.00	0.50	\$315.00
December 30, 2015	Smigel, Michelle B	continue to revise motion to dismiss (1.0)	1.00	\$350.00	\$350.00	0.50	\$175.00
January 4, 2016	Richman, Taylor D.	Research law re property rights (1.0); revise draft motion to dismiss (3.6)	4.60	\$260.00	\$1,196.00	0.50	\$598.00
January 5, 2016	Richman, Taylor D.	Plan strategy re revisions to draft motion to dismiss (.7)	0.7	\$260.00	\$182.00	0.5	\$91.00
January 5, 2016	Smigel, Michelle B	Strategize re arguments on interference with contract claim, property interest, liberty interest issues, and other arguments in motion to dismiss (1.2); plan strategy re declaration needed and re possibility of liberty interest claim (.2)	1.40	\$350.00	\$490.00	0.50	\$245.00
January 6, 2016	Richman, Taylor D.	Continue to revise draft motion to dismiss (5.6)	5.60	\$260.00	\$1,456.00	0.50	\$728.00
January 7, 2016	Richman, Taylor D.	Continue to revise draft motion to dismiss (6.9)	6.90	\$260.00	\$1,794.00	0.50	\$897.00
January 8, 2016	Richman, Taylor D.	Continue to revise draft motion to dismiss (7.6)	7.60	\$260.00	\$1,976.00	0.50	\$988.00
January 10, 2016	Smigel, Michelle B	Revise motion to dismiss (4.0)	4.00	\$350.00	\$1,400.00	0.50	\$700.00
January 11, 2016	Richman, Taylor D.	Continue to revise motion to dismiss (5.6)	5.60	\$260.00	\$1,456.00	0.50	\$728.00
January 12, 2016	Richman, Taylor D.	Continue to revise motion to dismiss (.2)	0.20	\$260.00	\$52.00	0.50	\$26.00
January 13, 2016	Richman, Taylor D.	plan strategy re issues to include in motion to dismiss (.5)	0.5	\$260.00	\$130.00	0.5	\$65.00
January 14, 2016	Richman, Taylor D.	Continue to revise motion to dismiss (3.3)	3.30	\$260.00	\$858.00	0.50	\$429.00
January 16, 2016	Smigel, Michelle B	Revise motion to dismiss (.8)	0.80	\$350.00	\$280.00	0.50	\$140.00
January 17, 2016	Smigel, Michelle B	Revise motion to dismiss (3.6)	3.60	\$350.00	\$1,260.00	0.50	\$630.00
January 18, 2016	Smigel, Michelle B	Revise motion to dismiss (.1); e-mail communication with Doug Park re motion to dismiss (.1)	0.2	\$350.00	\$70.00	0.5	\$35.00

