

NATIONAL FEDERATION OF THE BLIND

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August 28, 2012

ACCOUNT NO: 1120-336M

INVOICE NO: 33502

HATHITRUST

		Rate	Hours
JPW	Revise Peter Jaszi's response to Plaintiffs' 56.1 statement and e-mail to co-counsel and HathiTrust counsel	250.00	0.90
JPW	Assist Daniel F. Goldstein with edits to memo	250.00	0.20
JPW	Incorporate edits into opposition memo	250.00	0.60
DFG	Review latest iteration of HathiTrust draft	475.00	0.40
DFG	Edits to Opp. to AG's Motion for Summary Judgment	475.00	1.60
07/20/2012			
JPW	Revise opposition memo; discuss edits with Theo Thomas	250.00	0.50
DMA	Review opposition brief and mark authorities; confer with Jessica P. Weber re: cites; e-mail Daniel F. Goldstein and Jessica P. Weber re: filing unredacted 56.1; telephone call to Bob Bernstein re: filing under seal - left message; e-mail exchange with B. Bernstein; conference with Jessica P. Weber	155.00	0.70
JPW	Talk to/e-mail with Theo Thomas and Denise M. Altobelli re: finalizing memo and 56.1 counter-statement	250.00	1.50
JPW	Review opposition and make small edits	250.00	1.40
DMA	Revisions and authority checking of brief in opposition	155.00	1.10
EP	Revisions and authority checking of brief in opposition	140.00	1.10
JPW	Review 56.1 response	250.00	0.20
EP	Review 56.1 response	140.00	0.50
DMA	Finalize Intervenor's Rule 56.1 Statement and Opposition to Motion for Summary Judgment in redacted and unredacted forms; check tables; assist with final edits; prepare copies of unredacted filings for Sealing Clerk and Judge and co-counsel; e-mail to opposing counsel and defense counsel with unredacted copies of filings;	155.00	3.90
DFG	Review 56.1 statement	475.00	0.20
DFG	Edits to Opp. to Plaintiff's Motion for Summary Judgment	475.00	1.00
DFG	Final proof of Opp. to Plaintiff's Motion for Summary Judgment	475.00	0.60
07/21/2012			
JPW	Review Authors' Guild Opposition Memo	250.00	0.40
JPW	Review e-mails from co-counsel about Authors' Guild Opposition Memo and plans for reply	250.00	0.20
07/22/2012			
DFG	Review A.G. Opp to Defendant's Motions and counter statement to our facts and Goldman declaration	475.00	0.70
07/23/2012			
JPW	Review Peter Jaszi's outline for part of reply memo	250.00	0.20
JPW	Review Plaintiffs' response to NFB's 56.1 statement	250.00	0.10
DMA	Conference with Theo Thomas re; pleading filed re: Motion for Summary Judgment	155.00	0.10
JPW	Conference call with Daniel F. Goldstein, Elyse Pillitteri, Peter Jaszi, and Bob Bernstein to discuss plans for reply memo	250.00	2.00
EP	Conference call with Daniel F. Goldstein, Jessica P. Weber, Bob Bernstein, and Peter Jaszi	140.00	2.00
EP	Review notes from conference call and prepare outline of issues to raise in reply	140.00	1.10

