

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION

**LAUREN ROTHER, KRYSTAL  
COLEMAN, ALLA DANCU, JOSEPH  
DRURY, JAMES JACKSON, RICKY  
FULLER, LAURIE GALTELAND, YOUNG  
EUN KIM, CATHY WELCH, MARY  
SAFATY, MARGRETTA PFEFFER, GOYH  
SAEPHANH, JONATHAN THOMAS  
NICHOLS, TRISTA FLORES, MICQUAEL  
WALKER, NAI SAECHAO, JOEY LAW,  
DAVID PITTS, EVELYN GARFIELD,  
TIMOTHY JONES, JENNIFER MANEJA,  
SUSAN MATHENGE, AMANDA  
MOFFITT, AKIRA OKAZAKI,  
ANTONINA PRANTSEVICH, TONY  
SENGMANYVONG and DANA  
THOMPSON,**

Plaintiffs,

v.

No. CV 08-161-MO

OPINION AND ORDER

**LESLIE LUPENKO, ANDREI LUPENKO  
and TELELANGUAGE INC., an Oregon  
corporation,**

Defendants.

**MOSMAN, J.,**

Mr. Egan is awarded fees of: \$129,746.80.

This figure represents the lodestar amount with the deductions I made on the record. Mr. Egan's wage is \$305 per hour, and his paralegal's wage is \$125 per hour. Mr. Egan spent 968.2 hours on this case and his paralegal spent 227 hours. He concedes that many of these hours were

spent on claimants with unsuccessful FLSA claims, so I begin with his lower calculation of his hours, which is 779.77 of attorney time and 182.08 of paralegal time. I deduct 70.7 hours of attorney time and 77.7 hours of paralegal time for purely administrative tasks. I deduct 7.75 hours of attorney time for excessive billing of voicemail messages. I deduct 1.6 hours of attorney time for discussions with Mr. Brackett. I deduct 0.7 hours of attorney time for discussions with law schools and the state bar. I deduct 1.0 hour of attorney time for travel to the courthouse to review documents that could have been ordered and emailed. I deduct 6.8 hours of attorney time for excessive billing relating to reading email. I deduct 25.0 hours of attorney time for systematic overbilling of small tasks, as described on the record.

After these deductions, Mr. Egan reasonably expended 666.22 hours of attorney time and 104.38 hours of paralegal time. This justifies \$203,197.10 for attorney fees and \$13,047.5 for paralegal fees.

Applying the Kerr factors, especially taking account of the plaintiffs' limited success, I deducted 40% as stated on the record. This brings the final total to \$121,918.30 for attorney fees and \$7,828.50 for paralegal fees, totaling \$129,746.80.

The plaintiffs' Motion for Attorney Fees [231] is GRANTED in the amount of \$129,746.80.

IT IS SO ORDERED.

DATED this 29th day of July, 2011.

/s/ Michael W. Mosman  
MICHAEL W. MOSMAN  
United States District Court