

NATIONAL FEDERATION OF THE BLIND

Page: 5

July 27, 2012

ACCOUNT NO:

1120-336M

INVOICE NO:

33012

HATHITRUST

		Rate	Hours
	memo	475.00	1.50
DFG	Revise fair use section of Motion for Summary Judgment memo	475.00	1.50
DFG	Telephone call with Peter Jaszi and edits to 121 section of Motion for Summary Judgment	475.00	0.70
06/24/2012			
LA	Edit Motion for Summary Judgment (3.2); read and respond to e-mails from team re: same (.3)	250.00	3.50
LA	Edit Jim Fruchterman declaration	250.00	0.30
06/25/2012			
EP	Draw distinctions between cases finding bad faith	140.00	2.90
EP	Draft memo re: factors evidencing bad faith	140.00	2.50
LA	Edit Motion for Summary Judgment	250.00	1.90
EP	Draft memo re: factors evidencing bad faith	140.00	1.10
LA	Draft Local Rule 56.1 statement of undisputed facts in support of Motion for Summary Judgment	250.00	3.60
DFG	Edits to statement of facts, Fruchterman declaration and ADA section	475.00	1.30
DFG	Edit statement of facts	475.00	0.50
06/26/2012			
LA	Read and respond to e-mails re: Motion for Summary Judgment	250.00	0.30
EP	Edit memo re: factors evidencing bad faith	140.00	0.40
LA	Confer with Theo Thomas re: formatting Motion for Summary Judgment	250.00	0.40
EP	Research doctrine of equitable remedies	140.00	2.90
LA	Edits to Motion for Summary Judgment memo	250.00	1.80
LA	Edit Motion for Summary Judgment	250.00	1.80
LA	Edit Motion for Summary Judgment	250.00	0.30
EP	Research doctrine of equitable remedies	140.00	1.50
LA	Add citations to the record to memorandum in support of Motion for Summary Judgment	250.00	1.10
LA	Review HathiTrust's Motion for Summary Judgment	250.00	0.30
06/27/2012			
DMA	Conference with Laura G. Abelson re; exhibits to Motion for Summary Judgment; review emails and save exhibits	155.00	0.10
DMA	Conference with Theo Thomas re: exhibits to Motion for Summary Judgment	155.00	0.10
DMA	Redact exhibits to Laura G. Abelson Declaration in Support of Motion for Summary Judgment; conference with Laura G. Abelson re: exhibits	155.00	0.40
LA	Edit Motion for Summary Judgment (check citations; proof read; finalize declarations; draft notice of motion)	250.00	3.30
LA	Edit Motion for Summary Judgment	250.00	0.90
DMA	E-mail from Laura G. Abelson re; exhibit - Google deposition for Motion for Summary Judgment; reply	155.00	0.10
DMA	E-mail from Laura G. Abelson; extract and redact pages from Clancy deposition for exhibit to Motion for Summary Judgment; e-mail to Laura G. Abelson	155.00	
LA	Proofread memorandum in support of Motion for Summary		

HATHITRUST

		Rate	Hours
	Judgment; identify Google deposition pages for Motion for Summary Judgment	250.00	1.30
EP	Cite check defendant intervenor's memorandum of law in support of motion for summary judgment	140.00	3.80
LA	Telephone call to George Kerscher re: finalizing declaration; e-mail team re: same	250.00	0.20
LA	Read and respond to emails re: Motion for Summary Judgment; telephone calls with Jim Fruchterman re: finalizing declaration in support of Motion for Summary Judgment	250.00	1.00
DFG	Edits to Motion for Summary Judgment	475.00	1.90
DFG	Edits to 56.1 Statement of Facts	475.00	0.30
DFG	Review HathiTrust draft Motion for Summary Judgment	475.00	0.60
06/28/2012			
DMA	Conference and emails with Laura G. Abelson re: exhibits to Motion for Summary Judgment; create Kerscher final declaration; revise Google declaration; conference with Theo Thomas re: exhibits	155.00	1.20
EP	Finalize citations in defendant intervenor's memorandum in support of summary judgment	140.00	1.00
LA	Finalize documents to be filed in support of Motion for Summary Judgment; confer with Denise M. Altobelli and Theo Thomas re: same	250.00	3.10
LA	Finalize George Kerscher and Jim Fruchterman declarations; e-mail George Kerscher re: Word document of CV	250.00	0.20
LA	Review Bob Bernstein edits to Notice of Motion; e-mail Theo Thomas re: same	250.00	0.10
EP	Research doctrine of equitable remedies	140.00	0.90
LA	Finalize Motion for Summary Judgment	250.00	1.00
DMA	Preparing exhibits (redacted and unredacted) for Laura G. Abelson Declaration in Support of Motion for Summary Judgment; revise declaration captions for other declarants; review rules and confer with Laura G. Abelson confidential exhibits and what and how to file electronically	155.00	3.80
EP	Research doctrine of equitable remedies	140.00	0.80
LA	Telephone call from Bob Bernstein re: filing under seal; telephone call from Daniel F. Goldstein re: final edits; review rules for filing under seal	250.00	0.70
LA	Check citations against final declaration of John Wilkin	250.00	0.40
LA	Cite check 56.1 statement against final Wilkin declaration	250.00	0.20
DFG	Edit last draft from team, review multiple e-mails re: same and respond, review J. Bernard comments, review e-mails re: 30 page limit, redaction,, filing under seal	475.00	3.20
DFG	Telephone calls (2x) with Laura G. Abelson re: brief preparation	475.00	0.20
DFG	Conferred with Laura G. Abelson re: completing brief and Peter Jaszi's edits	475.00	0.20
06/29/2012			
LA	Confer with Daniel F. Goldstein re: final edits to Motion for Summary Judgment	250.00	0.70
DMA	Conferences with Laura G. Abelson re: finalizing exhibits;		

