

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

RICHARD ROE, ET AL.,

PLAINTIFFS,

v.

LLOYD AUSTIN, ET AL.,  
DEFENDANTS.

CIVIL ACTION NO. 1:18-cv-01565

NICHOLAS HARRISON, ET AL.,

PLAINTIFFS,

v.

LLOYD AUSTIN, ET AL.,  
DEFENDANTS.

CIVIL ACTION NO. 1:18-CV-00641

**MEMORANDUM IN SUPPORT OF PLAINTIFFS'  
MOTIONS FOR ATTORNEY'S FEES AND COSTS**

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In April 2022, this Court granted summary judgment for plaintiffs Nicholas Harrison, Richard Roe, Victor Voe, and the Modern Military Association of America (MMAA) in these related cases. *Harrison v. Austin*, ECF 308; *Roe v. Austin*, ECF 320.<sup>1</sup> In ruling for Plaintiffs, the Court struck down policies and decisions of defendants the Department of Defense (DoD), Army, and Air Force that prevented Plaintiffs and other service members living with HIV from deploying anywhere in the world—and, consequently, from commissioning as officers or continuing to serve their country. The Court correctly concluded that Defendants’ actions lacked a rational basis in violation of the Fifth Amendment’s equal protection guarantee (in both cases) and the Administrative Procedure Act (APA) (in *Roe*).

Because Defendants have now abandoned their appeals of the summary judgment rulings, Plaintiffs are indisputably a “prevailing party” under the Equal Access to Justice Act (EAJA), which requires that “a court shall award to a prevailing party . . . fees and other expenses.” 28 U.S.C. § 2412(a)(1), (d)(1)(A). For the following reasons, Plaintiffs are entitled to an EAJA fee award of \$2,408,567.70—a mere fraction of the \$3,733,856.25 their counsel at Winston & Strawn alone would have charged for their work on this case at their standard rates. *See* Ex. 1 ¶ 12 (declaration of J. Harding on behalf of Winston & Strawn personnel); Ex. 1–A (Winston bills).

## **BACKGROUND**

### **A. Plaintiffs’ Claims**

Sergeant Nicholas Harrison is a twice-deployed member of the National Guard whose application to commission as a JAG officer in the Army was denied because he is living with HIV. Plaintiffs Roe and Voe are also service members living with HIV and served in the Air Force for more than a decade. *Roe*, ECF 268 at 7, ECF 268-2 at 19, ECF 321 at 19. In 2018, in “near-

<sup>1</sup> The orders were later amended to correct an inadvertent omission. *See Harrison*, ECF 314; *Roe*, ECF 328.

identical three-page decisions,” the Air Force found that, while Roe and Voe could perform all of their duties, passed their fitness assessments, and were recommended for retention by their commanding officers, their HIV diagnoses prevented them from deploying to CENTCOM and so they should be discharged from the Air Force. *Roe*, ECF 321 (summary judgment opinion) at 19.<sup>2</sup>

In May and December 2018, Harrison and Roe and Voe sued the DoD and their respective branches. *Harrison*, ECF 1; *Roe*, ECF 1. Joining them as a co-plaintiff in both suits was MMAA, a non-profit organization that promotes the interests of LGBTQ+ and HIV-positive service members, veterans, and their families. *Harrison*, ECF 168 at 1, 255-8 at 25–26. MMAA identified other service members living with HIV, including at least 11 airmen, who were referred to DES and found unfit in the same way as Roe and Voe. *Roe*, ECF 321 at 19.

Harrison alleged that DoD and the Army had violated his Fifth Amendment right to equal protection by barring him from accession based solely on his HIV status. *Harrison*, ECF 1. Roe and Voe alleged that their discharges from the Air Force based solely on their HIV status violated their Fifth Amendment equal protection rights and were arbitrary and capricious in violation of the APA. *Roe*, ECF 1. Both lawsuits alleged that the restrictions on accession and retention of service members living with HIV were “grounded in the same underlying policy, which is an essentially categorical ban on the worldwide deployment of any service member who is HIV-positive, regardless of whether the service member has been successfully treated such that his is asymptomatic and has an undetectable viral load.” *Roe*, ECF 321 at 3.

## **B. The Hard-Fought Litigation to Vindicate Plaintiffs’ Rights**

*Harrison* and *Roe* were hard fought from the outset. *See* Ex. 2 ¶ 18 (expert declaration of Charles B. Molster, III) (table summarizing relevant timelines for both cases). Preliminary

<sup>2</sup> When the documents filed in these related cases are identical, a the citation to the docket of only one of the cases is provided.

motions included Plaintiffs' motions for a preliminary injunction (*Harrison*, ECF 25; *Roe*, ECF 33), and two motions to dismiss by Defendants in each case (*Harrison*, ECF 51–52; *Roe*, ECF 48–49). After the Court denied these motions in *Harrison*, discovery began. *Harrison*, ECF 59–60.

Discovery was contentious. Even after being told by the Court that there needed to be a “fulsome record,” Defendants initially attempted to limit discovery in *Harrison* to only documents related to the Army's commissioning policy. *Harrison*, ECF 73, 73-1 at 16 (Sept. 14, 2018 Hr'g Tr.). *Harrison* moved to compel, and for the most part prevailed. *Harrison*, ECF 72, 81. Defendants would, however, object to Magistrate Judge Davis's order granting *Harrison* discovery (*Harrison*, ECF 83)<sup>3</sup> leading this Court to state, “quite frankly, I'm not sure the defense truly understands what's at issue in this case. The evidence that Judge Davis found is relevant to plaintiffs' case is in this court's view absolutely relevant” (*Harrison*, ECF 97 (Dec. 21, 2018 Hr'g Tr. 4:1-12)). The objections were overruled. *Harrison*, ECF 98. This was followed by a drawn-out dispute over the scope and applicability of the deliberative process privilege, which led to three court appearances and numerous discussions based on Judge Davis's guidance and an in camera review. *Harrison*, ECF 113, 117, 123; *Roe*, ECF 95, 100, 101. Plaintiffs' motion to compel was granted there as well. *Harrison*, ECF 128. Defendants obtained a stay of Judge Davis's order while they objected to it. *Harrison*, ECF 137. Defendants' objections were sustained-in-part and overruled-in-part. *Harrison*, ECF 176. Judge Davis subsequently applied the Court's ruling on the deliberative process privilege from *Harrison* to the documents produced in *Roe* and granted in part and denied in part Plaintiffs' motion to compel in that case. *Roe*, ECF 158.

<sup>3</sup> Before Defendants could object, another discovery dispute emerged, and Plaintiffs filed another motion to compel. *Harrison*, ECF 82. The parties would reach an agreement rendering that motion moot. *Harrison*, ECF 101.

Around the same time as the deliberate process privilege dispute was occurring, this Court ruled on Roe and Voe’s motion for a preliminary injunction. *Roe*, ECF 72. The record on that motion alone “included over 1,500 pages of materials.” *Roe*, ECF 321 at 4. Based on that extensive record, the Court concluded that Plaintiffs “have made a strong showing that defendants’ policies are irrational, based on a flawed understanding of HIV epidemiology, and inconsistently applied.” *Id.* at 25. Defendants appealed that decision to the Fourth Circuit while continuing to litigate the case in this Court. *Roe*, ECF 112. Only months later, after significant additional litigation and with a looming trial date, would Defendants seek and obtain a stay of the litigation.

Despite losing four earlier motions to dismiss, Defendants filed new motions to dismiss MMAA for lack of jurisdiction. *Harrison*, ECF 154; *Roe*, ECF 118. The Court ordered limited discovery on certain issues the motions raised, and additional briefs were filed before Defendants’ motions were denied. *Harrison*, ECF 183, 205, 210, 227, 251; *Roe*, ECF 192, 222, 261. Just over five weeks before trial was scheduled to begin, and after the parties had made their Rule 26 pre-trial disclosures, served objections to those disclosures, and started briefing partial summary judgment (*e.g.*, *Harrison*, ECF 187–91, 200, 230), the cases were stayed pending resolution of Defendants’ appeal of the preliminary injunction order.<sup>4</sup> *Harrison*, ECF 241; *Roe*, ECF 244.

### **C. Fourth Circuit Appeal**

In the Fourth Circuit, Roe and Voe prevailed against Defendants’ appeal of this Court’s preliminary injunction “after over 300 pages of additional briefing and the submission of several

<sup>4</sup> Defendants could have, but did not, seek a stay when they appealed in April. Defendants instead filed their motion to stay months after appealing, and only after this Court ordered additional discovery and briefing on their motion to dismiss Plaintiff MMAA. It appears Defendants were hoping that this Court would dismiss MMAA, and that they would be able to use that to their benefit on appeal. When that did not occur, they filed a motion to stay about five weeks before trial was scheduled to begin. Defendants’ timing caused Plaintiffs to expend significant resources taking additional discovery, briefing summary judgment, and preparing for trial.

amicus briefs—including an amicus brief submitted by former Secretaries of the Army, Air Force, and Navy, among other former high-ranking military officials, in support of plaintiffs.” *Roe*, ECF 321 at 5. The Fourth Circuit panel unanimously affirmed the preliminary injunction. *Roe v. Austin*, 947 F.3d 207, 234 (4th Cir. 2020). The court agreed with this Court that Defendants’ policies “rel[ie]d on assumptions and categorial determinations” and were “unsupported by the record or contradicted by scientific evidence” and “at odds with modern science.” *Id.* at 222–23, 225.

#### **D. Summary Judgment (Again)**

After the Fourth Circuit affirmed this Court’s preliminary injunction, the parties began anew in briefing cross-motions for summary judgment, and the Court heard argument in September 2020. *Harrison*, ECF 251, 298.

In April 2022—after almost *four years* of litigation—this Court granted Plaintiffs’ motion for summary judgment and denied Defendants’. *Roe*, ECF 321. The Court found that the bar to deployment for service members living with HIV “on which the challenged accession and retention policies are based” is effectively categorical, and that Defendants’ asserted justifications for it were “either contradicted by medical evidence or unsupported by the record.” *Roe*, ECF 321 at 20–21. “[T]he military’s categorical bar . . . is [therefore] not rational and [the] individual discharge decisions based on that deployment bar were arbitrary and capricious” in violation of the APA. *Id.* at 46. The Court concluded that the categorical bar also violated the Equal Protection Clause by “irrationally treat[ing] HIV-positive service members who are asymptomatic with undetectable viral loads differently than service members with other chronic but manageable conditions.” *Id.*

Importantly, the Court explained:

Although the record has since been supplemented through additional discovery, *the government offers essentially the same explanations for its policies* in its summary judgment briefing. Accordingly, at oral argument, the first question the government was asked was what new evidence it had adduced. None of the evidence described in the government’s answer to that question, and none of the limited evidence



identified as new in the government's summary judgment briefing, justifies reaching a different conclusion than that reached by the Fourth Circuit in *Roe*.

*Id.* at 33 (emphasis added). This Court enjoined Defendants from “denying the application of . . . Harrison and any other asymptomatic HIV-positive service member with an undetectable viral load to commission as officers,” and from “separating or discharging Richard Roe, Victor Voe, and any other asymptomatic HIV-positive service member with an undetectable viral load,” on the basis of their HIV status. *Harrison*, ECF 314 (amended order); *Roe*, ECF 328 (same).

In all, between the two cases, Plaintiffs filed two preliminary injunction motions, opposed several motions to dismiss, moved for summary judgment twice, opposed summary judgment in each case, filed numerous motions to compel, took or defended 31 fact depositions, worked with 3 experts, deposed 2 experts and multiple doctors, and appeared before this Court or the Fourth Circuit 14 times. Ex. 3 ¶ 22 (declaration of K. Ingelhart on behalf of Lambda Legal); *see Harrison*, ECF 59, 80, 96, 113, 117, 123, 140, 148, 166, 186, 249 298 (various hearings); *Roe*, ECF 71 (preliminary injunction hearing); *Roe*, 4th Cir. No. 19-1410, ECF 64 (oral argument). The work Plaintiffs’ counsel invested in these cases was both important and extensive.

### **LEGAL STANDARD**

The EAJA provides that “a court shall award to a prevailing party . . . fees and other expenses . . . incurred by that party in any civil action . . . including proceedings for judicial review of agency action . . . against the United States . . . unless the court finds that the position of the United States was substantially justified or that special circumstances make an award unjust.” 28 U.S.C. § 2412(d)(1)(A). “[E]ligibility for a fee award in any civil action requires: (1) that the claimant be a ‘prevailing party’; (2) that the Government’s position was not ‘substantially justified’; (3) that no ‘special circumstances make an award unjust’; and, (4) . . . that any fee application be submitted to the court within 30 days of final judgment in the action and be

supported by an itemized statement.” *Commissioner, INS v. Jean*, 496 U.S. 154, 158 (1990). An individual plaintiff requesting attorney’s fees must also show that their “net worth did not exceed \$2,000,000 at the time the civil action was filed.” 28 U.S.C. § 2412(d)(2)(B). Once these factors are satisfied, “[t]he award is mandatory unless the government can demonstrate that its position was ‘substantially justified.’” *EEOC v. Clay Printing Co.*, 13 F.3d 813, 815 (4th Cir. 1994).

## **ARGUMENT**

Because Plaintiffs meet these criteria, they are entitled to the fee award calculated below.

### **I. All of the statutory criteria are satisfied.**

Plaintiffs meet all of the criteria required for an award of attorney’s fees under the EAJA. Defendants have dismissed their appeal of the permanent injunction enjoining Defendants’ illegal policies. Those policies and Defendants’ decisions applying them were not substantially justified—they denied equal treatment to similarly situated parties in disregard for decades’ worth of scientific advances and, in *Roe*, were contrary to Defendants’ own policies. No special circumstances make this timely application for an award of fees inappropriate here.

#### **A. There can be no dispute that Plaintiffs are “prevailing parties.”**

“A prevailing party is one who succeeds on any significant issue and thereby achieves some of the benefit he sought in commencing the litigation.” *Abernathy v. Clarke*, 857 F.2d 237, 239 (4th Cir. 1988). Plaintiffs here were granted summary judgment on all claims, and the policies and decisions they challenged have been enjoined. *Harrison*, ECF 308; *Roe*, ECF 320. The Government previously argued that Plaintiffs could not be a prevailing party until Defendants decided whether to appeal and, if so, until the appeal was resolved. *Roe*, ECF 323 at 2. Now that the appeals have been dismissed, that argument is moot. By the Government’s own logic, Plaintiffs are “prevailing parties” within the meaning of the EAJA.

**B. The Government’s position was not “substantially justified.”**

“The Government bears the burden of showing that its position was substantially justified.” *Nken v. Holder*, 385 F. App’x 299, 301 (4th Cir. 2010). To be substantially justified, the Government’s position must have had a “reasonable basis both in law and fact.” *Id.* (quoting *Pierce v. Underwood*, 487 U.S. 522, 565 (1988)). Not only must its litigation position be reasonable, the action or policy that *gave rise* to the litigation must also have been reasonable. 28 U.S.C. § 2412(d)(2)(D); *Roanoke River Basin Ass’n v. Hudson*, 991 F.2d 132, 139 (4th Cir. 1993) (courts look to the “totality of the circumstances” to determine “whether the Government acted reasonably”). “[W]hen the government’s unjustified prelitigation position forces a lawsuit, the petitioner may recover fees under the EAJA for the entire suit, even if the government’s litigation position was reasonable.” *Nken*, 385 F. App’x at 316.

A government agency’s position is not substantially justified when it (1) “acted arbitrarily and capriciously by denying equal treatment to similarly situated parties” (*F.J. Vollmer Co. v. Magaw*, 102 F.3d 591, 595 (D.C. Cir. 1996)), or (2) “was based on violations of the Constitution, federal statute or the agency’s own regulations” (*Mendenhall v. NTSB*, 92 F.3d 871, 874 (9th Cir. 1996)). Defendants’ policies and decisions at issue in these cases (and the Government’s litigation positions in defense of them) fit comfortably into both categories.

**1. Defendants denied equal treatment to similarly situated parties.**

Defendants’ discriminatory HIV policies and the adverse accession/retention decisions made on that basis were not substantially justified because they denied equal treatment to similarly situated parties. *See F.J. Vollmer*, 102 F.3d at 595. As this Court found, service members with other “various chronic but manageable conditions” were allowed to obtain waivers to the same DOD instructions based on individualized assessments of the severity of their conditions. *Roe*, ECF 321 at 28. For example, service members with chronic illnesses such as dyslipidemia, Gastro-

Esophageal Reflux Disease, and asthma are given individualized assessments to determine if they can receive a waiver—despite requiring medication regimens that are more difficult to administer than the one or two pills a day required to treat HIV. *Id.* at 28–29. Indeed, since 2015, CENTCOM has granted 70–80% of 30,000+ applications for medical waivers allowing service members to deploy despite medical conditions that would otherwise disqualify them under the text of the regulations. *Id.* at 30. And yet service members with HIV were categorically denied such waivers despite the absence of any medical basis for treating them differently (and worse). *Id.*

The Government’s defense of the categorical bar in this litigation offered nothing more than outdated, scientifically unsupported justifications. Its only argument for why individuals living with HIV are not similarly situated to those with other chronic conditions is that HIV is infectious. *Id.* But as both this Court and the Fourth Circuit rightly recognized, this position fails to account for “the overwhelming medical evidence demonstrat[ing] that HIV *is not* easily transmitted”; in fact, “there is only a fraction-of-a-percent exposure risk of transmitting even untreated HIV.” *Id.* at 31 (emphasis added) (quoting *Roe*, 947 F.3d at 212–13) (internal quotations omitted). At summary judgment, the Government offered no new evidence that would undermine the Fourth Circuit’s conclusion that “even under a deferential standard of review and even according to appropriate deference to the military’s professional judgments,” limitations on deployment on the basis of HIV status alone lacked a rational basis because “any understanding of HIV that could justify this ban is outmoded and at odds with current science.” *Roe*, 947 F.3d at 228; *Roe*, ECF 321 at 40.

## **2. Defendants’ discharge decisions violated their own regulations.**

Defendants’ position with respect to *Roe* and *Voe* was not substantially justified for another, independent reason: the Air Force violated its own regulations when it attempted to discharge them. *See Mendenhall*, 92 F.3d at 874 (9th Cir. 1996) (finding of substantial justification

was an abuse of discretion where challenged agency action “was based on violations of . . . the agency’s own regulations[]”); *Impresa Construzioni Geom. Domenico Garufi v. United States*, 100 Fed. Cl. 750, 762–63 (2011) (“The Government’s position will not be found to be reasonable or substantially justified when explicit, unambiguous regulations directly contradict [it].”).

Under DoDI 1332.18, a determination through the DES that a service member is not fit for duty must be based on “the individual service member’s physical abilities, fitness, and deployability.” *Roe*, 947 F.3d at 222. But as to *Roe* and *Voe*, “the Air Force did not perform such an individualized determination,” instead issuing nearly identical determinations—which contravened earlier, contrary determinations—based on *Roe* and *Voe*’s HIV-positive status after the enactment of the policy categorically barring service members living with HIV from deploying worldwide without limitation. *Id.*

And “[t]he conclusion that HIV renders a servicemember ineligible for deployment is inconsistent with Modification 13, which allows HIV-positive servicemembers to seek a waiver to deploy to CENTCOM’s area of responsibility.” *Id.* at 223. Air Force Instruction 44-178 similarly states that “HIV seropositivity is alone is not grounds for medical separation or retirement,” and that “[m]embers with laboratory evidence of HIV infection who are able to perform the duties of their office, grade, rank and/or rating, may not be separated solely on the basis of laboratory evidence of HIV infection.” AFI 44-178 §§ 2.4.1, A9.1. This Court was correct when it found that “*Roe*, *Voe*, and the other similarly situated active-duty Air Force members were ordered to be discharged based solely on their HIV-positive status, and because those discharge decisions do no ‘comport with’ Air Force Instruction 44-178, they are not ‘in accordance with law.’” *Roe*, ECF 321 at 40 (quoting *J.E.C.M. v. Lloyd*, 352 F. Supp. 3d 559, 583 (E.D. Va. 2019)). Because the challenged discharge decisions were in contravention of the military’s own policy—and the Court

concluded in granting summary judgment for Plaintiffs—they cannot be found to have been substantially justified.

The summary judgment itself—“and more critically the[] rationale[]—are the most powerful available indicators of the strength, hence reasonableness, of the ultimately rejected position.” *United States v. Paisely*, 957 F.2d 1161, 1166–68 (4th Cir. 1992). “When summary judgment rests on the government’s inadequate *factual* showing,” the procedural setting “assumes added prominence [as an indicator] in the ‘substantially justified’ inquiry, because the burden on the party resisting a summary judgment motion is so minimal.” *Clay Printing*, 13 F.3d at 815 (emphasis added) (at summary judgment, evidence is assessed “in the light most favorable to non-moving party” (citing *Miller v. FDIC*, 906 F.2d 972, 974 (4th Cir. 1990))).

Here, the summary judgment in favor of Plaintiffs reinforces that the Government’s position was not substantially justified. Even on its third bite at the same apple—Roe and Voe had secured a preliminary injunction against the categorical ban on deployment, and the unanimous Fourth Circuit panel “readily came to the same conclusion” (*see Clay Printing*, 13 F.3d at 816)—the Government’s arguments gained no purchase. After thousands of pages of documents exchanges, 31 fact-witness depositions, and testimony from 5 experts (Ex. 3 ¶ 22), this Court found that “the evidence, viewed in the light most favorable to the [Government]” was not “sufficient to allow a reasonable [trier of fact] to return a verdict in [the Government’s] favor” as to whether there was any rational basis for discriminatory treatment of service members living with HIV. *Roe*, ECF 321 at 21. In light of this decision in both *Harrison and Roe*, the Government simply cannot show that “a reasonable person could think [its litigation position] correct, that is, if it has a reasonable basis in law and fact.” *Pierce*, 487 U.S. at 566 n.2; *see Crawford v. Sullivan*, 935 F.2d 655, 658 (4th Cir. 1991) (government has burden to prove substantial justification).

**C. No special circumstances preclude a fee award here.**

No “special circumstances” would “make an award unjust” in these cases. *See* 28 U.S.C. § 2412(d)(1)(A). “[C]ourts have generally held that the statutory [‘special circumstances’] language expresses a congressional directive for courts ‘to apply traditional equitable principles’ in determining whether a prevailing party should receive a fee award under EAJA.” *Air Transp. Ass’n of Can. v. FAA*, 156 F.3d 1329, 1333 (D.C. Cir. 1998). The Fourth Circuit has pointed to two circumstances in which this “safety valve” might be appropriately exercised: “novel but credible extensions and interpretations of law . . . underl[ying] vigorous enforcement efforts,” and “where equitable considerations dictate an award should not be made.” *Nken*, 385 F. App’x at 302 (4th Cir. 2010) (quoting H.R. Rep. No. 96-1418, at 11 (1980)). For example, in *Nken*, an immigration-enforcement case, fees were not appropriate because the Government had “defended [existing Fourth Circuit] precedent” before the Supreme Court but lost. Fees have also been denied where the petitioner had “unclean hands.” *See, e.g., Oguachuba v. INS*, 706 F.2d 93, 98–99 (2d Cir. 1983) (petitioner who prevailed on habeas would not have been jailed in the first place if he had not violated the law in an effort to “cause a technical error by the INS” and evade deportation).