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		Rate	Hours
JPW	Draft and send e-mail to HathiTrust legal team with discussion points for afternoon conference call on coordinating reply memos and plans for our reply	250.00	1.00
JPW	Review Frederic Schroeder declaration	250.00	0.20
JPW	Draft supplemental declaration for Jim Fruchterman	250.00	0.40
JPW	E-mail draft 2nd supplemental declaration to Jim Fruchterman for review	250.00	0.10
JPW	Revise Schroeder declaration	250.00	0.30
EP	Review plaintiff's opposition to defendants' and defendant intervenors' motions for summary judgment	140.00	0.40
EP	Conference call with Daniel F. Goldstein, Jessica P. Weber, Bob Bernstein, Peter Jaszi, and HathiTrust	140.00	1.00
JPW	Conference call with HathiTrust legal team, Daniel F. Goldstein, Elyse Pillitteri, Peter Jaszi, and Bob Bernstein to coordinate reply briefs (.8); follow-up conversation with Daniel F. Goldstein and Elyse Pillitteri (.2)	250.00	1.00
JPW	Review and forward on to co-counsel e-mail with revisions to supplemental Fruchterman declaration	250.00	0.10
JPW	Talk to Daniel F. Goldstein about revision to Fruchterman supplemental declaration (.1); e-mail Allie Roach about HathiTrust employee agreements (.1)	250.00	0.20
JPW	Telephone call with Allie Roach re: scope of employee access (.1); check record for more information about scope of employee access (.1)	250.00	0.20
JPW	E-mail Jim Fruchterman about revisions to declaration	250.00	0.10
DFG	Conferred with Dr. Maurer re: his quote	475.00	0.20
DFG	A. Spooone telephone call	475.00	0.10
DFG	Telephone call Fred Schroeder and draft declaration	475.00	0.80
DFG	Telephone call with HathiTrust counsel re: Reply	475.00	1.20
DFG	Answer to Peter Jaszi's comment r: large print market (2 e-mails)	475.00	0.20
DFG	Conference call with co-counsel re: Reply	475.00	2.00
DFG	Conferred with Dr. Maurer re: possible expert	475.00	0.10
DFG	Conferred with C. VanGervan re: possible expert	475.00	0.10
07/24/2012			
JPW	E-mail Jim Fruchterman final declaration to sign and return	250.00	0.10
DMA	E-mails to Mehgan Sidhu with pleadings filed by other parties on 7/20	155.00	0.10
DMA	Conference with Jessica P. Weber re: Schroeder declaration in support of Motion for Summary Judgment reply; prepare electronic copy; e-mail to Jessica P. Weber	155.00	0.20
JPW	Confer with Denise M. Altobelli re: confidentiality agreements (.1); scan and save 2nd supplemental Fruchterman declaration (.1)	250.00	0.20
DMA	Conference with Jessica P. Weber re: Second Supplemental Decl of James Fruchterman; prepare for ECF	155.00	0.10
DMA	Conference with Jessica P. Weber re: protective order; e-mail to Valerie Yingling with protective order for signature	155.00	0.20
JPW	Review protective order and sign confidentiality agreement	250.00	0.10
JPW	E-mail co-counsel with 2nd Supp Fruchterman Declaration and new information about case for reply memo	250.00	0.20
JPW	Draft preliminary statement for reply memo (2.9); review		

HATHITRUST

		Rate	Hours
	second Aiken declaration (.2)	250.00	3.10
JPW	Talk to Allie Roach about obtaining additional declaration re: access to image files (.3); review Wilkin deposition (.1); e-mail co-counsel with information from call with Allie Roach (.1)	250.00	0.50
JPW	Review and exchange e-mails with Daniel F. Goldstein, Jack Bernard, and Peter Jaszi re: returning Jack Bernard's call	250.00	0.10
JPW	Telephone call with Jack Bernard and Peter Jaszi	250.00	1.10
JPW	E-mail co-counsel summary of call with Jack Bernard; draft summary of call	250.00	0.40
DFG	E-mail re: images and chaffee	475.00	0.10

07/25/2012

EP	Review relevant discovery requests and responses for mention of market for large print books	140.00	1.50
EP	Review team emails re: reply	140.00	0.20
JPW	Review drafts of reply memo; conference call with co-counsel; begin adding correct citation to reply memo	250.00	1.80
DMA	E-mail and response to Elyse Pillitteri re: pleadings on Motion for Summary Judgment	155.00	0.10
EP	Review relevant discovery requests and responses for mention of market for large print books	140.00	1.30
EP	Research [REDACTED]	140.00	0.50
EP	Review relevant discovery requests and responses for mention of market for large print books	140.00	1.30
EP	E-mail Allie Roach re: harm to the market for large-print texts	140.00	0.20
JPW	Talk to Elyse Pillitteri about new thought to add to reply memo (.1); review Peter Jaszi's comments to reply (.2)	250.00	0.30
JPW	Review and exchange e-mails with co-counsel re: reply memo; incorporate Daniel F. Goldstein's edits into reply memo; research citations to add to reply; edit reply draft for substantive changes and citations	250.00	4.10
DFG	Edits to Reply Brief	475.00	6.50
DFG	Conferred with Joe Beck	475.00	0.20
DFG	Review HathiTrust's Reply	475.00	0.30
DFG	Edits to Reply	475.00	4.00