DUE PROCESS FEES

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

January 20, 2016	Richman, Taylor D.	revise motion to dismiss (.4)	0.4	\$350.00	\$140.00	0.5	\$70.00
January 21, 2016	Richman, Taylor D.	Revise draft motion to dismiss (1.3); plan strategy re arguments to include and order of arguments in motion to dismiss (1.0); research qualified immunity at motion to dismiss stage (1.0)	3.30	\$260.00	\$858.00	0.50	\$429.00
January 21, 2016	Smigel, Michelle B	revise motion to dismiss (3.7); analyze due process damages and claim preclusion argument (.4)	4.10	\$350.00	\$1,435.00	0.50	\$717.50
January 22, 2016	Porter, Michael J.	Review and provide comment and revisions for motion to dismiss (.9)	0.90	\$350.00	\$315.00	0.50	\$157.50
January 22, 2016	Richman, Taylor D.	revise draft motion to dismiss (3.8)	3.80	\$260.00	\$988.00	0.50	\$494.00
January 22, 2016	Smigel, Michelle B	Revise motion to dismiss (1.9)	1.90	\$350.00	\$665.00	0.50	\$332.50
January 23, 2016	Smigel, Michelle B	Revise motion to dismiss (1.5)	1.50	\$350.00	\$525.00	0.50	\$262.50
January 24, 2016	Richman, Taylor D.	Revise draft motion to dismiss (4.3)	4.30	\$260.00	\$1,118.00	0.50	\$559.00
January 25, 2016	Smigel, Michelle B	Revise motion to dismiss (5.9); analyze grievance process and appeal rights (.8); telephone call with Doug Park and Sam Hill re revisions to motion to dismiss, APA, conduct hearings, appeal rights, and grievance procedures (1.0)	7.70	\$350.00	\$2,695.00	0.50	\$1,347.50
		Total (Austin Amended Complaint):	125.90		\$36,118.00		\$19,878.00
		Austin Second Amended Complaint					
February 4, 2016	Richman, Taylor D.	Review and analyze plaintiff's second amended complaint (1.7)	1.70	\$260.00	\$442.00	0.15	\$66.30
February 4, 2016	Smigel, Michelle B	Analyze second amended complaint and plan strategy re revised motion to dismiss (.9); e-mail communication with Doug Park re second amended complaint (.1)	1.00	\$350.00	\$350.00	0.15	\$52.50
February 5, 2016	Smigel, Michelle B	revise motion to dismiss (.3)	0.3	\$350.00	\$105.00	0.15	\$15.75
February 5, 2016	Richman, Taylor D.	Continue to analyze second amended complaint re revisions to original motion to dismiss (2.5)	2.50	\$260.00	\$650.00	0.15	\$97.50
February 12, 2016	Richman, Taylor D.	Revise motion to dismiss against second amended complaint (4.5)	4.50	\$260.00	\$1,170.00	0.15	\$175.50
February 13, 2016	Richman, Taylor D.	revise motion to dismiss against second amended complaint (3.5)	3.50	\$260.00	\$910.00	0.15	\$136.50
February 16, 2016	Richman, Taylor D.	Revise motion to dismiss (5.5)	5.50	\$260.00	\$1,430.00	0.15	\$214.50
February 16, 2016	Smigel, Michelle B	revise motion to dismiss (2.2)	2.20	\$350.00	\$770.00	0.15	\$115.50
February 17, 2016	Smigel, Michelle B	Revise motion to dismiss (2.3)	2.30	\$350.00	\$805.00	0.15	\$120.75
February 18, 2016	Richman, Taylor D.	Revise draft motion to dismiss (1.0)	1.00	\$260.00	\$260.00	0.15	\$39.00
February 22, 2016	Smigel, Michelle B	revise motion to dismiss (5.5)	5.50	\$350.00	\$1,925.00	0.15	\$288.75
