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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

JERRY VALDIVIA, ALFRED YANCY,
and HOSSIE WELCH, on their own
behalf and on behalf of the class
of all persons similarly situated,

Plaintiffs,

v.

ARNOLD SCHWARZENEGGER, Governor of
the State of California, et al.,

Defendants.

NO. CIV. S-94-671 LKK/GGH

ORDER

Valdivia, et al v. Schwarzenegger

Doc. 1566

Pursuant to the court's August 18, 2005 Order of Reference,
the Special Master has submitted for payment a bill for services
provided during the month of October, 2009. Good cause
appearing, it is ORDERED that:

- 1. The Clerk is directed to pay to:

Chase Riveland
Valdivia Special Master
5714 Deer Harbor Road, Box 367
Deer Harbor, WA 98243


////

1 the amount of \$27,470.12 in accordance with the attached
2 statement; and

3 2. A copy of this order shall be served on the financial
4 department of this court.

5 IT IS SO ORDERED.

6 DATED: November 2, 2009.

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8 LAWRENCE K. KARLTON
9 SENIOR JUDGE
10 UNITED STATES DISTRICT COURT
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**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

**Valdivia et al.,
Plaintiffs,
v.**

No. CIV. S-94-671 LKK/GGH

**Schwarzenegger et al.,
Defendants.**

The Special Master hereby submits his statement for fees and disbursements for the period of October 1 through October 31, 2009.

Chase Riveland, Special Master		
Services	\$ 10,910.00	
Disbursements	\$ 1,281.86	
Total amount due		<u>\$ 12,191.86</u>
Virginia Morrison, Deputy Special Master		
Services	\$10,527.00	
Disbursements	\$ 411.46	
Total amount due		<u>\$ 10,938.46</u>
Nancy Campbell, Deputy Special Master		
Services	\$ 4,339.80	
Disbursements	\$ -0-	
Total amount due		<u>\$ 4,339.80</u>
TOTAL AMOUNT TO BE REIMBURSED		<u>\$ 27,470.12</u>

Receipts for justification of reported expenditures are available upon request.

Respectfully submitted,
Chase Riveland
/s/ Chase Riveland

November 2, 2009

Special Master

OFFICE OF THE *VALDIVIA* SPECIAL MASTER

TO: Ms. Susan Peterson, Financial Administrator

FROM: /s/ *Chase Riveland*
Chase Riveland, Special Master, *Valdivia*

Date: November 2, 2009

RE: Reimbursement for fees and disbursements expended during the period
ending October 31, 2009.

Please send the check to the following individual for the amount indicated.

Chase Riveland
Valdivia Special Master
5714 Deer Harbor Road
Box 367
Deer Harbor, WA 98243

Amount to be reimbursed: \$ 27,470.12

For: Chase Riveland**Tax #: 390-40-6490****Fees for October 2009**

10/1/09	Preparation of OSM billing for September: correspondence: Xiong, Campbell, Morrison, Hover, Tebrock; review Plaintiff Amicus brief re: Prop 9	2.1
10/2/09	Correspondence: Morrison, Tebrock, Prewitt	.1
10/5/09	Correspondence: Morrison; review materials in prep for parties responses to OSM 7 th report	2.8
10/6/09	Review Plaintiff response to OSM draft 7 th report; correspondence: Morrison, Galvan, Campbell, Xiong, Carvo; Telephone: Campbell and Morrison	3.9
10/8/09	Travel: Deer Harbor to San Francisco	7.5 *
10/8/09	Telephone: Morrison and Campbell; correspondence: Xiong, Dolin.; review Defendant monthly production	1.7
10/9/09	Meet w/Morrison; meet w/Plaintiffs; correspondence: Campbell, Morrison, Galvan, Tebrock, Xiong,	5.3
10/10/09	Travel: San Francisco to Deer Harbor	7.5 *
10/10/09	Correspondence: Morrison, Galvan	.2
10/12/09	Review OSM 7 th report; correspondence: Campbell, Morrison	2.3
10/12/09	Correspondence: Morrison, Campbell, Tebrock, Xiong; Final OSM 7 th report—review and file	3.9
10/13/09	Correspondence: Xiong, Morrison, Campbell	.3
10/14/09	Correspondence: Morrison, Baldwin, Carvo, Harrison; review Plaintiff monitoring report of Region III Headquarters and San Gabriel parole unit	1.8
10/15/09	Correspondence: Carvo, Xiong, Harrison, Morrison, Campbell,	.5

10/16/09	Correspondence: Morrison, Campbell; telephone: Campbell	1.3
10/17/09	Telephone: Morrison	.2
10/19/09	Correspondence: Morrison, Xiong, Carvo	.1
10/20/09	Telephone conference call: Morrison, Campbell, Correspondence: Campbell; Review CDCR Annual Report	1.6
10/21/09	Correspondence: Tebrock, Morrison, Campbell,	.5
10/22/09	Telephone: Tebrock, Hiroshama, Morrison; correspondence: Morrison, Campbell, Xiong, Carvo, baldwin; review Plaintiff's 3 Q Region II report, review decision review policy	2.6
10/23/09	Telephone: Campbell, Morrison; Tebrock, Baldwin, Stilber; review Plaintiff Q3VSPW-CCWF report	1.9
10/24/09	Correspondence Morrison, Campbell; review CDCR annual report	.8
10/26/09	Correspondence: Xiong, Campbell, Swanson; review ICDTP provider list, Defendant Memorandum re: witnesses, etc.	.9
10/27/09	correspondence: Boyd, Xiong, Morrison; review Defendant MIS policy final draft	.8
10/28/09	Telephone: Campbell; correspondence: Boyd, Xiong; review Plaintiff WSP 3Q self-monitoring report and exhibits	1.7
10/29/09	Correspondence: Hoover, Galvan, Morrison, Carvo	.2
10/30/09	Correspondence; Xiong Lewis, Carvo, Wong, Tebrock; telephone: Morrison	<u>.7</u>
		47.8

* 15 hrs @ \$90/hr. = \$ 1,350 and 77.8 hrs. @ \$200/hr. = \$ 9,560 = **\$ 10,910.00**

* Denotes travel time @ \$90/hr.