Neither equitable consideration is present here. Unlike in *Nken*, this was not a situation where “[t]he Government . . . pressed its position only as long as controlling law clearly supported it.” 385 F. App’x at 303. Here, the Government lost in this Court and the Fourth Circuit, and yet continued to fight both cases through to summary judgment—and even filed its own motion for summary judgment despite adverse Fourth Circuit precedent. The Government advanced no “novel but credible extensions and interpretations of law” (*see id.* at 302) and instead largely relied on prison cases that are not analogous to these facts. *Roe*, ECF 321 at 31 (distinguishing cases).

Nor have there been (or could possibly be) any allegations of unclean hands. Harrison was denied a commission and Roe and Voe were discharged not because of anything they did—to the

contrary, all were recommended for accession/retention by their doctors and commanding officers (*Roe*, ECF 321 at 16–19)—but because of the discrimination this Court rightly found unlawful.

**D. Plaintiffs’ fee application is timely.**

Under the EAJA, an application for attorneys’ fees must be filed “within thirty days of final judgment.” 28 U.S.C. § 2412(d)(1)(B). The Government has dismissed its appeals to the Fourth Circuit and “has determined not to seek further review in this matter.” *Roe v. DOD*, No. 22-01626 (4th Cir.), ECF 4; *see Roe*, ECF 323 at 3 (Government defining finality in terms of whether “appellate proceedings have run their course”); *Hunter v. Crocetti*, 2000 WL 33249939, at \*2 (D. Md. Sept. 28, 2000) (EAJA’s 30-day timing provision sets a “filing deadline,” not “a starting point”); *cf. Jacobs v. Colvin*, 107 F. Supp. 3d 494, 497 (E.D. Va. 2014) (EAJA motion for fees timely when filed after Fourth Circuit’s 42(b) dismissal, but before deadline seek certiorari).

Thirty days from July 7, the earlier of the two dismissal dates, is Saturday, August 6, extended by the time-counting rules to Monday, August 8. *See Harrison*, ECF 322–23; *Roe*, 336–37; Fed. R. Civ. P. 6(a)(1)(C); *see also Scarborough v. Principi*, 541 U.S. 401, 414 (2004) (EAJA deadline is non-jurisdictional). This motion is therefore timely.

**E. Plaintiffs’ net worth is under the applicable limit.**

Finally, Plaintiffs’ net worth is within the statutory limits. The individual plaintiffs’ net worth did not exceed \$2,000,000 at the time of the filing of these actions. Exs. 4, 5, 6 (N. Harrison, R. Roe, and V. Voe declarations). MMAA, a 501(c)(3) non-profit organization, is exempt from this limitation. Ex. 7 ¶ 23 (P. Perkowski declaration).

**II. The amount of attorney’s fees requested is reasonable.**

Once the EAJA’s statutory requirements are met, and where, as here, “the position of the United States was not substantially justified” (28 U.S.C. § 2412(d)(1)(B); *see supra* § I.B), an award of attorney’s fees “is mandatory.” *Clay Printing*, 13 F.3d at 815. The next step is to



“determin[e] what fee is reasonable.” *Abusamhadaneh v. Taylor*, 2013 WL 193778, at \*13 (E.D. Va. Jan. 17, 2013) (citing *Jean*, 496 U.S. at 161).

Plaintiffs seek an award of **\$2,408,567.70**, as supported by “itemized statement[s] from [each] attorney . . . representing or appearing in [sic] behalf of the party stating the actual time expended and the rate at which fees and other expenses were computed.” 28 U.S.C. § 2412(d)(1)(B); *see* Ex. 1 ¶¶ 6–7 (describing personal and firm billing practices), Ex. 8 ¶¶ 5–7 (J. Bauer declaration) (same); Ex. 9 ¶ 7 (A. Sommer declaration) (describing personal billing practices), Ex. 3 ¶ 7 (same), Ex. 10 ¶ 12 (S. Schoettes declaration) (same), Ex. 7 ¶¶ 28–36 (same).

#### Attorney’s Fees

| Attorney/firm/organization                           | Year         | Hours requested | Rate requested | Fees requested        |
|------------------------------------------------------|--------------|-----------------|----------------|-----------------------|
| <b>Winston &amp; Strawn LLP</b>                      |              |                 |                |                       |
| Attorneys                                            | 2018         | 1,140           | \$201.60       | \$229,824.00          |
|                                                      | 2019         | 2,987.70        | \$205.25       | \$613,225.43          |
|                                                      | 2020         | 356.4           | \$207.78       | \$74,052.79           |
|                                                      | 2021         | 31.4            | \$217.54       | \$6,830.76            |
|                                                      | 2022         | 160.5           | \$231.49       | \$37,154.15           |
|                                                      | Total        | 4,676           | ---            | \$961,087.12          |
| Law clerks                                           | 2018         | 14              | \$201.60       | \$2,822               |
|                                                      | 2019         | 156.7           | \$205.25       | \$32,163              |
|                                                      | 2020         | 0               | \$207.78       | \$0                   |
|                                                      | 2021         | 0               | \$217.54       | \$0                   |
|                                                      | 2022         | 55.6            | \$231.49       | \$12,871              |
|                                                      | Total        | 226.3           | ---            | \$47,855.92           |
| Paralegals                                           | 2018         | 87.5            | \$201.60       | \$17,640              |
|                                                      | 2019         | 270.8           | \$205.25       | \$55,582              |
|                                                      | 2020         | 162.8           | \$207.78       | \$33,827              |
|                                                      | 2021         | 6.2             | \$217.54       | \$1,349               |
|                                                      | 2022         | 30.6            | \$231.49       | \$7,084               |
|                                                      | Total        | 557.9           | ---            | \$115,480.63          |
| Law librarians and litigation practice support staff | 2018         | 2.6             | \$100.00       | \$260                 |
|                                                      | 2019         | 20.3            | \$100.00       | \$2,030               |
|                                                      | 2020         | 0.3             | \$100.00       | \$30                  |
|                                                      | 2021         | 0               | \$100.00       | \$0                   |
|                                                      | 2022         | 0               | \$100.00       | \$0                   |
|                                                      | Total        | 23.2            | \$100.00       | \$2,320.00            |
| All Winston personnel                                | <b>Total</b> | <b>5,483.4</b>  | ---            | <b>\$1,126,743.66</b> |

|                                                           |              |                |            |                       |
|-----------------------------------------------------------|--------------|----------------|------------|-----------------------|
| Greenberg Traurig, LLP                                    |              |                |            |                       |
| A. Sommer                                                 | 2019         | 178.4          | \$205.25   | \$36,616.60           |
|                                                           | 2020         | 26.6           | \$207.78   | \$5,526.95            |
|                                                           | 2021         | 1.5            | \$217.54   | \$326.31              |
|                                                           | 2022         | 7.0            | \$231.49   | \$1,620.43            |
|                                                           | <b>Total</b> | <b>213.5</b>   | <b>---</b> | <b>\$44,090.29</b>    |
| Lambda Legal Defense and Education Fund                   |              |                |            |                       |
| K. Ingelhart                                              | 2018         | 25.5           | \$345      | \$8,797.50            |
|                                                           | 2019         | 176.6          | \$455      | \$81,718.00           |
|                                                           | 2020         | 21.2           | \$455      | \$9,646.00            |
|                                                           | 2021         | 7.4            | \$455      | \$3,367.00            |
|                                                           | 2022         | 28.1           | \$455      | \$12,785.50           |
|                                                           | <b>Total</b> | <b>258.8</b>   | <b>---</b> | <b>\$114,949.00</b>   |
| Scott Schoettes, Esq.                                     |              |                |            |                       |
| S. Schoettes                                              | 2017         | 1.7            | \$625      | \$1,063               |
|                                                           | 2018         | 227.4          | \$625      | \$142,125             |
|                                                           | 2019         | 572.1          | \$625      | \$357,563             |
|                                                           | 2020         | 205.33         | \$625      | \$128,331             |
|                                                           | 2021         | 0.9            | \$625      | \$563                 |
|                                                           | 2022         | 24.1           | \$625      | \$15,063              |
|                                                           | <b>Total</b> | <b>1,031.5</b> | <b>---</b> | <b>\$644,706.25</b>   |
| Peter Perkowski (OutServe-SLDN/MMAA; Perkowski Legal, PC) |              |                |            |                       |
| P. Perkowski                                              | 2017         | 2.5            | \$625      | \$1,562.50            |
|                                                           | 2018         | 124.8          | \$625      | \$78,000.00           |
|                                                           | 2019         | 502.3          | \$670      | \$336,541.00          |
|                                                           | 2020         | 32.75          | \$670      | \$21,942.50           |
|                                                           | 2021         | 8              | \$670      | \$5,360.00            |
|                                                           | 2022         | 51.75          | \$670      | \$34,672.50           |
|                                                           | Total        | 722.1          | ---        | \$478,078.50          |
| <b>GRAND TOTAL</b>                                        |              | <b>7,709.3</b> |            | <b>\$2,408,567.70</b> |

The Court has “substantial discretion in fixing the amount of an EAJA award.” *Hyatt v. N.C. Dep’t of Human Res.*, 315 F.3d 239, 254 (4th Cir. 2002). It should exercise that discretion to award the full amount requested.

**A. Plaintiffs’ rates are reasonable.**

The EAJA limits the amount of attorney’s fees that can be recovered to “\$125 per hour unless the court determines that an increase in the cost of living or a special factor, such as the

limited availability of qualified attorneys for the proceedings involved, justifies a higher fee.” 28 U.S.C. § 2412(d)(2)(A). As discussed below, both exceptions to the cap apply here.

Fees for the services of law clerks, paralegals, and librarians are also recoverable “at prevailing market rates.” *See Richlin Sec. Serv. Co. v. Chertoff*, 553 U.S. 571, 590 (2008) (“attorney’s fees” includes paralegal fees for legal work that would be chargeable to clients); *Missouri v. Jenkins*, 491 U.S. 274, 285 (1989) (suggesting time of “librarians . . . and others whose labor contributes to the work product for which an attorney bills her client” is recoverable); *United States v. 269 Acres*, 2020 WL 219792, at \*8 (D.S.C. Jan. 15, 2020) (law clerk work recoverable under EAJA), *rev’d in part on other grounds*, 995 F.3d 152 (4th Cir. 2021). The standard rate for law librarians and other litigation-support professionals in Northern Virginia is \$100 per hour. Ex. 2 ¶ 16 (expert decl.). Because the prevailing rates for the services of paralegals and law clerks are higher in this market than the EAJA’s statutory maximum, those rates have been calculated in the same manner as the standard attorney rates. *Id.* ¶¶14–16; *see, e.g., Abusamhadaneh*, 2013 WL 193778, at \*17–18 (awarding statutory maximum plus cost-of-living increase for paralegal time yielded “a fair result”).

### **1. The EAJA’s statutory fee cap should be adjusted for inflation.**

Courts in this district have recognized that, because the cost of living has increased significantly since the last time the statutory cap was raised (to \$125) in 1996, an upward adjustment to counsel’s rates for cost of living may be appropriate. *See, e.g., Abusamhadaneh*, 2013 WL 193778, at \*16. Using the date the \$125 amount was adopted—March 29, 1996—as the base point (*Dairy Maid Dairy v. United States*, 837 F. Supp. 1370, 1385 (E.D. Va. 1993), *see* Contract with America Advancement Act, P.L. 104-121, 110 Stat. 847, 863), a general cost of living index like the U.S. Department of Labor’s Consumer Price Index–Urban (CPI-U) has been

used as the appropriate measure for calculating the cost-of-living enhancement. *See Sullivan v. Sullivan*, 958 F.2d 574, 577 n.6, 578 (4th Cir. 1992).

The Ninth Circuit maintains a chart that “multipl[ies] the \$125 statutory rate by the annual average [CPI-U] for the years in which counsel’s work was performed, . . . divid[ed] by the CPI–U figure for March 1996.” *Thangaraja v. Gonzales*, 428 F.3d 870, 876–77 (9th Cir. 2005). The relevant enhanced statutory rates are:

| Year              | EAJA Statutory Maximum Rate |
|-------------------|-----------------------------|
| 2022 (first half) | \$231.49                    |
| 2021              | \$217.54                    |
| 2020              | \$207.78                    |
| 2019              | \$205.25                    |
| 2018              | \$201.60                    |

U.S. Courts for the Ninth Circuit, *Statutory Maximum Rates Under the Equal Access to Justice Act*, <https://www.ca9.uscourts.gov/attorneys/statutory-maximum-rates/> (citing *Thangaraja*, 428 F.3d at 876–77). The Court is within its discretion to apply these reasonable rates to the work performed by Plaintiffs’ pro bono lawyers at Winston & Strawn and Greenberg Traurig.

## **2. The specialized experience of some of Plaintiffs’ lawyers justifies a higher fee.**

The “special factor” for attorneys with particular qualifications refers to “some distinctive knowledge or specialized skill”—such as “an identifiable practice specialty”—that is “needful for the litigation in question.” *Pierce*, 487 U.S. at 572. “[T]he appropriate inquiry is whether the individual case presents such an unusual situation that it *requires* someone of specialized training and expertise unattainable by a competent attorney through a diligent study of the governing legal principles.” *Hyatt*, 315 F.3d at 250 (quotation omitted).

These cases lie at the confluence of three highly specialized subject-matter areas that demand knowledge and skill beyond that which the typical litigator could be expected to acquire

without years of experience: the rights of people living with HIV, LGBTQIA rights, and how those rights apply in the context of military service. Three of Plaintiffs' attorneys—Scott Schoettes, Peter Perkowski, and Kara Ingelhart—have this experience and therefore request higher rates that are within the *Vienna Metro* Matrix customarily used in this District to determine reasonable fee rates (*see* Ex. 2 ¶¶ 13–14 (expert decl.)):

| Attorney<br>(grad year) | 2017 rate | 2018 rate | 2019 rate | 2020 rate | 2021 rate | 2022 rate |
|-------------------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Perkowski<br>(1998)     | \$625     | \$625     | \$670     | \$670     | \$670     | \$670     |
| Schoettes<br>(2002)     | \$625     | \$625     | \$625     | \$625     | \$625     | \$625     |
| Ingelhart<br>(2015)     | ---       | \$345     | \$455     | \$455     | \$455     | \$455     |

**Scott Schoettes** has litigated more cases involving the rights of people living with HIV than any other attorney in the country and enjoys a national reputation as the leading attorney on these issues. Ex. 10 ¶ 7 (Schoettes decl.). Schoettes has been advocating for people living with HIV through litigation, public policy work and educational campaigns since joining Lambda Legal in 2007 as a staff attorney with the HIV Project (becoming HIV Project Director in 2010). *Id.* ¶ 4. The very first case on which Schoettes was staffed at Lambda Legal was *Taylor v. Rice*, 451 F.3d 898 (D.C. Cir. 2006), a challenge to the U.S. State Department's policy of refusing to employ foreign service officers living with HIV, primarily because the State Department's belief that such individuals were not world-wide deployable. *Id.* ¶ 5. Over the following thirteen years, Schoettes successfully litigated multiple important cases on behalf of people living with HIV. *Id.* (citing, *e.g.*, *East v. Blue Cross and Blue Shield of La.*, No. 14-115 (M.D. La.); *Pierce v. Ackal*, No. 17-1365 (W.D. La.); *Moore v. Air Evac EMS, Inc.*, No. 15-1395 (E.D. Mo.); *Rhoades v. State*, 848 N.W.2d 22 (Iowa 2014)). Schoettes also authored or co-authored multiple amicus briefs in

cases involving issues of import to people living with HIV, including for each of the three challenges to the Affordable Care Act to reach the U.S. Supreme Court. *Id.*

In addition to his litigation work, Schoettes spent a significant portion of his time at Lambda Legal on policy and legislative matters. *Id.* ¶ 6. He was Lambda Legal’s point person for the repeal of the HIV travel and immigration ban (which required all U.S. visitors living with HIV to secure a special waiver before entering the country), worked in multiple states to reform laws criminalizing conduct that is otherwise legal if not for the person’s HIV-positive status, and is considered a leading voice in advocacy to eliminate the bar to blood donation for gay and bisexual men. *Id.* In 2014, President Obama appointed Schoettes to the Presidential Advisory Council on HIV/AIDS, where he served as the co-chair of the Disparities Committee until leading a group resignation in protest shortly after President Trump took office. Schoettes was recently honored by the ABA HIV/AIDS Impact Project for his years of advocacy and impact work. *Id.*

As a person living with HIV since 1999, Schoettes’s personal experience made him uniquely qualified to litigate these cases on behalf of Nicholas Harrison, MMAA, and the pseudonymous plaintiffs in *Roe/Voe*. *Id.* ¶ 7.

**Peter Perkowski** has specialized knowledge and experience at the intersection of all three of the important subject-matter areas at issue in these cases: military law and policy as it relates to discrimination based on LGBTQIA+ identity and HIV status. Ex. 7 ¶¶ 10–27, 37–38; Ex. 7–A (Perkowski CV); *see, e.g., Karnoski v. Trump*, No. 17-1297 (W.D. Wash.) (challenging Trump administration’s ban on transgender individuals serving in the military). Perkowski has 24 years of experience as a litigator, over 15 of which were at large, multi-national law firms (including Winston & Strawn). Ex. 7 ¶ 4. During his time at those firms, he participated in some of the highest-profile LGBTQIA+ civil-rights matters of the time. *Id.* ¶¶ 4, 10–13.

Perkowski also has a decade of knowledge and experience gained as an advocate and lawyer for the LGBTQIA/HIV military and veteran community. *Id.* ¶¶ 10–27. He began serving on the Board of Directors of OutServe-SLDN (f/k/a Servicemembers Legal Defense Network) in 2012, just as lesbian, gay, and bisexual people were starting to serve openly, and the organization shifted focus to issues of discrimination, equal treatment and equal opportunity. *Id.* ¶ 17. In 2014, Perkowski moved from the Board to the office, taking on (as a volunteer) some of the responsibilities of OutServe’s legal services function. *Id.* By the end of 2015, Perkowski was on OutServe-SLDN’s staff, serving as Legal and Policy Director of the nation’s largest non-profit organization for the LGBTQ and HIV+ military and veteran community. *Id.* ¶ 18. He left OutServe-SLDN (now known as MMAA) in 2021. *Id.* ¶ 23.

As extensively detailed in his affidavit, during his seven years of directing the organization’s legal function, Perkowski’s work included advocacy to Congress, the Defense and Veterans Affairs Departments, and state governments on behalf of the LGBTQ/HIV+ military community; facilitating the organization’s participation in impact litigation and amicus briefs in matters implicating the interests of LGBTQ+ military and veterans and their families; and directly assisting LGBTQ/HIV+ service members and veterans, including preparing discharge upgrade applications and waivers and exceptions to policy, and providing representation in disciplinary actions, administrative separations, and courts martial. *Id.* ¶¶ 19–20. Under his leadership, OutServe-SLDN’s mission expanded to discriminatory policies affecting service members with HIV—issues no other organization was addressing. *Id.* ¶¶ 21–22. Accordingly, at the time these actions were filed, there was no other person had the same level of knowledge and experience with the specific issues of these cases—namely, military regulations concerning HIV, their history, and their effect on service members with HIV and people with HIV who want to serve. *Id.* ¶ 38.

Perkowski also serves on the Boards of several health, wellness, and civil rights organizations (including as Chair) with a primary focus on the LGBTQ+ community and people living with or at risk of acquiring HIV. *Id.* ¶ 27. He is a recognized subject-matter expert: Perkowski is frequently invited to speak and present on these issues (*id.* ¶¶ 14, 24), and he has engaged in advocacy at the highest levels, as when he testified before the House Committee on Veterans Affairs' Subcommittee on Oversight and Investigations about the long-term harms inflicted upon LGBTQ servicemembers by VA policies like "Don't Ask Don't Tell." *Id.* ¶ 24.

**Kara Ingelhart** has been involved in impact litigation, public policy, and education on issues involving the rights of LGBT people and people living with HIV as an attorney at Lambda Legal since 2015. Ex. 3 ¶ 5. She has extensive experience with impact litigation challenging policies that discriminate against LGBT people by, for example, barring transgender individuals from military service (*Karnoski, supra*) and from correcting the gender marker on their birth certificates (*Ray v. McCloud*, No. 18-272 (S.D. Ohio); *Foster v. Andersen*, No. 18-2552 (D. Kansas); *Arroyo González v. Rosselló*, No. 17-1457 (D.P.R.); *F.V. v. Jeppesen*, No. 17-170 (D. Idaho)), or from using the restroom that aligns with their gender identity (*Evancho v. Pine Richland Sch. Dist.*, 237 F. Supp. 3d 267 (W.D. Pa. 2017)). *See also* Ex. 3 ¶ 17. Ingelhart also has significant experience litigating cases and filing amicus briefs that focus on the rights of people living with HIV. *See id.* ¶ 18 (citing *Doe v. AJ Boggs & Co.*, No. 565456 (Cal. Super. Ct., S.F. Cnty.) (party counsel for settlement class of plaintiffs whose HIV statuses were compromised in data breach); *Stinson v. Florida*, No. 1D18-3506 (Fla. Cir. Ct.) (party counsel in challenge to disproportionate punishment due to HIV status); *Dorn v. Mich. Dep't of Corr.*, No. 15-359 (W.D. Mich.) (same); *Doe v. Kink.com*, No. A 155384 (Cal. Ct. App.) (amicus counsel for brief re medical privacy



implications of HIV testing); *Erotic Serv. Provider Legal, Educ. and Rsch. Project v. Gascón*, No. 16-15927 (9th Cir.) (amicus counsel for brief re criminal prostitution and solicitation laws)).

In addition to their litigation and advocacy experience, Schoettes, Perkowski, and Ingelhart have acquired specialized training and continuing education in relevant subjects. Schoettes, for example, attended Lambda Legal’s annual LGBTQ Litigators Roundtable—an intensive three-day conference—in each of his 14 years with the organization. Ex. 10 ¶ 9. Schoettes frequently attended (and usually presented at) Lavender Law, the annual conference of the National LGBTQ Bar Association. *Id.* He also attended the Public Health Boot Camp sponsored by Northwestern University and AIDS Foundation Chicago, and has been an instructor/speaker for it ever since. *Id.*

Schoettes, Perkowski, and Ingelhart belong to numerous professional organizations related to LGBTQIA and HIV rights issues and frequently attend and speak at conferences and symposia. See 10–A (Schoettes CV), Ex. 3–C (Ingelhart CV) (listing engagements); see, e.g., Kara Ingelhart, *Discrimination Against Members of the Military Who Are HIV-Positive*, Connecticut Bar Association (2021); Scott Schoettes, *The Affordable Care Act and HIV: How Ensuring Access to Nondiscriminatory Care, Treatment, and Prevention (Including PrEP) Could Pave the Way to an AIDS-Free Generation*, National LGBTQ Bar Association Annual Conference (2015); Aaron Belkin & Peter Perkowski, *LGBT and the Military Challenges and Opportunities*, Battlemind to Home V Symposium, Perdue Univ. (2014).

These attorneys’ specialized experience justifies a higher hourly rate.

