

FILED

DEC - 2 2009

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY _____
DEPUTY CLERK

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

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 November, 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

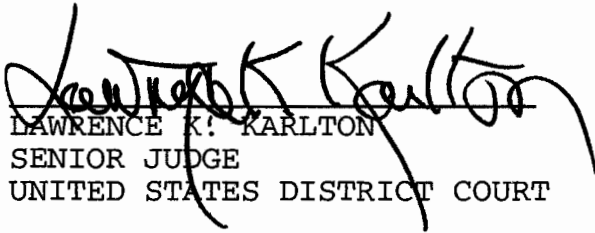
////

1 the amount of \$26,600.48 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: December 1, 2009.

7 
8 LAWRENCE K. KARLTON
9 SENIOR JUDGE
10 UNITED STATES DISTRICT COURT

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

**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 November 1 through November 30, 2009.

Chase Riveland, Special Master		
Services	\$ 8,846.00	
Disbursements	\$ 1,430.47	
Total amount due		<u>\$ 9,916.47</u>
Virginia Morrison, Deputy Special Master		
Services	\$ 9,558.00	
Disbursements	\$ 1,643.07	
Total amount due		<u>\$ 11,201.07</u>
Nancy Campbell, Deputy Special Master		
Services	\$ 4,743.00	
Disbursements	\$ 739.94	
Total amount due		<u>\$ 5,482.94</u>
TOTAL AMOUNT TO BE REIMBURSED		<u>\$ 26,600.48</u>

Receipts for justification of reported expenditures are available upon request.

Respectfully submitted,
Chase Riveland
/s/ Chase Riveland

December 1, 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: December 1, 2009

RE: Reimbursement for fees and disbursements expended during the period ending November 30, 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: **\$ 26,600.48**

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

11/1/09	Travel: Deer Harbor to Sacramento	7.5 *
11/2/09	Travel: Sacramento to Butte County jail and return (w/Wong and Sullivan)	3.5 *
11/2/09	Observe hearings; correspondence: Campbell, Xiong; review draft ICDTP hearing directive	3.8
11/3/09	Correspondence: Stilber, Nolan, Morrison, Campbell, Xiong, Christian; meet w/Defendants; get CDCR ID; review Plaintiff monitoring report for San Diego remote tour ; meet w/ Judge Karlton	7.9
11/3/09	Travel to CDCR HQS and court and return	.5 *
11/4/09	Travel: Sacramento to Deer Harbor	7.5 *
11/5/09	Correspondence: Morrison, Xiong, Tebrock, court filing, Campbell, Morrison, Macias-Price, Prewitt; review CalPAP statistics for October	3.6
11/7/09	Correspondence: Campbell, Morrison. Xiong Prewitt	.5
11/8/09	Correspondence: Morrison, Campbell, Xiong, Tebrock	.9
11/10/09	Telephone: Tebrock, Campbell; telephone all parties; correspondence: Tebrock, Christian; correspondence: Tebrock, telephone: all parties and Mary Swanson;	4.6
11/11/09	Correspondence: Morrison, Dolin, Baldwin, Tebrock; review Defendants document production	2.9
11/12/09	Correspondence: Stilber, Aggarwai, Harrison, Morrison, Baldwin; review Plaintiff tour report of Stark; review Plaintiff Response re: ICDTP draft	2.8
11/13/09	Review CDCR plan sent to three judge panel	.9

11/16/09	Correspondence: Prewitt, Campbell, Christian, Tebrock; review Tebrock letter, review Plaintiff report on Placer and El Dorado remote tours	.9
11/17/09	Correspondence: Xiong, Baldwin, Morrison	.3
11/18/09	Correspondence: Baldwin, Morrison, Xiong ; review individual parolee due process problems as submitted by Plaintiffs	.5
11/20/09	Correspondence: Morrison, Prewitt; review CalPAP statistics for October	.7
11/23/09	Correspondence: Huey, Galvan, Xiong, Campbell	.3
11/25/09	Correspondence: Xiong, Morrison, Campbell, Dolin; review ICDTP Monthly report; telephone: Morrison, Baldwin	1.1
11/26/09	Correspondence: Christian, Morrison, Campbell	.3
11/28/09	Telephone: Morrison	.4
11/30/09	Correspondence: Morrison, Campbell, Xiong; review DAPO EID #'s; prepare and submit OSM team billings for November	<u>1.4</u>
		33.8
		19.0 *

* 19 hrs @ \$90/hr. = \$ 1,710 and 33.8 hrs. @ \$200/hr. = \$ 6,776 = **\$ 8,486.00**

* Denotes travel time @ \$90/hr.