March 8, 2016	Richman, Taylor D.	Analyze plaintiff's response to defendants' motion to dismiss (2.1); plan strategy re reply to plaintiff's response to defendants' motion to dismiss (1.0)	3.10	\$260.00	\$806.00	0.50	\$403.00
March 8, 2016	Smigel, Michelle B	Review and analyze response to motion to dismiss (1.1); e-mail communication with Doug Park re response to motion to dismiss (.1); plan strategy re reply (1.2)	2.40	\$350.00	\$840.00	0.50	\$420.00
March 9, 2016	Richman, Taylor D.	Prepare outline of reply in support of motion to dismiss (2.7)	2.70	\$260.00	\$702.00	0.50	\$351.00
March 9, 2016	Smigel, Michelle B	Analyze case law on qualified immunity and need for right to be clearly established within the same circuit court (.3); distinguish Goss and Dixon (.3)	0.60	\$350.00	\$210.00	1.00	\$210.00
March 10, 2016	Richman, Taylor D.	Research case law cited in plaintiff's response in opposition to defendants' motion to dismiss (3.7)	3.70	\$260.00	\$962.00	0.50	\$481.00
March 11, 2016	Richman, Taylor D.	Continue to research cases cited in plaintiff's response in opposition to defendants' motion to dismiss (1.3)	1.30	\$260.00	\$338.00	0.50	\$169.00
March 15, 2016	Richman, Taylor D.	Continue to prepare reply in support of defendants' motion to dismiss (4.7)	4.70	\$260.00	\$1,222.00	0.50	\$611.00
March 16, 2016	Richman, Taylor D.	Continue to prepare reply in support of defendants' motion to dismiss (6.2)	6.20	\$260.00	\$1,612.00	0.50	\$806.00
March 17, 2016	Smigel, Michelle B	Plan strategy re additional arguments for reply brief (.3)	0.3	\$350.00	\$105.00	0.5	\$52.50
March 17, 2016	Richman, Taylor D.	Continue to prepare and revise reply in support of defendants' motion to dismiss (4.7)	4.70	\$260.00	\$1,222.00	0.50	\$611.00
March 18, 2016	Richman, Taylor D.	Continue to review and revise draft reply in support of defendants' motion to dismiss (1.4)	1.40	\$260.00	\$364.00	0.50	\$182.00
March 20, 2016	Smigel, Michelle B	Revise reply in support of motion to dismiss (2.0)	2.00	\$350.00	\$700.00	0.50	\$350.00
March 21, 2016	Smigel, Michelle B	Revise reply (.5)	0.5	\$350.00	\$175.00	0.5	\$87.50
March 21, 2016	Richman, Taylor D.	Continue to revise reply in support of motion to dismiss (3.4)	3.40	\$260.00	\$884.00	0.50	\$442.00
March 22, 2016	Richman, Taylor D.	Continue to revise reply in support of motion to dismiss (1.2)	1.20	\$260.00	\$312.00	0.50	\$156.00
March 22, 2016	Smigel, Michelle B	Revise reply in support of motion to dismiss (2.8)	2.80	\$350.00	\$980.00	0.50	\$490.00
March 23, 2016	Smigel, Michelle B	Revise reply brief (1.5)	1.50	\$350.00	\$525.00	0.50	\$262.50
March 24, 2016	Richman, Taylor D.	Revise reply in support of motion to dismiss (8.0)	8.00	\$260.00	\$2,080.00	0.50	\$1,040.00
March 24, 2016	Smigel, Michelle B	Revise reply brief (.6)	0.60	\$350.00	\$210.00	0.50	\$105.00
March 25, 2016	Richman, Taylor D.	Continue to revise reply in support of motion to dismiss and file motion with court (4.3)	4.30	\$260.00	\$1,118.00	0.50	\$559.00