**B. Plaintiffs’ attorneys’ hours are also reasonable.**

“The most useful starting point for determining the amount of a reasonable fee is the number of hours reasonably expended on the litigation”—with “evidence supporting the hours worked”—“multiplied by a reasonable hourly rate.” *Hensley v. Eckerhart*, 461 U.S. 424, 433, (1983). This “lodestar” calculation “[s]ubsume[s] . . . several factors” for analyzing

reasonableness, including, as relevant here: “(1) the time and labor required; (2) the novelty and difficulty of the questions; (3) the skill requisite to perform the legal service properly; . . . (5) the customary fee; . . . (7) time limitations imposed by the client or the circumstances; (8) the amount involved and the results obtained; (9) the experience, reputation, and ability of the attorneys; . . . and (12) awards in similar cases.” *Abusamhadaneh*, 2013 WL 193778, at \*18 (citing *Johnson v. Ga. Highway Express, Inc.*, 488 F.2d 714, 717–19 (5th Cir. 1974)); see *Barber v. Kimbrell’s, Inc.*, 577 F.2d 216, 226 (4th Cir. 1978) (adopting *Johnson* factors); *Signature Flight Support Corp. v. Ladow Aviation Ltd. P’ship*, 730 F. Supp. 2d 513, 520 (E.D. Va. 2010) (court need not address every factor), *aff’d*, 442 F. App’x 776 (4th Cir. 2011). There are no unrelated, unsuccessful claims to subtract from the lodestar amount, as Plaintiffs ultimately prevailed on all of their claims, and any “unsuccessful” stage was merely “a temporary setback on the way to a complete victory.” *Cf. Cabrales v. County of Los Angeles*, 935 F.2d 1050, 1053 (9th Cir. 1991) (award under § 1988).

**Factor 1: These cases required considerable time and labor.** This important and substantial litigation has been going on since May 2018 and includes two related cases. *Harrison*, ECF 1; *Roe*, ECF 1. Each case entailed a separate preliminary injunction proceeding (*Harrison*, ECF 25; *Roe*, ECF 33) and multiple motions to dismiss (*Harrison*, ECF 41; *Roe*, ECF 48–49) before being consolidated for discovery (*Roe*, ECF 32). The discovery process was extensive, spanning 31 fact-witness depositions (with witnesses spread across the country, from Miami to Texas to Detroit and DC), 316 written discovery requests, and 5 expert witnesses. Ex. 3 ¶ 22. Defendants later (unsuccessfully) renewed their motion to dismiss organizational plaintiff MMAA (*Harrison*, ECF 154; *Roe*, ECF 118) and, due to Defendants’ last-minute motion to stay, proceeded through two rounds of summary judgment briefing (*Harrison*, ECF 256, 263; *Roe*, ECF 230, 269, 275)—one of which occurred after Defendants lost on appeal in the Fourth Circuit. *Roe*, 947 F.3d

at 234. Defendants appealed again when the Court ruled against them at summary judgment, but voluntarily dismissed those appeals prior to briefing. *Harrison*, ECF 322; *Roe*, ECF 336.

A case with this many moving parts requires a large number of lawyers—here, more than 30—to expend significant time. Ex. 2 (expert decl.) (“The detailed time records submitted by counsel for Plaintiffs demonstrate that counsel spent a reasonable and appropriate amount of time addressing the issues in this case, and staffed various workstreams efficiently, given the multiple tasks being performed simultaneously under this Court’s rigorous schedule.”). “[H]ours claimed or spent on a case,” though “not . . . the sole basis for determining a fee, . . . are a necessary ingredient to be considered.” *Johnson*, 488 F.2d at 717. To assist the Court’s examination of “the possibility of duplication of effort along with the proper utilization of time,” detailed contemporaneous billing records are attached, as well as affidavits attesting to Plaintiffs’ attorneys’ billing practices. *See* Exs. 1 & 1–A, 8 (Harding decl. & Winston bills, Bauer decl.), 9 & 9–A (Sommer decl. & Greenberg Traurig bills), 3 & 3–A (Ingelhart decl. & Lambda bills), 10 & 10–B (Schoettes decl. and bills), 7 & 7B (Perkowski decl. & bills).

**Factor 2: The case was novel and complex.** Although the Defendants’ policies and actions were patently unconstitutional, arbitrary, and capricious, these cases presented a variety of issues that needed to be resolved. Because of the number of parties involved and the importance of the issues, this impact litigation “require[d] more time and effort” for “research and preparation” than a typical case. *See Johnson*, 488 F.2d at 718. “The sheer volume of work necessitated by the schedule, Defendants’ resistance to discovery, motions and renewed motions, and the number of depositions from various service branches, required intense effort on multiple fronts.” Ex. 2 ¶ 21 (expert decl.).

**Factor 3: These cases required significant skill.** For similar reasons, this litigation required a greater degree of skill than usual, much of it specialized. *See supra* § II.A.2. This skill is reflected in the attorneys’ “work product, [] preparation, and general ability before the court,” which this Court is well-equipped with the “expertise” and “past experience” to judge. *Johnson*, 488 F.2d at 718. In the expert’s opinion, “[t]he work simply could not have been accomplished by a leaner-staffed or less-experienced team in the time-frame set for this case.” Ex. 2 ¶ 21.

**Factor 5: The customary fee for like work is much higher.** “The customary fee for similar work in the community should be considered.” *Id.* Litigators in large firms like Winston & Strawn and Greenberg Traurig in major markets such as Chicago and Washington, DC, where Plaintiffs’ attorneys are largely based, typically charge several hundred to over a thousand dollars per hour for their services, depending on their experience. *See, e.g.*, Ex. 1 ¶ 12. Even the lowest rates on the prevailing pay scale are considerably higher than the EAJA’s statutory maximum rate of \$125, even adjusted for inflation. *See* 28 U.S.C. § 2412(d)(2)(A); Ex. 2 ¶¶ 13–15 (expert decl.) (*Vienna Metro* matrix is “reasonable and *conservative* estimate of the prevailing market rate”).

**Factor 7: These cases entailed strict time limitations.** “Priority work that delays the lawyer’s other legal work is entitled to some premium.” *Johnson*, 488 F.2d at 718. This factor is relevant here, as this district is well known for its “rocket docket,” which has ranked among “the nation’s fastest civil trial court[s]” for decades. Robert Tata, *How the “Rocket Docket” Continues To Roar Through COVID*, Law360 (Aug. 24, 2021, 12:53 PM); *see* Ex. 2 ¶ 23 (expert decl.) (noting “this Court’s rigorous schedule”). And in addition to the speed at which litigation unfolds in this Court, Defendants requested and were granted an accelerated argument date in the Fourth Circuit appeal of the preliminary injunction. *Roe*, 4th Cir. No. 19-1410, ECF 26.

**Factor 8: The results obtained.** Although damages were not sought here, “the attorney’s fee award should reflect the relief granted” when “the decision corrects across-the-board discrimination affecting a large class.” *Johnson*, 488 F.2d at 718. This was the case here, where Plaintiffs secured a nationwide injunction enjoining the application of Defendants’ discriminatory policies to all similarly situated service members. *Harrison*, ECF 308; *Roe*, ECF 320. “[T]he excellent result obtained on summary judgment . . . avoid[ed] a trial which would have cost even more time and money.” Ex. 2 ¶ 17 (expert decl.).

**Factor 9: Plaintiffs’ attorneys are experienced and capable.** The attorneys in this litigation have significant “experience, reputation, and ability.” *Johnson*, 488 F.2d at 718. Many have practiced at large, prestigious, well-respected law firms, some of them for decades. *See, e.g.*, Ex. 10 ¶ 4 (Schoettes), 7 ¶ 4 (Perkowski); *Andrew R. Sommer*, GTlaw.com, <https://www.gtlaw.com/en/professionals/s/sommer-andrew-r>; *Julie A. Bauer*, Winston.com., <https://www.winston.com/en/who-we-are/professionals/bauer-julie-a.html>.<sup>5</sup> And while “more experienced attorneys receiv[e] larger compensation,” “young attorney[s who] demonstrate[] the skill and ability . . . should not be penalized for only recently being admitted to the bar.” *Johnson*, 488 F.2d at 719; *see, e.g.*, Ex. 3–C (Ingelhart CV); *Lauren Gailey*, Winston.com, <https://www.winston.com/en/who-we-are/professionals/gailey-lauren-k.html>; *John W.H. Harding*, Winston.com, <https://www.winston.com/en/who-we-are/professionals/harding-john-w-h.html>. The “attorney[s] specializing in civil rights cases may [also] enjoy a higher rate for [their] expertise than others, providing [their]

<sup>5</sup> *See Jeandron v. Bd. of Regents of Univ. Sys. of Md.*, 510 F. App’x 223, 227 (4th Cir. 2013) (“A court may take judicial notice of information publicly announced on a party’s web site, so long as the web site’s authenticity is not in dispute and ‘it is capable of accurate and ready determination.’” (quoting Fed. R. Evid. 201(b))).

ability corresponds with [their] experience.” *See* Exs. 7–A (Perkowski CV), 10–A (Schoettes CV), Ex. 3–C (Ingelhart CV).

**Factor 12: Awards in similar matters are comparable.** “The reasonableness of a fee may also be considered in the light of awards made in similar litigation within and without the court's circuit.” *Johnson*, 488 F.2d at 719. Although a direct comparator is difficult to find—few LGBTQIA/HIV rights matters are of the scope and scale of the present cases, and many settle, thus reducing the amount of the fee award—the fee awards in two cases that were also litigated to final judgment are illustrative:

- *Grimm v. Gloucester County School Board*, No. 15-54 (E.D. Va. 2021), ECF 257: \$1,284,735 in attorney’s fees and \$27,467.85 in non-taxable litigation expenses
- *Obergefell v. Hodges*, No. 13-501 (S.D. Ohio 2015), ECF 90: \$1,300,000 in attorney’s fees and expenses

Although the total amount of fees sought in these cases is greater than in either of the cases identified above, it is consistent with the principles underlying those fee awards. In both *Grimm* and *Obergefell*, expert LGBTQ-rights impact litigators successfully achieved class-wide relief in complex civil constitutional matters challenging discriminatory government conduct and moved for attorney’s fees, but the fee motions in those cases reveal that they were significantly less time-intensive than the cases here. *Compare Grimm*, ECF 253 (seeking \$1,284,735 in attorney’s fees and \$27,467.85 in non-taxable litigation expenses for 2,078.43 hours of work), *and Obergefell*, ECF 87 (seeking \$1,096,142.50 in attorney fees, plus a 50% enhancement and expenses in the amount of \$51,360.12 for 3,046.89 hours of work), *with* Ex. 2 ¶¶ 19–21 (expert decl.) (noting “[t]he sheer volume of work”—more than 7,700 hours, *see supra* § II.A—and the “significant time and effort” necessitated by “Defendants’ approach to discovery”). *Grimm* and *Obergefell* settled before the motions could be adjudicated—and in both, the government settled for the exact or nearly the entire amount of fees sought. *See Grimm*, ECF 257 (granting unopposed fee motion

pursuant to stipulation); *Obergefell*, ECF 90 (ordering, as agreed to by the parties, \$1,300,000.00 in fees and costs). The methodology Plaintiffs apply here and the rates and hours they request are consistent with that of fee awards sought in these other similar civil rights cases.

### III. Plaintiffs are entitled to an award of costs.

The EAJA also entitles a prevailing party to “a judgment for costs, as enumerated in [28 U.S.C. § 1920].” 28 U.S.C. § 2412(a)(1). These include, as relevant here, “[f]ees of the clerk and marshal,” transcript fees, “[f]ees and disbursements for printing and witnesses,” “the costs of making copies of any materials where the copies are necessarily obtained for use in the case,” and “[c]ompensation of court appointed experts.” 28 U.S.C. § 1920(a). Here, Plaintiffs seek:

#### Litigation Costs

| Attorney/firm/organization              | Amount requested          |
|-----------------------------------------|---------------------------|
| Winston & Strawn LLP                    | \$116,246.33 <sup>6</sup> |
| Greenberg Traurig, LLP                  | \$0                       |
| Lambda Legal Defense and Education Fund | \$44,221.99               |
| Scott Schoettes, Esq.                   | \$0                       |
| OutServe-SLDN/MMAA                      | \$454.90                  |
| Perkowski Legal, PC                     | \$6,333.87                |
| <b>TOTAL</b>                            | <b>\$167,257.09</b>       |

*See* Ex. 1–B (Winston); Ex. 3–B (Lambda); Ex. 7–B (Perkowski).

These costs include “filing fees, postage, telephone calls and delivery charges,” plus “fees for printing” and “costs of computerized legal research,” all of which have been held recoverable under the EAJA. *See, e.g., Tchekmou v. Mukasey*, 517 F.3d 506, 512–13 (7th Cir. 2008); *accord, e.g., Jean v. Nelson*, 863 F.2d 759, 778 (11th Cir. 1988) (rejecting “government’s argument that telephone, reasonable travel, postage, and computerized research expenses are not compensable under the EAJA”); *aff’d on other grounds, Jean*, 496 U.S. 154; *Abusamhadaneh*, 2013 WL

<sup>6</sup> This includes the costs included in Mr. Harding’s declaration (Ex. 1–B) and the additional costs of Mr. Molster’s time (Ex. 2 ¶ 23).

193778, at \*43 (awarding costs for duplication); *Rehab. Ass’n v. Metcalf*, 8 F. Supp. 2d 520, 530 (E.D. Va. 1998) (costs awarded for “reasonable” “computerized legal research on Lexis and Westlaw, word processing, photocopying, out of town travel expenses, postage, and overnight courier charges”). The cost of transcripts is expressly provided for under the statute and may be recovered as long as “(1) the transcripts are necessarily obtained for use in the case”—here, they have been frequently cited, including in this motion—“and (2) the cost is reasonable.” *Dalles Irrigation Dist. v. United States*, 91 Fed. Cl. 689, 711–12 (2010). Some courts also permit recovery of process-server fees. *Alflex Corp. v. Underwriters Labs., Inc.*, 914 F.2d 175, 177–78 (9th Cir. 1990) (per curiam). And expert-witness fees and expenses are also recoverable in this District. *E.g., Olympic Marine Servs., Inc. v. United States*, 792 F. Supp. 461, 471–72 (E.D. Va. 1992). The Court should exercise its discretion to award Plaintiffs the full amount of fees sought.

### CONCLUSION

Plaintiffs’ hourly rates and hours worked are reasonable and well supported, and the Court should exercise its discretion to award them the attorney’s fees they seek. For the reasons discussed above, Plaintiffs respectfully request that their motions for attorney’s fees (in the amount of \$2,408,567.70) and costs (in the amount of \$167,257.09) be granted.

Dated: August 5, 2022

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**CERTIFICATE OF SERVICE**

I certify that, on August 5, 2022, I caused this document to be filed electronically through the Court's CM/ECF system, which automatically sent a notice of electronic filing to all counsel of record.

Dated: August 5, 2022

Respectfully submitted,

/s/ John W. H. Harding  
John W.H. Harding

# EXHIBIT 1

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

RICHARD ROE, ET AL.,

PLAINTIFFS,

v.

LLOYD AUSTIN, ET AL.,  
DEFENDANTS.

CIVIL ACTION NO. 1:18-cv-01565

NICHOLAS HARRISON, ET AL.,

PLAINTIFFS,

v.

LLOYD AUSTIN, ET AL.,  
DEFENDANTS.

CIVIL ACTION NO. 1:18-CV-00641

**DECLARATION OF JOHN W. H. HARDING**

I, John W. H. Harding, hereby declare as follows:

1. I am an attorney licensed to practice in the State of Virginia, the District of Columbia and in various federal courts, including the Eastern District of Virginia. If called upon to testify about this declaration, I can and will do so.

2. I have personal knowledge of the statements contained herein. The statements are true and correct to the best of my knowledge, information, and belief.

3. I submit this declaration in support of Plaintiffs Nicholas Harrison, Richard Roe, and Victor Voe's motion for attorneys' fees as prevailing parties in these actions. Richard Roe and Victor Voe are aliases for two of my clients.

4. I am currently a Senior Associate with the law firm of Winston & Strawn LLP ("Winston"), attorneys for Plaintiffs in the actions identified in the caption. Winston is a law firm

with ten offices in the United States and six offices internationally. Winston is ranked 43<sup>rd</sup> on the American Lawyer's 2022 Am Law 200 ranking.

5. I graduated from the University of Virginia School of Law in 2014. I joined Winston immediately after graduation and have focused my practice on complex commercial litigation and white collar, regulatory defense & investigations. I have significant experience handling many aspects of the litigation process, including managing discovery, conducting investigations, drafting critical motions, arguing motions, preparing witnesses, and trial.

6. Winston uses a computer software program to record its timekeeping. This program includes a timer feature where I can click on a matter when I start working on it and stop working on it and the program tracks my daily time for each matter. I use this timer feature daily. It is my regular practice to enter a description of the work performed for each day on a matter shortly after the time is recorded. My time entries reflect time I actually spent working on this matter. In some instances, I did not enter small amounts of time spent on these matters, such as, in the review of email correspondence or brief phone calls. I exercised reasonable billing judgment consistent with my ethical duties in determining whether time I spent warranted being entered.

7. Winston uses a computer software program for billing. Winston's regular business practice is for each attorney to enter his or her time into the timekeeping program identifying the client, time spent, and a brief description of the services provided. The billing program then collects the time from each timekeeper working on a matter to create a bill. Attached as Exhibit A are true and complete copies of the outputs from this software program related to these cases.

8. Winston also uses a computer software program to record costs associated with particular matters. These costs are recorded at or around the time of payment. Attached as Exhibit B is a true and correct copy of the outputs from this software program for *Roe* and *Harrison*.

9. I began working on these matters from their inception in May of 2018. Over the course of this litigation, I worked with and supervised numerous associates, paralegals, summer associates and other timekeepers who worked on these cases. This includes Cyrus Frelinghuysen, Eric Goldstein, Paul Harold, Laura Cooley, Chanslor Gallenstein, Allie Hemmings, Lauren Gailey, Greg Skogg, Gordon Coffee, Nathan Garg, Jerome Grant, Rebecca Miller, Esthy Rodriguez, Geoff Eaton, Jack Cartwright, and Michael Hill.

10. In preparation for this fee petition, Lauren Gailey and I carefully reviewed all the bills associated with these cases as well as a related case that Winston attorneys work on, *Deese et al. v. Austin III, et al.*, CA No. RDB-18-2669. In some instances, attorneys identified their time as related to *Roe* or *Harrison*, but inadvertently used the *Deese* matter number (and vice versa). In those instances where it was abundantly clear, we moved the time to the proper matter number. We also fixed typos and other nits in the time descriptions.

11. In reviewing the bills, the time entries for the attorneys I worked closely with appear to be consistent with the tasks they performed on these cases.

12. Winston's 2022 rates are as follows:

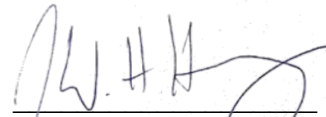
|               | <b>Partner</b>  | <b>Of Counsel</b> | <b>Associate</b> | <b>Paralegal</b> | <b>Practice Support</b> |
|---------------|-----------------|-------------------|------------------|------------------|-------------------------|
| <b>CY2022</b> | \$890 - \$1,945 | \$795 - \$1,370   | \$640 - \$1,045  | \$230 - \$400    | \$165 - \$985           |

13. The Law Clerk / Summer Associate rate is \$640.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

Dated: August 5, 2022

By:

  
\_\_\_\_\_  
John W. H. Harding

# Exhibit A



**WINSTON & STRAWN LLP**

35 West Wacker Drive  
 Chicago, IL 60601-9703  
 TAX ID NO. 36-1975990

Winston & Strawn (Pro Bono)  
 Nicholas Harrison

**2018 Fee Summary**

Date 08/03/22  
 Client Matter No. 999997.05556

For Legal Services Rendered Through December 31, 2018 In Connection With:  
**05556 Nicholas Harrison - HIV deployment claim**