HATHITRUST

		Rate	Hours	
	finalize CCC deposition and Fruchterman declaration; revise Motion for Summary Judgment re: footnotes and exhibits; revise Rule 56 motion; revising brief and checking brief, exhibits, attachments; ecf file; clerk letter and CD of sealed documents; e-mail to opposing counsel with unredacted documents	155.00	8.20	
LA	Confer with Denise M. Altobelli re: cite checking Motion for Summary Judgment materials; edit brief re: same	250.00	0.70	
EP	Research and draft memo re: equitable remedies	140.00	1.50	
JPW	Meet with Daniel F. Goldstein and Elyse Pillitteri to discuss case background and next steps			n/c
EP	Confer with Daniel F. Goldstein and Jessica P. Weber re: defendat intervenors' memorandum of law in support of motion for summary judgment	140.00	0.70	
LA	Proofread final memorandum of law in support of Motion for Summary Judgment	250.00	1.20	
LA	Finalize Motion for Summary Judgment for filing	250.00	0.80	
EP	Research scope of equitable remedies	140.00	0.90	
JPW	Print relevant case documents to obtain background information (.1); review complaint (.5)			n/c
DFG	Conference with Elyse Pillitteri, and Jessica P. Weber re: opposition to A. G.'s Motion	475.00	0.70	
DFG	Review final draft of HathiTrust Memorandum	475.00	0.90	
DFG	Review R. Bernstein's edits and telephone call R. Bernstein	475.00	0.30	
DFG	Correction to Brief	475.00	0.30	
	FOR CURRENT SERVICES RENDERED		148.90	37,048.50
	LESS COURTESY DISCOUNT			-5,557.28
	NET FEES AFTER DISCOUNT			31,491.22

TIMEKEEPER SUMMARY

TIMEKEEPER	HOURS	HOURLY RATE	TOTAL
DANIEL F. GOLDSTEIN	29.20	\$475.00	\$13,870.00
DENISE M. ALTOBELLI	14.90	155.00	2,309.50
ELYSE PILLITTERI	41.90	140.00	5,866.00
LAURA G. ABELSON	56.90	250.00	14,225.00
JANET L HENRY	3.10	120.00	372.00
ANGELA LIMA	2.90	140.00	406.00

EXPENSES

06/15/2012	Records (554.00) CHASE CARD SERVICES	162.95
	Records	162.95
06/01/2012	Teleconference (354.00) AT&T TELECONFERENCE SERVICES	103.55
06/01/2012	Teleconference (354.00) AT&T TELECONFERENCE SERVICES	73.69
06/01/2012	Teleconference (354.00) AT&T TELECONFERENCE SERVICES	17.74
06/01/2012	Teleconference (354.00) AT&T TELECONFERENCE SERVICES	38.46
06/01/2012	Teleconference (354.00) AT&T TELECONFERENCE SERVICES	36.11
06/01/2012	Teleconference (354.00) AT&T TELECONFERENCE SERVICES	60.39
	Teleconference	329.94
07/16/2012	Postage	0.90