07/26/2012

JPW	Review Robert Bernstein and Peter Jaszi's comments/edits to reply brief (.2); exchange e-mails with Elyse Pillitteri about cite-checking reply memo (.1)	250.00	0.30
JPW	Discuss filing logistics with Denise M. Altobelli	250.00	0.20
DMA	Conference with Jessica P. Weber re: redaction and filing of reply to Motion for Summary Judgment	155.00	0.10
DMA	Conference with Angela R. Lima re: assisting with preparation of Reply to Motion for Summary Judgment	155.00	0.10
JPW	Confer with Daniel F. Goldstein about edits	250.00	0.40
EP	Cite check reply to plaintiff's opposition	140.00	2.80
DMA	Conferences with Angela R. Lima re; preparing and filing redacted/unredacted document in NY SD and creating PDF-A format documents	155.00	1.40

HATHITRUST

		Rate	Hours
DMA		155.00	
EP	Cite check reply in support of motion for summary judgment	140.00	1.50
DMA	Mark authorities for Theo Thomas to generate table; conference with Jessica P. Weber re: cites	155.00	0.60
JPW	Discuss logistics of finalizing reply memo with Denise M. Altobelli and Theo Thomas	250.00	0.40
JPW	Discuss cite-checking process with Elyse Pillitteri	250.00	0.10
EP	Confer with Jessica P. Weber re: citations	140.00	0.10
JPW	Review Jack Bernard's edits to reply memo	250.00	0.20
JPW	Review draft supplemental declaration of John Wilkin	250.00	0.10
DMA	Preparing declarations for ECF with Reply memo; conference with Jessica P. Weber and e-mail to Theo Thomas and Angela R. Lima re: filing	155.00	0.90
AL	Conferences with Denise M. Altobelli re: preparing and filing redacted/unredacted document in NY SD and creating PDF-A format documents for filing of Reply to Motion for Summary Judgment	140.00	1.50
JPW	Edit reply memo	250.00	1.40
JPW	Call Jack Bernard to discuss edit to reply memo; draft follow-up e-mail to co-counsel	250.00	0.40
JPW	Review Bob Bernstein's edits to reply	250.00	0.20
07/27/2012			
JPW	Telephone call with Peter Jaszi and Daniel F. Goldstein re: reply; telephone call with Andrew Pequignot re:reply; follow-up telephone call with Peter Jaszi re: questions from call with Andrew Pequignot; e-mail Andrew Pequignot with Peter's thoughts	250.00	1.00
JPW	Edit reply brief; confer with Daniel F. Goldstein on edits	250.00	0.90
JPW	Consult with Angela R. Lima and Theo Thomas re: table of authorities for reply	250.00	0.10
JPW	Review Theo Thomas's edits to reply; discuss reply edits with Daniel F. Goldstein	250.00	0.30
JPW	Edit reply memo	250.00	0.30
EP	Review reply brief	140.00	0.40
DAR	[Not Subject of Fee Application]	250.00	0.60
DAR	[Not Subject of Fee Application]	250.00	0.80
JPW	Review and edit reply memo	250.00	0.90
JPW	Finalize reply memo	250.00	0.40
AL	E-mail to Theo Thomas and Jessica P. Weber re: assisting on Reply to Motion for Summary Judgment filing; proof TOC and TOA (.4) and conference with Theo Thomas and Jessica P. Weber re: same (.2)	140.00	0.70
AL	Second proofing of TOC and TOA in Reply to Motion for Summary Judgment for filing (.4); proofread entire Reply (.6); conference with Theo Thomas re: new page limit and upcoming changes (.1)	140.00	1.10
AL	Assist with filing reply memo	140.00	1.00
JPW	Revise brief	250.00	2.30
DFG	Telephone call to Peter Jaszi re: reply	475.00	0.40
DFG	Further edits to Reply	475.00	1.60
DFG	Final proof read	475.00	0.40