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| Date     | Attorney/Other Prof | Hours | Description                                                                                                                                                                                                                           |
|----------|---------------------|-------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/21/18 | A. Sommer           | 1.00  | Attend telephone conference with Lamba Legal and N. Harrison re Harrison case                                                                                                                                                         |
| 04/09/18 | A. Sommer           | 0.60  | Harrison pro bono matter -- Analyze client retainer letter and co-counsel agreement and correspond with team re same                                                                                                                  |
| 04/12/18 | A. Sommer           | 0.20  | Harrison: Analyze and revise draft co-counsel agreement and correspond with G. McConnell and B. Cooper re same                                                                                                                        |
| 04/19/18 | A. Sommer           | 0.50  | Harrison pro bono matter -- Office conference with C. Frelinghuysen re status of Harrison case and factual background                                                                                                                 |
| 05/07/18 | A. Sommer           | 0.60  | Harrison - Analyze comments re draft co-counsel agreement, analyze email correspondence from Lambda legal, and confer with G. McConnell re same                                                                                       |
| 05/08/18 | A. Sommer           | 1.30  | Harrison - Attend telephone conference re case status and strategy with Lambda and OutServe                                                                                                                                           |
| 05/10/18 | C. Frelinghuysen    | 3.50  | Confer with A. Sommer re Harrison complaint; review memorandum re equal protection claim and research re same; review draft complaint; research re Department of Defense and Army regulations related to HIV positive service members |
| 05/10/18 | A. Sommer           | 0.40  | HARRISON: Analyze Doe engagement letter and correspond with Lambda re same; confer with G. McConnell re status of co-counsel agreement for Harrison case; confer with C. Frelinghuysen re status of complaint and research re same    |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                          |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 05/11/18    | C. Frelinghuysen           | 4.00         | Research re Department of Defense and Army regulations related to HIV positive service members and equal protection claim; review and analyze draft complaint and research re actual harm and exhaustion of administrative remedies                                                                         |
| 05/14/18    | C. Frelinghuysen           | 5.50         | Research re Department of Defense and Army regulations related to HIV; review and revise draft complaint and confer with team members re same                                                                                                                                                               |
| 05/15/18    | C. Frelinghuysen           | 4.00         | Research re waiver of medical standard for enlistment or appointment and exhaustion of administrative remedies prior to district court action; confer with team members re waiver and exhaustion of administrative remedies; review and revise updated engagement letter and confer with co-counsel re same |
| 05/16/18    | C. Frelinghuysen           | 2.80         | Review and analyze revised complaint and confer with team members re same; research re mooted of lawsuit by agency action; teleconference with co-counsel re filing of complaint and motion for preliminary injunction                                                                                      |
| 05/16/18    | A. Sommer                  | 2.30         | Harrison - Attend telephone conference re status and strategy for filing of complaint, venue, etc.; analyze draft complaint and send comments to Lambda and Out-Serve                                                                                                                                       |
| 05/17/18    | C. Frelinghuysen           | 1.00         | Confer with team members re engagement letter, co-counsel agreement, and motion for preliminary injunction                                                                                                                                                                                                  |
| 05/18/18    | C. Frelinghuysen           | 2.50         | Confer with team members re engagement letter and correspondence with N. Harrison re same; review documents from N. Harrison re appointment and waiver and confer with team members re same                                                                                                                 |
| 05/18/18    | J. Harding                 | 0.40         | Call with A. Sommer re new matter                                                                                                                                                                                                                                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                         |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 05/21/18    | C. Frelinghuysen           | 3.00         | Confer with team members re draft complaint and motion for preliminary injunction; review regulations re service members with HIV and review requirements for standing                                                                                     |
| 05/22/18    | C. Frelinghuysen           | 2.00         | Review and research re standing requirements and exception to policy process and appeals                                                                                                                                                                   |
| 05/23/18    | C. Frelinghuysen           | 4.00         | Research re mootness issue, standing requirements, and exception to policy process and appeals; confer with team members re same; research re briefing from challenge to transgender service ban                                                           |
| 05/23/18    | J. Harding                 | 2.80         | Review key documents and complaint                                                                                                                                                                                                                         |
| 05/24/18    | C. Frelinghuysen           | 4.50         | Research re standing requirements for organization and prepare summary re same; confer with team members re complaint filing and preparation of motion for preliminary injunction; review and analyze materials from litigation re transgender service ban |
| 05/24/18    | J. Harding                 | 2.50         | Research mootness issues                                                                                                                                                                                                                                   |
| 05/24/18    | A. Sommer                  | 0.90         | Analyze engagement letter for Outserve and Harrison and correspond with G. McConnell re same; confer with J. Harding and C. Frelinghuysen re preparation for preliminary injunction and for filing of complaint                                            |
| 05/25/18    | C. Frelinghuysen           | 3.30         | Confer with team members re complaint filing and preparation of motion for preliminary injunction; prepare outline for motion for preliminary injunction; confer with co-counsel re filing of complaint and motion for preliminary injunction              |
| 05/25/18    | J. Harding                 | 2.70         | Research filing procedures for EDVA and participate in team call                                                                                                                                                                                           |
| 05/25/18    | A. Sommer                  | 0.50         | HARRISON - Correspond with J. Harding and C. Frelinghuysen re research needed on mootness                                                                                                                                                                  |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                               |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | issue; correspond with S. Schoettes re mootness issue and research re same                                                                                                                                                                                                                                                       |
| 05/29/18    | C. Frelinghuysen           | 6.20         | Review and revise draft Harrison complaint and confer with team members re same; teleconference with co-counsel re complaint, filing, financial disclosure, and motion for preliminary injunction; confer with Mr. Harrison re engagement letter; prepare materials for filing of complaint and confer with team members re same |
| 05/29/18    | J. Harding                 | 5.30         | Prepare for and finalize documents for filing                                                                                                                                                                                                                                                                                    |
| 05/29/18    | A. Sommer                  | 1.00         | Telephone conference with team re filing of complaints and finalization of same; correspond with C. Frelinghuysen and J. Harding re submissions to accompany complaint and various related items                                                                                                                                 |
| 05/30/18    | C. Frelinghuysen           | 6.00         | Review and revise final version of complaint for filing; confer with team members re filing of complaint and other materials; supervise filing of complaint; confer with team members re motion for preliminary injunction; research re same                                                                                     |
| 05/30/18    | J. Harding                 | 2.40         | Review local rules, prepare for filing, and file additional documents required for the case                                                                                                                                                                                                                                      |
| 05/30/18    | A. Sommer                  | 1.40         | Review and revise final draft of complaint; confer with C. Frelinghuysen re filing same; review ECF notices and correspond with team re same                                                                                                                                                                                     |
| 05/31/18    | C. Frelinghuysen           | 5.00         | Confer with team members re motion for preliminary injunction, pro hac vice applications, summonses; research re equal protection claim standard of review for HIV positive service members; confer with team members re outline for motion for preliminary injunction                                                           |
| 05/31/18    | J. Harding                 | 1.20         | Strategize re preliminary injunction                                                                                                                                                                                                                                                                                             |
| 06/01/18    | C. Frelinghuysen           | 3.50         | Confer with team members re motion for                                                                                                                                                                                                                                                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                  |
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|             |                            |              | preliminary injunction and outline re same; confer with co-counsel re motion for preliminary injunction and experts; research re military's HIV policies                                                                            |
| 06/01/18    | J. Harding                 | 4.20         | Draft outline for preliminary injunction and participate in call re same                                                                                                                                                            |
| 06/01/18    | A. Sommer                  | 1.00         | Confer Lambda, Outserve, and with C. Frelinghuysen and J. Harding re strategy for preliminary injunction motion                                                                                                                     |
| 06/04/18    | C. Frelinghuysen           | 3.00         | Prepare outline of issues for medical military expert and confer with team members re same; confer with Dr. C. Hendrix re potential retention as expert; research re background on Dr. Hendrix and confer with team members re same |
| 06/04/18    | J. Harding                 | 2.40         | Research and prepare materials for Declaration of N. Harrison                                                                                                                                                                       |
| 06/05/18    | C. Frelinghuysen           | 1.00         | Prepare retainer agreement for Dr. Hendrix and confer with team members and Dr. Hendrix re same                                                                                                                                     |
| 06/05/18    | J. Harding                 | 5.10         | Research and assist N. Harrison Declaration                                                                                                                                                                                         |
| 06/06/18    | C. Frelinghuysen           | 0.50         | Confer with team members re outline for Harrison declaration and Hendrix declaration in support of motion for preliminary injunction                                                                                                |
| 06/06/18    | J. Harding                 | 2.40         | Meeting with N. Harrison re Declaration                                                                                                                                                                                             |
| 06/07/18    | C. Frelinghuysen           | 2.50         | Confer with team members re Hendrix declaration; confer with Dr. Hendrix re engagement letter and declaration; review and revise Harrison declaration and confer with team members re same                                          |
| 06/08/18    | C. Frelinghuysen           | 3.30         | Confer with team members re service of summonses and complaint; prepare additional summons; confer with team members re declarations in support of motion for preliminary                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                         |
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|             |                            |              | injunction; prepare Hendrix declaration                                                                                                                                                                                                                                    |
| 06/11/18    | C. Frelinghuysen           | 3.00         | Confer with team members re service of summons and complaint; research re military HIV policies and prepare outline for Hendrix declaration in support of motion for preliminary injunction                                                                                |
| 06/12/18    | C. Frelinghuysen           | 4.00         | Research re HIV treatment and transmission; prepare outline of Dr. Hendrix declaration in support of preliminary injunction                                                                                                                                                |
| 06/12/18    | J. Harding                 | 5.10         | Review supporting materials for N. Harrison declaration                                                                                                                                                                                                                    |
| 06/13/18    | C. Frelinghuysen           | 5.50         | Research re HIV treatment and transmission and military HIV policies; prepare outline of Dr. Hendrix declaration in support of preliminary injunction                                                                                                                      |
| 06/13/18    | D. Gallenstein             | 0.30         | Meet with J. Harding to discuss project on preliminary injunctions                                                                                                                                                                                                         |
| 06/13/18    | J. Harding                 | 0.30         | Email from N. Harrison re discovery and discussion re same                                                                                                                                                                                                                 |
| 06/14/18    | C. Frelinghuysen           | 6.00         | Confer with co-counsel re declarations in support of motion for preliminary injunction; research re military HIV monitoring and policies and walking blood bank; prepare outline for declaration of C. Hendrix in support of motion for preliminary injunction             |
| 06/14/18    | J. Harding                 | 0.40         | Assist N. Harrison declaration                                                                                                                                                                                                                                             |
| 06/15/18    | C. Frelinghuysen           | 4.30         | Research re military deployment policies and medical fitness standards and confer with co-counsel re same; prepare C. Hendrix declaration and confer with team members re same; teleconference with co-counsel re strategy and timing of motion for preliminary injunction |
| 06/15/18    | D. Gallenstein             | 1.80         | Research preliminary injunctions in E.D. VA                                                                                                                                                                                                                                |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                    |
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| 06/15/18    | J. Harding                 | 1.50         | Prepare for and participate in team call re preliminary injunction                                                                                                                                                                                                                                    |
| 06/18/18    | D. Gallenstein             | 1.40         | Research preliminary injunctions in Eastern District of Virginia                                                                                                                                                                                                                                      |
| 06/19/18    | C. Frelinghuysen           | 5.70         | Research re military policies on HIV, readiness, blood supplies, and prepare outline of Hendrix declaration; confer with team members re same                                                                                                                                                         |
| 06/19/18    | D. Gallenstein             | 0.80         | Research timing of preliminary injunction in ED VA                                                                                                                                                                                                                                                    |
| 06/20/18    | C. Frelinghuysen           | 2.00         | Research re medical readiness and walking blood bank; prepare outline of Hendrix declaration                                                                                                                                                                                                          |
| 06/20/18    | D. Gallenstein             | 0.20         | Research preliminary injunction in ED Va.                                                                                                                                                                                                                                                             |
| 06/21/18    | C. Frelinghuysen           | 6.50         | Research re HIV antiretroviral therapy medicines, single tablet regimens, and exacerbation of HIV condition; prepare outline of Hendrix declaration; confer with co-counsel re declaration, motion for preliminary injunction, and research re Judge Brinkema; confer with Dr. Hendrix re declaration |
| 06/21/18    | D. Gallenstein             | 2.00         | Research irreparable harm for preliminary injunction                                                                                                                                                                                                                                                  |
| 06/22/18    | C. Frelinghuysen           | 4.00         | Research re emergency blood transfusions, infection of health care workers, and viral load testing; review and revise outline of Hendrix declaration; teleconference with co-counsel and Dr. Hendrix re declaration; confer with co-counsel re declarations and motion for preliminary injunction     |
| 06/22/18    | D. Gallenstein             | 2.00         | Research irreparable harm for preliminary injunction                                                                                                                                                                                                                                                  |
| 06/22/18    | J. Harding                 | 0.70         | Participate in call with Dr. Hendrix                                                                                                                                                                                                                                                                  |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                        |
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| 06/24/18    | C. Frelinghuysen           | 0.50         | Review and analyze materials from Dr. Hendrix and confer with team members re same                                                                                                                                                                                                                                                        |
| 06/25/18    | C. Frelinghuysen           | 5.00         | Review and analyze updated outline for motion for preliminary injunction and confer with team members re same; research re heightened scrutiny and rational basis review in Fourth Circuit case law; review Harrison declaration and confer with team members re same; prepare memorandum in support of motion for preliminary injunction |
| 06/25/18    | D. Gallenstein             | 5.50         | Draft section of motion for preliminary injunction                                                                                                                                                                                                                                                                                        |
| 06/26/18    | C. Frelinghuysen           | 2.20         | Review and revise section of memorandum prepared by C. Gallenstein and confer with team members re same; review and analyze revisions to outline of Dr. Hendrix declaration and confer with team members re same                                                                                                                          |
| 06/27/18    | C. Frelinghuysen           | 1.50         | Confer with team members re drafting memorandum in support of motion for preliminary injunction; review and analyze revisions to Hendrix declaration outline and confer with team members re same; research re emergency blood transfusion and military blood supplies                                                                    |
| 06/27/18    | J. Harding                 | 0.70         | Research P.I. issues                                                                                                                                                                                                                                                                                                                      |
| 06/28/18    | C. Frelinghuysen           | 3.50         | Review and analyze edits to Hendrix declaration outline and confer with team members re same; prepare memorandum in support of motion for preliminary injunction; confer with team members re materials in support of declarations and motion for preliminary injunction; office conference with team members re case status              |
| 06/28/18    | J. Harding                 | 1.10         | Draft P.I. motion                                                                                                                                                                                                                                                                                                                         |
| 06/29/18    | C. Frelinghuysen           | 6.50         | Review and analyze Hendrix and Del Rio declaration outlines and confer with team members re same; prepare sections for memorandum in support of motion for preliminary injunction and                                                                                                                                                     |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                         |
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|             |                            |              | confer with co-counsel re same; confer with co-counsel re potential amendment of complaint to add plaintiffs                                                                                                                                               |
| 06/29/18    | J. Harding                 | 2.40         | Draft P.I. motion                                                                                                                                                                                                                                          |
| 06/29/18    | A. Sommer                  | 1.80         | Analyze and revise draft declarations of medical experts and correspond with team re same; analyze comments re potential witness from Lambda and respond to same                                                                                           |
| 06/29/18    | N. Wertheimer              | 2.00         | Review Hendrix Declaration and prepare documents cited; prepare index of same                                                                                                                                                                              |
| 07/02/18    | C. Frelinghuysen           | 2.40         | Confer with co-counsel re timing to amend complaint and file motion for preliminary injunction; review and analyze rules for amending of pleadings; review and analyze revised Hendrix declaration and confer with team members re materials cited in same |
| 07/02/18    | N. Wertheimer              | 2.60         | Review and update exhibits and missing links to the Hendrix Declaration                                                                                                                                                                                    |
| 07/03/18    | C. Frelinghuysen           | 1.00         | Teleconference with co-counsel re amendment of complaint and motion for preliminary injunction; confer with Dr. Hendrix re declaration                                                                                                                     |
| 07/03/18    | J. Harding                 | 0.70         | Call re preliminary injunction                                                                                                                                                                                                                             |
| 07/03/18    | N. Wertheimer              | 0.80         | Review and update exhibits and missing links to the Hendrix Declaration                                                                                                                                                                                    |
| 07/05/18    | C. Frelinghuysen           | 0.50         | Confer with co-counsel re Dr. Hendrix declaration and materials for same; review Hendrix declaration and materials cited therein                                                                                                                           |
| 07/11/18    | J. Harding                 | 0.30         | Review declaration                                                                                                                                                                                                                                         |
| 07/12/18    | J. Harding                 | 0.20         | Respond to emails re case status                                                                                                                                                                                                                           |
| 07/14/18    | C. Frelinghuysen           | 0.50         | Confer with co-counsel re memorandum in support                                                                                                                                                                                                            |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                        |
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|             |                            |              | of motion for preliminary injunction                                                                                                                                                                                                                                      |
| 07/16/18    | C. Frelinghuysen           | 0.80         | Review and analyze draft memorandum in support of motion for preliminary injunction and confer with team members re same                                                                                                                                                  |
| 07/17/18    | J. Harding                 | 1.50         | Prepare Motion to Seal                                                                                                                                                                                                                                                    |
| 07/17/18    | A. Sommer                  | 4.40         | Analyze draft motion for preliminary injunction and provide comments re same to team; review declarations and provide suggested edits to same; confer with team re strategy for filing a motion for preliminary injunction                                                |
| 07/18/18    | C. Frelinghuysen           | 1.00         | Review and analyze draft memorandum in support of motion for preliminary injunction and confer with team members re readiness issue, memorandum citations, and filing issues                                                                                              |
| 07/18/18    | J. Harding                 | 7.00         | Prepare, finalize, and file Motion for Preliminary Injunction and supporting documents                                                                                                                                                                                    |
| 07/18/18    | A. Sommer                  | 2.40         | Correspond with team re status and timing for motion for preliminary injunction; confer with J. Harding re same; analyze and comment on motion to seal and supporting papers; analyze and propose revisions to memorandum in support of motion for preliminary injunction |
| 07/18/18    | N. Wertheimer              | 7.00         | Assist team cite check Plaintiffs' Motion for a Preliminary Injunction; draft motion for a preliminary injunction                                                                                                                                                         |
| 07/19/18    | C. Frelinghuysen           | 0.50         | Confer with team members re filing motion for preliminary injunction                                                                                                                                                                                                      |
| 07/19/18    | J. Harding                 | 3.50         | Prepare, finalize, and file Motion for Preliminary Injunction and supporting documents                                                                                                                                                                                    |
| 07/19/18    | A. Sommer                  | 2.30         | Analyze, revise, finalize and coordinate re filing of motion for preliminary injunction; confer with J. Harding re same                                                                                                                                                   |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                               |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 07/19/18    | N. Wertheimer              | 1.80         | Assist team cite check Plaintiffs' Motion for a Preliminary Injunction                                                                                                           |
| 07/23/18    | A. Sommer                  | 0.20         | Respond to counsel for Defendants re briefing schedule and confer with Lambda Legal re same                                                                                      |
| 07/24/18    | J. Harding                 | 0.50         | Draft and file hearing notice                                                                                                                                                    |
| 07/24/18    | N. Wertheimer              | 0.30         | Prepare distribution of case filings                                                                                                                                             |
| 07/25/18    | J. Harding                 | 0.90         | Research implications of government's proposed briefing schedule                                                                                                                 |
| 07/31/18    | J. Harding                 | 0.20         | Review Motion to Alter Briefing Schedule                                                                                                                                         |
| 07/31/18    | A. Sommer                  | 0.50         | Review government's motion to consolidate briefing and correspond with team re same                                                                                              |
| 07/31/18    | N. Wertheimer              | 1.50         | Prepare distribution of today's filing; update pleadings electronic files and index                                                                                              |
| 08/01/18    | J. Harding                 | 3.00         | Draft Opposition to Motion to Consolidate                                                                                                                                        |
| 08/01/18    | A. Sommer                  | 2.50         | Analyze and revise draft opposition to motion to consolidate briefing; attend telephone conference with team re case status and strategy; correspond with team re draft briefing |
| 08/01/18    | N. Wertheimer              | 0.50         | Prepare court notice for team distribution; update case electronic pleadings files and index                                                                                     |
| 08/02/18    | J. Harding                 | 1.00         | Revise opposition to consolidate                                                                                                                                                 |
| 08/02/18    | A. Sommer                  | 0.50         | Review and revise final draft of opposition to motion to consolidate briefing and correspond with J. Harding re finalizing same                                                  |
| 08/02/18    | N. Wertheimer              | 0.70         | Follow up communications with LAMBDA re word documents for filings; update files with requested native files                                                                     |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                        |
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| 08/03/18    | J. Harding                 | 0.50         | File opposition                                                                                                                                                                                                                                                                                                                           |
| 08/03/18    | A. Sommer                  | 0.10         | Final review of opposition to motion to adjust briefing schedule and order of briefing                                                                                                                                                                                                                                                    |
| 08/03/18    | N. Wertheimer              | 0.50         | Prepare filing distribution to team; update case electronic files and index                                                                                                                                                                                                                                                               |
| 08/15/18    | A. Sommer                  | 0.30         | Attend telephone conference re matter status and strategy                                                                                                                                                                                                                                                                                 |
| 08/17/18    | J. Harding                 | 2.50         | Review opposition to P.I. and MTD                                                                                                                                                                                                                                                                                                         |
| 08/17/18    | A. Sommer                  | 2.90         | Circulate government's filings to team; analyze and consider government's motion to dismiss and opposition to motion for preliminary injunction and evidence submitted to support same; attend team telephone conference re case status and strategy for responding to government's brief opposing summary judgment and moving to dismiss |
| 08/17/18    | N. Wertheimer              | 2.00         | Review and update case electronic files with recent filings                                                                                                                                                                                                                                                                               |
| 08/20/18    | J. Harding                 | 4.10         | Draft outline to Opposition to Motion to Dismiss and Reply in Support of Preliminary Injunction                                                                                                                                                                                                                                           |
| 08/20/18    | A. Sommer                  | 0.30         | Telephone conference with J. Harding re outline of response to motion to dismiss and reply in support of motion for preliminary injunction                                                                                                                                                                                                |
| 08/22/18    | J. Harding                 | 0.50         | Team call re Motion to Dismiss                                                                                                                                                                                                                                                                                                            |
| 08/22/18    | A. Sommer                  | 2.50         | Research re response to motion to dismiss and reply in support of preliminary injunction; telephone conference with Lambda team re same                                                                                                                                                                                                   |
| 08/23/18    | V. Gianino                 | 0.50         | Discuss research assignment with A. Sommer re voluntary cessation                                                                                                                                                                                                                                                                         |
| 08/23/18    | J. Harding                 | 5.90         | Research justiciability issues                                                                                                                                                                                                                                                                                                            |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                          |
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| 08/23/18    | A. Sommer                  | 4.60         | Consider opposition to motion for preliminary injunction; analyze issues and prepare for responding to same; analyze case law; discuss same with V. Gianino                                 |
| 08/24/18    | V. Gianino                 | 6.30         | Conduct research re voluntary cessation doctrine; compose email summarizing research findings and case law                                                                                  |
| 08/24/18    | J. Harding                 | 5.40         | Draft opposition to Motion to Dismiss                                                                                                                                                       |
| 08/24/18    | A. Sommer                  | 0.20         | Confer with J. Harding re strategy for responding to opposition to motion for preliminary injunction                                                                                        |
| 08/25/18    | V. Gianino                 | 2.00         | Conduct research re voluntary cessation doctrine and summarize the recent cases with transgender plaintiffs in the military; compose email summarizing findings                             |
| 08/26/18    | J. Harding                 | 1.90         | Draft opposition to Motion to Dismiss                                                                                                                                                       |
| 08/27/18    | V. Gianino                 | 2.80         | Conduct research re arguments made by plaintiffs in the recent cases involving transgender service members and the President Trump Memorandum; compose emails summarizing research findings |
| 08/27/18    | J. Harding                 | 2.10         | Draft justiciability arguments and emails to D. Sommer re same                                                                                                                              |
| 08/27/18    | A. Sommer                  | 8.50         | Analyze issues related to motion to dismiss and justiciability and research re same; confer with J. Harding re same                                                                         |
| 08/28/18    | J. Harding                 | 1.70         | Review and revise Motion and calls with D. Sommer re same                                                                                                                                   |
| 08/28/18    | A. Sommer                  | 1.00         | Revise draft opposition to motion to dismiss and reply in support of motion for preliminary injunction                                                                                      |
| 08/29/18    | J. Harding                 | 1.00         | Call re motion to dismiss and preliminary                                                                                                                                                   |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                        |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | injunction                                                                                                                                                                                |
| 08/29/18    | A. Sommer                  | 7.80         | Analyze and revise draft response to motion to dismiss and reply in support of motion for preliminary injunction and research re same; attend telephone conference re status and strategy |
| 08/30/18    | J. Harding                 | 2.50         | Finalize and file opposition to motion to dismiss                                                                                                                                         |
| 08/30/18    | A. Sommer                  | 4.40         | Analyze and revise draft response to motion to dismiss and reply in support of motion for preliminary injunction; coordinate filing with J. Harding and Lambda legal                      |
| 08/30/18    | N. Wertheimer              | 0.50         | Update case electronic files                                                                                                                                                              |
| 08/31/18    | N. Wertheimer              | 0.50         | Update case electronic files                                                                                                                                                              |
| 09/04/18    | J. Harding                 | 0.20         | Emails re argument                                                                                                                                                                        |
| 09/04/18    | A. Sommer                  | 0.80         | Attend team telephone conference re strategy for oral argument on motion to dismiss and for preliminary injunction                                                                        |
| 09/04/18    | A. Sommer                  | 0.70         | Analyze email from S. Schottes re upcoming oral argument preparations and reply to same                                                                                                   |
| 09/05/18    | J. Harding                 | 0.90         | Call to discuss oral argument                                                                                                                                                             |
| 09/05/18    | A. Sommer                  | 0.50         | Confer with team re case status and strategy; preparations for oral argument                                                                                                              |
| 09/06/18    | A. Sommer                  | 0.50         | Confer with DOJ counsel re preliminary injunction hearing                                                                                                                                 |
| 09/07/18    | J. Harding                 | 0.90         | Review government's reply                                                                                                                                                                 |
| 09/07/18    | A. Sommer                  | 0.70         | Coordinate logistics re moot arguments for preliminary injunction hearing and motion to dismiss hearing                                                                                   |
| 09/09/18    | J. Harding                 | 2.80         | Prepare for oral argument                                                                                                                                                                 |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                    |
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| 09/10/18    | C. Frelinghuysen           | 0.50         | Review motion for leave to reply and confer with team members re same                                                                                                                                                                                                                                                                                 |
| 09/10/18    | J. Harding                 | 6.10         | Prepare for oral argument                                                                                                                                                                                                                                                                                                                             |
| 09/10/18    | P. Harold                  | 0.20         | Prepare binder for moot court                                                                                                                                                                                                                                                                                                                         |
| 09/10/18    | A. Sommer                  | 4.70         | Analyze reply brief and correspond with team re potential continuance, sur-reply and other matters telephone conference with team re sur-reply and oral argument strategy; meet and confer with defense counsel re motion for sur-reply; prepare for moot argument; moot J. Harding to prepare for hearing; attend court-ordered telephone conference |
| 09/11/18    | C. Frelinghuysen           | 4.50         | Review briefing materials and participate in moot preparation with team members and co-counsel; review and revise motion for leave to file a sur-reply                                                                                                                                                                                                |
| 09/11/18    | E. Goldstein               | 2.50         | Review materials re moot argument                                                                                                                                                                                                                                                                                                                     |
| 09/11/18    | J. Harding                 | 5.00         | Prepare for and participate in moot; revise sur-reply                                                                                                                                                                                                                                                                                                 |
| 09/11/18    | A. Sommer                  | 5.00         | Draft motion for leave to file sur-reply and circulate same to team; correspond with team                                                                                                                                                                                                                                                             |
| 09/11/18    | A. Sommer                  | 0.50         | Analyze and propose revisions to draft sur-reply and correspond with team re same                                                                                                                                                                                                                                                                     |
| 09/11/18    | N. Wertheimer              | 0.50         | Update case electronic files with recent filings                                                                                                                                                                                                                                                                                                      |
| 09/12/18    | C. Frelinghuysen           | 2.60         | Review and revise motion for leave to file sur-reply, memorandum in support, and sur-reply and confer with team members re same; review and analyze briefing materials for moot preparation                                                                                                                                                           |
| 09/12/18    | E. Goldstein               | 3.50         | Review materials re moot argument                                                                                                                                                                                                                                                                                                                     |
| 09/12/18    | J. Harding                 | 2.30         | Revise and file sur-reply and supporting                                                                                                                                                                                                                                                                                                              |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                             |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | documentation                                                                                                                                                                  |
| 09/12/18    | P. Harold                  | 4.50         | Prepare for moot court                                                                                                                                                         |
| 09/12/18    | A. Sommer                  | 0.60         | Revise draft sur-reply and correspond with team re same                                                                                                                        |
| 09/12/18    | A. Sommer                  | 0.70         | Attend team telephone conference re case status and strategy and preparation for hearing                                                                                       |
| 09/13/18    | C. Frelinghuysen           | 3.50         | Review briefing materials for motion for preliminary injunction and motion to dismiss; participate in moot discussion with team members and co-counsel                         |
| 09/13/18    | E. Goldstein               | 4.00         | Participate in moot argument and strategy session                                                                                                                              |
| 09/13/18    | J. Harding                 | 4.40         | Prepare for and participate in moot on motion for P.I. and motion to dismiss                                                                                                   |
| 09/13/18    | P. Harold                  | 3.10         | Participate in moot court                                                                                                                                                      |
| 09/13/18    | P. Harold                  | 1.30         | Prepare for moot court                                                                                                                                                         |
| 09/13/18    | A. Sommer                  | 3.60         | Make preparations for second moot argument for Harrison motion to dismiss and motion for preliminary injunction; prepare for and participate in moot hearing                   |
| 09/13/18    | N. Wertheimer              | 1.00         | Update electronic files for team review                                                                                                                                        |
| 09/14/18    | C. Frelinghuysen           | 3.30         | Review briefing materials; confer with team members re hearing; attend hearing on motion for preliminary injunction and motion to dismiss and confer with team members re same |
| 09/14/18    | J. Harding                 | 4.60         | Prepare for and attend hearing on Motion to Dismiss and Motion for P.I.                                                                                                        |
| 09/14/18    | A. Sommer                  | 3.90         | Appear for an attend hearing on motion to dismiss and motion for preliminary injunction and travel to and from courthouse                                                      |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                          |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 09/14/18    | N. Wertheimer              | 1.00         | Update electronic files for team review; communication with Lambda re final word filing documents                                                           |
| 09/19/18    | C. Frelinghuysen           | 0.50         | Teleconference with team members and co-counsel re case status and management                                                                               |
| 09/19/18    | J. Harding                 | 0.60         | Participate in weekly call                                                                                                                                  |
| 09/26/18    | N. Wertheimer              | 0.50         | Review and prepare preliminary injunction hearing filings for B. Cooper review                                                                              |
| 10/01/18    | J. Harding                 | 0.50         | Review answer                                                                                                                                               |
| 10/01/18    | A. Hemmings                | 1.00         | Meet with J. Harding and C. Frelinghuysen; review answer                                                                                                    |
| 10/03/18    | J. Harding                 | 0.40         | Participate in weekly call                                                                                                                                  |
| 10/03/18    | A. Hemmings                | 0.30         | Weekly case call                                                                                                                                            |
| 10/04/18    | A. Sommer                  | 0.30         | Analyze scheduling order and correspond with team re same                                                                                                   |
| 10/05/18    | C. Frelinghuysen           | 1.00         | Confer with team members re discovery issues and document requests; review and revise list of proposed document requests                                    |
| 10/05/18    | J. Harding                 | 0.90         | Meeting with D. Sommer, A. Hemmings, and C. Frelinghuysen re next steps                                                                                     |
| 10/05/18    | A. Hemmings                | 1.60         | Met with case team to discuss discovery; draft initial discovery request list                                                                               |
| 10/05/18    | A. Sommer                  | 1.20         | Office conference with team re preparation of discovery and preparation for Rule 26(f) conference; analyze draft discovery topics and send comments to team |
| 10/08/18    | C. Frelinghuysen           | 0.30         | Confer with team members re document requests and correspondence with C. Hendrix re same                                                                    |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                             |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10/08/18    | A. Hemmings                | 0.90         | Research additional initial document disclosure requests; review previous initial disclosures                                                                                                                                                  |
| 10/08/18    | A. Sommer                  | 0.20         | Correspond with team re outstanding discovery related tasks and status of same                                                                                                                                                                 |
| 10/09/18    | J. Harding                 | 1.20         | Meeting with D. Sommer re next steps and research discovery rules                                                                                                                                                                              |
| 10/10/18    | J. Harding                 | 0.90         | Research Rule 26(f) and email to opposing counsel re same                                                                                                                                                                                      |
| 10/10/18    | A. Hemmings                | 0.60         | Weekly status call                                                                                                                                                                                                                             |
| 10/10/18    | A. Sommer                  | 0.80         | Confer with P. Perkowski re discovery issues related to OutServe and preparation for document collection and Rule 26(f) conference and correspond with team re same                                                                            |
| 10/10/18    | A. Sommer                  | 0.80         | Confer with case team re discovery strategy and strategy for Rule 26(f) conference                                                                                                                                                             |
| 10/15/18    | C. Frelinghuysen           | 1.00         | Review documents from Mr. Harrison and confer with team members re same                                                                                                                                                                        |
| 10/16/18    | C. Frelinghuysen           | 2.60         | Confer with C. Hendrix re case schedule and potential discovery and confer with team members re same; research re extent of discovery for equal protection claims; review and revise motion for extension and confer with team members re same |
| 10/16/18    | J. Harding                 | 0.50         | Correspondence with opposing counsel re scheduling order                                                                                                                                                                                       |
| 10/16/18    | A. Hemmings                | 4.10         | Draft motion to extend; update outline of discovery requests; research issue of APA discovery                                                                                                                                                  |
| 10/17/18    | C. Frelinghuysen           | 2.20         | Confer with team members re extension, discovery plan, and research on privileges and scope of discovery; research re applicable privileges;                                                                                                   |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                  |
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|             |                            |              | participate in weekly team call                                                                                                                                                                                                                                                                                                                     |
| 10/17/18    | J. Harding                 | 1.90         | Participate in weekly team call and call with government                                                                                                                                                                                                                                                                                            |
| 10/17/18    | A. Hemmings                | 1.50         | Weekly team call; call with opposing counsel                                                                                                                                                                                                                                                                                                        |
| 10/18/18    | C. Frelinghuysen           | 2.00         | Review government briefing re applicability of APA and prepare response to same, confer with team members re same; research re applicability of APA for constitutional claims                                                                                                                                                                       |
| 10/18/18    | J. Harding                 | 0.70         | Revise joint schedule                                                                                                                                                                                                                                                                                                                               |
| 10/18/18    | A. Hemmings                | 4.90         | Research and draft argument about applicability of APA to discovery                                                                                                                                                                                                                                                                                 |
| 10/19/18    | J. Harding                 | 1.10         | Prepare and file joint scheduling plan                                                                                                                                                                                                                                                                                                              |
| 10/19/18    | A. Hemmings                | 0.50         | Incorporate edits in discovery plan document                                                                                                                                                                                                                                                                                                        |
| 10/19/18    | N. Wertheimer              | 0.50         | Update case electronic files                                                                                                                                                                                                                                                                                                                        |
| 10/22/18    | C. Frelinghuysen           | 1.80         | Review scheduling order, hearing transcript, and confer with team members re same; research re transgender ban cases and confer with team members re discovery requests                                                                                                                                                                             |
| 10/22/18    | J. Harding                 | 0.40         | Emails re scheduling order                                                                                                                                                                                                                                                                                                                          |
| 10/22/18    | A. Hemmings                | 0.30         | Organize upcoming discovery deadlines                                                                                                                                                                                                                                                                                                               |
| 10/22/18    | N. Wertheimer              | 0.50         | Update case electronic files                                                                                                                                                                                                                                                                                                                        |
| 10/23/18    | C. Frelinghuysen           | 4.50         | Office conference with team members re discovery preparation and case management; research re document requests for transgender ban cases and equal protection claims; prepare draft interrogatories and requests for document production and confer with team members and co-counsel re same; confer with C. Hendrix re schedule and expert report |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                  |
|-------------|----------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10/23/18    | J. Harding                 | 0.80         | Call re scheduling order and discovery                                                                                                                                                                                                                              |
| 10/23/18    | A. Hemmings                | 2.40         | Team meeting; draft initial disclosures                                                                                                                                                                                                                             |
| 10/23/18    | A. Sommer                  | 1.00         | Analyze scheduling order and consider discovery strategy and email team re same                                                                                                                                                                                     |
| 10/24/18    | C. Frelinghuysen           | 3.00         | Confer with team members re discovery requests and review and revise same; office conference with team members re same; teleconference with co-counsel re case management and discovery; review and revise initial disclosures and confer with team members re same |
| 10/24/18    | J. Harding                 | 0.80         | Participate in strategy call and emails to team re relativity                                                                                                                                                                                                       |
| 10/24/18    | A. Hemmings                | 3.60         | Incorporate edits in initial discovery requests and interrogatories; attend weekly team meeting                                                                                                                                                                     |
| 10/24/18    | A. Sommer                  | 2.70         | Analyze draft discovery; send discovery planning email to team; confer with C. Frelinghuysen and A. Hemmings re revisions to draft discovery requests; attend telephone conference re case status and strategy                                                      |
| 10/25/18    | C. Frelinghuysen           | 1.20         | Confer with team members re discovery requests, document review, and initial disclosures; review and revise initial disclosures                                                                                                                                     |
| 10/25/18    | J. Harding                 | 0.20         | Meeting with A. Hemmings re discovery review                                                                                                                                                                                                                        |
| 10/25/18    | A. Hemmings                | 0.20         | Incorporate edits in interrogatories                                                                                                                                                                                                                                |
| 10/26/18    | C. Frelinghuysen           | 1.00         | Confer with team members re discovery responses, expert reports, and non-infringement positions; confer with counsel for digiLED re same                                                                                                                            |
| 10/29/18    | C. Frelinghuysen           | 2.50         | Confer with team members re discovery requests, document production, initial disclosures, protective order, and ESI agreement; review                                                                                                                               |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                            |
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|             |                            |              | documents for potential production and confer with team members re same                                                                                                                                                                                                                                       |
| 10/29/18    | J. Harding                 | 1.40         | Set up relativity                                                                                                                                                                                                                                                                                             |
| 10/29/18    | A. Hemmings                | 2.30         | Review documents for privilege                                                                                                                                                                                                                                                                                |
| 10/29/18    | A. Sommer                  | 0.50         | Consider discovery issues and confer with J. Harding re protective order and ESI stipulation                                                                                                                                                                                                                  |
| 10/30/18    | C. Frelinghuysen           | 1.80         | Confer with team members re document production, initial disclosures, and standing issue; research re standing and confer with team members re same                                                                                                                                                           |
| 10/30/18    | J. Harding                 | 1.70         | Draft protective order                                                                                                                                                                                                                                                                                        |
| 10/30/18    | A. Hemmings                | 1.50         | Review documents for privilege                                                                                                                                                                                                                                                                                |
| 10/31/18    | C. Frelinghuysen           | 2.70         | Review and analyze documents for potential production and confer with team members re same; confer with team members re digiLED counsel and non-infringement expert; teleconference with team members and co-counsel re case status; review and revise initial disclosures and confer with co-counsel re same |
| 10/31/18    | A. Hemmings                | 3.50         | Review documents for privilege; weekly team strategy call                                                                                                                                                                                                                                                     |
| 10/31/18    | A. Sommer                  | 0.30         | Attend telephone conference re case status and strategy                                                                                                                                                                                                                                                       |
| 11/01/18    | C. Frelinghuysen           | 2.30         | Confer with team members re initial disclosures and review and revise same; confer with team members re document review and production; confer with co-counsel re initial disclosures                                                                                                                         |
| 11/01/18    | J. Harding                 | 1.00         | Review and revise PO                                                                                                                                                                                                                                                                                          |
| 11/01/18    | A. Hemmings                | 0.60         | Review documents for privilege; weekly team strategy call                                                                                                                                                                                                                                                     |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                      |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 11/01/18    | A. Sommer                  | 0.30         | Attend team meeting re case status and strategy                                                                                                                                                                                                                                         |
| 11/02/18    | C. Frelinghuysen           | 2.50         | Confer with team members and N. Harrison re initial disclosures; review and revise same; review and analyze protective order and electronically stored information order and prepare motion for leave to file same; confer with team members re document production                     |
| 11/02/18    | J. Harding                 | 2.70         | Finalize and file motion for PO and ESI Order                                                                                                                                                                                                                                           |
| 11/02/18    | A. Hemmings                | 0.90         | Edit initial disclosures                                                                                                                                                                                                                                                                |
| 11/03/18    | C. Frelinghuysen           | 0.50         | Review and analyze Defendants' initial disclosures and confer with team members re same                                                                                                                                                                                                 |
| 11/03/18    | A. Hemmings                | 1.00         | Research appellate procedure                                                                                                                                                                                                                                                            |
| 11/03/18    | A. Sommer                  | 0.40         | Confer with team re upcoming deadlines and tasks, notice of appeal from denial of preliminary injunction, and strategy re potential objections to discovery from government                                                                                                             |
| 11/05/18    | A. Hemmings                | 0.50         | Review documents for privilege                                                                                                                                                                                                                                                          |
| 11/06/18    | C. Frelinghuysen           | 0.30         | Review Dr. Hendrix declaration and confer with C. Hendrix re expert report and scheduling                                                                                                                                                                                               |
| 11/07/18    | C. Frelinghuysen           | 3.30         | Review document requests, briefing, DoD regulations, DoD Report to Congress, and additional materials; prepare draft interrogatories and confer with team members re same; review and analyze initial disclosures and confer with team members re collection of materials cited therein |
| 11/07/18    | A. Hemmings                | 0.50         | Review documents for privilege                                                                                                                                                                                                                                                          |
| 11/07/18    | N. Wertheimer              | 2.00         | Prepare articles cited in initial disclosures and Department of Defense Personnel Policies for attorney and expert review                                                                                                                                                               |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                            |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 11/07/18    | T. Woodward                | 1.00         | Work to locate and obtain articles, reports, studies, on HIV in the military as well as articles on neurocognitive impairment with HIV, for N. Wertheimer                                                                                     |
| 11/08/18    | C. Frelinghuysen           | 0.50         | Review Defendants' objections and confer with team members re same                                                                                                                                                                            |
| 11/08/18    | J. Harding                 | 0.70         | Review objections and draft response to the Government                                                                                                                                                                                        |
| 11/09/18    | C. Frelinghuysen           | 1.00         | Confer with team members re Defendants' objections to document requests and possible motion to compel; research re meet and confer requirement in E.D. Virginia                                                                               |
| 11/09/18    | J. Harding                 | 0.10         | Draft email to government                                                                                                                                                                                                                     |
| 11/09/18    | T. Woodward                | 0.30         | Additional research on Military paper regarding qualification standards for HIV , for N. Wertheimer                                                                                                                                           |
| 11/11/18    | N. Wertheimer              | 1.00         | Update electronic files; review and prepare literature cited in disclosures for team review                                                                                                                                                   |
| 11/12/18    | C. Frelinghuysen           | 3.80         | Confer with team members re Defendants' objections to document requests and prepare response to opposing counsel; research re motion to compel; confer with team members re discovery; confer with C. Hendrix re scheduling and expert report |
| 11/12/18    | J. Harding                 | 0.20         | Emails re meet and confer                                                                                                                                                                                                                     |
| 11/12/18    | C. Lundin                  | 0.80         | Factual research various medical articles using Sprinter, outside resource for N. Wertheimer                                                                                                                                                  |
| 11/13/18    | C. Frelinghuysen           | 5.00         | Teleconference with opposing counsel, confer with team members and co-counsel re motion to compel; research re motion to compel; review case materials and prepare draft motion to compel                                                     |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                             |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 11/13/18    | J. Harding                 | 2.50         | Prepare for and participate in meet and confer call                                                                                                                                                                                                                                            |
| 11/13/18    | A. Hemmings                | 2.00         | Research deliberative process; meet and confer call                                                                                                                                                                                                                                            |
| 11/14/18    | C. Frelinghuysen           | 6.00         | Review case materials and prepare motion to compel and confer with team members re same                                                                                                                                                                                                        |
| 11/14/18    | J. Harding                 | 0.60         | Participate in weekly call                                                                                                                                                                                                                                                                     |
| 11/14/18    | A. Hemmings                | 3.50         | Research Local Rule 26 and FRCP 34(b)(2)(B); weekly team call                                                                                                                                                                                                                                  |
| 11/14/18    | A. Sommer                  | 1.20         | Attend team telephone conference re case status and strategy and confer with G. McConnell re case strategy and staffing issues                                                                                                                                                                 |
| 11/15/18    | C. Frelinghuysen           | 4.00         | Confer with co-counsel re discovery issues; review case materials and prepare motion to compel document production and confer with team members and co-counsel re same                                                                                                                         |
| 11/15/18    | J. Harding                 | 0.20         | Emails re motion to compel                                                                                                                                                                                                                                                                     |
| 11/15/18    | A. Hemmings                | 2.40         | Review and summarize DoDI 6490.07 and 6130.03                                                                                                                                                                                                                                                  |
| 11/16/18    | C. Frelinghuysen           | 3.30         | Confer with team members re discovery and motion to compel; prepare interrogatories and confer with team members and co-counsel re same; review expert declaration and confer with team members re expert declaration and supporting documents; research re implementation of retention policy |
| 11/16/18    | N. Wertheimer              | 1.50         | Prepare articles cited in disclosures and exhibit 3 to Defendants Reply memo for team and expert review                                                                                                                                                                                        |
| 11/17/18    | C. Frelinghuysen           | 0.50         | Review and analyze case plan and confer with co-counsel re same                                                                                                                                                                                                                                |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                               |
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| 11/19/18    | C. Frelinghuysen           | 4.60         | Review and revise motion to compel and confer with team members re same; research re award of fees for motion to compel; confer with co-counsel re motion to compel and review and revise same; confer with team members and co-counsel re remaining discovery requests; review and revise motion to amend scheduling order and confer with team members re same |
| 11/19/18    | A. Hemmings                | 0.50         | Draft Joint Motion to Modify Schedule                                                                                                                                                                                                                                                                                                                            |
| 11/19/18    | C. Man                     | 1.50         | Review new military judgment and discuss with HIV teams                                                                                                                                                                                                                                                                                                          |
| 11/19/18    | N. Wertheimer              | 1.50         | Assist team prepare exhibits to motion to compel; update electronic pleadings file and other electronic documents                                                                                                                                                                                                                                                |
| 11/20/18    | C. Frelinghuysen           | 3.80         | Research re award of fees for motion to compel and confer with team members re same; review and revise motion to compel, memorandum in support, proposed order, and exhibits and confer with team members and co-counsel re same; confer with co-counsel re discovery requests                                                                                   |
| 11/20/18    | L. Gailey                  | 3.80         | Review papers; attend conference call discussing strategy and timeline; research admission process for Virginia Bar                                                                                                                                                                                                                                              |
| 11/20/18    | J. Harding                 | 0.30         | File unopposed motion to extend deadlines                                                                                                                                                                                                                                                                                                                        |
| 11/20/18    | A. Hemmings                | 0.80         | Research attorney's fees                                                                                                                                                                                                                                                                                                                                         |
| 11/20/18    | C. Man                     | 0.40         | Review new military litigation                                                                                                                                                                                                                                                                                                                                   |
| 11/20/18    | A. Sommer                  | 1.20         | Analyze and revise draft motion to compel discovery                                                                                                                                                                                                                                                                                                              |
| 11/20/18    | N. Wertheimer              | 1.50         | Update case electronic files                                                                                                                                                                                                                                                                                                                                     |
| 11/21/18    | C. Frelinghuysen           | 2.00         | Teleconference with team members and co-counsel re case status, discovery, motion to                                                                                                                                                                                                                                                                             |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                        |
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|             |                            |              | compel, and strategy; research re binding nature of relief on military departments and confer with team members re same; review and revise motion to modify scheduling order and confer with team members re same                         |
| 11/21/18    | L. Gailey                  | 7.20         | Attend conference call discussing strategy and timeline; review papers                                                                                                                                                                    |
| 11/21/18    | J. Harding                 | 0.90         | Participate in weekly call                                                                                                                                                                                                                |
| 11/21/18    | A. Hemmings                | 1.00         | Weekly status call                                                                                                                                                                                                                        |
| 11/21/18    | A. Sommer                  | 0.80         | Attend team telephone conference re case status and strategy                                                                                                                                                                              |
| 11/21/18    | A. Sommer                  | 0.30         | Confer with team re renewing preliminary injunction motion                                                                                                                                                                                |
| 11/23/18    | C. Frelinghuysen           | 0.30         | Review proposed narrowing of discovery requests and confer with team members re same                                                                                                                                                      |
| 11/23/18    | J. Harding                 | 1.30         | Draft potential tailoring steps for requests                                                                                                                                                                                              |
| 11/23/18    | A. Hemmings                | 3.30         | Research preliminary injunctions in EDVA                                                                                                                                                                                                  |
| 11/25/18    | C. Frelinghuysen           | 1.00         | Research re standard for preliminary injunction and prepare summary re same                                                                                                                                                               |
| 11/26/18    | C. Frelinghuysen           | 3.80         | Review and revise discovery requests and confer with team members and co-counsel re same; research re standard for preliminary injunction and confer with team members re same                                                            |
| 11/26/18    | L. Gailey                  | 3.60         | Review papers; attend conference call with client re declaration; draft declaration                                                                                                                                                       |
| 11/27/18    | C. Frelinghuysen           | 6.80         | Review and revise discovery requests; confer with team members re discovery and renewed motion for preliminary injunction; review discovery responses and prepare deficiency letter and confer with team members re same; review document |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                            |
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|             |                            |              | production and confer with team members re same                                                                                                                                                                                                                                                                               |
| 11/27/18    | L. Gailey                  | 6.20         | Review papers; attend conference call with client re declaration; draft same                                                                                                                                                                                                                                                  |
| 11/27/18    | J. Harding                 | 1.40         | Review written objections and meeting with C. Frelinghuysen re same                                                                                                                                                                                                                                                           |
| 11/27/18    | A. Sommer                  | 5.90         | Draft renewed motion for preliminary injunction and research re same                                                                                                                                                                                                                                                          |
| 11/27/18    | A. Sommer                  | 0.60         | Analyze and revise draft notice of deposition of Defendants, requests for admission, and requests for production                                                                                                                                                                                                              |
| 11/28/18    | C. Frelinghuysen           | 8.50         | Review and revise deficiency letter and confer with co-counsel and team members re same; confer with team members re discovery requests; confer with team members and C. Hendrix re schedule for expert report; review and analyze opposition to motion to compel and prepare reply re same; research for reply to opposition |
| 11/28/18    | L. Gailey                  | 5.40         | Attend conference calls with legal teams; revise declaration; review motion in related case                                                                                                                                                                                                                                   |
| 11/28/18    | J. Harding                 | 1.60         | Review Opposition                                                                                                                                                                                                                                                                                                             |
| 11/28/18    | A. Hemmings                | 1.80         | Review government productions                                                                                                                                                                                                                                                                                                 |
| 11/28/18    | A. Sommer                  | 1.30         | Attend team telephone conference re case status and strategy and confer with C. Frelinghuysen re reply in support of motion to compel                                                                                                                                                                                         |
| 11/28/18    | N. Wertheimer              | 3.30         | Update case electronic files; prepare produced documents for team review                                                                                                                                                                                                                                                      |
| 11/29/18    | C. Frelinghuysen           | 7.50         | Review and revise reply for motion to compel; confer with team members and co-counsel re Blevins declaration and prepare same; confer with team members re reply and finalize reply for filing; review summary of government document                                                                                         |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                           |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | production and confer with team members re same; review and revise deposition notice to Defendants and confer with team members re same; office conference with team members re hearing on motion to compel                                                  |
| 11/29/18    | L. Gailey                  | 1.40         | Review draft motion; communicate with legal team re declarations                                                                                                                                                                                             |
| 11/29/18    | J. Harding                 | 5.50         | Prepare for oral argument on Motion to Compel                                                                                                                                                                                                                |
| 11/29/18    | A. Hemmings                | 4.30         | Review government productions; update motion to seal documents                                                                                                                                                                                               |
| 11/29/18    | A. Sommer                  | 3.10         | Analyze draft reply in support of motion to compel and correspond with team re same; prepare for hearing with J. Harding and C. Frelinghuysen                                                                                                                |
| 11/29/18    | N. Wertheimer              | 3.50         | Update case electronic files; prepare case extranet; prepare documents produced for team review                                                                                                                                                              |
| 11/30/18    | C. Frelinghuysen           | 6.00         | Confer with team members re hearing on motion to compel; participate in hearing on motion to compel; prepare summary re hearing and confer with team members re same; review and revise deposition notice to defendants and confer with team members re same |
| 11/30/18    | L. Gailey                  | 0.20         | Communicate with L. Cooley re status and legal issues                                                                                                                                                                                                        |
| 11/30/18    | L. Gailey                  | 6.60         | Communicate with Doe/Dietz team re Administrative Procedure Act issues; review papers and memoranda in related cases; communicate with L. Cooley re declarations and complaint; revise declarations                                                          |
| 11/30/18    | J. Harding                 | 5.70         | Prepare for and attend hearing on Motion to compel; call with team re same                                                                                                                                                                                   |
| 11/30/18    | A. Sommer                  | 3.50         | Prepare for and attend hearing re motion to compel discovery; confer with J. Harding and C.                                                                                                                                                                  |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                   |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | Frelinghuysen re same; de-brief team on hearing                                                                                                                                                                                                                                                                                                      |
| 11/30/18    | N. Wertheimer              | 3.50         | Update case electronic files; prepare documents produced for team review                                                                                                                                                                                                                                                                             |
| 12/01/18    | J. Harding                 | 0.20         | Research how to request a transcript from a magistrate hearing                                                                                                                                                                                                                                                                                       |
| 12/03/18    | C. Frelinghuysen           | 4.00         | Review and analyze government document production and privilege log and confer with team members re same; prepare deficiency letter re same; research re deliberative process privilege                                                                                                                                                              |
| 12/03/18    | L. Gailey                  | 6.30         | Review comments from co-counsel on declarations; revise same accordingly; draft complaint                                                                                                                                                                                                                                                            |
| 12/03/18    | J. Harding                 | 0.10         | Request transcript from Motion to Compel                                                                                                                                                                                                                                                                                                             |
| 12/03/18    | A. Hemmings                | 0.30         | Assist in drafting expert witness report                                                                                                                                                                                                                                                                                                             |
| 12/03/18    | N. Wertheimer              | 3.50         | Update case electronic case files                                                                                                                                                                                                                                                                                                                    |
| 12/04/18    | C. Frelinghuysen           | 3.00         | Review and analyze interrogatory responses and research re interrogatory subparts; confer with team members and co-counsel re deposition notice and discovery requests and scope of order on motion to compel; confer with team members re Hendrix expert report                                                                                     |
| 12/04/18    | A. Hemmings                | 3.70         | Assist in drafting expert witness report; review government's production                                                                                                                                                                                                                                                                             |
| 12/04/18    | N. Wertheimer              | 4.50         | Update case files and extranet                                                                                                                                                                                                                                                                                                                       |
| 12/05/18    | C. Frelinghuysen           | 5.00         | Confer with team members re interrogatory objections and research re interrogatory subparts and deliberative process privilege; teleconference with co-counsel and team members re litigation status; review and revise deposition notice and finalize for service; review and revise deficiency letter and finalize for service; review and analyze |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                         |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | draft outline of Hendrix report                                                                                                                                                                                                                                                                                            |
| 12/05/18    | J. Harding                 | 0.90         | Participate in weekly call                                                                                                                                                                                                                                                                                                 |
| 12/05/18    | A. Hemmings                | 3.20         | Assist in drafting expert witness report; review government's production; weekly call                                                                                                                                                                                                                                      |
| 12/05/18    | A. Sommer                  | 1.10         | Attend telephone conference with team re case status and strategy; confer with C. Frelinghuysen re discovery                                                                                                                                                                                                               |
| 12/05/18    | N. Wertheimer              | 3.00         | Update case extranet                                                                                                                                                                                                                                                                                                       |
| 12/06/18    | C. Frelinghuysen           | 5.00         | Confer with team members re discovery order and review transcript re same; confer with team members re government's interrogatory objections; confer with opposing counsel re meet and confer; confer with team members and co-counsel re expert report; review and analyze draft expert report and review and revise same |
| 12/06/18    | J. Harding                 | 1.50         | Review transcript and email to team re same                                                                                                                                                                                                                                                                                |
| 12/06/18    | A. Hemmings                | 0.50         | Review hearing transcript                                                                                                                                                                                                                                                                                                  |
| 12/07/18    | C. Frelinghuysen           | 5.30         | Research re government justifications for policies; review and analyze government document production; review and revise outline for expert report; confer with team members re expert report; confer with team members re document production issue                                                                       |
| 12/07/18    | J. Harding                 | 0.80         | Review 2018 congressional report                                                                                                                                                                                                                                                                                           |
| 12/10/18    | C. Frelinghuysen           | 3.50         | Review and analyze defendants' objections to interrogatories and confer with team members re same and meet and confer with Defendants; participate in meet and confer with Defendants; confer with team members re letter re meet and confer                                                                               |
| 12/10/18    | J. Harding                 | 1.70         | Prepare for and participate in meet and confer with                                                                                                                                                                                                                                                                        |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                            |
|-------------|----------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | the Government                                                                                                                                                                                                                                                |
| 12/10/18    | A. Hemmings                | 2.70         | Meet and confer call; draft letter to send defendants re: meet and confer                                                                                                                                                                                     |
| 12/10/18    | N. Wertheimer              | 3.80         | Review Hendrix Declaration and update documents cited in final draft                                                                                                                                                                                          |
| 12/11/18    | C. Frelinghuysen           | 2.50         | Confer with team members re letter to opposing counsel and review and revise same; confer with co-counsel re same; confer with co-counsel re Hendrix expert report; confer with team members re deliberative process privilege and potential motion to compel |
| 12/11/18    | J. Harding                 | 2.40         | Draft letter re meet and confer                                                                                                                                                                                                                               |
| 12/11/18    | A. Hemmings                | 0.20         | Review AR 600-110 changes; research military costs                                                                                                                                                                                                            |
| 12/11/18    | N. Wertheimer              | 0.50         | Communications with e-discovery and S. Schoettes re electronic access to the Relativity project; update case electronic files                                                                                                                                 |
| 12/12/18    | C. Frelinghuysen           | 1.80         | Confer with team members re motion to compel, document production issues, deposition notices, and expert reports                                                                                                                                              |
| 12/12/18    | J. Harding                 | 1.30         | Emails with Gouvernement re interrogatory objections                                                                                                                                                                                                          |
| 12/12/18    | A. Hemmings                | 2.20         | Review Karnoski and Stone cases                                                                                                                                                                                                                               |
| 12/12/18    | M. Mascolo                 | 0.50         | Search and set up daily alert to monitor news articles discussing case Karnoski v. Trump for C. Frelinghuysen and A. Hemmings                                                                                                                                 |
| 12/12/18    | A. Sommer                  | 0.80         | Confer with team re strategy for obtaining discovery and time lines for completing expert reports and discovery                                                                                                                                               |
| 12/13/18    | C. Frelinghuysen           | 7.50         | Confer with team members re Hendrix report;                                                                                                                                                                                                                   |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                               |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | potential motion to compel, deposition notices, and defendants' objections to discovery requests; review case materials and prepare motion to compel interrogatory responses                                                                                                     |
| 12/13/18    | J. Harding                 | 0.90         | Communications with government re load file                                                                                                                                                                                                                                      |
| 12/13/18    | N. Wertheimer              | 5.90         | Draft deposition notices; review Hendrix declaration regarding documents cited                                                                                                                                                                                                   |
| 12/14/18    | C. Frelinghuysen           | 5.50         | Review and revise memorandum in support of motion to compel interrogatory responses and confer with team members re same; prepare motion and notice of hearing; review and analyze defendants' objections to magistrate judge ruling and confer with team members re same        |
| 12/14/18    | J. Harding                 | 1.40         | Review and revise motion to compel and review Military Branch's objection to magistrate order                                                                                                                                                                                    |
| 12/14/18    | A. Sommer                  | 2.60         | Analyze and revise draft motion to compel interrogatory responses; confer with C. Frelinghuysen re same; confer with S. Schottes re planning for hearing on Friday 12/21; confer with team re responding to government's objections to magistrate's recommendations on discovery |
| 12/14/18    | N. Wertheimer              | 5.00         | Assist team prepare exhibits to motion to answer interrogatories; update case electronic files; review Hendrix declaration re exhibits cited                                                                                                                                     |
| 12/15/18    | C. Frelinghuysen           | 1.30         | Review and prepare responses to co-counsel comments re Hendrix report and confer with co-counsel re same                                                                                                                                                                         |
| 12/16/18    | C. Frelinghuysen           | 1.00         | Review and revise outline of draft expert report and correspondence with C. Hendrix re same; confer with team members re materials for expert report                                                                                                                             |
| 12/17/18    | C. Frelinghuysen           | 7.80         | Confer with team members re response to objections to magistrate judge's ruling; review and                                                                                                                                                                                      |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | analyze objections to ruling and prepare response re same; prepare motion for extension of expert discovery deadlines and confer with team members re same                                                                                                                                                                                                                                                                                                                   |
| 12/17/18    | A. Sommer                  | 6.20         | Analyze government's objections to magistrate's report and recommendation, research re response to same, draft portions of response to same, telephone conferences re responding to same                                                                                                                                                                                                                                                                                     |
| 12/17/18    | N. Wertheimer              | 6.00         | Review draft Hendrix expert report and prepare documents cited in report; review final Hendrix declaration and prepare documents cited; post electronic copies of exhibits for Hendrix review                                                                                                                                                                                                                                                                                |
| 12/18/18    | C. Frelinghuysen           | 10.20        | Review and revise motion for extension of expert discovery deadlines and confer with team members and opposing counsel re same; review case materials and prepare response to objections to magistrate judge's ruling; confer with C. Hendrix re expert report; review and revise response and confer with team members re same; confer with team members re loading document production; prepare opposed motion for extension                                               |
| 12/18/18    | J. Harding                 | 2.60         | Review and revise Opposition to Defendants' Objections                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 12/18/18    | N. Wertheimer              | 3.20         | Review prior documents produced and compare same to documents cited in Hendrix report; update document production fiels and case electronic files                                                                                                                                                                                                                                                                                                                            |
| 12/19/18    | C. Frelinghuysen           | 11.00        | Confer with team members re response to objections to magistrate judge's ruling and review and revise same; confer with team members re document review and expert report; review and analyze interrogatory responses and prepare summary re same; review and revise notice of related cases and confer with team members re same; review and analyze response to motion to compel interrogatory responses and confer with team members re same; prepare reply in support of |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                            |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | motion to compel                                                                                                                                                                                                                                                                                                                                                              |
| 12/19/18    | J. Harding                 | 1.30         | Review and revise Opposition                                                                                                                                                                                                                                                                                                                                                  |
| 12/19/18    | J. Harding                 | 0.20         | Call re strategy for arguments                                                                                                                                                                                                                                                                                                                                                |
| 12/19/18    | A. Hemmings                | 2.00         | Review govt. doc production                                                                                                                                                                                                                                                                                                                                                   |
| 12/19/18    | N. Wertheimer              | 3.50         | Assist team prepare exhibits for upcoming filing; review documents for production; update case electronic files                                                                                                                                                                                                                                                               |
| 12/20/18    | C. Frelinghuysen           | 8.50         | Prepare reply in support of motion to compel and confer with team members re same; review and revise same; confer with C. Hendrix and team members re expert reports; confer with team members re document production and document review memo; office conference with co-counsel re reply and preparation for hearing on Defendants' objections to magistrate judge's ruling |
| 12/20/18    | J. Harding                 | 1.20         | Prepare review materials and plan document review; strategy meeting re argument                                                                                                                                                                                                                                                                                               |
| 12/20/18    | A. Hemmings                | 3.40         | Review govt. doc production                                                                                                                                                                                                                                                                                                                                                   |
| 12/20/18    | A. Sommer                  | 5.60         | Analyze and revise draft reply brief in support of motion to compel; confer with Judge Davis's chambers re rescheduling the hearing; confer with opposing counsel; discuss strategy for hearing on objections to Magistrate's order on motion to compel discovery and preparation for hearing re same; confer with team re document review strategy                           |
| 12/20/18    | A. Sommer                  | 1.00         | Factual research into handling deployment of service members living with diabetes and correspond with team re same                                                                                                                                                                                                                                                            |
| 12/20/18    | N. Wertheimer              | 2.40         | Prepare documents cited in Hendrix expert report for production; draft production correspondence; update case electronic files                                                                                                                                                                                                                                                |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                    |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 12/21/18    | J. Bryant                  | 3.10         | Online document review                                                                                                                                                                                                                                |
| 12/21/18    | C. Frelinghuysen           | 6.50         | Review materials re hearing on objections to magistrate judge's ruling and confer with team members re same; attend hearing; confer with team members re document review; review and analyze document production and confer with team members re same |
| 12/21/18    | J. Harding                 | 2.80         | Prepare for and participate in hearing before Judge Brinkema                                                                                                                                                                                          |
| 12/21/18    | A. Sommer                  | 3.00         | Prepare for, attend, and debrief re hearing on government's objections to Judge Davis's discovery order on motion to compel                                                                                                                           |
| 12/21/18    | N. Wertheimer              | 2.00         | Finalize documents for production and distribution; update Hendrix expert report exhibits; prepare draft Hendrix materials considered list                                                                                                            |
| 12/22/18    | C. Frelinghuysen           | 0.50         | Review expert report of C. Hendrix and comments re same; confer with team members re expert reports                                                                                                                                                   |
| 12/22/18    | A. Hemmings                | 0.80         | Review govt. doc production                                                                                                                                                                                                                           |
| 12/23/18    | A. Hemmings                | 1.00         | Review govt. doc production                                                                                                                                                                                                                           |
| 12/23/18    | M. Walker                  | 4.10         | Review documents in relativity                                                                                                                                                                                                                        |
| 12/24/18    | J. Harding                 | 1.00         | Review document production                                                                                                                                                                                                                            |
| 12/24/18    | G. Morrissey               | 0.20         | Review memorandum and relativity re document review preparation                                                                                                                                                                                       |
| 12/26/18    | N. Agin                    | 2.70         | Review materials for document review; review and analyze documents for "hot document" and privilege issues; telephone conference with C. Frelinghuysen regarding review                                                                               |
| 12/26/18    | J. Bryant                  | 6.10         | On-line document review                                                                                                                                                                                                                               |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                                                                                                               |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 12/26/18    | C. Frelinghuysen           | 8.30         | Review and analyze expert report and comments re same and confer with team members and co-counsel re same; review and analyze Defendants' objections to deposition notice, prepare summary re same, and confer with team members and co-counsel re same; confer with team members re document review; review and analyze documents; review and analyze privilege logs and confer with team members re same; participate in meet and confer with opposing counsel |
| 12/26/18    | J. Harding                 | 4.20         | Prepare for and participate in meet and confer; draft motion for consolidated discovery                                                                                                                                                                                                                                                                                                                                                                          |
| 12/26/18    | A. Hemmings                | 1.70         | Review govt. doc production; team call; meet and confer call                                                                                                                                                                                                                                                                                                                                                                                                     |
| 12/26/18    | J. Moore                   | 4.50         | Analyze documents for possible relevance and abuse of privilege designations, and confer with J. Harding concerning challenges to DOD privilege designations                                                                                                                                                                                                                                                                                                     |
| 12/26/18    | G. Morrissey               | 2.80         | Review outside counsel batch documents                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 12/26/18    | G. Skogg                   | 0.40         | Research re documents cited in expert reports and documents posted to website database for review by case experts; correspondence with team attorney re service of upcoming expert reports                                                                                                                                                                                                                                                                       |
| 12/26/18    | A. Sommer                  | 1.80         | Confer with government re outstanding discovery issues; review draft motion to extend deadlines; attend team telephone conference re case status and strategy                                                                                                                                                                                                                                                                                                    |
| 12/26/18    | M. Walker                  | 4.60         | Review documents in relativity for expert report                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 12/26/18    | M. Walker                  | 0.20         | Review documents in relativity for expert report                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 12/27/18    | J. Bryant                  | 1.60         | On line document review                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 12/27/18    | C. Frelinghuysen           | 7.70         | Review and analyze objections to deposition topics                                                                                                                                                                                                                                                                                                                                                                                                               |

