

1 DENNIS J. HERRERA, State Bar #139669  
 City Attorney  
 2 OWEN J. CLEMENTS, State Bar #141805  
 Chief of Special Litigation  
 3 THERESA L. MUELLER, State Bar #172681  
 Chief Energy and Telecommunications Deputy  
 4 WILLIAM K. SANDERS, State Bar #154156  
 Deputy City Attorney  
 5 City Hall, Room 234  
 1 Dr. Carlton B. Goodlett Place  
 6 San Francisco, California 94102-4682  
 Telephone: (415) 554-6771  
 7 Facsimile: (415) 554-4757  
 E-Mail: william.sanders@sfgov.org

8 Attorneys for Defendants  
 9 THE CITY AND COUNTY OF SAN FRANCISCO, THE  
 BOARD OF SUPERVISORS OF THE CITY AND  
 10 COUNTY OF SAN FRANCISCO, MATT GONZALES,  
 TOM AMMIANO, CHRIS DALY, BEVAN DUFTY,  
 11 SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,  
 JAKE MCGOLDRICK, MICHELA ALIOTO-PIER,  
 12 AARON PESKIN, and GERARDO SANDOVAL

13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA  
 15 SAN FRANCISCO DIVISION

16 BAY AREA CELLULAR TELEPHONE  
 COMPANY, A CALIFORNIA  
 17 PARTNERSHIP, D/B/A AT&T WIRELESS,

18 Plaintiff,

19 vs.

20 THE CITY AND COUNTY OF SAN  
 FRANCISCO, CALIFORNIA, et al.,

21 Defendants.

Case No. C-03-4866 (PJH/EDL)

**REPLY DECLARATION OF  
 WILLIAM K. SANDERS IN SUPPORT  
 DEFENDANTS' MOTION UNDER  
 FED. R. CIV. P. 37(a)(4) FOR AN  
 AWARD OF EXPENSES INCURRED  
 TO MAKE A DISCOVERY MOTION**

**DISCOVERY MATTER**

Hearing Date: April 19, 2005  
 Time: 9:00 A.M.  
 Place: Courtroom E, 15<sup>th</sup> Floor

24  
 25 I, William K. Sanders, being duly sworn, declare:

26 1. I am employed by the City and County of San Francisco as a Deputy City Attorney  
 27 in the Office of City Attorney Dennis J. Herrera, attorneys for the defendants in this action. I  
 28

1 submit this declaration in support of defendants' motion for costs under Federal Rule of Civil  
2 Procedure § 37(a)(4). I have personal knowledge of the matters stated herein, and if called as a  
3 witness could testify competently thereto.

4 2. Attached hereto is a true and correct copy of each of the following documents:

<b>Exhibit</b>	<b>Document</b>
<b>A</b>	Plaintiff's Supplemental Response to Defendants' First Request for Production of Documents
<b>B</b>	Declaration of Catherine Blue
<b>C</b>	Records of the Office of the City Attorney showing attorney time on Defendants' Motion to Compel and Motion to Recover Costs

5  
6  
7  
8  
9  
10  
11  
12  
13  
14 I declare under penalty of perjury under the laws of the United States that the foregoing is  
15 true and correct, executed this 5th day of April 2005 at San Francisco, California.

16  
17 \_\_\_\_\_  
18 /s/  
19 WILLIAM K. SANDERS  
20  
21  
22  
23  
24  
25  
26  
27  
28