HATHITRUST

07/16/2012	Postage	1.30
07/24/2012	Postage	1.05
	Postage	<u>3.25</u>
07/23/2012	Telephone (354.00) AT&T TELECONFERENCE SERVICES	22.50
07/23/2012	Telephone (354.00) AT&T TELECONFERENCE SERVICES	28.41
07/23/2012	Telephone (354.00) AT&T TELECONFERENCE SERVICES	99.14
	Telephone	<u>150.05</u>
06/28/2012	Copying	0.30
06/29/2012	Copying	0.45
07/03/2012	Copying	15.90
07/09/2012	Copying	4.95
07/13/2012	Copying	0.15
07/16/2012	Copying	6.15
	Copying	<u>27.90</u>
07/12/2012	Delivery Services/Messengers (54.00) UNITED PARCEL SERVICE	16.90
07/12/2012	Delivery Services/Messengers (54.00) UNITED PARCEL SERVICE	29.30
07/18/2012	Delivery Services/Messengers (54.00) UNITED PARCEL SERVICE	54.88
	Delivery Services/Messengers	<u>101.08</u>
06/13/2012	NFB EXPENSES - LEGAL IMAGES OF BALTIMORE INVOICE # 92313	527.88
06/29/2012	NFB EXPENSES - SUGARMAN, ROGERS, BARSHAK & COHEN, P.C. INVOICE # 89580	4,787.88
06/29/2012	NFB EXPENSES - TSG REPORTING, INC. INVOICE #060112-309468	570.45
06/29/2012	NFB EXPENSES - PETER JASZI - NOVEMBER 2011- FEBRUARY 24, 2011	11,637.50
07/20/2012	NFB EXPENSES - PETER JASZI - FEBRUARY 24 - JULY 12, 2012	77,306.25
07/27/2012	NFB EXPENSES - GEORGE KERSCHER INV# 20120726	3,972.56
	NFB EXPENSES	<u>98,802.52</u>
	TOTAL EXPENSES	<u>99,577.69</u>
<u>ADVANCES</u>		
07/16/2012	Other ADVANCES (4.00) CLERK, COURT OF APPEALS	7.00
07/16/2012	Other ADVANCES (1.00) CLERK OF THE COURT	5.00
	Other ADVANCES	<u>12.00</u>
07/17/2012	Local Counsel - THE LAW OFFICES OF ROBERT J. BERNSTEIN (6/1/12 - 6/30/12)	49,839.00
	Local Counsel	<u>49,839.00</u>
	TOTAL ADVANCES	<u>49,851.00</u>
	TOTAL CURRENT WORK	180,919.91
	BALANCE DUE	<u>\$180,919.91</u>

NATIONAL FEDERATION OF THE BLIND

Page: 9

July 27, 2012

ACCOUNT NO: 1120-336M

INVOICE NO: 33012

HATHITRUST

Your Trust Account #4 balance is

	OPENING BALANCE	\$0.00
06/25/2012	DEPOSIT CK# 043743	56,709.66
06/29/2012	SERVICES RENDERED FROM 05/01/2012 THRU 05/30/2012	
	PAYEE: BROWN, GOLDSTEIN & LEVY, LLP	-56,709.66
	CLOSING BALANCE	\$0.00

THIS BILL COVERS THE PERIOD THROUGH 06/30/2012
WE ACCEPT VISA/MASTERCARD/AMERICAN EXPRESS/DISCOVER
Federal Tax I.D. # 52-1322243



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 New York, NY 10017
 Phone: (877) 702-9580
 Fax: (212) 207-3311
 www.tsgreporting.com

INVOICE

DATE: 6/29/2012
 INVOICE # 060112-309468

Bill To: Laura Abelson Esq.
 Brown, Goldstein & Levy, LLP
 120 E. Baltimore Street
 Suite 1700
 Baltimore, MD 21201

CASE: The Authors Guild Inc v. HathiTrust
WITNESS: Daniel Clancy
DATE: 6/1/2012
LOCATION: San Francisco, CA

Case # NFB/HT
 G/L Acct. _____
 Approved [Signature]
 Check # _____

Billing Comments / Instructions:

SHIP VIA	Overnight	TERMS	net 30
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SERVICES	# PAGES / QTY	UNIT PRICE	AMOUNT
Certified Transcript	129	\$3.25	\$419.25
Compressed / ASCII / Word Index	1	\$45.00	\$45.00
Exhibits - Scanned & Hyperlinked - Black & White	24	\$0.30	\$7.20
Exhibits - Scanned & Hyperlinked - Color	46	\$1.50	\$69.00
File Creation Fee - Hyperlinked Exhibits - Complimentary	1	\$45.00	\$0.00
SUBTOTAL			\$540.45
SHIPPING & HANDLING			\$30.00
TOTAL			\$570.45

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For prompt payment processing, please include the invoice # with your check. All balances in arrears will be assessed a late fee of 1.5% per month, not to exceed the legal limit. If you have any questions, please call TSG.

