

# **EXHIBIT A**

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**LEGAL EXPERIENCE**

- \* Legal Institute for Gender Equity in Athletics, Alexandria, VA Current  
Co-founder with Nancy Hogshead-Makar  
Starting non-profit legal institute focusing on Title IX and gender equity in athletics
  
- \* Equity Legal. Alexandria, VA 1996-Current  
Represent students in Title IX/Equal Protection gender equity and sexual harassment litigation against schools and state athletic associations; advise school districts and others on Title IX compliance; represent coaches and others regarding discrimination and retaliation under Titles VI, VII, and IX; co-operating counsel with the National Women's Law Center, ACLU, California Women's Law Center, & Equal Rights Advocates; speaker and author on gender equity, athletic, employment, and retaliation issues; guest lecturer on athletics and Title IX; radio & TV interviews on athletic equity; extensive federal court litigation experience, including jury and bench trials; appellate experience in U.S. Courts of Appeal and Supreme Court. *Washingtonian Magazine*, top lawyers designee.
  
- \* George Washington University. Washington, D.C. 1996-1999  
Adjunct Professor of Law.  
Taught legal research and writing and advocacy to first year law students; topical focus: discrimination, constitutional law, and Title IX. Appellate advocacy focus involved same sex sexual harassment, Violence Against Women Act, peer sexual harassment, and Title IX standards of liability.
  
- \* Powell, Goldstein, Frazer & Murphy. Washington, D.C. 1993-1996  
Civil, commercial, and bankruptcy litigation. Began Title IX civil rights litigation practice.
  
- \* Sheppard, Mullin, Richter & Hampton. San Francisco, CA 1990-1993  
Civil, commercial, and bankruptcy litigation in state and federal courts. Prepared secured transactions documents and litigated UCC disputes. Pro bono work on civil rights issues; received numerous state and local pro bono awards. Firm United Way committee; organized firm drives for homeless; recruiting; summer associate.
  
- \* U.S. Senate, J. Robert Kerrey (D.Neb). Washington, DC 1990  
Analyzed and summarized pending legislation; prepared Senator for committee hearings; represented Senator in legislative negotiations; researched and summarized health insurance proposals; advocated Senator's position before executive agencies; met with constituents; provided legal analysis of legislation. Substantive focus areas: Civil Rights Acts of 1990 & 1991, health care reform, and 1990 Farm Bill.
  
- \* Kutak Rock & Campbell. Omaha, Nebraska Summers 1987 & 1988  
Prepared for and participated in week long jury trial; researched and drafted pre-trial motions, briefs, and jury instructions; prepared witnesses and exhibits for trial; attended and assisted with pre-trial conferences, voir dire, and the full trial. Summer associate.

## COURT ADMISSIONS

District of Columbia	Second Circuit Court of Appeals
California	Fourth Circuit Court of Appeals
Virginia	Sixth Circuit Court of Appeals
Nebraska (inactive)	Ninth Circuit Court of Appeals
Maryland (federal only)	Tenth Circuit Court of Appeals
Michigan (federal only)	Eleventh Circuit Court of Appeals
U.S. Supreme Court	

## COMMUNITY AND PROFESSIONAL ACTIVITIES

- \* American Bar Association  
Member, Labor & Employment Section  
Council member, Individual Rights & Responsibilities Section  
Former co-chair & current liaison, Committee on the Rights of Women  
Recent topical focus: Title IX, employment/pay discrimination, & reproductive rights  
Former vice chair, State Constitutional Rights Committee  
Organized, led, & prepared materials for Title IX continuing legal education programs at  
2002 ABA annual convention & 2008 mid-year meeting  
Organized, led, & prepared materials for IRR Section's first telephonic CLE program  
Topic: Title IX vs. Title VII - The Differences and Why They Matter  
Organized & led IRR CLE program on the 35<sup>th</sup> anniversary of Roe v. Wade  
Prepared ABA comments to the U.S. Department of Education's 2003 Title IX Commission reports  
Comments were widely circulated in Congress and the Administration  
Prepared and coordinated passage of 2004 ABA policy in support of Title IX  
Authored Title IX article for Human Rights Magazine  
Co-authored ABA Supreme Court amicus briefs in *Jackson v. Birmingham, Alabama Bd of Ed*  
& *Fitzgerald v. Barnstable Schools Comm.*  
Co-organized ABA national civil rights summit for state and local bar associations  
Editorial board member, ABA Human Rights Magazine  
Editorial board member, ABA Commission on Women in the Profession, Perspectives Magazine  
Advisory Committee, American Jury Project  
Project developed model jury procedures for state and federal courts
- \* American Association of University Women  
Former attorney advisor, Legal Advocacy Fund  
Reviewed and advised on litigation cases seeking AAUW support  
Convention & meeting speaker on Title IX and other legal issues in education
- \* Title IX Roundtable  
Participant in group that meets to discuss and coordinate national Title IX policy, education, and litigation; participant in annual education & congressional lobby day associated with National Girls & Women in Sports Day; advisor in national Title IX litigation cases; provide training to educators administrators, and attorneys on Title IX and other legal issues in education
- \* Bar Association of San Francisco (BASF)  
Former member; member of BASF committee that drafted model sexual harassment policies; active participant in Volunteer Legal Services Program; represented indigent clients in custody, juvenile, and discrimination cases; counseled AIDS patients and victims of domestic violence; recipient of 1991 & 1992 "Outstanding Pro Bono Attorney" awards; recipient of California State Bar's Wiley Manuel Pro Bono Award; named BASF's "Volunteer of the Month" for December, 1992; volunteer counsel for Women Inc., a domestic violence restraining order clinic.

- \* YWCA of San Francisco, San Mateo, & Marin  
Former member of board of directors and public policy committee; provided pro bono legal services regarding litigation, real estate, and landlord/tenant issues; participated in various fundraising campaigns.
- \* San Francisco Women Lawyers' Alliance  
Former member; served on civil rights and sexual harassment committees; drafted first model sexual harassment policies for law firms; engaged in extensive advocacy and community education regarding issues affecting women and children.
- \* Voting Rights  
Legal monitor for state and national elections for such groups as Election Protection and the Lawyers Committee for Civil Rights Under Law (2001-2008)

#### **OTHER PROFESSIONAL AFFILIATIONS**

American Constitution Society  
 National Employment Lawyers Association  
 Metropolitan Washington Employment Lawyers Association  
 Sports & Recreation Law Association  
 Women's Sports Foundation  
 Advisor, National Center for Lesbian Rights Homophobia in Sports Project  
 Advisor, Women's Basketball Coaches Association members  
 Advisor, National Fastpitch Coaches Association members

#### **EDUCATION**

- \* Washington University, J.D. with honors  
Scholars in Law full merit scholarship recipient; Washington University Journal of Urban and Contemporary Law associate editor (qualified by academic merit); American Jurisprudence Award for Civil Procedure; Award for Professional Responsibility; Women's Law Caucus officer; International Law Society; intramural sports
- \* Creighton University, B.A., summa cum laude  
Majors in economics & Spanish  
Class rank: #1 (4.0 GPA)  
Presidential and Langley merit scholarships recipient; Omicron Delta Kappa International Leadership Honor Society; President, Omicron Delta Epsilon Economics Honor Society; founded and contributed articles analyzing economic policy and deregulation to Creighton Economic Issues newsletter; delegate to Harvard National Model U.N.; tutor; intercollegiate softball; intramural athlete and official; involved in numerous academic and extracurricular activities.
- \* Grinnell College (attended one year)  
Academic scholarship recipient; varsity volleyball; varsity softball

## **OTHER EMPLOYMENT**

- \* Mt. Calvary School. Omaha, Nebraska  
Spanish teacher. Taught Spanish and developed curriculum for grades K-8
- \* Kutak Rock & Campbell. Omaha, Nebraska  
Legal assistant. Produced, summarized, filed, and maintained litigation documents; prepared materials for depositions and trials.
- \* Congressional Budget Office. Washington, D.C.  
Intern. Researched trade laws and policies of the United States and other industrialized nations; analyzed effects of tariffs and quotas on employment and overall economies; compiled initial analysis and drafted portions of the CBO publication, The GATT Negotiations and U.S. Trade Policies.
- \* Athletic Administration  
Managed NCAA Division I top 20 softball program, including budgets, travel, game schedules, and sports information; prepared statistics and media reports; assisted NCAA softball committee chair; coordinated softball all-American voting; organized conference and national championship tournaments; media liaison; assistant tournament director for WAC and Missouri Valley athletic conference tournaments; official scorer and member of NCAA Division I Women's College World Series tournament staffs.
- \* Athletic Coach & Official  
Coached junior and senior high school students in volleyball and softball skills clinics; officiated softball at high school, college, and ASA levels; officiated volleyball and basketball at high school, college intramural, and recreational league levels
- \* ESPN  
Assisted ESPN with statistics, graphics, and coverage of women's softball and men's baseball NCAA Div. I College World Series tournaments.

Publications (in addition to countless legal briefs!)

- \* Galles & Samuels, "In Defense of Title IX: Why Current Policies Are Required to Ensure Equality of Opportunity," 14 Marquette Sports Law Rev. 1, Fall 2003
- Galles with Ridpath, Yiamouyiannis, & Lawrence, "Changing Sides: The Failure of the Wrestling Community's Challenges to Title IX and New Strategies for Saving NCAA Sport Teams," 1 Journal of Intercollegiate Sport 255, December 2008
- \* Galles, "ABA Comments on the to the U.S. Department of Education's 2003 Title IX Commission Reports"
- \* Galles, "Filling the Gaps: Women, Civil Rights, & Title IX," ABA Human Rights Vol. 31, Summer 2004
- \* Galles, "California Coaches Assert Title IX Retaliation Claims," ABA Labor & Employment Law, Vol. 36 No. 1, Fall 2007
- \* Galles, "Title IX: A New Frontier in Employment Litigation," ABA Labor & Employment Law, Vol. 36 No. 1, Fall 2007
- \* Galles, "Sidebar - The New GI Bill," ABA Human Rights Vol. 35, Spring 2008
- \* Galles, "Human Rights Heroes - Evan Wolfson & Mary Bonauto," ABA Human Rights Vol. 36, Summer 2009
- \* Numerous CLE materials, practice manuals, and related writings