HATHITRUST

		Rate	Hours
	DFG Editing Reply	475.00	2.20
07/28/2012			
	DFG Review Plaintiff's Reply	475.00	0.30
	DFG E-mail to co-counsel	475.00	3.00
07/29/2012			
	DFG Review and respond to Peter Jaszi's ideas re: oral argument	475.00	0.20
07/30/2012			
	JPW Meet with Daniel F. Goldstein, Denise M. Altobelli, and Elyse Pillitteri to discuss preparation for hearing on summary judgment motions	250.00	0.50
	JPW Meet with Denise M. Altobelli and Elyse Pillitteri to discuss preparation for hearing on summary judgment motions	250.00	0.30
	EP Confer with Daniel F. Goldstein, Jessica P. Weber, and Denise M. Altobelli re: preparation for hearing	140.00	0.50
	EP Meet with Jessica P. Weber and Denise M. Altobelli to discuss preparation for hearing on summary judgment motions	140.00	0.30
	JPW Work with Denise M. Altobelli to identify pleadings to be included in binder for hearing on summary judgment motions	250.00	0.40
	DMA Meeting with Daniel F. Goldstein, Jessica P. Weber and Elyse Pillitteri re; preparing for argument on Motion for Summary Judgment	155.00	0.50
	DMA Continue meeting with Jessica P. Weber and Elyse Pillitteri re; preparing for argument on Motion for Summary Judgment	155.00	0.30
	EP Prepare case chart for hearing on summary judgment motion	140.00	1.70
	DMA Preparing pleadings and cases for Motion for Summary Judgment argument for Daniel F. Goldstein	155.00	2.40
	JPW Review Plaintiffs' reply memo	250.00	0.40
	JPW Ask Laura G. Abelson about SDNY laptop policy	250.00	0.10
	EP Prepare case chart for hearing on summary judgment	140.00	1.50
	JPW Discuss creation of preparation materials for Daniel F. Goldstein (re: hearing on motions for summary judgment) with Denise M. Altobelli	250.00	0.20
	JPW Prepare folder with relevant exhibits to prepare Daniel F. Goldstein for hearing on motions for summary judgment	250.00	1.00
	EP Prepare case chart for hearing on summary judgment	140.00	1.30
	DFG Meeting with Jessica P. Weber, Elyse Pillitteri, Denise M. Altobelli to prepare for 8/6 hearing on Motion for Summary Judgment	475.00	0.50
07/31/2012			
	DMA Compile briefing, exhibit and authorities notebooks for Daniel F. Goldstein argument on Motions for Summary Judgment and Statement of Facts	155.00	5.10
	JPW Review Denise M. Altobelli's record binders for Daniel F. Goldstein's hearing preparation (re: motions for summary judgment)	250.00	0.10

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		Rate	Hours	
EP	Prepare case chart for hearing on summary judgment	140.00	3.80	
JPW	Review Elyse Pillitteri's notes on cases cited in motions for summary judgment briefing (for hearing preparation) (.2); talk to Denise M. Altobelli about hearing preparation (.3); consult with Elyse Pillitteri about case summaries for hearing preparation (.1)	250.00	0.50	
JPW	Review and save edited case summaries; consult with Denise M. Altobelli about hearing preparation binders; e-mail Bob Bernstein re: SDNY laptop rules and bringing exhibits to hearing	250.00	0.20	
JPW	Review HathiTrust's reply memo	250.00	0.30	
JPW	Review e-mail from Joe Beck re: motions for summary judgment hearing strategy	250.00	0.10	
EP	Revise case chart for hearing on summary judgment	140.00	1.30	
JPW	Draft letter to judge and proposed order re: permission to bring laptop to hearing	250.00	0.40	
	FOR CURRENT SERVICES RENDERED		246.00	62,351.00
	LESS COURTESY DISCOUNT			-9,352.65
	NET FEES AFTER DISCOUNT			52,998.35

TIMEKEEPER SUMMARY

TIMEKEEPER	HOURS	HOURLY RATE	TOTAL
DANIEL F. GOLDSTEIN	52.60	\$475.00	\$24,985.00
DANIEL A. ROSS	1.40	250.00	350.00
JESSICA P. WEBER	87.80	250.00	21,950.00
DENISE M. ALTOBELLI	23.70	155.00	3,673.50
ELYSE PILLITTERI	72.70	140.00	10,178.00
LAURA G. ABELSON	1.00	250.00	250.00
JANET L HENRY	2.50	145.00	362.50
ANGELA LIMA	4.30	140.00	602.00

EXPENSES

Records	20.16
Research	38.80
Teleconference	483.49
Meals	1,212.07
Fax Transmissions	1.00
Travel	448.85
NFB EXPENSES	4,260.06
TOTAL EXPENSES	6,464.43