THANK YOU FOR YOUR BUSINESS!



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7 East Redwood Street, Suite 800 Baltimore, Maryland 21202

DATE
April 26, 2012

INVOICE #
92313

BILL TO :

Brown, Goldstein & Levy
120 East Baltimore Street
Suite 1700
Baltimore, MD 21201
USA

Denise Altobelli
120 East Baltimore Street
Suite 1700
Baltimore, MD 21201

***** INVOICE *****

WORK ORDER #	TERMS	SALES REP.	SHIP DATE	SHIPPED VIA	CLIENT REFERENCE #
89689	Net Due	Peter	4/26/12	Hand Deliver	1120.336

QUANTITY	ITEM CODE	DESCRIPTION	UNIT PRICE	EXTENTION
2,300	Scan.02	Conversion To TIFF	0.15	345.00
2,300	ScanOCR.01	Full Document OCR	0.06	138.00
1	Disk.03	CD Burn Master	15.00	15.00

Case # HathiTrust 1120,336

G/L Acct. _____

Approved [Signature]

Check # _____

Celebrating our 20th year, Thank You Baltimore

Your signature below is an agreement that the above described work has been authorized and received. The party above assures payment of this invoice within 30 days. All invoices are due upon receipt.

Please Pay From This Invoice. -Please- Include Invoice # With Payment.

Received By: _____ Date: _____

Taxable Invoice	498.00
Sales Tax	29.88
Non-Taxable Invoice amt.	0.00
Total Due	<u>527.88</u>


Federal Tax ID Number: 68-0506038

Telephone Number: 410-727-0505
Fax Number: 410-727-6839

BUSINESS CARD STATEMENT

Manage your account online:
www.chase.com/businesscards

Customer Service
 1-888-287-9219

Additional contact
 information on back 

ACCOUNT SUMMARY

Account Number:
 Previous Balance
 Payment, Credits
 Purchases
 Cash Advances
 Balance Transfers
 Fees Charged
 Interest Charged
 New Balance _____

Opening/Closing Date
 Total Credit Line
 Available Credit
 Cash Access Line
 Available for Cash

PAYMENT INFORMATION

New Balance \$3,528.85
 Payment Due Date 06/07/12
 Minimum Payment Due \$35.00

Late Payment Warning: If we do not receive your minimum payment by the due date, you may have to pay up to a \$39 late fee.

Minimum Payment Warning: Enroll in Auto-Pay and avoid missing a payment. To enroll, call the number on the back of your card or go to the web site listed above.

Handwritten: JZ 5/16/12

MILEAGE PLUS MILES EARNED

Miles earned this statement from purchases
 Total miles earned this statement
 Total miles transferred to United
 Year to date miles earned on credit card

Thank you for choosing the United Mileage Plus Visa! Please visit www.united.com/chase to see all of your redemption options!
 1-800-421-4655 (Mileage Plus)
 1-800-241-6522 (Reservations)

Your United Mileage Plus Visa allows you to earn unlimited miles for your everyday spend! You earn 2 miles for every \$1 you spend at United Airlines and 1 mile for every \$1 you spend on all other purchases. Add authorized users, and sign up to have your monthly bills charged to your card - why not get miles for all those purchases too?

ACCOUNT ACTIVITY

Date of Transaction	Merchant Name or Transaction Description	\$ Amount
---------------------	--	-----------

05/11	AMTRAK.COM 1238104600544 WASHINGTON DC	131.35
051712 1 S	BAL NYP	

Handwritten: 1120.336

05/08	DEVON AND BLAKELY 202-7834890 DC	38.32
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Handwritten: 1120.336 -



SUGARMAN, ROGERS, BARSHAK & COHEN, P.C.