| <b>Date</b>        | <b>Attorney/Other Prof</b> | <b>Hours</b>  | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                                        |
|--------------------|----------------------------|---------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                    |                            |               | and confer with team members and co-counsel re same; participate in meet and confer with opposing counsel; confer with team members re document production, privilege logs, and expert reports; confer with team members re motion to compel re deliberative process privilege; confer with C. Hendrix re expert report and extension of time re same; prepare letter re motion to compel |
| 12/27/18           | J. Harding                 | 0.40          | Emails re filing a motion to compel re deliberative process                                                                                                                                                                                                                                                                                                                               |
| 12/27/18           | A. Hemmings                | 2.50          | Review govt. doc production; draft MTC; meet and confer call                                                                                                                                                                                                                                                                                                                              |
| 12/27/18           | J. Moore                   | 2.40          | Analyze documents for possible relevance and abuse of privilege designations, and confer with J. Harding concerning challenges to DOD privilege designations                                                                                                                                                                                                                              |
| 12/27/18           | A. Sommer                  | 0.60          | Coordinate with team and government re coordination of case schedules; preparation and filing motion re same                                                                                                                                                                                                                                                                              |
| 12/31/18           | A. Hemmings                | 2.00          | Draft MTC                                                                                                                                                                                                                                                                                                                                                                                 |
| <b>Total Hours</b> |                            | <b>962.10</b> |                                                                                                                                                                                                                                                                                                                                                                                           |
|                    |                            |               | <b>Total for Legal Services</b>                                                                                                                                                                                                                                                                                                                                                           |
|                    |                            |               | <b>\$668,753.55</b>                                                                                                                                                                                                                                                                                                                                                                       |