ADVANCES

08/09/2012	Local Counsel - THE LAW OFFICES OF ROBERT J. BERNSTEIN (7/1/2012 TO 7/31/2012)	45,473.00
	Local Counsel	45,473.00
	TOTAL ADVANCES	45,473.00
	TOTAL CURRENT WORK	104,935.78

NATIONAL FEDERATION OF THE BLIND

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August 28, 2012

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HATHITRUST

BALANCE DUE

\$104,935.78

Your Trust Account #4 balance is

	OPENING BALANCE	\$0.00
08/17/2012	DEPOSIT CK# 044305	180,919.91
08/20/2012	INVOICE #92313	
	PAYEE: LEGAL IMAGES OF BALTIMORE, LLC	-527.88
08/20/2012	INVOICE #89580	
	PAYEE: SUGARMAN, ROGERS, BARSHAK & COHEN	-4,787.88
08/20/2012	INVOICE #060112-309468	
	PAYEE: TSG REPORTING, INC.	-570.45
08/20/2012	INVOICE # 11/11 - 2/11	
	PAYEE: PETER JASZI	-11,637.50
08/20/2012	INVOICE # 2/24 - 7/12/12	
	PAYEE: PETER JASZI	-77,306.25
08/20/2012	INVOICE #20120726	
	PAYEE: GEORGE KERSCHER	-3,972.56
08/20/2012	SERVICES RENDERED THROUGH 6/1/12 TO 6/30/12	
	PAYEE: BROWN, GOLDSTEIN & LEVY, LLP	-82,117.39
	CLOSING BALANCE	<u>\$0.00</u>

THIS BILL COVERS THE PERIOD THROUGH 07/31/2012
WE ACCEPT VISA/MASTERCARD/AMERICAN EXPRESS/DISCOVER
Federal Tax I.D. # 52-1322243

**The Law Office of
Robert J. Bernstein**

488 Madison Avenue, 9th Floor, New York, NY 10022
Telephone: (212) 705-4811 Fax: (212) 593-9175
Email: rjb@robert-bernsteinlaw.com

August 1, 2012

Via Email (dfg@browngold.com)

NATIONAL FEDERATION OF THE BLIND (NFB)
c/o Daniel F. Goldstein
Brown, Goldstein & Levy, LLP
120 E. Baltimore Street, Suite 1700
Baltimore, MD 21202

Re: The Authors Guild, Inc. v. HathiTrust, 11 Civ. 6351 (HB) (SDNY)

All legal services set forth in this statement were rendered by Robert J. Bernstein ("RJB") at his regular rate of \$500/hour. This invoice covers all legal services rendered for National Federation of the Blind, Blair Seidlitz and Courtney Wheeler (collectively, "NFB") from July 1 to 31, 2012 in connection with the above matter.

LEGAL FEES (for the period July 1 to 31, 2012):

<u>Date:</u>	<u>Description</u>	<u>Time</u> (hrs.)
July 2:	multiple emails (EMs) with NFB team re A.G. MSJ papers; telephone conference (TC) with J. Petersen (JP) re submitting courtesy copies and EM to NFB team re same; review A.G.'s Gervais Decl.; EM to NFB and HT teams re Gervais Decl. and CCC Dep.; EMs re submission of courtesy copies and sealed documents; TC and EMs with T. Thomas (TT) re same; prepare and file corrected Kersher and Fruchterman Decl. to include their C.V.s; review A.G.'s Edelman Decl. and EMs with JP, Joe Beck (JB) and NFB team re same; review A.G. brief in support of MSJ and EM to NFB team with detailed comments on it; review other A.G. submissions and review H.T. Decl. in support of its MSJ	8.5
July 3:	continued review of A.G.'s submissions in support of its MSJ; conference Call with D. Goldstein (DG), P. Jaszi (PF), J. Weber (JW) and E. Pillitteri (EP) (collectively, "NFB Team") re A.G.'s MSJ submissions and preparation of NFB opposition papers; follow-up TC with PJ re same; EMs and TC with	