Expenses for October 2009

10/8/09	Roundtrip seaplane, Deer Harbor to Seattle and return	218.00
10/8/09	Roundtrip airfare: Seattle to San Francisco and return	342.90
10/8/09	Shuttle: Lake Union to Seatac	15.00
10/8/09	Breakfast, lunch and dinner	69.89
10/8/09	Taxi: SF airport to hotel	46.50
10/9/09	Breakfast, lunch, dinner	67.87
10/10/09	Hotel: 2 nights	399.86
10/10/09	Taxi: Hotel to SF airport	48.00
10/10/09	taxi: Seatac to Lake Union	47.00
10/10/09	Breakfast, lunch	<u>26.84</u>
		1,281.86

Fees and expenses: \$ 10,910.00 + \$ 1,281.86 = \$ 12,191.86

Valdivia et al. v. Schwarzenegger et al., No. CIV S-94-671 LKK/GGH

Collaboration Specialists
Services rendered by Virginia Morrison
Tax #: 51-0433003

Fees for October 2009

<u>Date</u>	<u>Activity</u>	<u>Time/Hours</u>
10/01/09	Review documents; telephone conferences w/plaintiffs and N. Campbell	1.6
10/02/09	Review documents; telephone conference w/plaintiffs; email communication w/OSM team	1.5
10/05/09	Review and respond to email communication; telephone conference w/defendants; review OSM report response	0.7
10/06/09	Telephone conferences w/defendants, plaintiffs and OSM team; review plaintiffs' response to OSM report; revise OSM report	8.4
10/07/09	Telephone conference w/OSM team and parties; review and analyze documents; review and respond to email communication	3.9
10/07/09	Travel from San Anselmo to Sacramento	2.0*
10/08/09	Conferences with each party and the OSM team; telephone conference w/N. Campbell	5.75

10/08/09	Travel from Sacramento to San Francisco	1.8*
10/09/09	Review document; email communication w/all parties concerning time waiver policy	0.25
10/10/09	Review and analyze documents; revise OSM report; telephone conference and email communication w/N. Campbell	8.9
10/11/09	Review and analyze documents; revise OSM report	1.75
10/12/09	Travel between San Anselmo and Sacramento	3.5*
10/12/09	Observe CalPAP training; review and respond to email communication; revise OSM report	3.8
10/13/09	Review and analyze documents; revise OSM report; review and respond to email communication; telephone conference w/N. Campbell	7.9
10/15/09	Telephone conferences w/plaintiffs, CalPAP and OSM team; review and respond to email communication	0.75
10/16/09	Telephone conference w/plaintiffs and OSM team	1.0
10/18/09	Telephone conference w/C. Riveland	0.2
10/19/09	Review and respond to email communication	0.2
10/20/09	Telephone conferences w/OSM team and plaintiffs; review documents	0.8
10/22/09	Telephone conference and email communication w/OSM team; review documents	0.5

10/26/09	Review and respond to email communication	0.4
10/27/09	Telephone conferences w/defendants and N. Campbell	0.8
10/29/09	Telephone conference w/defendants re: training	0.25

Total.....

49.35 X \$200/hour = \$ 9,870

7.3 X \$ 90/hour = \$ 657

\$ 10,527

* denotes travel time at lower rate

Disbursements/Expenses for October 2009

<u>Date</u>	<u>Activity</u>	
<u>Amount</u>		
10/07/09	Sacramento hotel	143.07
10/08/09	Sacramento parking	10.00
10/08/09	Mileage and tolls between Sacramento and San Francisco (174 miles at 55 cents per mile)	99.70
10/08/09	San Francisco parking	17.00
10/12/09	Mileage and tolls between San Anselmo and Sacramento (190 miles at 55 cents per mile)	112.50
10/31/09	Conference calls (10/6, 10/7)	29.19

Total.....\$ 411.46

Total Fees and Expenses: \$ 10,938.46

Valdivia et al. v. Schwarzenegger et al., No. CIV S-94-671 LKK/GGH

For: Nancy Campbell

Tax #: 060-40-9849

Fees for October 2009

Date	Activity	Time/Hours
10/1/09	Monitoring proposal; Call Morrison	3.25
10/4/09	Correspondence, revise monitoring proposal	.75
10/6/09	Review Parties Report feedback; OSM call	3.66
10/7/09	OSM Call; report revisions	1.05
10/8/09	Defendant Monthly and OSM report call Call Tebrock; Call Morrison; Plaintiff OSM feedback call	3.45
10/12/09	Report Revisions	1.20
10/13/09	Calls Morrison, Tebrock, Baldwin, e-mail Plaintiffs, correspondence review	1.75
10/15/09	Calls Galvan, Tebrock, and Morrison re: Monitoring; e-mails re: monitoring;	1.45
10/16/09	Call Riveland; Call Galvan and Morrison	1.50
10/20/09	Calls Tebrock re: monitoring	
10/22/09	Call Riveland; correspondence review	1.25
10/23/09	Call Tebrock; monitoring report review	.80
10/26/09	Call Galvan; monitoring report review	1.50
10/27/09	Review correspondence re: decision review, Monitoring, Call Galvan, Call Hoshino, Call Morrison, Riveland, Swanson	2.50
Total.....		24.11

24.11 X \$180/hour = \$4,339.80

Total Fees and Expenses:

\$4,339.80