**Timekeeper Summary**

| <b><u>Attorney/Other Prof</u></b> | <b><u>Rank</u></b> | <b><u>Hours</u></b> |
|-----------------------------------|--------------------|---------------------|
| G. Morrissey                      | Partner            | 3.00                |
| A. Sommer                         | Partner            | 130.20              |
| N. Agin                           | Partner            | 2.70                |
| C. Man                            | Partner            | 1.90                |
| J. Bryant                         | Of Counsel         | 10.80               |
| E. Goldstein                      | Associate          | 10.00               |
| C. Frelinghuysen                  | Associate          | 363.70              |
| J. Harding                        | Associate          | 181.30              |
| P. Harold                         | Associate          | 9.10                |
| V. Gianino                        | Associate          | 11.60               |
| L. Gailey                         | Associate          | 40.70               |
| D. Gallenstein                    | Associate          | 14.00               |
| A. Hemmings                       | Associate          | 78.50               |
| N. Wertheimer                     | Paralegal          | 85.80               |
| G. Skogg                          | Paralegal          | 0.40                |
| T. Woodward                       | Library            | 1.30                |
| C. Lundin                         | Library            | 0.80                |
| M. Mascolo                        | Library            | 0.50                |
| J. Moore                          | Staff Attorney     | 6.90                |
| M. Walker                         | Staff Attorney     | 8.90                |
| <b>Total Attorney/Other Prof</b>  |                    | <b>962.10</b>       |

**WINSTON & STRAWN LLP**

35 West Wacker Drive  
 Chicago, IL 60601-9703  
 TAX ID NO. 36-1975990

Winston & Strawn (Pro Bono)  
 Richard Roe and Victor Voe

**2018 Fee Summary**

Date 08/03/22  
 Client Matter No. 999997.06131

For Legal Services Rendered Through December 31, 2018 In Connection With:  
**06131 Richard Roe and Victor Voe**