DUE PROCESS FEES

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

March 25, 2016	Smigel, Michelle B	Telephone call with Doug Park re reply (.2); revise reply brief re waiver (.4); analyze additional cases regarding property and liberty interests (.5); revise additional footnote and section comparing waiver to criminal law (.2)	1.30	\$350.00	\$455.00	1.00	\$455.00
March 25, 2016	Smigel, Michelle B	E-mail communication with Doug Park re filing (.1); review and finalize reply brief (1.4); analyze law review article discussing lack of clarity in existence of constitutional right (.3)	1.80	\$350.00	\$630.00	1.00	\$630.00
		Total (Austin Second Amended Complaint):	88.50		\$25,269.00		\$10,196.05
		Artis & Dotson Complaint					
April 8, 2016	Richman, Taylor D.	prepare motion to dismiss (2.0)	2.00	\$260.00	\$520.00	0.15	\$78.00
April 11, 2016	Richman, Taylor D.	Continue to prepare motion to dismiss (4.3)	4.30	\$260.00	\$1,118.00	0.15	\$167.70
April 12, 2016	Richman, Taylor D.	Continue to revise motion to dismiss (3.6)	3.60	\$260.00	\$936.00	0.15	\$140.40
April 15, 2016	Richman, Taylor D.	review and revise all sections of motion to dismiss (5.4)	5.40	\$260.00	\$1,404.00	0.15	\$210.60
April 20, 2016	Richman, Taylor D.	Revise motion to dismiss (2.0)	2.00	\$260.00	\$520.00	0.15	\$78.00
April 21, 2016	Richman, Taylor D.	Revise draft motion to dismiss (2.7)	2.70	\$260.00	\$702.00	0.15	\$105.30
April 22, 2016	Richman, Taylor D.	analyze motion to dismiss (1.0)	1.00	\$260.00	\$260.00	0.15	\$39.00
April 25, 2016	Smigel, Michelle B	revise motion to dismiss (.6)	0.60	\$350.00	\$210.00	0.15	\$31.50
May 2, 2016	Richman, Taylor D.	Continue to revise and edit motion to dismiss for filing (5.4)	5.40	\$260.00	\$1,404.00	0.15	\$210.60
May 2, 2016	Smigel, Michelle B	Telephone call with Doug Park re motion to dismiss (.6); revise motion to dismiss (1.2); finalize motion to dismiss (.6)	2.40	\$350.00	\$840.00	0.15	\$126.00
June 17, 2016	Richman, Taylor D.	Analyze plaintiffs' response to UO's motion to dismiss (1.6)	1.60	\$260.00	\$416.00	0.15	\$62.40
June 20, 2016	Richman, Taylor D.	Plan strategy re reply to plaintiffs' response brief (.2)	0.20	\$260.00	\$52.00	0.15	\$7.80
June 21, 2016	Richman, Taylor D.	Analyze plaintiffs' response brief and research new cases cited by plaintiffs (4.2)	4.20	\$260.00	\$1,092.00	0.15	\$163.80
June 21, 2016	Smigel, Michelle B	Plan strategy re reply brief (.1)	0.10	\$350.00	\$35.00	0.15	\$5.25
June 22, 2016	Richman, Taylor D.	Begin drafting reply to plaintiffs' opposition to defendants' motion to dismiss (4.1)	4.10	\$260.00	\$1,066.00	0.15	\$159.90
June 23, 2016	Richman, Taylor D.	Continue drafting reply to plaintiffs' opposition to motion to dismiss (6.1)	6.10	\$260.00	\$1,586.00	0.15	\$237.90
June 24, 2016	Richman, Taylor D.	Continue to draft reply to plaintiffs' motion in opposition to motion to dismiss (6.3)	6.30	\$260.00	\$1,638.00	0.15	\$245.70
June 26, 2016	Richman, Taylor D.	Revise draft of reply brief (1.4)	1.40	\$260.00	\$364.00	0.15	\$54.60
June 28, 2016	Richman, Taylor D.	Continue drafting reply motion (3.0)	3.00	\$260.00	\$780.00	0.15	\$117.00
June 28, 2016	Smigel, Michelle B	Revise reply in support of motion to dismiss (.8)	0.80	\$350.00	\$280.00	0.15	\$42.00
June 30, 2016	Richman, Taylor D.	Update case law research on due process rights and Title IX pleadings (1.8)	1.80	\$260.00	\$468.00	0.15	\$70.20
June 30, 2016	Smigel, Michelle B	Revise reply in support of motion to dismiss (3.0); e-mail communication with Doug Park re reply brief (.1)	3.10	\$350.00	\$1,085.00	0.15	\$162.75
July 1, 2016	Richman, Taylor D.	Revise reply motion (6.2)	6.20	\$260.00	\$1,612.00	0.15	\$241.80
July 18, 2016	Smigel, Michelle B	Review new due process case (.2); plan strategy re oral argument (.2)	0.40	\$350.00	\$140.00	1.00	\$140.00
		Total (Artis & Dotson Complaint):	68.70		\$18,528.00		\$2,898.20
		Prepare for Oral Argument					
July 19, 2016	Smigel, Michelle B	Prepare for oral argument and outline due process arguments (2.2)	2.20	\$350.00	\$770.00	0.50	\$385.00
July 20, 2016	Richman, Taylor D.	Plan strategy re oral argument (.6)	0.60	\$260.00	\$156.00	0.50	\$78.00
July 20, 2016	Smigel, Michelle B	Analyze cases and create outline for oral argument (3.6)	3.60	\$350.00	\$1,260.00	0.50	\$630.00
July 24, 2016	Smigel, Michelle B	Analyze cases and outline oral argument (1.8)	1.80	\$350.00	\$630.00	0.50	\$315.00
July 25, 2016	Smigel, Michelle B	Analyze property and liberty interest cases (3.6); plan strategy re oral argument re property interests (.4)	4.00	\$350.00	\$1,400.00	1.00	\$1,400.00
July 26, 2016	Smigel, Michelle B	Continue to prepare outline for oral argument (2.2)	2.20	\$350.00	\$770.00	0.50	\$385.00
July 27, 2016	Smigel, Michelle B	Continue to prepare outline for oral argument (6.6)	6.60	\$350.00	\$2,310.00	0.50	\$1,155.00
July 28, 2016	Smigel, Michelle B	Prepare outline and analyze cases (3)	3.00	\$350.00	\$1,050.00	0.50	\$525.00
July 29, 2016	Smigel, Michelle B	Continue to prepare oral outline and demonstratives (2.8)	2.80	\$350.00	\$980.00	0.50	\$490.00
August 1, 2016	Smigel, Michelle B	prepare outline of arguments re motion to dismiss (3.6); prepare for oral argument and moot oral argument (1.8)	5.40	\$350.00	\$1,890.00	0.50	\$945.00
August 2, 2016	Smigel, Michelle B	Continue to prepare outline for oral argument and analyze cases (10.4)	10.40	\$350.00	\$3,640.00	0.50	\$1,820.00
August 3, 2016	Smigel, Michelle B	Prepare for oral augment (5.4); attend mock argument with clients (3)	8.40	\$350.00	\$2,940.00	0.50	\$1,470.00

DUE PROCESS FEES

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Declaration of Naomi Haslitt in Support of Motion for Attorney Fees