# **EXHIBIT B**

## Biediger v. Quinnipiac University

Date	Description	Time
03-05-2009	T/C with Robin Sparks re QU announcement to cut women's VB; exchanged faxes & emails re info needed to assess case; reviewed faxes from coach; discussed same	2.2
03-06-2009	Several T/C with Sparks re QU cuts; reviewed notes, charts, & other materials from coach (1.2); pulled up OCR website info re QU; reviewed recent QU EADA reports; calculated participation gap (0.7); reviewed press/media re QU sports cuts; reviewed QU website for background info re cuts (0.3); reviewed QU school background & demo (0.4); organized appropriate Title IX info; prep memo corresp to assess QU situation (2.0)	4.6
03-07-2009	<p>Reviewed numerous docs from coach re QU issues; reviewed &amp; discussed budget issues &amp; how that creates treatment disparities (1.1)</p> <p>Reviewed QU rosters &amp; compared info to QU EADA reports; analyzed &amp; summarized data; calculated roster gaps; prepared EADA &amp; roster participation gap charts (3.5); researched NCAA info re minimum Division I sport requirements (0.4); T/C with coach; reviewed treatment disparity memo; discussion re meeting with administrator and materials from administrator (0.6); reviewed QU cheer website and cheer materials; reviewed info &amp; links re QU competitions (1.2)</p>	6.8
03-08-2009	<p>T/C &amp; emails with coach; exchanged info re various disparities; provided questions re additional data needed; reviewed info sent back; reviewed coach contract materials (1.8); reviewed QU men's track cuts; reviewed QU running team website in detail; reviewed rosters &amp; schedules for men &amp; women; reviewed competition stats &amp; results; analyzed events in which QU competed; summarized how cutting men's outdoor track actually cut no men's opps (3.4)</p> <p>Collected damages data from some athletes; TC and/or email re same; prep specific questions re same; research re same (2.3)</p>	7.5



<p>Monday 03-09-2009</p>	<p>Several T/C &amp; emails with coach; reviewed more docs from coach; reviewed QU roster management charts &amp; squad size proposals (1.1); researched &amp; reviewed NCAA data re average squad sizes; compare QU to NCAA data; prep chart re same (1.4); T/C re NCAA Div I min requirements (0.3); discussions &amp; emails with Title IX roundtable re QU issues &amp; possible claims (0.6); T/C from VB parents (0.2); more research re how QU runs track program as extension of XC program; researched other NEC school track programs; reviewed their rosters, schedules, stats, etc; prepared comparative analysis of QU track to NEC track (4.0); reviewed &amp; commented on coach ltr to QU requesting EADA reports; corresp explaining EADA legal requirements; gather EADA info as encl (1.4)</p>	<p>8.7</p>
<p>03-10-2009</p>	<p>T/C &amp; emails with coach; review materials from VB players; review background info on VB players (1.0); prep detailed questionnaires for players to fill out re background, problems at QU, &amp; damages (1.2); review &amp; discuss info re roster manipulations (0.3); prepared time line of events during Sparks recruitment &amp; employment (0.5); reviewed NEC website; researched NEC membership requirements &amp; sports sanctioned by NEC; researched sports offered by NEC schools; researched other Conn Div I schools re same; pre summary chart (2.5); researched NFHS data; reviewed high school athletic association sport sponsorship &amp; participation data; research CIAC &amp; sport participation levels in Connecticut; researched participation data from New England state high schools; prep charts re same (2.5); prepared memo explaining why law could force QU to reinstate women's program but not men's program (0.6); T/C re info from golf coach; T/C re info from running coach (0.2)</p>	<p>8.8</p>
<p>03-11-2009</p>	<p>Research re issues arising from VB promises made to coach and to individual athletes; corresp with athletes re promises (1.5); researched how to obtain archival EADA data from OCR website; gathered, analyzed, and summarized same (1.8); researched info re QU move from Div II to Div I; reviewed impact on TRO, harm, &amp; choice of big time MBB/IH vs equity (1.5)</p> <p>Reviewed damages responses from some VB players (0.3); T/C re SB squad numbers and treatment issues (0.2); reviewed info re running coach requests to sponsor full track program... not just XC runners (0.2); several T/C &amp; emails with coach re info gathering (0.5)</p>	<p>6.0</p>

03-12-2009	Several T/C & emails with coach re info collection; reviewed info re promises made to coach re continuance of VB team; reviewed info & memo re meal disparities; reviewed info re asst VB coach issues & lack thereof; reviewed NEC team website to determine staffing at other conference schools; prep analysis of same	2.1
03-13-2009	Reviewed damages info from VB players; reviewed faxed docs from coach (1.3); reviewed scholarship data; calculate scholarship disparities & damages; prep charts re same (1.5); T/C ACLU WLP re QU issues (0.5)	3.3
Monday 03-16-2009	Reviewed info re QU budgets & spending; summarized info to compare to VB costs to show keeping VB would not be hardship for TRO; reviewed info re QU facilities building spree for BB & IH; reviewed info re administrator salaries; reviewed IRS & guidestar info re QU - all related to TRO & hardship issues (2.5); research re TRO issues & standards; prep memo to clients re requirements to obtain TRO; list additional info needs to fill req and to address anticipated defenses (3.5); organized materials/info by claim; organized to prep for complaint; outline claims (3.7)	9.7
03-17-2009	Prep draft demand ltr to QU; corresp with clients re same (0.7) ; prep complaint draft (2.4)	3.1
03-18-2009	<p>Emails with coach; prep list to fill in complaint holes (0.5); T/C coach re retaliation issues - loss of office &amp; spring practice space; discuss strategy (0.3); reviewed corresp from VB parent; reviewed info re recruit problems due to VB cut (0.3)</p> <p>Conf call with ACLU re QU issues; sent draft complaint &amp; draft demand ltr to ACLU (1.2); prep legal memo re cheer issues &amp; OCR standards for cheer; corresp re same; explain to clients (2.5); reviewed long QU self-study for NCAA Div I certification; compared gender equity portions to EADA &amp; roster management charts; outlined historical compliance problems (1.6)</p>	6.4

03-19-2009	Long T/C & emails with coach re case issues (1.2); corresp with clients re ACLU meeting (0.2); reviewed info re cheer (0.2); reviewed more info re athletic budget issues; detailed review of VB expenses to address hardship (0.5); reviewed fax re QU budgets & extravagant spending (0.3); prep memo explaining admissible evidence & need for additional info for TRO (1.1); reviewed coach employment info; reviewed info & background for employment claim; discussed with coach (1.2)	4.7
03-20-2009	T/C coach; reviewed draft ltr to AD re VB spring training needs; commented on same	0.6
Monday 03-23-2009	T/C & emails with coach re discussions with AD & asst AD; Emails with VB player (0.8); reviewed corresp from P&C; prepared detailed response att info re Title IX; gathered & corresp encl briefs from other Title IX cases (0.7); research re TRO/prelim injunction standards in Conn & 2 <sup>nd</sup> Cir courts; outline elements re same (3.2)	4.7
03-24-2009	Reviewed info re SB issues & rosters; T/C & emails with coach	0.3
03-25-2009	Conf call with ACLU re QU case; explained legal & factual issues; prep for same (1.5); organized & summarized recent participation data; put into evidentiary chart with gap explanations (2.3); revised demand ltr; discussed same (0.4)	4.2
03-26-2009	Reviewed corresp & questions from ACLU & Orleans; responded to same; sent info on Title IX (0.4); T/C with coach re status and Conn counsel issues (0.2); prep corresp explaining standing issues (0.4); discussion re coach claims (0.2); discussions re co-counsel arrangements & coach claims; gathered info explaining basis for Title IX employment claims; updated research re same; forwarded same (2.3)	3.5

03-27-2009	<p>More research re TRO standards in Conn &amp; 2<sup>nd</sup> Cir (1.4) Corresp explaining TRO legal standards (0.7); Emails &amp; T/C re demand ltr; reviewed &amp; revised draft (0.5); Prep memo &amp; corresp explaining track triple counting; research, prep, organize, &amp; forward supporting info (1.3)</p> <p>Prep memo explaining cheer issues; organize &amp; attach OCR statements on cheer &amp; OCR factors; detailed discussion re cheer is not a sport (1.6); T/C explaining U Maryland history &amp; issues re cheer; put in context of QU case (0.3); emails re NCAA emerging sports info; gathered, organized, &amp; forwarded info re emerging sports &amp; cheer; explain NGB issues (0.9)</p>	6.7
Monday 03-30-2009	Reviewed Chron HigherEd info re huge QU administration salaries, esp president; corresp re same & relationship to TRO standards	0.2
03-31-2009	T/C & emails re continuing retaliation issues (0.6); T/C with track personnel re how colleges run track programs, indoor/outdoor track (0.5); review, print, & organize QU materials re track & send to track personnel for review (1.8)	2.9
04-01-2009	Emails with clients & counsel re demand ltr & next steps (0.3); emails re VB recruits & recruiting issues after team cut; corresp re recruits who want to join suit; discuss background re same (0.7); TC with prospective experts; TC others to get handle on possible experts (1.7)	2.7
04-02-2009	Conf call with client, ACLU, & counsel; prepared for same to explain issues & law (2.5); Reviewed new decision re 3prong test, summarized same for clients (0.7); T/C & emails re asst coach issues (0.2)	3.4
04-03-2009	TC Orleans; TC Sparks; (0.5); Reviewed corresp from coach; responded to same (0.2); emails re organizing client meeting & info needed for same (0.2); T/C re recruit issues; emails explaining under age issues & need for parental involvement (0.4); emails re asst coach issues; reviewed materials re same (0.4); T/C & emails re co-counsel arrangements; prep draft retainers; prep legal review encl; circulate among co-counsel for comment (1.6); prep detailed questionnaire for VB clients; circulate among co-counsel for comment (1.2)	4.5

04-04-2009	Revised retainer; re-circulated same (0.7); revised detailed questionnaire for VB clients (0.7); numerous T/C & emails re Sunday meeting with clients (0.6); organized materials; prepared for client meeting (3.0)	5.0
04-05-2009	Travel to Conn (4.4); mtg with Sparks & then Orleans (1.7); tour athletic areas of QU (0.6); meeting with plaintiffs (2.0); follow up discussions with Orleans & Sparks (0.2); return travel from Conn (4.7)	4.5 9.1
Monday 04-06-2009	T/C & emails with clients & counsel re meeting follow up & questionnaires; corresp with clients who could not attend mtg	0.6
04-07-2009	T/C & emails with ACLU re case issues (0.2); T/C & emails with clients re questionnaires & add'l info needed for TRO (0.2); T/C & emails with Cohen counsel to obtain TRO pldgs from Cohen v. Brown (0.2)	0.6
04-08-2009	T/C & emails with co-counsel re TRO strategy (0.3); prepared draft complaint; circulated same (2.2)	2.5
04-09-2009	Reviewed Cohen v Brown pldgs & marked portions relevant to QU case; updated research therein; outlined draft pldgs (3.3); emails re draft complaint; revised same (1.2)	4.5
04-11-2009	Emails with co-counsel & clients; edits to draft complaint and to draft TRO motion & supporting docs	1.8
Monday 04-13-2009	Emails with dif VB players; review questionnaires from players (0.4); T/C with clients & counsel (0.4); Reviewed & revised TRO papers & bond waiver papers (1.0)	1.8
04-14-2009	TC & emails with clients re TRO papers; emails re retainer; Emails & TC re setting conf call with counsel (0.6); edits & corresp re draft complaint; numerous TC & emails re same (2.0); discussions re claims & strategic issues; explanation of coach claims (0.5); TC & emails with Title IX roundtable attys re complaint & TRO draft papers (0.8)	6.3
	Research re competition available within NEC, NCAA, & New England Div I schools; research re sports offered in high schools in Conn, New England, & other states with QU students; summarize & chart same (2.4)	