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| Date     | Attorney/Other Prof | Hours | Description                                                                                                                                                                                                   |
|----------|---------------------|-------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 11/19/18 | L. Cooley           | 0.50  | Attend introductory meeting with G. McConnell re case background for Roe and Voe pro bono case re Army and Airforce policy on HIV+ members                                                                    |
| 11/19/18 | A. Sommer           | 2.40  | Confer with G. McConnell and P. Perkowski re strategy for Roe and Voe cases; consider proposed staffing for same; review motion to compel filing and propose edits to same                                    |
| 11/20/18 | J. Bauer            | 3.50  | Initial conference call re strategy, review pleadings and transcript from related case                                                                                                                        |
| 11/20/18 | L. Cooley           | 4.40  | Read background information on Roe; read case briefs and Army Airforce policy information from related pro bono cases involving Army and Airforce policy on HIV+ members; attend introductory conference call |
| 11/20/18 | A. Sommer           | 1.60  | Confer with P. Perkowski and S. Schottes re strategy for Roe and Voe cases and renewing preliminary injunction motion and correspondence with G. McConnell and propsoed Roe and Voe team re same              |
| 11/21/18 | J. Bauer            | 1.00  | Conference call re legal strategy with legal team                                                                                                                                                             |
| 11/21/18 | G. McConnell        | 1.00  | Consider initial strategy for Roe and Voe TRO                                                                                                                                                                 |
| 11/26/18 | J. Bauer            | 1.50  | Phone conference with [Redacted], Roe and Voe and legal team re background facts and documents                                                                                                                |
| 11/26/18 | L. Cooley           | 2.20  | Attend conference call re background information on plaintiff for purposes of drafting declaration; type up notes from call; read declaration of other                                                        |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                               |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | plaintiff                                                                                                                                                                                                                                                        |
| 11/27/18    | L. Cooley                  | 0.50         | Read draft preliminary injunction motion in related case against the Air Force re the separation of members living with HIV                                                                                                                                      |
| 11/28/18    | J. Bauer                   | 5.50         | Review draft pi brief, conference with D. Sommer, conference call with team re strategy, emails re same; review draft [Redacted] declaration, conference call with [Redacted] team re same, etc.                                                                 |
| 11/28/18    | L. Cooley                  | 2.00         | Read and provide feedback on draft declaration for plaintiff; attend conference call re draft declaration for plaintiff; draft supplemental declaration for other plaintiff                                                                                      |
| 11/28/18    | A. Sommer                  | 0.40         | Confer with J. Bauer re strategy for motion for preliminary injunction and new Roe and Voe cases                                                                                                                                                                 |
| 11/29/18    | L. Cooley                  | 1.70         | Read and respond to emails circulating draft documents; edit draft documents; read complaint in related cases with an eye towards drafting complaint with similar claims                                                                                         |
| 11/30/18    | J. Bauer                   | 1.50         | Phone conference re APA claim, emails re strategy                                                                                                                                                                                                                |
| 11/30/18    | L. Cooley                  | 2.80         | Read complaint in related case with eye towards drafting complaint with similar claims; research re Administrative Procedure Act claims; attend conference call re related case with APA claims; meeting re strategy and division of work for drafting complaint |
| 12/03/18    | J. Bauer                   | 2.50         | Emails re status of declarations, discovery motion in Harrison, etc.                                                                                                                                                                                             |
| 12/03/18    | L. Cooley                  | 0.50         | Read and respond to updated drafts of declarations                                                                                                                                                                                                               |
| 12/05/18    | J. Bauer                   | 2.00         | Weekly status conference call, phone conference with L. Gailey re work to be done                                                                                                                                                                                |
| 12/05/18    | L. Gailey                  | 6.60         | Draft complaint; communicate with J. Bauer re                                                                                                                                                                                                                    |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                       |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | same; attend weekly call                                                                                                                 |
| 12/06/18    | J. Bauer                   | 1.00         | Email re strategy, team, timing                                                                                                          |
| 12/06/18    | L. Cooley                  | 3.20         | Research re pro hac vice admission to EDVA; research re newly barred attorney admission to EDVA; draft motion to proceed under pseudonym |
| 12/06/18    | L. Gailey                  | 3.50         | Draft complaint; attend weekly call                                                                                                      |
| 12/06/18    | L. Gailey                  | 1.50         | Review letter from client; communicate with case team re same; draft response letter to client                                           |
| 12/07/18    | J. Bauer                   | 1.30         | Conference with legal team re status and strategy, timing, etc.                                                                          |
| 12/07/18    | L. Cooley                  | 5.70         | Draft motion to proceed under pseudonym; attend conference call re timeline for filing                                                   |
| 12/07/18    | L. Gailey                  | 5.20         | Communicate with co-counsel re filings; draft complaint                                                                                  |
| 12/08/18    | L. Gailey                  | 0.50         | Communicate with case team re: claims                                                                                                    |
| 12/09/18    | J. Bauer                   | 2.00         | Phone conference with Roe and Voe and legal team re declaration; emails re strategy                                                      |
| 12/09/18    | L. Cooley                  | 5.30         | Draft motion to proceed under pseudonym                                                                                                  |
| 12/09/18    | L. Gailey                  | 1.00         | Communicate with case team re filings                                                                                                    |
| 12/10/18    | J. Bauer                   | 3.00         | Review/revise pseudonum motion; phone conferences with L. Cooley, L. Gailey, D. Somner, etc.                                             |
| 12/10/18    | L. Cooley                  | 8.40         | Draft motion and memorandum to proceed under pseudonym; draft memorandum in support of motion for preliminary injunction                 |
| 12/10/18    | L. Gailey                  | 12.00        | Draft complaint; review motion to proceed anonymously; communicate with case team regarding upcoming filings                             |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                  |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------|
| 12/11/18    | J. Bauer                   | 5.50         | Review draft complaint; conferences with L. Gailey; further revisions to and circulate draft complaint; emails with team            |
| 12/11/18    | L. Cooley                  | 7.50         | Draft memorandum in support of preliminary injunction                                                                               |
| 12/11/18    | L. Gailey                  | 7.20         | Draft and revise complaint; communicate with internal case team re same; review documents; attend call re filing timeline           |
| 12/12/18    | J. Bauer                   | 3.00         | Phone conference with legal team re scheduling and strategy, conferences with other teams re strategy, review draft pleadings, etc. |
| 12/12/18    | L. Cooley                  | 4.10         | Draft memorandum in support of preliminary injunction                                                                               |
| 12/12/18    | L. Gailey                  | 6.80         | Revise complaint; communicate with internal case team re same                                                                       |
| 12/12/18    | N. Wertheimer              | 1.00         | Update case electronic files                                                                                                        |
| 12/13/18    | L. Cooley                  | 10.80        | Draft memorandum in support of motion for preliminary injunction                                                                    |
| 12/13/18    | L. Gailey                  | 0.20         | Communicate with internal case team re motion for preliminary injunction                                                            |
| 12/14/18    | J. Bauer                   | 3.50         | Work on PI papers, phone conferences with team                                                                                      |
| 12/14/18    | L. Cooley                  | 7.30         | Draft memorandum in support of preliminary injunction motion                                                                        |
| 12/14/18    | L. Gailey                  | 3.90         | Communicate with internal case team re motion for preliminary injunction; edit same                                                 |
| 12/14/18    | A. Sommer                  | 0.50         | Confer with J. Bauer re strategy and timing for Roe and Voe case                                                                    |
| 12/15/18    | L. Cooley                  | 6.40         | Revise memorandum in support of preliminary                                                                                         |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                             |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | injunction motions                                                                                                                                                                                                                                                                                                                                             |
| 12/15/18    | L. Gailey                  | 6.50         | Communicate with internal case team re motion for preliminary injunction; edit same; communicate with co-counsel re complaint.                                                                                                                                                                                                                                 |
| 12/16/18    | J. Bauer                   | 4.50         | Review revised complaint, work on PI memo, phone conferences with L. Cooley                                                                                                                                                                                                                                                                                    |
| 12/16/18    | L. Cooley                  | 2.40         | Revise memorandum in support of preliminary injunction motion                                                                                                                                                                                                                                                                                                  |
| 12/16/18    | L. Gailey                  | 6.70         | Edit motion for preliminary injunction; communicate with internal case team re complaint and review revisions to same                                                                                                                                                                                                                                          |
| 12/17/18    | J. Bauer                   | 5.00         | Review revised complaint; phone conference with team, repeat, emails/phone conferences re filing logistics, notice, phv papers, etc.                                                                                                                                                                                                                           |
| 12/17/18    | L. Cooley                  | 7.00         | Prepare Complaint re Air Force violation of the Administrative Procedure Act and Equal Protection Clause by discharging members living with HIV                                                                                                                                                                                                                |
| 12/17/18    | L. Gailey                  | 3.70         | Communicate with internal case team re complaint; attend conference calls re same; review revisions to complaint; communicate with L. Cooley re motion for preliminary injunction                                                                                                                                                                              |
| 12/18/18    | J. Bauer                   | 6.50         | Review and comment on draft complaints, emails with team re same                                                                                                                                                                                                                                                                                               |
| 12/18/18    | L. Cooley                  | 11.30        | Prepare and edit Complaint re Air Force violation of the Administrative Procedures Act and Equal Protection Clause by discharging individuals living with HIV; Prepare, proofread, and format motion to proceed under pseudonym and memorandum in support; Prepare pro hac vice motions, civil cover sheet, rule 7.1 disclosure, notice of motion, and summons |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 12/18/18    | L. Gailey                  | 0.50         | Communicate with case team re revisions to complaint; communicate with L. Cooley re same                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| 12/18/18    | A. Sommer                  | 2.80         | Continue reviewing and revising draft response to government's objections to discovery; analyze papers for Roe and Voe filings and sign same; review motion to proceed under a pseudonym                                                                                                                                                                                                                                                                                                                                                                    |
| 12/19/18    | J. Bauer                   | 4.70         | Final reviews before filing, phone conference with L. Cooley re PI papers, draft introduction to same, weekly team call re status and strategy                                                                                                                                                                                                                                                                                                                                                                                                              |
| 12/19/18    | L. Cooley                  | 7.40         | Final proofread and formatting of Complaint re Air Force violation of the Administrative Procedures Act and Equal Protection Clause by discharging members living with HIV; File Complaint, pro hac vice motions, motion to proceed under pseudonym, memorandum in support, summons; Prepare issued summons for service                                                                                                                                                                                                                                     |
| 12/19/18    | L. Gailey                  | 3.80         | Communicate with case team re revisions to complaint and final preparations for filing; edit and proofread complaint; communicate with L. Cooley re same                                                                                                                                                                                                                                                                                                                                                                                                    |
| 12/19/18    | A. Sommer                  | 9.00         | Analyze and propose revisions to Roe / Voe complaint;; field calls from clerks' office re Roe / Voe action; analyze and revise draft response to objections from the government and confer with team re same; prepare notice of related case; telephone conferences with DOJ counsel and Magistrate's law clerk re hearing logistics; confer with team re Judge's request that the parties meet and confer further; confer with team re drafting reply in support of motion to compel and strategy for same and study interrogatories and responses to same |
| 12/20/18    | L. Cooley                  | 1.20         | Prepare motion for preliminary injunction; prepare application for admission to the Eastern District of Virginia                                                                                                                                                                                                                                                                                                                                                                                                                                            |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                           |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 12/20/18    | L. Gailey                  | 1.00         | Communicate with case team re preliminary injunction motion                                                                                                                                                                  |
| 12/21/18    | J. Bauer                   | 0.50         | Phone conference with L. Cooley; email re court hearing                                                                                                                                                                      |
| 12/21/18    | L. Cooley                  | 5.10         | Attend hearing on objections to discovery in Harrison v. Mattis; move for admission to the eastern district of Virginia; prepare memorandum in support of motion for preliminary injunction; email correspondence re summons |
| 12/21/18    | L. Gailey                  | 0.20         | Communicate with case team re hearing                                                                                                                                                                                        |
| 12/24/18    | L. Gailey                  | 0.50         | Communicate with case team re meet-and-confer                                                                                                                                                                                |
| 12/26/18    | J. Bauer                   | 3.50         | Phone conferences re pi motion, consolidating cases, etc.                                                                                                                                                                    |
| 12/26/18    | L. Cooley                  | 4.90         | Prepare memorandum in support of preliminary injunction; attend conference calls re status of case                                                                                                                           |
| 12/26/18    | L. Gailey                  | 0.60         | Attend weekly conference call; communicate with internal case team re motion for preliminary injunction                                                                                                                      |
| 12/27/18    | J. Bauer                   | 1.00         | Phone conference, emails re schedule and strategy                                                                                                                                                                            |
| 12/27/18    | L. Cooley                  | 6.20         | Wrote memorandum in support of preliminary injunction                                                                                                                                                                        |
| 12/27/18    | L. Gailey                  | 0.30         | Review correspondence with opposing counsel re discovery issues                                                                                                                                                              |
| 12/27/18    | G. Skogg                   | 0.30         | Research re recent documents for addition to electronic shared folders for review by team attorneys and preparation of documents for attorney review                                                                         |
| 12/28/18    | J. Bauer                   | 1.00         | Emails, phone conferences re preliminary injunction                                                                                                                                                                          |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                    |
|-------------|----------------------------|--------------|-------------------------------------------------------|
| 12/28/18    | L. Cooley                  | 6.90         | Write memorandum in support of prleiminary injunction |
| 12/30/18    | J. Bauer                   | 3.50         | Review, revise preliminary injunction memo            |

|                    |               |
|--------------------|---------------|
| <b>Total Hours</b> | <b>283.90</b> |
|--------------------|---------------|

**Total for Legal Services**

**\$196,528.40**

**Timekeeper Summary**

| <b><u>Attorney/Other Prof</u></b> | <b><u>Rank</u></b> | <b><u>Hours</u></b> |
|-----------------------------------|--------------------|---------------------|
| A. Sommer                         | Partner            | 16.70               |
| J. Bauer                          | Of Counsel         | 67.00               |
| L. Cooley                         | Associate          | 111.10              |
| L. Gailey                         | Associate          | 72.20               |
| L. Cooley                         | Associate          | 14.60               |
| N. Wertheimer                     | Paralegal          | 1.00                |
| G. Skogg                          | Paralegal          | 0.30                |
| G. McConnell                      | Of Counsel         | 1.00                |
| <b>Total Attorney/Other Prof</b>  |                    | <b>283.90</b>       |

**WINSTON & STRAWN LLP**

35 West Wacker Drive  
 Chicago, IL 60601-9703  
 TAX ID NO. 36-1975990

Winston & Strawn (Pro Bono)  
 Nicholas Harrison

**2019 Fee Summary**

Date 08/03/22  
 Client Matter No. 999997.05556

For Legal Services Rendered Through December 31, 2019 In Connection With:  
**05556 Nicholas Harrison - HIV deployment claim**