<u>Date:</u>	<u>Description</u>	<u>Time</u> (hrs.)
July 3 (cont'd):	TT re same re courtesy copies and and filing under seal; EMs with PJ re Edelman Decl.; review EMs re CCC Dep.; review EP memo of conference call re NFB opposition papers; review EMs re research assignments for EP	4.1
July 5:	review courtesy copy binders forwarded by TT; draft letter to Judge Baer (HB) re same; EMs with TT re same and re sealed filing	0.5
July 6:	review EMs from PJ and JB re Gervais Decl. and security issues; review HT internal EMs re same forwarded by A. Roach (AR); review Judge Posner opinion forwarded by EP; review EP research memoranda and related EMs; EMs with TT	2.2
July 9:	review amici briefs filed by ALA and Digital Humanities and Law Scholars; review PJ edits to EP's "fruit of the poisonous tree" memo; review EMs From DG and PJ; EMs re Denise Altobelli (DA) re sealed filing; review Pam Samuelson article from Chronicle of Higher Education forwarded by PJ; EMs re oral argument; review EMs from DG and PJ re piracy issue; review PJ draft agenda for NFB team conference call; reorganize HB courtesy copies binders and revise cover letter to Judge Baer re same	3.8
July 10:	review EP revised injunctive relief memo; begin reviewing fair use cases cited by A.G. in its MSJ memo; review EMs from DG and JB re opposition papers; EM to all counsel re NFB courtesy copies	3.6
July 11:	EMs with Jonathan Band re courtesy copies; conference call with NFB team re opposition papers; review filings and EMs in preparation for same; conference call with HT and NFB teams re strategy for opposition papers; EM to J. Goldman and JW providing complete copy of CCC Dep.; review DOJ brief in Google litigation referring to accessibility; review EMs re oral argument	4.3
July 12:	EMs to J. Goldman and JW forwarding CCC deposition exhibits; review PJ EM re inserts he will provide for fair use section; review letter to all counsel from HB;	0.4
July 13:	review EP revised Bad Faith and Fair Use memo; review accessibility statement in Judge Chin's opinion re settlement agreement; file confidential submissions under seal; EMs re same	1.0
July 14:	review portions of Marybeth Peters testimony on accessibility in her Statement on Google Book Settlement; review JW draft section on A.G. ignoring the blind in its MSJ papers; continued review of A.G. cases	2.8

<u>Date:</u>	<u>Description</u>	<u>Time</u> (hrs.)
July 15:	work on initial draft of fair use section for opposition papers, and related legal research and review of A.G. submissions and prior filings by NFB; review Grimmelmann blog discussion of summary judgment papers forwarded by PJ;	6.8
July 16:	continued work on draft fair use section for opposition papers; review PJ edits and comments on JW draft section on A.G. ignoring the blind; review PJ draft inserts for NFB opposition brief; EM to NFB Team with my initial comments on JW draft; EM to NFB Team re first draft of fair use section for opposition; review and revise DG second draft of Preliminary Statement; review PJ comments on same; review draft supplemental decl. of James. Fruchterman, EMs re same, and revisions thereto;	8.2
July 17:	review PJ edits and comments to revised draft NFB opposition brief; revise fair use sections in light of PJ comments and EM to NFB Team re same; EM and TCs with PJ re same; revise current draft of Preliminary Statement and Section I, and EM re same; multiple EMs with NFB Team re strategy and framing argument as to “lawful uses” or fair use or both; further TC with PJ re same; review PJ edits to current draft; revise and comment on PJ latest edits and EM re same; review JB EM commenting on NFB draft opposition brief;	6.5
July 18:	review and comment on PJ’s edits to composite draft circulated to HT team; EM to NFB Team re same; review and comment on HT draft brief; conference call with NFB Team re JB comments, revising NFB draft, and comments on HT draft brief; EM to JB re his suggestion to utilize more of discovery; EMs with R. Potter re same; review and revise PJ draft EM to HT Team re composite comments of NFB Team on HT draft brief; TC with PJ re same; review M. Sidhu and PJ comments/edits on further revised draft of NFB opposition, and revise same and EM to NFB Team re same; TC with JB and PAJ re NFB comments on HT draft brief; review JB revision to HT draft preliminary statement and EM to JB re same; review DG EM re issues to address in next draft;	6.2
July 19:	multiple EMs with NFB Team re further edits; EMs re logistics and re confidentiality designations; review HT revised draft of brief; review NFB draft 56.1 Statement and CCC deposition cites; review Jack Bernard’s comments to draft NFB opposition brief; review and revise latest draft of NFB opposition brief and PJ and JW edits in light of J. Bernard’s comments; review HT’s Hugenholtz Decl. in response to Gervais’; EM to C. Colman re submitting courtesy copy of Digital Humanities Scholars amicus brief	5.0