04-15-2009	<p>Review QU response to demand ltr; discuss with counsel &amp; clients (0.6); research re "promise" to comply rather than actual compliance; discuss same with roundtable (1.3); TC WSF re participation issues (0.1); reviewed, organized, &amp; forwarded benefits of sports participation research &amp; explained importance to damages issues (1.5)</p> <p>More edits &amp; corresp re complaint &amp; TRO papers (1.6); reviewed questionnaires from clients (0.3); emails with clients on filing facts (0.3); TC with counsel for mtg prep (0.2); TC with roundtable to hash out final legal issues (0.5); conference call re final issues to iron out before filing; prep &amp; organize for same (1.3)</p>	7.2
04-16-2009	<p>Finalized COMPLAINT; FILED Finalized MOTION for TRO; FILED</p> <p>Discussion re minor plaintiff, use of parent as plaintiff, &amp; need to seal docs re minor (0.3); reviewed &amp; commented on final versions of pleadings (0.6); reviewed revised QU response to demand ltr; discussed same with clients &amp; counsel; reviewed new participation "promises" (0.7); TC re NEC issues (0.2); TC AVCA re VB issues (0.4); research re assigned judge (0.5); TC to strategize re TRO hrg (0.5)</p>	3.2
04-17-2009	<p>Reviewed numerous orders &amp; other info issued by court following filing of complaint (0.2); reviewed QU TRO responsive pldgs fwd in advance of hrg; marked up same; discussed same (0.8); T/C re TRO hearing, discovery limitations going forwards, document needs, &amp; other issues going forward (0.3); prep draft discovery (0.6)</p>	1.9
04-19-2009	<p>Emails re discovery outlines</p>	0.1
Monday 04-20-2009	<p>Drafted, reviewed, edited discovery requests; gathered discovery in similar cases to show breadth; emails &amp; discussions re same (2.4); TC with track coach re track issues (0.3); Emails with clients (0.2); TC NCAA compliance officer re NCAA docs that could show participation info; reviewed NCAA website forms re participation; incorporate into discovery (1.4)</p>	4.3

04-21-2009	<p>OPPOSITION materials filed; reviewed same &amp; compared to prelim materials (0.6); Discussed QU discovery objections; gathered past discovery materials to rebut; provided detailed response to many objections; gathered OCR materials re what OCR demands as part of Title IX investigation; compared OCR discovery demands to ours; strategy conf re how to rebut (1.5)</p> <p>Reviewed cheer &amp; dance/kick team materials; emails re same (0.4); emails with clients re discovery (0.1); discussions re softball equity issues (0.2); TC with potential experts (0.8); TC AVCA re volleyball issues &amp; participation (0.4); Reviewed OCR, NCAA, &amp; NFHS materials re definition of sport; analyze criteria as applied to this case; outlined evidentiary issues (2.7)</p>	8.2
04-22-2009	<p>Emails re VB facility problems (0.1); TC &amp; emails with potential witnesses (0.3); TC Lopiano re expert issues; discuss same with co-counsel (0.6); reviewed Slippery Rock &amp; West Chester Title IX participation cases; note evidence &amp; discovery issues; TC plaintiff counsel re similar issues (1.0)</p> <p>Discussions re NCAA &amp; cheer; reviewed NCAA CWA materials re cheer; T/C NCAA re cheer; TC with potential cheer experts; conf call with people knowledgeable re cheer (2.7); Reviewed QU press materials &amp; interview with Pres Lahey; note cross exam issues (0.2); discussions/ emails re scheduling &amp; strategy issues (0.2)</p> <p>Reviewed QU responses to doc requests (or lack of responses); outlined discovery violations and responses thereto (1.0); Conf call with AY re NCAA issues pertinent to case (1.5); research re Div I minimum sport requirements &amp; min requirements for each sport (0.7); gathered &amp; explained EADA vs various NCAA participation forms as part of discovery dispute to show dif sources of participation info &amp; need for them (0.7)</p>	8.9

04-23-2009	<p>Researched prior Lopiano reports in participation cases; prepared notes re same (2.1); conf call re discovery problems &amp; how to proceed (0.7); prep for same (0.5); T/C &amp; emails with clients re discovery &amp; evidentiary issues (0.6)</p> <p>T/C former NCAA personnel re NCAA issues, cheer, &amp; emerging sports (0.8); reviewed NCAA manual; TC to learn important rules applicable to case (1.6); TC various experts; organize &amp; exchange info with same (1.4); TC Lopiano re scheduling &amp; EADA issues (0.3); TC re Maryland cheer issues &amp; background; review Maryland cheer materials (1.6)</p> <p>Researched &amp; summarized OCR discovery demands &amp; Title IX regs &amp; policy that support our policy, procedure, nondiscrim, etc. discovery demands (1.4); TC &amp; corresp re Dept Ed Cert of Assurance re Title IX compliance; explain relevance to discovery (0.2); researched &amp; FWD EADA regs re school obligation to turn over participation info independent of litigation (0.4); prep pro hac vice mtn &amp; declaration (0.4)</p>	3.9  4.7  2.4
04-24-2009	<p>Numerous emails &amp; TC with clients (0.9); Revised pro hac docs (0.1); TC &amp; emails with track personnel re indoor vs outdoor vs XC track issues; review NCAA rules tying all running sports together (2.2)</p> <p>Reviewed NCAA gender equity guide; noted pertinent portions for case; discussed in detail with expert (2.0); Worked with expert to prep EADA history &amp; other charts, including participation data for all teams for each year &amp; calculation of gap; worked with expert on disclosures (4.5); Corresp explaining expert issues &amp; status (0.5)</p>	3.2  7.0
04-25-2009	<p>Prep expert disclosures; discuss again with expert; circulate to co-counsel (1.4); reviewed QU doc disclosures; prep summary list (2.2); TC Greg Webb (0.2)</p>	3.8



04-26-2009	Reviewed materials re history of certain NCAA rules and NCAA sport min req; summarized how it relates to QU & need to add sports; discussed with expert (1.3); Emails & TC with coach (0.3); reviewed different QU participation charts with dif numbers; provided same to expert for review & comment; analyzed same (0.8); reviewed QU rosters & team websites; printed out, organized & calculated participation data; compared to QU claims; fwd to expert	4.6
Monday 04-27-2009	<p>Corresp &amp; TC re discovery &amp; scheduling disputes (0.7); TC re expert witness disclosure (0.2); final edits to expert disclosure (0.2); corresp with cheer personnel (0.2);</p> <p>Research re EADA regs, definitions, and counting guidance; explain importance to case; researched varsity sport &amp; participant definitions - Title IX vs EADA vs NCAA; (1.6); Reviewed OCR archival materials re EADA participation numbers; work with expert to update data summaries &amp; gaps (3.0)</p> <p>Researched competition date issues - NCAA &amp; EADA definitions &amp; issues; review NCAA rules re separate seasons for various sports; discussed with expert (1.6)</p>	1.3  4.6  1.6
04-28-2009	<p>Conf call with athletes re upcoming hrg (0.5); TC cheer expert (0.2); Ongoing dispute re discovery issues with defense (0.3); Corresp with court re pro hac admission &amp; signing up for filing &amp; ECF (0.2)</p> <p>Reviewed archival materials from NCAA re CWA, emerging sports, &amp; other issues (1.4); reviewed QU doc requests to plaintiffs; reviewed &amp; commented on draft responses to doc requests (0.8); reviewed GAO info re disparities between participation data reported to Dept of ED vs NCAA; fwd with explanation of need for NCAA info because it likely will differ from info reported to ED (0.4); Worked with expert to identify documents relied upon; gathered &amp; organized same for disclosure (1.0); sorted through defense docs to find any relevant for expert (2.0)</p>	1.2  5.6

04-29-2009	<p>Reviewed QU consultant's Title IX writings; discussed with expert (2.3); emails with client (0.4); emails re scheduling issues (0.2); reviewed public statements made by QU relevant to case (0.1); ongoing disputes re discovery; strategy with counsel re discovery &amp; disclosure issues (0.7)</p> <p>Reviewed NCAA gender equity report &amp; compared findings to status at QU (1.3); prep draft expert doc disclosure ltr (0.2); TC Lopiano re scheduling issues (0.1); researched/gathered/organized OCR promulgations re cheer; summarize &amp; share with counsel &amp; clients; fwd to defense as part of disclosures (0.7); Reviewed info re Maryland cheer schedule &amp; re CheerSport (0.3); TC Greg Webb (0.2); TC college cheer coach (0.6)</p> <p>Reviewed info re changes in athlete rosters; reviewed info showing disparities between disclosures &amp; rosters &amp; participation reports; discuss same with coach (0.7)</p>	<p>3.7</p> <p>3.4</p> <p>0.7</p>
04-30-2009	<p>Reviewed part of QU doc disclosure (1.0); ongoing discovery &amp; disclosure dispute discussions &amp; corresp (0.7); conf call with counsel &amp; client (0.6); Discussions re QU disclosure (0.2)</p> <p>Worked with expert to prep charts comparing many dif roster numbers for QU teams; fwd to defense for disclosure (1.5); reviewed various QU roster numbers &amp; compared to chart in response to demand ltr; discussed with expert (0.5); reviewed QU athletic manual &amp; roster management goals; fwd to expert for analysis (0.4); reviewed NCAA squad sizes &amp; compared to QU sizes; worked with expert to analyze (0.7);</p> <p>Discussions with cheer personnel &amp; willingness to serve as experts (0.6); TC OCR re cheer issues (0.3); Researched Maryland, Fairmount, &amp; other cheer schedules &amp; competition (0.8); Prep add'l questions for QU depos; discuss same (1.0)</p>	<p>2.5</p> <p>3.1</p> <p>2.7</p>