Attorneys at Law

101 Merrimac Street
Boston, MA 02114-4737
617-227-3030
617-523-4001 Fax
www.srbcc.com

National Federation of the Blind
c/o Daniel F. Goldstein, Esq.
Brown, Goldstein & Levy, LLP
120 E. Baltimore Street
Baltimore, MD 21202

June 15, 2012
Matter No.: N065-27397
Billing Attorney: Netski
Tax ID: 04-2806770

Invoice Number: 89580

Matter Name: National Federation of the Blind - Deposition Assistance

For Professional Services Rendered through May 31, 2012

FEES

<u>Date</u>		<u>Hours</u>	
4/30/12	CMN	1.5	Telephone calls from and to Attorney D. Goldstein re: deposition subpoena; Follow up re: same; Review of complaint; Review of local rules re: same; Review and analysis of deposition notice and e-mail correspondence to Attorney D. Goldstein re: suggested revisions to same.
5/01/12	CMN	0.5	Final preparation of subpoena for service; E-mail correspondence with Attorney D. Goldstein re: same; Follow up re: confirmation of completed service; E-mail correspondence to Attorney D. Goldstein re: same.
5/08/12	CMN	0.1	Receipt and review of return of service.
5/16/12	CMN	0.1	Telephone conference with Attorney L. Abelson re: status of deponent's effort to seek protective order.
5/17/12	CMN	0.1	E-mail correspondence to Attorney L. Abelson re: status of deposition.
5/18/12	CMN	0.5	E-mail correspondence with Attorney R. Bernstein re: motion to quash and follow up re: same; Further e-mail correspondence with Attorney R. Bernstein re: same and review of motion for reconsideration.
5/18/12	WLB	1.0	Assist with investigation re: filing of emergency motion by CCC to quash deposition subpoena; E-mail with New York counsel re: same; Prepare and send form pro hac vice affidavit.
5/21/12	CMN	3.1	Conference with Attorney W. Boesch re: status of proceedings; E-mail correspondence from Attorney R. Bernstein re: same; Review of affidavit of Attorney R. Bernstein; Preparation of motion for admission pro hac vice; Review of electronic docket in both cases and key pleadings and briefs; E-mail correspondence with Attorney R. Bernstein re: alternative dates for hearing and re: procedure for continuing same; Drafted motion to continue hearing.

SUGARMAN, ROGERS, BARSHAK & COHEN, P.C.

Attorneys at Law

National Federation of the Blind - Deposition Assistance
Matter No.: N065-27397
Invoice Number: 89580June 15, 2012
Page 2

<u>Date</u>		<u>Hours</u>	
5/21/12	WLB	0.7	Telephone call from Bob Bernstein re: scheduling and planning matters, interpretation of filing receipt for emergency motion; Follow up re: receipt issue, and e-mail to Mr. Bernstein.
5/22/12	CMN	2.6	Telephone call to Judge Tauro's clerk; Further preparation of motion to continue for filing with the court; Telephone conference with Judge Tauro's clerk; E-mail correspondence with Attorney R. Bernstein re: alternative hearing dates and dialogue with opposing counsel; Further telephone call to Judge Tauro's clerk; Further e-mail correspondence with Attorney R. Bernstein; Further telephone conference with Judge Tauro's clerk; Telephone conference with Attorney R. Bernstein; Further e-mail correspondence with Attorney R. Bernstein; Telephone call to Attorney D. Goldstein; Review of the docket in the underlying case; Telephone conference with Attorney R. Bernstein; E-mail correspondence with case team; E-mail correspondence to Attorney L. Abelson.
5/23/12	CMN	1.7	E-mail correspondence with case team re: strategy for responding to comments from Judge Tauro; Further e-mail correspondence with Attorney R. Bernstein re: same; E-mail correspondence from Attorney R. Singer re: response to suggested narrowing of subpoena; Telephone conference with Attorney L. Abelson; Investigation re: proper procedure for further communications with Judge Tauro; Further e-mail correspondence with Attorney L. Abelson and Attorney R. Bernstein; Review of assented-to motion to withdraw; Further e-mail correspondence with Attorney R. Bernstein; Review of motion and exhibits, as filed; Review of notification of court's allowance of motion and cancellation of hearing.
5/24/12	CMN	0.1	E-mail correspondence with Attorney R. Bernstein re: upcoming deposition.
5/29/12	CMN	0.2	E-mail correspondence with Attorney R. Bernstein re: upcoming deposition.
5/30/12	CMN	0.2	E-mail correspondence with Attorney R. Bernstein re: further continuation of deposition and production of documents in response to subpoena.
Total Hours		12.4	
Total Fees		\$4,650.00	

TIMEKEEPER SUMMARY

<u>Timekeeper</u>	<u>Title</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Christine M. Netski	Partner	10.7	375.00	4,012.50
William L. Boesch	Partner	<u>1.7</u>	375.00	<u>637.50</u>
Total Timekeeper Summary		12.4		\$4,650.00