August 8, 2016	Richman, Taylor D.	Prepare for oral arguments on motion to dismiss (6.6)	6.60	\$260.00	\$1,716.00	0.50	\$858.00
August 9, 2016	Smigel, Michelle B	Prepare for (2.0) and attend (4.0) oral argument	6.00	\$350.00	\$2,100.00	0.50	\$1,050.00
		Total (Oral Argument):	63.60		\$21,612.00		\$11,506.00
		Artis & Dotson Supplemental Memorandum					
August 16, 2016	Richman, Taylor D.	Analyze plaintiffs' supplemental brief and exhibits (.8)	0.80	\$260.00	\$208.00	1.00	\$208.00
August 16, 2016	Smigel, Michelle B	Review and analyze supplemental filing by plaintiffs (1.2)	1.20	\$350.00	\$420.00	1.00	\$420.00
August 17, 2016	Richman, Taylor D.	Continue to analyze plaintiffs' supplemental memorandum (.5); plan strategy re response to supplemental memorandum (.2); analyze case law re due process rights in higher education (1.0)	1.70	\$260.00	\$442.00	1.00	\$442.00
		Total (Supplemental Memorandum):	3.70		\$1,070.00		\$1,070.00
		Motion for Reconsideration					
October 6, 2016	Richman, Taylor D.	analyze plaintiffs' draft motion for reconsideration (.8)	0.8	\$260.00	\$208.00	1.00	\$208.00
October 7, 2016	Richman, Taylor D.	Analyze Doug Park's arguments re opposition to plaintiffs' motion for reconsideration (.4)	0.4	\$260.00	\$104.00	1.00	\$104.00
October 28, 2016	Richman, Taylor D.	Continue preparing response to motion for reconsideration (4.5)	4.5	\$260.00	\$1,170.00	1.00	\$1,170.00
November 21, 2016	Richman, Taylor D.	Revise response to motion for reconsideration (.2)	0.2	\$260.00	\$52.00	1.00	\$52.00
November 21, 2016	Smigel, Michelle B	Revise response to motion for reconsideration (1.2)	1.2	\$350.00	\$420.00	1.00	\$420.00
November 22, 2016	Richman, Taylor D.	Continue revising response to motion for reconsideration (4.6)	4.6	\$260.00	\$1,196.00	1.00	\$1,196.00
November 23, 2016	Richman, Taylor D.	Continue revising response to motion for reconsideration (.3)	0.3	\$260.00	\$78.00	1.00	\$78.00
November 28, 2016	Richman, Taylor D.	Continue revising response to motion for reconsideration (.8)	0.8	\$260.00	\$208.00	1.00	\$208.00
November 28, 2016	Smigel, Michelle B	Continue revising response to motion for reconsideration (.3)	0.3	\$350.00	\$105.00	1.00	\$105.00
November 29, 2016	Richman, Taylor D.	Analyze Doug Park's suggested revisions to response to motion for reconsideration (.5)	0.5	\$260.00	\$130.00	1.00	\$130.00
November 29, 2016	Smigel, Michelle B	Finalize response to motion for reconsideration (.3)	0.3	\$350.00	\$105.00	1.00	\$105.00
December 2, 2016	Richman, Taylor D.	Finalize motion to dismiss and response to motion for reconsideration (5.6)	5.6	\$260.00	\$1,456.00	1.00	\$1,456.00
December 2, 2016	Smigel, Michelle B	Revise and finalize motion to dismiss and response to motion for reconsideration (2.8)	2.8	\$350.00	\$980.00	1.00	\$980.00
February 9, 2017	Richman, Taylor D.	Analyze plaintiffs' reply brief for motion for reconsideration (.1)	0.1	\$260.00	\$26.00	1.00	\$26.00
February 9, 2017	Smigel, Michelle B	Review reply in support of motion for reconsideration (.2)	0.2	\$350.00	\$70.00	1.00	\$70.00
March 6, 2017	Richman, Taylor D.	Analyze recent District of Oregon due process case law (.6)	0.6	\$260.00	\$156.00	1.00	\$156.00
June 7, 2017	Richman, Taylor D.	Analyze court's order denying motion for reconsideration and prepare e-mail communication to Doug Park re court's order (.5)	0.5	\$260.00	\$130.00	1.00	\$130.00
		Total (Motion for Reconsideration):	23.70		\$6,594.00		\$6,594.00
TOTALS							
Stage of Litigation	Total Fees	Fees Allocated to DP Claim					
Austin Amended Complaint	\$36,118.00	19878.00					
Austin Second Amended Complaint	\$25,269.00	10196.05					
Artis & Dotson Complaint	\$18,528.00	2898.20					
Oral Argument	\$21,612.00	11506.00					
Artis & Dotson Supplemental Memorandum	\$1,070.00	1070.00					
Motion for Reconsideration	\$6,594.00	6594.00					
Total	\$109,191.00	52142.25					