05-05-2009	Prep for Lopiano depo; revised outline; organized exhibits; Lopiano db depo/direct exam; ongoing discovery & disclosure battles; discussed exam with counsel; pretrial prep; discussed proposed findings of fact & conclusions of law with counsel	15.7
05-06-2009	Follow up discussion with counsel re Lopiano & trial issues (0.5); revisions to exhibit list, witness list, trial memo, & proposed findings; discussions re same (1.6); discussions re QU late attempts to add expert; emails re same (0.3)	2.4
	Travel from Conn	7.7
05-07-2009	QU MOTION TO PRECLUDE LOPIANO TESTIMONY FILED Reviewed mtn & discussed strategy re same (0.6)	9.3
	QU MOTION TO DISMISS OVERDEVEST & SPARKS as PLAINTIFFS FILED Reviewed mtn & discussed strategy re same; research re coach claims; outline same to combat motion to dismiss; researched & gathered info re why Overdevest has standing; outlined same; discussed with clients (2.6)	
	PRETRIAL MEMO FILED TC re pretrial conference issues; ongoing discovery & disclosure disputes; back & forth of pretrial order; reviewed draft proposed findings of fact; reviewed new doc disclosures re budgets; battled inadequacy of same; discussions re supp witness & re mtn to compel (1.8); more detailed review of AD & SWA depos; notes re same (1.2); corresp re Lopiano depo (0.1); outlined & started trial brief (3.0)	
05-08-2009	Conf re trial issues (0.3); TC re witnesses (0.2); review defense emails (0.1); ongoing disclosure disputes; discussion re mtn to compel (0.6)	1.2
	More detailed review of QU mtn to preclude Lopiano testimony; gathered info re prior Lopiano testimony & admissibility; update research re same (2.0); reviewed Lopiano db depo; notes & highlights re same (2.0); worked on trial brief (2.5)	6.5

05-09-2010	Ongoing disclosure disputes; dispute with defense re standing issues; disputes re witnesses; disputes re exhibits (0.5); background research re new QU coach witnesses (0.7); TC & emails with clients (0.4); reviewed Lopiano testimony to insert in trial brief (1.3); worked on trial brief (2.5)	5.4
	Travel to Conn (7.0)	7.0
05-10-2010	Strategy discussions re prelim inj hearing; meeting with clients; reviewed docs re roster manipulation & drop/add; devise questions re same; helped counsel prep for hearing; devised questions for witnesses; worked on trial brief through night	14.3
Monday 05-11-2009	PRELIMINARY INJUNCTION HEARING Preparation for same; strategy session afterwards; reviewed court entries; revised proposed findings	12.3
05-12-2009	PRELIMINARY INJUNCTION HEARING Strategy session after hearing; helped prep for next day; mtg with clients; worked on trial brief	10.2
05-13-2009	PRELIMINARY INJUNCTION HEARING Strategy session after hrg; helped prep for next day; worked on trial briefing; reviewed expert record/testimony; worked on designation of expert testimony; TC Lopiano	11.2
05-14-2009	Worked on trial brief; reviewed expert record/testimony; worked on designation of expert testimony; discussed strategy re same; reviewed QU mtn to strike testimony; reviewed exhibit lists to make sure all expert docs were covered	4.7
	Travel from Conn	6.8
05-15-2009	Reviewed final briefing; reviewed QU trial brief; reviewed QU proposed findings of fact & conclusions of law; discussed same with counsel;	1.6
Monday 05-18-2009	Reviewed/edited proposed findings of fact & conclusions of law; hearing follow-up & organization to insure all items filed with court; emails with clients & witnesses re hearing	2.2

05-19-2009	Finalized proposed findings of fact/conclusions of law with co-counsel	0.5
05-21-2009	Emails re scheduling issues; TC Sparks	0.3
05-22-2009	Reviewed order & opinion granting preliminary injunction; discussed with counsel; explained same to clients; TC Lopiano re issues in same (1.6); conf with Title IX roundtable re PI opinion & what needs to be addressed going forward	2.1
05-26-2009	Emails/TC roundtable re outstanding issues; conf call cheer personnel re addressing cheer issues in decision; emails/TC/research re availability of fees after PI; review QU statements re hearing	2.4
Tuesday 06-02-2009	TC re OCR issues relevant to case; TC & emails re settlement status & referral; corresp expert; emails from clients	0.6
06-03-2009	Conf re softball treatment issues & retaliation concerns (0.2); discussions re settlement possibilities (0.4)	0.6
06-04-2009	TC & emails re QU staff mtg, QU comments on decision, & retaliation issues; reviewed roster materials from coach	0.4
06-10-2009	Reviewed court order; discuss settlement options; corresp with clients re same	0.3
06-15-2009	Corresp court re conf; conf with counsel re scheduling issues & info needs for settlement conf; emails with clients	0.5
06-16-2009	Emails re counting issues and info needed to assess same before mediation; reviewed info from client; reviewed court notices	0.4
06-18-2009	Squad & budget info disputes with defense; emails re scheduling issues; discussions re motion to dismiss hearing dates	0.3
06-23-2009	Corresp re depo bills	0.1

06-24-2009	Reviewed court order; reviewed defense emails; discussion re defense demand for P settlement position (0.4); emails re contract, retaliation, & counting issues; conf with client re mediation (0.3); reviewed athletic advisory council info (0.3)	1.0
06-25-2009	TC with client; emails re mediation issues	0.2
Monday 06-29-2009	TC re outcome of client conf call	0.2
06-30-2009	Conf call with DoJ re QU; prep & organize materials re QU evidence & issues for DoJ; fwd same	3.4
07-01-2009	Emails & TC with DoJ re QU issues	0.7
Monday 07-06-2009	Emails & TC re mediation disputes (0.3) TC client re contract issues; follow up research on Title IX emp claims; corresp re same (2.3)	2.6
07-07-2009	Ongoing disputes re info needed for mediation & scheduling; discuss strategic way to respond	0.4
07-08-2009	Reviewed/commented on draft settlement demands; discussions re same;	0.3
07-10-2009	Reviewed defense corresp to court; discussed response re same	0.2
Monday 07-13-2009	Follow up conf re QU ltr and court call	0.2
07-15-2009	Reviewed corresp to court; TC & email re extension	0.2
07-16-2009	Reviewed court corresp; discussed mediation & mtn to dismiss	0.3
07-17-2009	Discussions with DoJ; organized more info re fact & law issues in case; corresp re same; conf with counsel re DoJ	2.5
Monday 07-20-2009	TC DoJ re QU mtn to dismiss (0.2); conf call re what kind of mediation statement to provide mediator; strategies re same(0.8); review defense corresp & discuss same (0.1)	1.1

07-22-2009	Reviewed info re QU trustees & lack of women; reviewed info re other recent cases v QU (0.4); reviewed/commented on mediation statement; final discussions re same before filing (0.4)	0.8
07-23-2009	Reviewed/commented on draft opp to QU mtn to dismiss; emails re same; provided research on associational discrimination (1.3); reviewed new QU roster management info; compared to prior participation promises & charts; emails re coach responses (0.6)	1.9
07-24-2009	Final comments on opposition to QU motion to dismiss; conf to prep for mediation	0.8
Monday 07-27-2009	Follow up call re mediation (0.2); reviewed roster info (0.1)	0.3
08-05-2009	Reviewed QU filing; emails	0.1
08-13-2009	Discussions re retaliation issues & QU use of defense counsel for staff workshop (0.2); review/emails re mtn to dismiss vs SJ standards for QU motion (0.3); reviewed/discussed QU emails re withdrawal of Sparks motion to dismiss(0.2)	0.7
Monday 08-17-2009	Discussions re QU facilities problems	0.1
08-19-2009	Reviewed/commented on draft Rule 26f report (0.5); discussions re class cert motion; provided outline & pldgs to prep motion; research re class definitions from other Title IX cases; fwd same (1.2)	1.7
08-20-2009	Numerous discussions & emails re Rule 26f report	0.3
08-21-2009	Emails & discussions re Rule 26f report	0.2
Monday 08-24-2009	Discussions with DoJ re QU issues	0.2
08-25-2009	Discussions re new defense counsel; research re experience of new counsel in Title IX or discrimination matters	0.7



08-26-2009	Emails & discussions re new track coach & new track issues; reviewed detailed info from client re rosters & treatment issues	0.3
08-27-2009	Discussions & emails re scheduling issues with defense	0.2
Tuesday 09-01-2009	Emails re status	0.1
09-02-2009	Conf call with clients re status & strategy (1.0); TC DoJ (0.2)	1.2
09-03-2009	Comments on 26f report & scheduling issues (0.4); TC/emails re retaliation & roster management issues (0.2); reviewed QU doc pro; created list summarizing each (1.5)	2.1
09-04-2009	Reviewed research materials re few walk-ons at Division I level; notes re impact on counting; fwd same (0.2); reviewed info re new QU enrollment and geographic source of students; reviewed sports played in dominant states (0.6); TC & emails with client (0.1)	1.0
09-05-2009	Detailed review of scholarship & EADA docs; calculation of gaps; reviewed team scholarship levels; outlined basis for scholarship claim; corresp re same explaining basis for claim (1.4); reviewed QU doc pro; created list summarizing each (1.5)	2.9
Monday 09-07-2009	Reviewed roster management materials; assisted coach with reply; TC/emails re retaliation & treatment issues (0.6); reviewed QU athletics website; reviewed roster materials for new school year; compared to QU participation promises; prepared chart showing discrepancies; reviewed QU fall 2009 data report (2.5)	3.1
09-08-2009	Long mtg with DoJ personnel re QU case (2.4); emails re DoJ mtg & roster issues (0.2); travel to/from mtg (1.6);	2.6 1.6
09-09-2009	Reviewed Sparks testimony transcript; noted issues for trial; gathered & organized follow up materials for DoJ	1.5
09-10-2009	Reviewed roster issues (0.3); reviewed AD emails to coaches (0.4); conf call with Sparks (1.0); reviewed/commented on draft scheduling report; emails & TC re same (0.2)	1.9

09-11-2009	Follow up with DoJ re employment issues in case (0.2); TC VB participation issues (0.1)	0.3
Monday 09-14-2009	TC Sparks re roster issues (0.1); reviewed 2009-2010 athletic handbook & participation info (0.4)	0.5
09-16-2009	Ongoing review/comment on Rule 26f report & scheduling; discussion re court notice	0.3
09-17-2009	Reviewed QU president's comments in press re case; discussed same with client (0.2); reviewed QU sports APR scores released by NCAA (0.3); reviewed court notice/order; reviewed final Rule 26f report (0.2)	0.7
09-18-2009	Reviewed info re Maryland/QU cheer coaches mtg; TC looking into same (0.4)	0.4
09-22-2009	Emails re VB & SB roster issues (0.1); status & strategy conference (0.3)	0.4
09-24-2009	Emails re VB roster issues & treatment/publicity of VB team problems (0.2); TC re coach treatment/ disparity issues (0.1)	0.3
09-30-2009	Reviewed lists/materials of treatment & coach disparity; unequal treatment issues; TC re same (0.3); reviewed QU president comments to press re cutting VB (0.1)	0.4
10-02-2009	Emails re scheduling conf with court; emails with client; TC re intimidation of coaches	0.3
10-07-2009	Reviewed updated QU cheer info; reviewed materials from Maryland/QU coaches cheer summit	0.2
10-15-2009	TC & emails re amending complaint (0.2)	0.2
10-16-2009	Reviewed info from clients; notes re mtg with administration (0.2)	0.2
10-20-2009	Reviewed QU ltr to court with new proposed schedule; noted problems with proposal; email re same	0.3
10-21-2009	Prep for scheduling conference; emails re same	0.4