Expenses for November 2009

11/1/09	Roundtrip seaplane, Deer Harbor to Seattle and return	218.00
11/1/09	Roundtrip airfare: Seattle to Sacramento and return	420.00
11/1/09	Shuttle: Lake Union to Seatac	15.00
11/1/09	lunch and dinner	49.89
11/2/09	Breakfast, lunch, dinner	57.87
11/2/09	Night parking	15.00
11/3/09	breakfast, lunch and dinner	64.88
11/3/09	Day parking	6.00
11/3/09	Night parking	15.00
11/4/09	Hotel: 3 nights	289.86
11/4/09	Night parking	15.00
11/4/09	Rental car 2 ½ days	189.98
11/4/09	taxi: Seatac to Lake Union	47.00
10/10/09	Breakfast, lunch	<u>26.99</u>
		1,430.47

Fees and expenses: \$8,486.00+ \$ 1,430.47 = \$ 9,916.47

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 November 2009

<u>Date</u>	<u>Activity</u>	<u>Time/Hours</u>
11/3/09	Travel to San Diego for RJD visit	4.5*
11/4/09	Travel between San Diego and RJD	1.4*
11/4/09	Participate in RJD site visit	7.7
11/5/09	Participate in RJD site visit	3.25
11/5/09	Travel from San Diego to RJD and to Sacramento	5.3*
11/6/09	Observe DC training	3.3
11/6/09	Travel from Sacramento to San Anselmo	1.8*
11/8/09	Email communication w/OSM team	0.3
11/9/09	Telephone conference w/N. Campbell; observe DC training	3.4
11/9/09	Round-trip travel between San Anselmo and Oakland	1.5*
11/10/09	Travel between San Anselmo, Sacramento and Oakland	4.3*
11/10/09	Participate in conference re: monitoring; conferences with each party	4.7

11/11/09	Review documents	1.8
11/16/09	Travel to Glendale for DC training	4.3*
11/17/09	Observe DC training	7.4
11/17/09	Return travel from Glendale	4.1*
11/20/09	Review email communication and related documents	0.25
11/21/09	Telephone conference w/C. Riveland; review recent documents	0.7
11/23/09	Review and respond to email communication	0.2
11/24/09	Review and respond to email communication	0.25
11/25/09	Review and respond to email communication; review documents; telephone conference w/defendants	1.8
11/30/09	Review and respond to email communication; review documents	0.5

Total.....

35.55 X \$200/hour = \$ 7,110.00

27.2 X \$ 90/hour = \$ 2,448.00

\$ 9,558.00

* denotes travel time at lower rate

Disbursements/Expenses for November 2009

<u>Date</u>	<u>Activity</u>	
11/5/09	Hotel for RJD visit	357.36
11/5/09	Meals during RJD visit	75.10
11/6/09	Hotel in Sacramento	113.49
11/6/09	Meals in Sacramento	69.02
11/6/09	Parking in Sacramento	13.00
11/6/09	Mileage and tolls between San Anselmo, San Diego and Sacramento (678 miles at 55 cents per mile) [mileage divided between two matters]	386.17
11/9/09	Mileage and tolls between San Anselmo and Oakland (60 miles at 55 cents per mile)	37.00
11/9/09	Parking in Oakland	12.00
11/10/09	Mileage and tolls between San Anselmo and Sacramento (190 miles at 55 cents per mile)	112.50
11/10/09	Meal in Sacramento	17.87
11/10/09	Parking in Sacramento	13.00
11/17/09	Hotel in Glendale	87.88
11/17/09	Rental car for LA DRU visit	70.11

11/17/09	Meals during LA DRU visit	18.75
11/17/09	Airfare for LA DRU visit	248.60
11/17/09	Airport parking for LA DRU visit	11.22
Total.....		\$ 1,643.07

Total Fees and Expenses: \$ 11,201.07

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

For: Nancy Campbell

Tax #: 060-40-9849

Fees for November 2009

<u>Date</u>	<u>Activity</u>	<u>Time/Hours</u>
11/3/09	Monthly OSM call; Call Carvo; Call notes	1.25
11/4/09	Monitoring call Defendants; Call Galvan;	4.30
	Review draft BPH ICDTP policy and comment;	
	Review extradition and presentation of evidence	
	Policies and issues	3.25
11/5/09	Draft monitoring meet/confer agenda; e-mail	
	Parties; review MIS policy	
11/9/09	Travel to Sacramento	6.5*
11/10/09	Meet with Summary Parole task force; Meet	4.50
	And Confer re: Monitoring	
11/10/09	Travel to Tacoma	6.0*

11/13/09	Review Summary Parole; Three Judge documents; Due Process issues; decision review changes	2.50
11/16/09	Call Galvan; review monitoring reports; Plaintiff Response to ICDTP policies	2.15
11/17/09		
11/20/09	Call Baldwin	.25
11/24/09	Call Baldwin; Boyd; correspondence re: monitoring	.80
11/25/09	Calls Boyd and Baldwin; correspondence	1.10
Total.....		20.10

20.10 X \$180/hour = \$3,618.00

12.50 X \$90/hour = \$1,125.00

Disbursements/Expenses for November 2009

<u>Date</u>	<u>Activity</u>	<u>Amount</u>
11/9/09	Travel via POV to SeaTac Airport 34mi@ .50.5/mi	17.17
11/9/09	RT Airfare to Sacramento	343.20
11/9/09	Meals	16.16
11/9/09	Hotel	144.18
11/9/09	Onsite Parking	13.00
11/10/09	Meals	11.15
11/10/09	Rental Car	129.19
11/10/09	Airport Parking	22.72
11/10/09	Travel via POV Home from Airport 34mi@ .50.5/mi	17.17
Total Expenses		739.94
Total Fees and Expenses:		\$ 5482.94

* Denotes travel time rate