10-22-2009	Scheduling conf with court (1.0); follow up discussions re schedule problems/issues (0.3); discussions re discovery & evidence needs (0.4); prep memo re doc needs compared to when sports & other things happen, making scheduling impossible (0.7)	2.4
10-24-2009	Reviewed scheduling order; follow up emails re conflicts with discovery needs, sports seasons, & graduation; discussed with client	0.2
10-27-2009	Ongoing scheduling discussions (0.2); reviewed court order & defense letter re Rule 25f report (0.2); prep draft discovery requests; circulated same (2.5); prep for DoJ conference (1.3); long conf with DoJ re status and scheduling (1.1)	5.3
10-28-2009	Revised requests for admissions (0.6); prep memo re DoJ issues (0.4); ongoing scheduling conflict (0.2); TC with various track personnel re how QU operates track; discussions with consulting expert (0.8)	2.0
10-29-2009	Revised requests for admissions; researched; gathered info to attach/adopt/authenticate as exhibits; researched NEC & NFHS participation info for admissions (2.0); ongoing scheduling & discovery disputes; research re due process impact of scheduling; conf call re whether to file motion (1.4); detailed review of EADA info; list missing data & pages; corresp re problems with production (1.2); prep draft doc requests (3.0)	7.6
10-30-2009	Revised draft doc requests; reorganized same (2.3)	2.3
Monday 11-02-2009	Discussions re status scheduling issues	0.1
11-03-2009	Emails re discovery & scheduling issues	0.1
11-04-2009	Extensive discussions re scheduling problems with reality of sports seasons & need for participation docs not created yet	0.5
11-06-2009	Ongoing sched & discovery disputes; rebuttal re QU objections to jury trial	0.2
11-08-2009	Meet & confer disputes; strategy discussion re filing motion to continue trial schedule; emails re outstanding issues	0.5

Monday 11-09-2009	Conf call re outstanding issues & jury vs bench trial & injunctive relief vs damages issues (1.0); prep mtn for continuance of trial & brief iso same re scheduling issues; researched/gathered supporting info (3.3); research schools & prep charts re which schools offer which sports & schedules re same; compare to QU (2.4)	6.7
11-10-2009	Revised trial mtn; circulated same for comment (1.1)	1.1
11-11-2009	Conf call re Title IX staff mtg & aftermath with JJ; draft corresp re retaliation, intimidation, & ethical issues (0.3); revised trial mtn; circulated same; emails & TC re same; prep exhibits (2.5)	2.8
11-12-2009	Edits re trial motion; review defense emails (0.5); emails re JJ (0.2)	0.7
11-18-2009	Reviewed QU opp to trial schedule mtn; prep for court conference re same (1.0); reviewed notes re retaliation issues & staff meeting encounter; TC client re same (0.3)	1.3
11-19-2009	Prep outline for court conf; circulate issues re same (0.7); court conf re scheduling & discovery disputes; argued motion; follow up discussion with counsel (0.7); TC Mangel re cheer issues; review materials re same (0.6)	2.0
11-20-2009	Email clients re new schedule & re amending complaint & need for add'l info (0.4); doc research re amendment issues; outline amended complaint (4.3); reviewed QU Title IX materials & presentation; discussed with client (0.5)	5.2
11-24-2009	Emails re status & amending complaint	0.1
12-01-2009	Edits to 2 <sup>nd</sup> doc requests; worked on amended complaint; doc review on treatment issues	3.5
12-02-2009	Reviewed athlete info re treatment issues; conf call re treatment issues; incorporate into amended complaint (3.2); TC DoJ (0.1); conf call re discovery issues (0.2); review info re QU cheer exhibition (0.1)	3.6
12-03-2009	Worked on amended complaint; research re standing issues; research re updating class definition issues for complaint; research scholarship issues & disparities (4.0); conf call with athletes re am complaint & claims issues (1.2); prep for same; emails with Sparks (1.0)	6.2

12-04-2009	Reviewed retaliation info; strategy discussions re breadth of retaliation claim; updated & fwd retaliation research (2.0); worked on amended complaint; research & discussions re whether to add tort fraudulent misrep claims; refine class definition aspects of complaint; refine class allegations (4.5); reviewed info re QU cheer event; reviewed roster info (0.3)	6.8
12-05-2009	Worked on amended complaint; corresp with clients re draft; research re possible tort fraudulent misrep & other claims	4.2
12-06-2009	Revised/edited amended complaint; strategy session with counsel re same; emails with clients to fill in info; draft possible tort claims	6.4
12-07-2009	Revised/edited amended complaint; discussions re scheduling & extension; TC clients; TC outside counsel	3.5
12-08-2009	Worked on amended complaint; discussions re possible new plaintiffs from prospective students; circulated amended complaint to clients for review/comment	3.5
12-09-2009	Finalized amended complaint; conf call re same; gathered exhibits; reviewed/incorp client comments; strategy session whether to take out tort claims	3.7
12-11-2009	TC re track issues; Emails re discovery strategy	0.2
12-14-2009	TC re scheduling/consent motion	0.1
12-15-2009	Updated requests for admissions; circulated same	0.7
12-17-2009	Finalized requests for admissions; corresp re same (1.0); TC OCR personnel re cheer & track issues (0.8)	1.8
12-18-2009	TC potential cheer experts; emails re same	0.6
12-28-2009	Reviewed info re track from trackconsultant; TC track expert	0.7

<b>2010</b>		
01-06-2010	Follow up on outstanding missing documents/ discovery & need for participation data from each team	0.2
01-10-2010	Discussions with co-counsel re outstanding discovery issues & class cert; outlined various participation forms needed	0.5
01-12-2010	Emails & conf re discovery & QU need for extension	0.2
01-14-2010	Reviewed QU's answer to amended complaint; outlined disputed issues	0.4
01-18-2010	Emails re discovery	0.1
01-20-2010	Reviewed info re how indoor & outdoor track are treated as one by NCAA; TC experts re event & rule commonality; summarize info needed by expert for discovery; prep summary of dif conditions in dif sports; prep sample depo questions for each coach re schedule & condition changes; fwd info re schools moving games indoors; reviewed QU president comments to press (2.6); conference re strategy & status (1.0)	3.6
01-21-2010	Reviewed info re new QU cheer squad; reviewed extensive research re participation trends for various sports; reviewed NCAA article re Title IX; reviewed info re insurance for cheer vs athletes; reviewed info re cheer team performed for MBB midnight madness & Walter Camp dinner; emails re VB spring training needs; status update with clients	2.2
01-23-2010	Email re only 19 dressed for WIH; reviewed QU docs claiming 25	0.1
Monday 01-25-2010	Reviewed depo notices; discussed scheduling	0.2
01-27-2010	TC re class cert issues	0.2

01-28-2010	Worked on class cert mtn & brief; update research on future/prospective class members (2.5); reviewed stunt ass'n announcement; TC re same (0.2); reviewed newly released 2008-2009 EADA from OCR website; calculate gaps; compare data to QU promises (0.5); discussion re damages issues & damages disclosure; reviewed scholarship gaps (0.4); TC re various cheer personnel; reviewed NCA & UCA info (0.7)	4.3
01-30-2010	Worked on class cert mtn & brief; revised same; prep draft atty dec; prep draft class member decs (3.0); worked on damages disclosure; pointed out disparate scholarship data provided by QU; listed docs necessary to complete accurately; summarized missing participation data & EADA/NCAA worksheet data; emails re damages issues (2.2)	5.2
01-31-2010	Emails re doc requests; strategy session re info needed for doc requests; discussions re Title IX prongs; worked on class cert brief; memo re FRCP 23b2 injunctive class standards; prep KG dec iso class cert	4.4
Monday 02-01-2010	CLASS CERT MOTION & SUPPORTING DOCS FILED Worked on class cert brief & decs; reviewed damages analysis; review & discuss missing docs; review & edit ltr to reflect same	3.8
02-02-2010	Reviewed ltr re outstanding problems re rosters & squad lists; reviewed emails from athletes (0.2); emails re strategy on missing docs & Title IX proof issues (0.3); edited 2 <sup>nd</sup> doc requests (0.2)	0.7
02-03-2010	Strategy discussions re discovery issues (0.2); reviewed QU's numerous objections to requests for admissions; highlight ones to compel & explain why (0.6)	0.8
02-04-2010	Reviewed info re 1 <sup>st</sup> NCSTA meet	0.1
02-06-2010	Reviewed court conf transcript to better push discovery & compel issues	0.3
02-08-2010	Reviewed defense counsel ltrs; disputes re discovery; reviewed study re NCAA participation numbers vs EADA participation numbers; used example of study disparity to push for dif types of participation docs from QU	0.3

02-10-2010	Conf with expert & former OCR re cheer issues, basis for cheer ltr, & sport def; research re various sport definitions; review NCAA material re same	1.3
02-12-2010	Research & discussions re standing, mootness, adequacy of class rep, & relation back doctrine of class cert; explain same to dispute QU position; reviewed class cert athlete decs (1.2); reviewed & made notes on QU doc requests (0.2)	1.4
02-15-2010	Reviewed info re Virginia cheer & attempts to designate as varsity; note problems & discuss with OCR re impact on QU (0.3); prepared notebook on cheer issues; prepared for meeting with cheer personnel (2.0)	2.3
02-16-2010	Travel to Memphis (4.8); All day meetings with cheer personnel & expert; reviewed cheer materials (6.5)	6.5 4.8
02-17-2010	Travel from Memphis	5.5
02-18-2010	Reviewed QU docs; pointed out incomplete disclosure & need for participation data for each game as required by court order; TC re discovery issues	0.8
02-19-2010	Conf call re cheer meetings & expert issues (0.8); reviewed defense corresp; noted errors in same for discovery disputes (0.2); reviewed QU docs; noted & summarized same (1.5); prep memo to file re cheer meetings (0.6)	3.1
02-20-2010	Reviewed QU docs; noted & summarized same	2.0
02-22-2010	Emails re scheduling; email with athlete	0.1
02-23-2010	Reviewed new QU docs; organized & summarized TC re various NCAA data & forms; reviewed same on NCAA website (1.8); strategy conf re discovery & experts; prep for same (1.2)	3.0
02-25-2010	Reviewed new QU docs; organized & summarized; reviewed stats to summarize who played in which games; compared to participation stats; noted names that never played	4.0
02-26-2010	Reviewed new QU docs; noted missing docs; made list for same; summarized existing docs; corresp re missing docs	3.5



03-01-2010	Reviewed materials from coach; emails re athlete depositions; reviewed class depositions	0.4
03-03-2010	Reviewed materials re NCAA & student eligibility & devise checklist for athlete status; received explanation re NCAA tracking software on eligibility & participation to demand from QU; emails re status & depositions	1.4
03-07-2010	Reviewed new documents; compared various participation data; showed how data did not match EADA numbers	1.0
03-09-2010	Reviewed QU responses/objections to 2 <sup>nd</sup> document requests; conference & emails re outstanding discovery & case status; conference with DoJ re documents & participation info	0.6
03-10-2010	Reviewed more documents; conference call re status with clients; follow up correspondence with DoJ ; discussion re privilege issues; TC defense counsel; TC cheer expert re NGB issues	2.2
Monday 03-15-2010	Reviewed QU production log; correspondence re scheduling issues	0.3
03-17-2010	Reviewed QU opposition to class certification; discussed with counsel re reply strategy (0.6); TC Mangel re OCR cheer issues (0.6); correspondence with athletes re depositions & ideas to think about (0.1)	1.3
03-19-2010	Reviewed charts recently produced by QU; compared attack of same; reviewed/discussed plaintiffs responses to document requests; discuss discovery dispute; prep comparison of different data on different EADA & participation reports; summarize same; use for discovery dispute & to show credibility issues re QU participation promises; reviewed info from NCAA Comm on Women's Athletics	1.2
03-22-2010	Reviewed documents; discussed issues for class certification reply; reviewed & forwarded relevant prior class certification pleadings to help Alex with class certification reply	1.3
03-23-2010	Reviewed discovery admissions relevant to class certification; discuss with counsel re incorporate into reply; follow up on standing/mootness/& adequate representation issues for class reply; emails re Rule 23b2 injunctive relief classes	0.6
03-29-2010	Emails re depositions; reviewed draft reply; reviewed paralegal summaries re admissions & discovery issues	0.5

04-01-2010	Emails re status, scheduling, depos, etc	0.2
Monday 04-05-2010	Reviewed & commented on class cert reply (0.2); TC Bill Boggs re NCA nationals; reviewed info re cheer nationals (0.3); TC re meet & confer strategy (0.3)	0.8
04-06-2010	Reviewed latest participation info; reviewed final version of reply (0.5); reviewed NCAA lists of XC only schools; reviewed websites re schedules & rosters; compared to QU data; reviewed NCAA track lists; compared schools in NEC to QU; analyzed to show QU runs program like XC; organized same to discuss with expert; discussed with track expert (2.5)	3.0
04-12-2010	Reviewed QU memo; discussed same (0.2); reviewed & org more doc pro (0.5)	0.7
04-14-2010	Strategy conf re bifurcation & other issues (1.0); reviewed QU priv log; reviewed new DoE guidelines; reviewed EADA of cheer schools re DoE guidelines; discuss with experts; reviewed info re NCA nationals (1.2); reviewed QU docs (1.5)	3.7
04-16-2010	TC re scheduling issues & court calendar; reviewed NCAA info re sport tiering & Title IX - compared to QU treatment of track & cheer; prep questions for depo	1.3
04-19-2010	Emails re depos of defense; prep questions for admin; reviewed cheer materials; TC cheer personnel; prep questions for cheer coach (1.2); prep materials & info for mtg with OCR re QU (2.)0	3.2
04-20-2010	Meeting with OCR; follow up discussion with roundtable; discuss with expert (2.7); travel to/from mtg (1.5); emails re OCR mtg & discovery (0.3)	3.0 1.5

04-21-2010	<p>Reviewed summary of QU objections/responses; discussed discovery issues (0.4); discussion re court conf &amp; trial schedule (0.6); TC Sparks (0.1); reviewed more docs from QU (0.6); reviewed NCAA gender cert materials; explained process and how not tied to Title IX (1.0)</p> <p>Reviewed more cheer docs &amp; prepared for questions for cheer depo; fwd docs to counsel; reviewed NCAA docs re cheer; fwd same for depo; organized Maryland &amp; other college cheer docs; detailed review of QU, Maryland, &amp; other cheer schedules; follow links &amp; analyze nature of competitions; org docs re same (4.0)</p>	6.7
04-22-2010	Reviewed summary of Powers depo (0.3); reviewed & organized latest track materials; reviewed website info re same; print, organize, & fwd to consulting expert (3.5)	3.8
04-26-2010	Emails re discovery issues & missing docs (0.2); reviewed & organized QU participation, eligibility, competition, etc docs; fwd same to expert (0.6)	0.8
04-27-2010	Conf call with expert to go over participation & counting issues (0.5); follow up doc review & corresp (0.5)	1.0
04-29-2010	Reviewed athlete depositions (1.2); conf call with former OCR leader re QU issues (0.4); Reviewed & organized QU track info; NEC track info; schedules; event info; NCAA track event info; fwd to expert (1.5)	3.1
04-30-2010	Conf call re strategy & status	0.2
05-01-2010	Conf call with expert re track info sent & other info she needs	0.4
Monday 05-03-2010	Reviewed & organized more info for expert; TC re same (0.5); reviewed & edited bifurcation stip; conf call re best way to separate claims & to deal with discovery on dif issues (0.5); reviewed/ commented on QU draft protective order; discuss same; fwd prior protective orders for discussion with QU (0.7)	1.7
05-04-2010	Mtg with DoJ re QU (2.0); TC conf with Orleans (0.5)	2.5

05-05-2010	Conf call with expert; reviewed all depo exhibits in case & fwd relevant ones to expert; worked with expert on charts (4.5); conf call re prep for SWA/admin depositions; reviewed & commented on questions for same; prep add'l questions; prep outline re benefits not provided to padded athletes (1.3)	5.8
05-06-2010	Reviewed Powers depo; made notes on issues for trial (1.3); reviewed info re indoor track from expert; discussed same with track expert (0.6)	1.9
05-07-2010	Emails re Flynn & McDonald depositions; email prep for track depo (0.5); reviewed Flynn depo & depo exhibits; noted issues & fwd to expert; reviewed McDonald depo & depo exhibits; noted issues & fwd to expert (1.6)	2.1
05-08-2010	Reviewed & organized more track info, competition data, events, schedules, etc.; discussed & fwd to expert for summary; reviewed most recent NEC school track data; organized & summarized for expert; fwd for her analysis; reviewed NCAA track info & rule info from expert; reviewed NCAA track rules & USATrack events & rules; worked with expert on exhibit info & report	7.5
Monday 05-10-2010	Reviewed QU docs; organized same for experts; fwd same for review for reports (1.5); TC cheer expert; fwd QU cheer info (0.2); reviewed/edited bifurcation stip; discuss issues arising from same (0.3)	2.0
05-11-2010	Mtg with OCR re QU counting & cheer issues; follow up discussions with DoJ (2.0); travel to/from mtg (1.6); strategy re bifurcation & preservation of rights on delayed issues & claims; edits re same (0.6); conf with cheer expert re report (0.5)	2.7
05-12-2010	Worked with track expert on report; gathered more info to fwd for analysis (3.0); worked with Lopiano on report issues; gathered more info to fwd for analysis; discussions re counting issues & inadequate QU participation data & need for updated squad & eligibility lists (3.2); TC counsel re expert issues (0.2)	6.4

05-13-2010	Reviewed/organized updated QU info for expert to incorporate into participation charts; TC re same; reviewed new charts disclosed by QU; compared to other participation data & report; discussed with Lopiano; emails re need for updated enrollment data; TC Webb; reviewed docs from same; reviewed bio; reviewed analyses re QU cheer schedule & schedules of other cheer schools; reviewed NCSTA info; analyzed history of QU schedules to show which sports play in multiple seasons; review other NEC school schedules to show same; TC re depos	8.2
05-14-2010	Worked with experts on reports; gathered & helped update exhibits; reviewed new track docs from QU & sudden data re JV runners not listed on competition reports; fwd to expert; TC re impact on report; reviewed NCAA rule interpretations re track issues from expert - good for exam	9.5
05-15-2010	Helped expert finalize report & gather exhibits; organize for filing; corresp & TC re same; reviewed updated track report; reviewed info re JV vs varsity track; reviewed expert info re ways in which QU fails to run legit track program; organized QU schedule info for expert chart comparing QU to NCAA	8.2
05-16-2010	Worked with track expert on report; reviewed charts created re competitions, participation, scheduling, etc.; reviewed more new docs from QU; discussed with expert; worked with cheer expert; organized exhibits; reviewed schedules of schools claiming indoor track but only running outdoors; organized materials for QU track coach depo; prep questions & issues to address; explained info to obtain in track depo	9.0
Monday 05-17-2010	Worked with track expert on report; reviewed charts analyzing XC vs track; reviewed info re events not entered; helped organized final report for filing; reviewed more brand new docs from QU; fwd to expert but too late for incorp; reviewed expert info re NCAA dif philosophies for Div I vs other divisions; analyze with QU treatment in mind	8.4
05-18-2010	Reviewed Thompson depo; reviewed Orleans summary of Martin depo; emails with client & counsel	1.0

05-20-2010	Reviewed Martin depo; notes re same; prep issues for expert to address at trial (1.5); emails re court call & class notice; prep info re no need for notice for 23b2 class (0.7); discussions re trial procedure (0.2)	2.4
05-21-2010	Reviewed class cert decision; noted impact on case; conf re same	0.6
05-22-2010	Emails & TC re trial prep	0.2
Monday 05-24-2010	Reviewed/organized more docs from QU; discussions re protective order material & stip; emails re scheduling expert depos; discussions re document exchange; discussed with experts	1.6
05-25-2010	Update re court call (0.2); discussions re defense questions re Lopiano report & doc needs; gathered info re Lopiano cases per QU request (0.6)	0.8
05-26-2010	TC DoJ re status & amicus (0.5); ongoing discussions re pretrial order & prelim inj record; TC AY re info requested by QU; strategy conf re QU proposal to offer expert reports in lieu of testimony; coordination of more disclosures & depos; gather more info for QU; TC Webb; reviewed research re putting prelim inj hrg testimony & exhibits into record for trial; TC client	3.6
05-27-2010	TC Lopiano re info requested by QU; review report & EADA references; gather materials for QU; Follow up with DoJ re add'l info requested; emails re scheduling expert depos; battles over QU failure to disclose NCAA compliance assist data; reviewed QU proposed numbers stip; noted problems & failure to match other data; discussions re same	2.3
05-28-2010	Discussions re expert depos (0.2); more QU doc pro; prep analysis of ongoing QU inconsistencies; worked with expert to gather info requested by QU; discussions re problems with QU participation stip; outlined discrepancies and reasons we can't adopt it (1.3); discussions with cheer expert & counsel re privileged docs (0.3); conf with client re roster management & no guidelines for next year (0.2); list out deadlines already past for recruits so that QU can't find new athletes for higher women's floors; outline recruiting process for exam questions to show athletes are recruited well in advance (0.6)	2.6

05-30-2010	Trial prep; emails re need to depose QU expert before testimony; outlined counting issues for direct testimony; outlined questions re 3 prongs; emails re final info from Lopiano for QU; outlined dif between Title IX & EADA definitions of participant;	3.2
Monday 05-31-2010	Reviewed voluminous info that QU requested from expert; corresp/emails turning materials over after review ; disputes re QU participation stip; demanded QU support; detailed explanation re how QU's stip numbers are not supported by docs; demand for most recent squad lists with all athletes; conf call re outstanding issues with defense; ongoing disputes re QU refusal to turn over NCAA eligibility data & software printouts; discussions re still no QU expert designation (2.4); reviewed updated enrollment data & projections for next year; corresp with expert re same with request to update charts (0.3); Strategy conf with clients & counsel (0.8); reviewed docs to decide which to use in direct exams at trial (1.2)	4.7
06-01-2010	Reviewed new docs from QU; reviewed new squad lists; extensive notes re same; fwd to expert (2.4); reviewed QU expert disclosure of Alfreda Goff as QU's 1 <sup>st</sup> expert; researched & TC re Goff background; research re track in Goff's league (1.3);  coordination with defense re cheer depos; TC Webb; TC Lord; coordination re getting cheer docs; TC Boggs re docs; TC White re docs (1.3); emails re QU threat to eliminate VB scholarships as retaliation (0.2); reviewed new seasons of competition lists; reviewed remaining depo exhibits & fwd relevant exhibits to experts (1.5); emails with clients (0.1)	3.7  3.1
06-02-2010	Emails re scholarship issues; reviewed remaining defense exhibits & fwd relevant to expert; TC expert; emails re QU withdrawal of expert; reviewed QU docs & organized for use at trial; ongoing review & analysis of dif participation, competition, & eligibility docs	3.6





<p>Monday 06-07-2010</p>	<p>Review documents from witnesses &amp; Varsity personnel &amp; work with administrator to get them; T/C with Varsity counsel re documents &amp; privilege; email exchanges re various documents; conf w/ counsel re Varsity docs (3.5)</p> <p>Meeting with cheer personnel (1.5); conference call with court (0.4); prep for court conf &amp; discuss issues with co-counsel (0.3); meeting &amp; depo prep with Jeff Webb; follow up mtg with Jim Lord; prep to defend depo (4.0)</p> <p>Organize documents for production to defense counsel; copy &amp; deliver same; emails &amp; TC re manner of expert testimony; strategy discussions re trial; TC &amp; emails with clients; reviewed OCR cheer docs (2.5)</p>	<p>12.2</p>
<p>06-08-2010</p>	<p>Prep to defend depositions; TC Webb (1.5) Jeff Webb deposition; Jim Lord deposition; follow up discussions (8.5) T/C Varsity counsel re priv document issues; review cheer docs; TC experts; emails &amp; TC re trial issues; discussions re manner of expert testimony (1.5)</p>	<p>11.0</p>
<p>06-09-2010</p>	<p>Travel from Memphis (6.0)</p> <p>Conf with counsel re cheer depositions; conf with Lopiano re cheer issues; TC AY re Seemes report; use info to outline exam; reviewed &amp; discussed pretrial draft; reviewed new roster targets for next year; review draft order of proof (4.2)</p>	<p>6.0 4.2</p>
<p>06-10-2010</p>	<p>Reviewed QU squad list glossary info; review &amp; discuss participation data with this info; follow up re more cheer docs demanded by QU; battles over QU demand for participation stip; reviewed QU portion of pretrial submissions; disputes re same; analyzed for info needed to rebut; reviewed athlete change in status forms; emails re need unredacted versions; attempted to figure out basis for QU #s; summarized how other data conflict; discuss with expert; conf re Orleans meet &amp; confer with defense counsel; TC &amp; gathered more docs demanded by QU at cheer depositions; gathered Lopiano info requested by QU; outline docs experts will need for exhibit list; strategy conf; reviewed prelim inj materials to prep for trial; trial prep; exam outlines</p>	<p>5.6</p>

06-11-2010	Reviewed pretrial matters; TC with counsel to prep for pretrial conference; more doc review & org for trial; analyzed & chose docs for Lopiano direct exam; fwd same; TC re docs demanded by QU; research re QU claims re NAIA cheer teams; prepared for arguments re why entire participation data history is relevant to case; analysis re MIL issues; corresp to obtain info re defense expert & docs; TC Lopiano to work on supp report & participation info; reviewed QU emails & info re Seemes; reviewed roster letters; listed recruiting deadlines already passed; TC re same; reviewed QU mtn in limine & related info; outline response; discussions after pretrial conference; trial prep	6.7
06-12-2010	Reviewed & organized track materials & defense expert materials; research re same; prep depo questions for Seemes; outline materials for cross exam; reviewed NCAA info re track/XC & Div I membership; reviewed NCAA background on indoor track; TC expert re track issues & to prep me for Seemes exam; summarize track analysis re names of of runners who did not run; emails re cheer docs; review financials & fwd to defense; emails form defense; input re pretrial issues; went over pi hrg exhibits with expert; reviewed NCA & UCA materials; fwd same; research responding to issues raised by Brill; fwd to Orleans; TC re various cheer scoring systems; review video re same; trial prep	7.1
06-13-2010	Prep of materials for trial; numerous emails & TC re docs, scheduling, disclosure issues Travel to Connecticut	3.4 9.5
Monday 06-14-2010	Conf call with QU compliance officer; prepared questions for same; reviewed squad lists & eligibility lists; reorganize & summarize info based upon compliance officer info; fwd info to expert for analysis; worked with expert re supplement; reviewed more docs from cheer & fwd to defense; reviewed defense disclosures re NCSTA; emails re QU wants more info; TC to get all star info; TC Seely & Boggs; TC Webb; reviewed QU exhibit list & some exhibits; prep for Seemes depo & cross exam of Seemes; gather & review docs for same	12.4

06-15-2010	<p>Prep for depo of defense expert; Seemes depo; review &amp; summarize notes from same to prepare for cross exam in de bene esse depo; review track materials; de bene esse depo of Sam Seemes; trial prep</p> <p>Gathered materials for AY; reviewed &amp; organized same; prep for expert direct exam; reviewed docs to add to exhibit list; gathered more cheer docs re USACheer for QU; reviewed &amp; discussed same; background re NGB; worked with Boggs &amp; others to get all star cheer info for QU; reviewed same</p>	14.2
06-16-2010	<p>Meetings with experts; prep AY for depo; trial prep; review cheer depositions; emails &amp; TC to get more info demanded by QU; reviewed QU exhibits; reviewed Seemes depo transcript; discussed with expert; battles with defense re Varsity's privileged docs; discuss with Webb &amp; Varsity counsel; reviewed more new docs; battles re participation; discussed Flynn info with expert &amp; used to work on supp; worked to get United Spirit info now wanted by QU; TC DoJ; fwd info to DoJ for filing; comments on trial briefing; trial prep</p>	12.3
06-17-2010	<p>Prep AY for depo; worked with Lopiano on updating participation chart &amp; supp report; worked to get more cheer docs for QU; reviewed exhibits to use for direct exams; coordinate with experts re trial prep; strategy discussions; reviewed newly disclosed QU track charts; emails with defense re need cheer depo exhibits; reviewed Martin depo; worked on direct exam questions; outlined trial briefing</p>	11.3
06-18-2010	<p>Travel to/from New Haven (2.0)</p> <p>Meeting with expert; expert depo; post depo discussions (5.3); Detailed review of all various participation, roster, &amp; scholarship data; work with expert re counting &amp; updating charts; review OCR guidance; discuss with DoJ; prep direct exam questions (5.4)</p>	2.0 10.7

06-19-2010	Meeting with expert; go through participation info, squad lists, eligibility lists, seasons of competition used, etc. with expert; assist expert in preparation of counting and participation statistics; prepare outline for direct exam; conf calls with Dept of Justice re amicus; worked to gather still more cheer info demanded by QU.. Varsity sub companies; prep outlines for direct exams	15.7
06-20-2010	Meeting with expert; assist with supp expert report; organize docs & exhibits for same; prep outline for direct exam; discussed with expert; prep expert for direct exam; overall trial prep; reviewed AY depo; reviewed exhibit list; note relevant ex for direct exams of experts	16.4
Monday 06-21-2010	Preparation for trial; meeting with expert; participated in trial Meeting with cheer expert; revise direct exam outline; fwd cheer info; reviewed QU mtn in limine; outlined opp	18.6
06-22-2010	Meeting with cheer expert; revised direct exam; participated in trial; trial strategy meeting; conf with expert; follow up with cheer expert; work on trial pleadings	14.5
06-23-2010	Assisted with trial prep; worked on proposed findings of fact; worked on trial brief; conf with round table re legal theories; trial strategy meeting; helped prep exams for trial; outlined track & cheer key issues	10.3
06-24-2010	Assisted with trial prep; reviewed QU briefing; noted issues re gap in testimony & dif understanding of law; worked on proposed findings of fact; worked on trial brief; conf with round table re legal theories; trial strategy meeting; discussions re closing argument	10.5
06-25-2010	Assisted with closing prep; attended trial; final strategy session; worked on trial brief; reviewed & commented on QU proposed findings Travel from Connecticut	6.5 6.8
06-30-2010	Reviewed court filings; reviewed; notes on QU supp trial brief; discuss supp trial issues	0.7
07-16-2010	Emails with clients; emails with coach re VB issues	0.2

07-21-2010	Reviewed court order & opinion; summarized same; discuss with clients & counsel; outlined issues raised by same & circulated to roundtable for input	1.8
07-22-2010	Reviewed injunction order; discussed same	0.2
07-23-2010	Reviewed QU statements re court opinion & order	0.2
07-27-2010	Reviewed info re student request for crew; reviewed QU comments re adding rugby; reviewed rugby materials; reviewed NCAA re rugby; TC re rugby; gathered participation info	1.5
07-28-2010	Follow up emails re compliance plan; reviewed info that some NCSTA schools do not claim cheer as varsity sport; discussions re settlement possibilities; TC re status after Orleans call with defense	1.2
07-29-2010	Worked out schedules & deadlines re post-trial filings, fees, appeal, compliance, etc; conf re settlement options	1.0
08-03-2010	Discussions re nature of fee petition & filing; review & comment on same	0.5
08-06-2010	Emails re status after defense conf	0.2
08-12-2010	Reviewed compliance plan; notes re problems with same; discussed with counsel & clients	1.3
08-18-2010	Emails & discussion re settlement referral & stip	0.2
08-19-2010	Emails re scheduling mediation & various deadlines	0.1
08-20-2010	Reviewed commentary re compliance plan; reviewed notice re Sept 22 mediation conf & Sept 28 status conf	0.6
Monday 08-23-2010	Discussions re approach to responding to QU compliance plan (0.4); TC expert re comp plan (0.2)	0.6
08-25-2010	Discussions re mediation conf (0.4); worked on fee petition & dec; (1.2)	1.6
08-30-2010	Emails re opp to compliance plan; reviewed QU info; reviewed data re QU fall enrollment & demographics	0.5

09-02-2010	Reviewed draft compliance response; emails re same; scheduling & mediation discussion;	0.7
09-03-2010	Reviewed QU spreadsheet re scholarships; reviewed EADA, participation, & enrollment data; calculated scholarship disparities; emails re appellate issues	0.7
09-06-2010	Conf call expert re compliance issues	0.1
09-14-2010	Emails & discussions re compliance plan response	0.2
09-15-2010	Worked on compliance plan response (3.0); conf call re strategy re same (0.6); rugby research (1.0)	4.6
09-16-2010	Finalized response to compliance plan	1.2
09-21-2010	Strategy prep for call with Judge Garfinkel	0.2
09-22-2010	Emails/discussion re conf call with Judge Garfinkel; reviewed summary of same; worked on fees declaration & info; gathered supporting info/ exhibits	2.3
09-29-2010	Emails/discussion re court status conference; reviewed transcript; reviewed fee decs; discussed rate issues; reviewed QU reply re compliance plan; outlined problems/issues; issues re Oct 27 mediation; scheduling & info exchange issues re settlement; revised fees dec	3.0
10-01-2010	Discussions with client re QU positions	0.2
10-06-2010	Strategy conference re team meetings; follow up emails re same	0.5
	<b>TOTAL</b>	<b>1048.3</b>

# **EXHIBIT C**



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**LAFHEY MATRIX 2003-2010**

(2009-10 rates are unchanged from 2008-09 rates)

Years (Rate for June 1 - May 31, based on prior year's CPI-U)

Experience	03-04	04-05	05-06	06-07	07-08	08-09	09-10	10-11
20+ years	380	390	405	425	440	465	465	475
11-19 years	335	345	360	375	390	410	410	420
8-10 years	270	280	290	305	315	330	330	335
4-7 years	220	225	235	245	255	270	270	275
1-3 years	180	185	195	205	215	225	225	230
Paralegals & Law Clerks	105	110	115	120	125	130	130	135

Years

**Explanatory Notes**

1. This matrix of hourly rates for attorneys of varying experience levels and paralegals/law clerks has been prepared by the Civil Division of the United States Attorney's Office for the District of Columbia. The matrix is intended to be used in cases in which a "fee-shifting" statute permits the prevailing party to recover "reasonable" attorney's fees. See, e.g., 42 U.S.C. § 2000e-5(k) (Title VII of the 1964 Civil Rights Act); 5 U.S.C. § 552(a)(4)(E) (Freedom of Information Act); 28 U.S.C. § 2412 (b) (Equal Access to Justice Act). The matrix does not apply in cases in which the hourly rate is limited by statute. See 28 U.S.C. § 2412(d).
2. This matrix is based on the hourly rates allowed by the District Court in *Laffey v. Northwest Airlines, Inc.*, 572 F. Supp. 354 (D.D.C. 1983), *aff'd in part, rev'd in part on other grounds*, 746 F.2d 4 (D.C. Cir. 1984), *cert. denied*, 472 U.S. 1021 (1985). It is commonly referred to by attorneys and federal judges in the District of Columbia as the "Laffey Matrix" or the "United States Attorney's Office Matrix." The column headed "Experience" refers to the years following the attorney's graduation from law school. The various "brackets" are intended to correspond to "junior associates" (1-3 years after law school graduation), "senior associates" (4-7 years), "experienced federal court litigators" (8-10 and 11-19 years), and "very experienced federal court litigators" (20 years or more). See *Laffey*, 572 F. Supp. at 371.
3. The hourly rates approved by the District Court in *Laffey* were for work done principally in 1981-82. The Matrix begins with those rates. See *Laffey*, 572 F. Supp. at 371 (attorney rates) & 386 n.74 (paralegal and law clerk rate). The rates for subsequent yearly periods were determined by adding the change in the cost of living for the Washington, D.C. area to the applicable rate for the prior year, and then rounding to the nearest multiple of \$5 (up if within \$3 of the next multiple of \$5). The result is subject to adjustment if appropriate to ensure that the relationship between the highest rate and the lower rates remains reasonably constant. Changes in the cost of living are measured by the Consumer Price Index for All Urban Consumers (CPI-U) for Washington-Baltimore, DC-MD-VA-WV, as announced by the Bureau of Labor Statistics for May of each year.
4. Use of an updated Laffey Matrix was implicitly endorsed by the Court of Appeals in *Save Our Cumberland Mountains v. Hodel*, 857 F.2d 1516, 1525 (D.C. Cir. 1988) (*en banc*). The Court of Appeals subsequently stated that parties may rely on the updated Laffey Matrix prepared by the United States Attorney's Office as evidence of prevailing market rates for litigation counsel in the Washington, D.C. area. See *Covington v. District of Columbia*, 57 F.3d 1101, 1105 & n. 14, 1109 (D.C. Cir. 1995), *cert. denied*, 516 U.S. 1115 (1996). Lower federal courts in the District of Columbia have used this updated Laffey Matrix when determining whether fee awards under fee-shifting statutes are reasonable. See, e.g., *Blackman v. District of Columbia*, 59 F. Supp. 2d 37, 43 (D.D.C. 1999); *Jefferson v. Milvets System Technology, Inc.*, 986 F. Supp. 6, 11 (D.D.C. 1997); *Ralph Hoar & Associates v. Nat'l Highway Transportation Safety Admin.*, 985 F. Supp. 1, 9-10 n.3 (D.D.C. 1997); *Martini v. Fed. Nat'l Mtg Ass'n*, 977 F. Supp. 482, 485 n.2 (D.D.C. 1997); *Park v. Howard University*, 881 F. Supp. 653, 654 (D.D.C. 1995).

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06/21/2010

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# LAFFEY MATRIX

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Year	Adjustmt Factor**	Paralegal/ Law Clerk	Years Out of Law School *				
			1-3	4-7	8-10	11- 19	20 +
6/01/10- 5/31/11	1.0337	\$161	\$294	\$361	\$522	\$589	\$709
6/01/09- 5/31/10	1.0220	\$155	\$285	\$349	\$505	\$569	\$686
6/01/08- 5/31/09	1.0399	\$152	\$279	\$342	\$494	\$557	\$671
6/01/07-5/31/08	1.0516	\$146	\$268	\$329	\$475	\$536	\$645
6/01/06-5/31/07	1.0256	\$139	\$255	\$313	\$452	\$509	\$614
6/1/05- 5/31/06	1.0427	\$136	\$249	\$305	\$441	\$497	\$598
6/1/04- 5/31/05	1.0455	\$130	\$239	\$293	\$423	\$476	\$574
6/1/03- 6/1/04	1.0507	\$124	\$228	\$280	\$405	\$456	\$549
6/1/02- 5/31/03	1.0727	\$118	\$217	\$267	\$385	\$434	\$522
6/1/01- 5/31/02	1.0407	\$110	\$203	\$249	\$359	\$404	\$487
6/1/00- 5/31/01	1.0529	\$106	\$195	\$239	\$345	\$388	\$468
6/1/99- 5/31/00	1.0491	\$101	\$185	\$227	\$328	\$369	\$444
6/1/98- 5/31/99	1.0439	\$96	\$176	\$216	\$312	\$352	\$424
6/1/97- 5/31/98	1.0419	\$92	\$169	\$207	\$299	\$337	\$406
6/1/96- 5/31/97	1.0396	\$88	\$162	\$198	\$287	\$323	\$389
6/1/95- 5/31/96	1.032	\$85	\$155	\$191	\$276	\$311	\$375

6/1/94- 5/31/95	1.0237	\$82	\$151	\$185	\$267	\$301	\$363
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The methodology of calculation and benchmarking for this Updated Laffey Matrix has been approved in a number of cases. See, e.g., McDowell v. District of Columbia, Civ. A. No. 00-594 (RCL), LEXSEE 2001 U.S. Dist. LEXIS 8114 (D.D.C. June 4, 2001); Salazar v. Dist. of Col., 123 F.Supp.2d 8 (D.D.C. 2000).

\* "Years Out of Law School" is calculated from June 1 of each year, when most law students graduate. "1-3" includes an attorney in his 1st, 2nd and 3rd years of practice, measured from date of graduation (June 1). "4-7" applies to attorneys in their 4th, 5th, 6th and 7th years of practice. An attorney who graduated in May 1996 would be in tier "1-3" from June 1, 1996 until May 31, 1999, would move into tier "4-7" on June 1, 1999, and tier "8-10" on June 1, 2003.

\*\* The Adjustment Factor refers to the nation-wide Legal Services Component of the Consumer Price Index produced by the Bureau of Labor Statistics of the United States Department of Labor.

# **EXHIBIT D**

TRAVEL	EXPENSES									
	Air	Hotel	Rental car	Gas	Tolls	Parking	Taxi	Mileage		
2009								IRS rate		
April 5 2009	\$277.20		\$25.33	\$10.06		\$20.00		80 miles	to/from BWI	
May 2-6		\$362.72		\$53.85	\$8.00			660 miles	to/from/in CT	
May 9-13		\$282.09		\$44.10				700 miles	to/from/in CT	
		\$90.68						\$792.00	1440 miles at 55 cents per mile	
2010										
February 16-17	\$343.30	\$124.19	\$80.26	\$13.10		\$40.00		8 miles	to/from DCA	
June 6-9	\$499.30	\$250.10	\$99.36	\$29.30			\$32			
June 13-25		\$671.34		\$46.10	\$14.00			770 miles	to/from/in CT	
		\$175.20						\$389.00	778 miles at 50 cents per mile	
<b>TOTAL</b>	<b>\$1,119.80</b>	<b>\$1,956.32</b>	<b>\$204.95</b>	<b>\$52.46</b>	<b>\$144.05</b>	<b>\$82.00</b>	<b>\$32</b>	<b>2218 miles</b>		
<b>Grand Total</b>	<b>\$4,772.58</b>							<b>\$1,181.00</b>		

# **EXHIBIT E**

Biediger v. Quinnipiac University

**Expenses**

<b>DESCRIPTION</b>	<b>AMOUNT</b>
Copies	\$1,581.45
Postage/overnight mailing	\$ 142.60
Long distance phone	\$ 310.40
Online research	\$ 120.00
PACER fees	\$ 15.68
Witness fees	\$ 120.00
Deposition costs	\$4,558.15
<b>TOTAL</b>	<b>\$6,848.28</b>