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| Date     | Attorney/Other Prof | Hours | Description                                                                                                                                                                                                                                                                                       |
|----------|---------------------|-------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01/01/19 | A. Hemmings         | 6.00  | Draft MTC                                                                                                                                                                                                                                                                                         |
| 01/02/19 | J. Harding          | 1.10  | Participate in weekly call and finalize letter to opposing counsel                                                                                                                                                                                                                                |
| 01/02/19 | A. Hemmings         | 3.90  | Draft MTC; weekly team phone call                                                                                                                                                                                                                                                                 |
| 01/02/19 | N. Wertheimer       | 1.00  | Update case electronic files                                                                                                                                                                                                                                                                      |
| 01/03/19 | J. Harding          | 0.90  | Emails with team re potential argument on motion to compel                                                                                                                                                                                                                                        |
| 01/03/19 | A. Hemmings         | 1.00  | Review motion for consolidation                                                                                                                                                                                                                                                                   |
| 01/03/19 | N. Wertheimer       | 2.50  | Update case electronic files                                                                                                                                                                                                                                                                      |
| 01/04/19 | J. Harding          | 2.20  | Draft stipulation re consolidated schedule and accompanying motions and proposed orders                                                                                                                                                                                                           |
| 01/04/19 | A. Hemmings         | 2.50  | Review motion for consolidation; review government production                                                                                                                                                                                                                                     |
| 01/04/19 | A. Sommer           | 1.40  | Revise draft motion to consolidate discovery and correspond with team and government re same; confer with S. Schottes re response from government; coordinate filing of consent motion re expert report deadlines; confer with R. Norway (government attorney) re final proposal re consolidation |
| 01/04/19 | N. Wertheimer       | 2.00  | Update case electronic files; follow up with Lamda re access to Relativity database                                                                                                                                                                                                               |
| 01/06/19 | A. Hemmings         | 2.20  | Review documents for Lute Depo                                                                                                                                                                                                                                                                    |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                             |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01/07/19    | C. Frelinghuysen           | 10.00        | Review and analyze document production and confer with team members re same; review document production and materials and prepare Lute deposition outline; confer with team members re deposition preparation  |
| 01/07/19    | J. Harding                 | 2.70         | Draft motion to compel re deliberative process privilege                                                                                                                                                       |
| 01/07/19    | A. Hemmings                | 5.30         | Review documents for Lute Depo                                                                                                                                                                                 |
| 01/08/19    | C. Frelinghuysen           | 11.00        | Review and analyze document production and case materials and prepare Lute deposition outline; confer with team members re deposition preparation; office conference with co-counsel re deposition preparation |
| 01/08/19    | J. Harding                 | 4.40         | Draft motion to compel re deliberative process privilege                                                                                                                                                       |
| 01/08/19    | A. Hemmings                | 6.40         | Review documents for Lute Depo; outline for Lute Depo                                                                                                                                                          |
| 01/09/19    | C. Frelinghuysen           | 8.00         | Office conference with team members and co-counsel re deposition preparation; attend Lute deposition and confer with team members re same                                                                      |
| 01/09/19    | J. Harding                 | 0.60         | Draft motion to compel re deliberative process privilege                                                                                                                                                       |
| 01/09/19    | A. Hemmings                | 8.60         | Lute deposition prep; Lute deposition                                                                                                                                                                          |
| 01/10/19    | C. Frelinghuysen           | 3.00         | Confer with team members re deposition notes and summary, motion to compel on deliberative process privilege, and review and analyze draft motion                                                              |
| 01/10/19    | J. Harding                 | 4.80         | Finalize Motion to Compel re deliberative process privilege; calls with C. Frelinghuysen and D. Sommer re same                                                                                                 |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                   |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01/10/19    | A. Hemmings                | 3.70         | Organize notes from the Lute Deposition                                                                                                                                                                                              |
| 01/10/19    | N. Wertheimer              | 2.00         | Update case electronic files for team review in preparation of upcoming reports and filings                                                                                                                                          |
| 01/11/19    | C. Frelinghuysen           | 4.00         | Confer with team members re motion to compel; conduct meet and confer with opposing counsel re motion to compel; research re deliberative process privilege; review and revise motion to compel and confer with team members re same |
| 01/11/19    | A. Hemmings                | 3.20         | M&C on DPP; DPP research                                                                                                                                                                                                             |
| 01/13/19    | A. Hemmings                | 0.50         | DPP research                                                                                                                                                                                                                         |
| 01/14/19    | A. Hemmings                | 0.90         | Categorize docs. leftover from Lute depo; document review                                                                                                                                                                            |
| 01/15/19    | C. Frelinghuysen           | 4.00         | Review and revise motion to compel re deliberative process privilege and confer with team members re same                                                                                                                            |
| 01/15/19    | J. Harding                 | 1.10         | Meeting with C. Frelinghuysen re deliberative process privilege                                                                                                                                                                      |
| 01/15/19    | A. Hemmings                | 0.80         | Document review                                                                                                                                                                                                                      |
| 01/16/19    | C. Frelinghuysen           | 3.00         | Confer with team members re motion to compel; review privilege log and categorize entries for motion to compel                                                                                                                       |
| 01/16/19    | J. Harding                 | 0.80         | Participate in weekly call                                                                                                                                                                                                           |
| 01/16/19    | A. Hemmings                | 0.80         | Weekly case status call                                                                                                                                                                                                              |
| 01/17/19    | J. Harding                 | 3.30         | Revise and edit Motion to Compel and categorize documents re same                                                                                                                                                                    |
| 01/17/19    | A. Hemmings                | 2.10         | Categorize DPP logs for MTC; assemble exhibits                                                                                                                                                                                       |
| 01/17/19    | A. Sommer                  | 1.20         | Analyze and revise draft motion to compel documents being withheld on deliberative process                                                                                                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                      |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | privilege                                                                                                                                                                                                               |
| 01/18/19    | J. Harding                 | 1.30         | Prepare for and participate in meet and confer with the government                                                                                                                                                      |
| 01/18/19    | A. Hemmings                | 0.70         | Attend during the telephonic meet & confer                                                                                                                                                                              |
| 01/22/19    | A. Hemmings                | 0.40         | Update exhibit references in the Motion to Compel                                                                                                                                                                       |
| 01/23/19    | J. Harding                 | 2.30         | Participate in meet and confer and follow-up re same                                                                                                                                                                    |
| 01/23/19    | A. Hemmings                | 2.10         | Weekly case update call; take notes during telephonic meet & confer with government                                                                                                                                     |
| 01/23/19    | A. Sommer                  | 0.60         | Attend team meeting re case status and strategy                                                                                                                                                                         |
| 01/24/19    | J. Harding                 | 2.60         | Revise DPP motion in light of meet and confer                                                                                                                                                                           |
| 01/24/19    | G. Skogg                   | 0.60         | Research re documents for addition to electronic shared folders for attorney review; preparation of documents for attorney use; revisions to case index for attorney use                                                |
| 01/25/19    | J. Harding                 | 3.00         | Finalize and file DPP motion                                                                                                                                                                                            |
| 01/25/19    | A. Hemmings                | 3.00         | Research DPP cases employing heightened scrutiny and looking at the actual intent of the government                                                                                                                     |
| 01/25/19    | G. Skogg                   | 0.50         | Research re documents for delivery to case counsel for review; correspondence with litigation support personnel re distribution list; preparation of documents for updates to electronic case files for attorney review |
| 01/25/19    | A. Sommer                  | 0.70         | Analyze and revise draft motion to compel documents withheld on basis of deliberative process privilege and correspond with team re same                                                                                |
| 01/28/19    | C. Frelinghuysen           | 1.00         | Review and analyze discovery requests and confer                                                                                                                                                                        |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                  |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | with team members re same                                                                                                                                                                                                           |
| 01/28/19    | J. Harding                 | 0.70         | Arrange for courtesy copies for Judge Davis and emails to team re next steps                                                                                                                                                        |
| 01/28/19    | A. Hemmings                | 1.40         | Review National Guard documents                                                                                                                                                                                                     |
| 01/29/19    | C. Frelinghuysen           | 0.50         | Review and analyze summary of document production and confer with team members re same                                                                                                                                              |
| 01/30/19    | J. Harding                 | 4.30         | Review Defendants Opposition and draft Reply                                                                                                                                                                                        |
| 01/30/19    | A. Hemmings                | 2.90         | Compile DPP cases from briefs                                                                                                                                                                                                       |
| 01/30/19    | A. Sommer                  | 2.10         | Analyze government's opposition to motion to compel documents related to deliberative process privilege; confer with J. Harding re same; draft portions of brief re same; confer with S. Schoettes re hearing and briefing for same |
| 01/31/19    | J. Harding                 | 7.20         | Draft reply and prepare for oral argument                                                                                                                                                                                           |
| 01/31/19    | A. Hemmings                | 1.00         | Research for reply brief; review reply brief                                                                                                                                                                                        |
| 01/31/19    | A. Sommer                  | 1.20         | Analyze and revise draft reply brief in support of motion to compel documents withheld on basis of deliberative process privilege and confer with J. Harding re hearing preparation                                                 |
| 02/01/19    | J. Harding                 | 5.70         | Prepare for and argue motion to compel documents withheld under the deliberative process privilege                                                                                                                                  |
| 02/01/19    | A. Hemmings                | 3.00         | Attend MTC hearing                                                                                                                                                                                                                  |
| 02/01/19    | G. Skogg                   | 1.50         | Research re documents for addition to electronic shared folders for attorney review; preparation of documents for addition to case files for attorney use                                                                           |
| 02/04/19    | J. Harding                 | 5.10         | Prepare for and participate in meet and confer with government                                                                                                                                                                      |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                      |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/04/19    | A. Hemmings                | 4.10         | Preparation for M&C; take notes on M&C                                                                                                                                  |
| 02/05/19    | J. Harding                 | 4.60         | Draft and file notice to the court re meet and confer                                                                                                                   |
| 02/05/19    | A. Hemmings                | 0.30         | Proof draft status report                                                                                                                                               |
| 02/05/19    | G. Skogg                   | 0.40         | Research re discovery documents for attorney review; correspondence with team attorneys re research                                                                     |
| 02/05/19    | A. Sommer                  | 0.90         | Confer with J. Harding re status of meet and confer and preparation of notice re same per court order; revise draft notice and review revisions from government re same |
| 02/06/19    | C. Frelinghuysen           | 0.50         | Participate in weekly teleconference re status of litigation and motion to compel                                                                                       |
| 02/06/19    | J. Harding                 | 0.80         | Participate in weekly call                                                                                                                                              |
| 02/06/19    | A. Hemmings                | 1.40         | Draft notice of deposition; weekly status call                                                                                                                          |
| 02/06/19    | G. Skogg                   | 0.30         | Preparation of discovery documents for attorney review; correspondence with team attorneys re case issues                                                               |
| 02/07/19    | J. Harding                 | 5.10         | Prepare for deliberative process privilege argument                                                                                                                     |
| 02/07/19    | G. Skogg                   | 1.40         | Review of documents for attorney review; preparation of documents for printing for binder; addition of documents to electronic shared folders for attorney review       |
| 02/07/19    | A. Sommer                  | 1.20         | Prepare for hearing with J. Harding and research re deliberative process privilege                                                                                      |
| 02/08/19    | J. Harding                 | 6.80         | Prepare for and argue motion to compel re deliberative process; meet and confer with opposing counsel re selection process                                              |
| 02/08/19    | A. Hemmings                | 0.20         | Discuss preparation of deposition outline with JH                                                                                                                       |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                            |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/08/19    | G. Skogg                   | 0.40         | Research re documents for addition to electronic shared folders for attorney review; preparation of documents for attorney use                                                                |
| 02/08/19    | A. Sommer                  | 0.50         | Confer with team re strategy for arguing motion to compel documents withheld on deliberative process privilege                                                                                |
| 02/09/19    | J. Harding                 | 0.30         | Emails re deposition outlines                                                                                                                                                                 |
| 02/10/19    | A. Hemmings                | 4.50         | Prepare deposition outline for LTC Tumminello                                                                                                                                                 |
| 02/11/19    | G. Skogg                   | 0.40         | Research re documents for addition to electronic shared folders for attorney review; preparation of documents for attorney use                                                                |
| 02/12/19    | J. Harding                 | 7.20         | Prepare for LTC. Tuminello deposition                                                                                                                                                         |
| 02/12/19    | A. Hemmings                | 0.40         | M/C follow up call                                                                                                                                                                            |
| 02/12/19    | G. Skogg                   | 0.30         | Research re documents for addition to electronic shared folders for attorney review; preparation of documents for attorney use                                                                |
| 02/12/19    | A. Sommer                  | 2.50         | Analyze deposition notices and prepare for meet and confer re deposition dates; attend meet and confer and confer with case team re deposition logistics and preparing for close of discovery |
| 02/13/19    | C. Frelinghuysen           | 0.50         | Confer with team members re defendants' document production and potential deficiencies                                                                                                        |
| 02/13/19    | J. Harding                 | 4.60         | Attend deposition of LTC. Tuminello and strategy call                                                                                                                                         |
| 02/14/19    | A. Sommer                  | 3.20         | Prepare for oral argument on motion for preliminary injunction with team and participate in moots of same                                                                                     |
| 02/15/19    | C. Frelinghuysen           | 1.00         | Participate in team litigation strategy meeting                                                                                                                                               |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                |
|-------------|----------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/15/19    | J. Harding                 | 2.10         | Prepare for and participate in strategy call                                                                                                      |
| 02/15/19    | A. Hemmings                | 3.40         | Read Tumminello transcript; attend strategy meeting                                                                                               |
| 02/15/19    | G. Skogg                   | 0.60         | Research re documents for addition to electronic shared folders for review by team attorneys; preparation of documents for attorney use           |
| 02/15/19    | A. Sommer                  | 5.80         | Prepare for and attend preliminary injunction hearing; attend case team meeting re case status and strategy                                       |
| 02/18/19    | A. Sommer                  | 1.20         | Confer and correspond with team re motion to modify injunction, potential suit in Michigan, and potential reply re same                           |
| 02/19/19    | C. Frelinghuysen           | 2.00         | Confer with team members re Defendants' document production and deposition preparation and review and analyze documents for M. Melillo deposition |
| 02/19/19    | J. Harding                 | 1.50         | Review documents for deposition                                                                                                                   |
| 02/19/19    | A. Hemmings                | 2.50         | Review documents for Wiesen deposition                                                                                                            |
| 02/19/19    | G. Skogg                   | 0.40         | Preparation of documents for addition to electronic shared folders for attorney review                                                            |
| 02/19/19    | A. Sommer                  | 1.40         | Analyze governments' opposition to motion to modify the preliminary injunction and correspond with team re same                                   |
| 02/20/19    | C. Frelinghuysen           | 1.50         | Confer with team members re deposition preparation and review and analyze documents for M. Melillo                                                |
| 02/20/19    | J. Harding                 | 0.70         | Weekly call and emails re depositions                                                                                                             |
| 02/20/19    | A. Hemmings                | 4.50         | Draft outline for Wiesen deposition; weekly status call                                                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                  |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/20/19    | G. Skogg                   | 0.30         | Preparation of discovery documents received for addition to electronic shared folders for attorney review                                                                                                                                                                           |
| 02/21/19    | L. Cooley                  | 6.80         | Draft outline for deposition; draft objections to defendants' first requests for admission, requests for production, and interrogatories; attend conference call re status of the case and strategy                                                                                 |
| 02/21/19    | C. Frelinghuysen           | 3.00         | Review and analyze documents for M. Melillo deposition and prepare deposition outline                                                                                                                                                                                               |
| 02/21/19    | J. Harding                 | 1.80         | Prepare for argument before the Court re deliberative process privilege                                                                                                                                                                                                             |
| 02/21/19    | A. Hemmings                | 0.60         | Wiesen deposition prep                                                                                                                                                                                                                                                              |
| 02/21/19    | J. Pesick                  | 0.60         | Team phone conference re preparation of expert reports                                                                                                                                                                                                                              |
| 02/21/19    | G. Skogg                   | 0.40         | Preparation of documents for addition to electronic shared folders for attorney review                                                                                                                                                                                              |
| 02/21/19    | A. Sommer                  | 1.50         | Coordinate logistics regarding depositions and correspond with Defendants re same; confer with J. Drosick re research into National Guard and scope of injunction; coordinate re objections to Defendants' written discovery; prepare for hearing on deliberative process privilege |
| 02/22/19    | L. Cooley                  | 1.10         | Attend meeting with A. Sommer re draft objections to defendants requests for production; requests for admission; and interrogatories                                                                                                                                                |
| 02/22/19    | L. Cooley                  | 7.50         | Attend deposition of A. Wiesen                                                                                                                                                                                                                                                      |
| 02/22/19    | J. Harding                 | 7.20         | Prepare for and participate in hearing re deliberative process privilege and follow-up with team re same                                                                                                                                                                            |
| 02/22/19    | A. Hemmings                | 9.80         | Wiesen deposition                                                                                                                                                                                                                                                                   |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                         |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/22/19    | J. Pesick                  | 0.30         | Assist and prepare expert reports                                                                                                                                                                                                                                                                          |
| 02/22/19    | G. Skogg                   | 0.30         | Research re printing access from database for outside counsel; correspondence with litigation support personnel re database issues from team attorneys                                                                                                                                                     |
| 02/22/19    | A. Sommer                  | 7.90         | Prepare for and attend hearing on motion to compel documents withheld on deliberative process privilege; de-brief with team re status of same; coordinate details re depositions of Plaintiff's witnesses; office conference with L. Cooley re preparation of objections to Defendants' discovery requests |
| 02/23/19    | L. Cooley                  | 1.20         | Research re qualified associational privilege; correspond with other team members re upcoming depositions and production of documents                                                                                                                                                                      |
| 02/23/19    | J. Pesick                  | 0.60         | Assist and prepare expert reports                                                                                                                                                                                                                                                                          |
| 02/23/19    | A. Sommer                  | 0.70         | Analyze issues related to depositions of witnesses for our side of the case and correspond with team re same (e.g., issuing cross-notice or cross-subpoenas, deposition locations, and preparation of directs for witnesses)                                                                               |
| 02/24/19    | L. Cooley                  | 2.50         | Draft standard language for objections to requests for production; requests for admission; and interrogatories; collect documents for rule 26 production                                                                                                                                                   |
| 02/24/19    | A. Sommer                  | 5.50         | Prepare for deposition of M. Melillo                                                                                                                                                                                                                                                                       |
| 02/25/19    | L. Cooley                  | 8.20         | Draft objections to defendants' first requests for admission, requests for production, and interrogatories; locate and prepare documents for upcoming deposition of M. Melillo                                                                                                                             |
| 02/25/19    | C. Frelinghuysen           | 1.00         | Review and analyze documents for deposition preparation and confer with team members re same                                                                                                                                                                                                               |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                              |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/25/19    | J. Harding                 | 2.50         | Prepare for and participate in meet and confer with government regarding the deliberative process privilege                                                                                                                                                                                                     |
| 02/25/19    | A. Hemmings                | 2.20         | Take notes during M&C; Mellilo deposition prep                                                                                                                                                                                                                                                                  |
| 02/25/19    | C. Lundin                  | 0.80         | Factual research resources re Touhy military requests using electronic resources for J. Pesick                                                                                                                                                                                                                  |
| 02/25/19    | J. Pesick                  | 1.20         | Meet with J. Bauer re case strategy; prepare Touhy requests to take depositions                                                                                                                                                                                                                                 |
| 02/25/19    | A. Sommer                  | 5.50         | Continue preparing for deposition of M. Melillo                                                                                                                                                                                                                                                                 |
| 02/25/19    | A. Sommer                  | 1.00         | Attend meet and confer with Defendants' counsel re various discovery issues including claims of privilege, deposition scheduling, and Touhy letters                                                                                                                                                             |
| 02/26/19    | L. Cooley                  | 9.10         | Draft objections to defendants' requests for production, requests for admission, and interrogatories; prepare rule 26 production to defendants; create documents to track witnesses that have been offered in response to rule 36(b)(6) request; gather documents relevant for upcoming deposition of A. Taylor |
| 02/26/19    | J. Drosick                 | 4.00         | Research jurisdiction issues for bringing a claim in the Northern District of Virginia                                                                                                                                                                                                                          |
| 02/26/19    | J. Harding                 | 4.80         | Attend deposition of LTC Melillo; draft Rule 45 subpoena for air force                                                                                                                                                                                                                                          |
| 02/26/19    | A. Hemmings                | 0.30         | Review previous deposition outline                                                                                                                                                                                                                                                                              |
| 02/26/19    | C. Lundin                  | 0.80         | Factual research resources re Touhy requests using electronic resources for J. Pesick                                                                                                                                                                                                                           |
| 02/26/19    | J. Pesick                  | 2.40         | Prepare subpoenas and notices of subpoenas for upcoming depositions                                                                                                                                                                                                                                             |
| 02/26/19    | G. Skogg                   | 2.00         | Review of documents in preparation of draft notices for attorney review; preparation of draft                                                                                                                                                                                                                   |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                  |
|-------------|----------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | notices for attorney use; correspondence with team attorneys re subpoenas received and deposition dates; preparation of documents for addition to electronic shared folders for attorney review                                                                     |
| 02/26/19    | A. Sommer                  | 6.20         | Prepare for deposition of M. Melillo and take same re DoD's policy re separation of non-deployable service members; analyze and revise subpoenas and Touhy requests                                                                                                 |
| 02/27/19    | L. Cooley                  | 11.80        | Assist with deposition; draft deposition outline for deposition of A. Taylor; finalized rule 26 production; serve subpoenas and notices of subpoena for depositions                                                                                                 |
| 02/27/19    | J. Drosick                 | 3.50         | Research jurisdiction issues for bringing a claim in the Northern District of Virginia                                                                                                                                                                              |
| 02/27/19    | J. Harding                 | 1.20         | Finalize and file status report with Court                                                                                                                                                                                                                          |
| 02/27/19    | A. Hemmings                | 5.00         | Review documents for the Taylor and Ciminera depositions; review EDVA rules on amicus briefs; weekly call                                                                                                                                                           |
| 02/27/19    | J. Pesick                  | 0.80         | Participate in weekly team strategy phone conference                                                                                                                                                                                                                |
| 02/27/19    | A. Sommer                  | 1.60         | Analyze draft Touhy letter and send same to Defendants; participate in telephone conference re case status and strategy; analyze and revise draft notice re status of meet and confer re deliberative process privilege and review government's edits to same       |
| 02/28/19    | L. Cooley                  | 4.80         | Finalize objections to defendants' first requests for admission, requests for production, and interrogatories; draft deposition outline for deposition of A. Taylor; prepare documents for Taylor deposition; create plan for preparation of remaining depositions; |
| 02/28/19    | A. Hemmings                | 0.30         | Review documents for the Taylor and Ciminera                                                                                                                                                                                                                        |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                 |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | depositions; review EDVA rules on amicus briefs; weekly call                                                                                                                                                       |
| 02/28/19    | J. Pesick                  | 0.10         | Team correspondence re case strategy                                                                                                                                                                               |
| 02/28/19    | A. Sommer                  | 1.50         | Attend to reviewing various discovery responses and corresponding with team re discovery matters                                                                                                                   |
| 03/01/19    | L. Cooley                  | 5.40         | Assist with deposition of A. Taylor; draft deposition outlines for two Navy witnesses; draft and serve subpoena for deposition of M. Soper; brain storm on questions that should be asked in deposition of K. Cron |
| 03/01/19    | J. Harding                 | 0.30         | Emails re deficiency in Production 14                                                                                                                                                                              |
| 03/01/19    | A. Hemmings                | 2.80         | Review documents for the Ciminera deposition                                                                                                                                                                       |
| 03/02/19    | A. Hemmings                | 3.30         | Write Ciminera deposition outline                                                                                                                                                                                  |
| 03/03/19    | L. Cooley                  | 0.60         | Draft and serve Touhy request, subpoenas, and notice of subpoenas for witness to be deposed in March 5                                                                                                             |
| 03/03/19    | A. Hemmings                | 1.60         | Review documents for Ciminera outline                                                                                                                                                                              |
| 03/04/19    | L. Cooley                  | 7.10         | Draft deposition outlines for 2 Navy deposition; attend meet and confer with opposing counsel to discuss 30(b)(6) witnesses; summarize and distribute the results of the call; update master calendar              |
| 03/04/19    | J. Harding                 | 0.10         | Emails with D. Sommer re exhibits for trial                                                                                                                                                                        |
| 03/04/19    | A. Hemmings                | 1.10         | Prepare Ciminera deposition                                                                                                                                                                                        |
| 03/04/19    | J. Pesick                  | 0.20         | Team correspondence re case strategy                                                                                                                                                                               |
| 03/04/19    | G. Skogg                   | 0.80         | Research re deposition documents for attorney review; preparation of documents for addition to electronic shared folders for attorney use; updates to case filings and discovery responses for attorney            |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                         |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | review                                                                                                                                                                                                                                                                     |
| 03/05/19    | L. Cooley                  | 7.90         | Draft deposition outlines for 2 Navy deposition; collect exhibits to use in depositions                                                                                                                                                                                    |
| 03/05/19    | C. Frelinghuysen           | 4.00         | Review and analyze Department of Defense report and prepare summary re same                                                                                                                                                                                                |
| 03/05/19    | A. Hemmings                | 5.00         | Prepare document for Ciminera deposition; review Shell documents                                                                                                                                                                                                           |
| 03/05/19    | A. Sommer                  | 0.60         | Confer with L. Cooley re deposition preparation; attend to emails re deposition scheduling                                                                                                                                                                                 |
| 03/06/19    | L. Cooley                  | 10.20        | Review Navy and Marine regulations and manuals; draft deposition outlines for 2 Navy deposition; assist with deposition in office; collect documents for production in response to requests for production                                                                 |
| 03/06/19    | C. Frelinghuysen           | 1.00         | Review and analyze Department of Defense report and prepare summary re same                                                                                                                                                                                                |
| 03/06/19    | A. Hemmings                | 10.70        | Provide on-call support for the Soper deposition; write Shell deposition outline                                                                                                                                                                                           |
| 03/06/19    | C. Parker                  | 0.30         | Meet with Julie Bauer to discuss discrete issues in the case                                                                                                                                                                                                               |
| 03/06/19    | J. Pesick                  | 3.70         | Prepare expert reports                                                                                                                                                                                                                                                     |
| 03/06/19    | G. Skogg                   | 1.80         | Research re medical records and other documents in case productions; preparation of documents for attorney use; addition of case filings and discovery documents to electronic shared folders for attorney review; correspondence with team attorneys re research projects |
| 03/06/19    | A. Sommer                  | 0.80         | Confer with J. Bauer re deposition strategy and Hoppe report in light of 1996 legislation re service members living with HIV                                                                                                                                               |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                       |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/07/19    | L. Cooley                  | 3.00         | Take deposition of J. Reeser, representative of the Navy                                                                                                                                                                                 |
| 03/07/19    | L. Cooley                  | 2.50         | Draft deposition outline for Navy deposition; assist with deposition preparation for depositions of K. Cron and J. Kelley; draft responses to requests for production, requests for admission, and interrogatories                       |
| 03/07/19    | J. Drosick                 | 1.70         | Research case law re whether a national guardsmen would be considered a federal or state employee for the purposes of jurisdiction within a federal court                                                                                |
| 03/07/19    | A. Hemmings                | 2.80         | Write Shell deposition outline; provide on call deposition support                                                                                                                                                                       |
| 03/07/19    | J. Pesick                  | 5.40         | Prepare expert report of Craig Hendrix, M.D., and phone conference with J. Bauer and other team members re same                                                                                                                          |
| 03/07/19    | G. Skogg                   | 0.50         | Preparation of documents for addition to electronic shared folders for attorney review in preparation of upcoming depositions                                                                                                            |
| 03/07/19    | A. Sommer                  | 3.40         | Attend deposition of Navy representative on interpretation and implementation of DoDI 1332.18 and DES process; coordinate re depositions of OutServe members; analyze summary of N. Harrison's deposition and propose a motion in limine |
| 03/08/19    | L. Cooley                  | 4.90         | Draft deposition outline for Navy deposition; assist with deposition preparation for depositions of K. Cron and J. Kelley; draft responses to requests for production, requests for admission, and interrogatories                       |
| 03/08/19    | J. Drosick                 | 1.10         | Draft and correspond with J. Bauer and A. Sullivan re issues with researching jurisdiction and organizational standing issues                                                                                                            |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/08/19    | J. Harding                 | 1.30         | Identify exhibits for trial                                                                                                                                                                                                                                                                                       |
| 03/08/19    | A. Hemmings                | 5.00         | Provide support for Shell deposition; phone call with Jason Pesick re: expert reports; prep the Aswell deposition                                                                                                                                                                                                 |
| 03/08/19    | J. Pesick                  | 0.50         | Prepare Hendrix expert report                                                                                                                                                                                                                                                                                     |
| 03/08/19    | G. Skogg                   | 0.30         | Preparation of documents for addition to electronic shared folders for attorney review in preparation of upcoming depositions                                                                                                                                                                                     |
| 03/10/19    | J. Harding                 | 3.20         | Identify exhibits for trial                                                                                                                                                                                                                                                                                       |
| 03/10/19    | A. Hemmings                | 0.30         | Identify possible trial exhibits                                                                                                                                                                                                                                                                                  |
| 03/10/19    | A. Sommer                  | 2.10         | Revise draft order of proof; telephone conference with core team re case status and strategy; delegate tasks to team based on decisions made during call                                                                                                                                                          |
| 03/11/19    | L. Cooley                  | 8.10         | Attend canceled deposition to go on the record and explain why witness did not come to deposition; prepare and integrate edits into responses to requests for production, requests for admission, and interrogatories; collect documents from clients for production; prepare outline for deposition of R. Beland |
| 03/11/19    | J. Harding                 | 0.90         | Review government privilege log                                                                                                                                                                                                                                                                                   |
| 03/11/19    | A. Hemmings                | 6.00         | Review medical information for expert reports; call re: expert reports; call with experts; complete Aswell deposition outline                                                                                                                                                                                     |
| 03/11/19    | C. Parker                  | 0.30         | Review N. Harrison complete; research applicable law                                                                                                                                                                                                                                                              |
| 03/11/19    | J. Pesick                  | 4.00         | Team phone conference re preparation of expert reports; prepare Hendrix expert report                                                                                                                                                                                                                             |
| 03/11/19    | G. Skogg                   | 3.00         | Research re case depositions and discovery schedule deadlines; correspondence with court                                                                                                                                                                                                                          |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                           |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | reporting service re expedited transcripts for review by case experts; preparation of documents for review by team attorneys; preparation of expert reports documents for attorney use                       |
| 03/12/19    | L. Cooley                  | 8.60         | Draft outline for deposition of R. Beland; collect documents to use as exhibits in deposition of R. Beland; collect documents from clients for production in response to Defendants' requests for production |
| 03/12/19    | J. Harding                 | 0.10         | Draft email re meet and confer                                                                                                                                                                               |
| 03/12/19    | A. Hemmings                | 6.00         | Set up Aswell deposition; review Brown deposition documents; edit Hendrix report                                                                                                                             |
| 03/12/19    | C. Parker                  | 7.00         | Review N. Harrison complaint; research applicable Department of Defense instructions and Army regulations                                                                                                    |
| 03/12/19    | J. Pesick                  | 7.00         | Phone conference with A. Sommer re preparation of expert reports; prepare expert reports of Drs. Hardy and Hendrix                                                                                           |
| 03/13/19    | L. Cooley                  | 7.70         | Depose R. Beland; integrate edits into responses to requests for admission, requests for production, and interrogatories; collect documents for production                                                   |
| 03/13/19    | J. Harding                 | 0.20         | Strategize re motion to compel                                                                                                                                                                               |
| 03/13/19    | A. Hemmings                | 3.10         | Prepare Brown Deposition; weekly status call                                                                                                                                                                 |
| 03/13/19    | C. Parker                  | 6.10         | Research applicable Department of Defense instructions, Army regulations, and relevant statutes for age restrictions and waivers                                                                             |
| 03/13/19    | J. Pesick                  | 0.70         | Participate in weekly phone conference re case strategy                                                                                                                                                      |
| 03/13/19    | G. Skogg                   | 1.20         | Preparation of deposition documents for review by team attorneys; research re documents for review                                                                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | by team attorneys; correspondence with team attorneys and court reporting service re documents for electronic shared folders                                                                                                                                                      |
| 03/13/19    | A. Sommer                  | 0.70         | Attend team telephone conference re case status and strategy                                                                                                                                                                                                                      |
| 03/14/19    | L. Cooley                  | 11.20        | Review and prepare documents for production; finalize responses to requests for production; responses to interrogatories; responses to requests for admission; draft motion to amend the scheduling order to allow for depositions to be taken beyond the close of fact discovery |
| 03/14/19    | J. Drosick                 | 1.70         | Research direct standing for an organizational plaintiff                                                                                                                                                                                                                          |
| 03/14/19    | J. Harding                 | 0.20         | Review discovery order from Judge Davis                                                                                                                                                                                                                                           |
| 03/14/19    | A. Hemmings                | 4.80         | Provide support for Brown deposition; review newly produced documents                                                                                                                                                                                                             |
| 03/14/19    | C. Parker                  | 2.10         | Research applicable Department of Defense instructions, Army regulations, and relevant statutes for age restrictions and waivers                                                                                                                                                  |
| 03/14/19    | J. Pesick                  | 0.10         | Team correspondence re preparation of expert reports                                                                                                                                                                                                                              |
| 03/14/19    | G. Skogg                   | 0.80         | Preparation of deposition documents for review by team attorneys; research re documents for review by team attorneys; correspondence with team attorneys and court reporting service re documents for electronic shared folders                                                   |
| 03/14/19    | A. Sommer                  | 1.90         | Analyze deposition transcript and correspond with team re same; review and revise draft motion to take depositions out of time; analyze email correspondence re depositions; review order on motion to compel and correspond with team re same                                    |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                      |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/15/19    | L. Cooley                  | 1.40         | Redact and mark as privileged documents for production; prepare production                                                                                                                                                                                                                                              |
| 03/15/19    | J. Harding                 | 2.10         | Review and finalize Harrison production                                                                                                                                                                                                                                                                                 |
| 03/15/19    | A. Hemmings                | 8.00         | File motion to amend scheduling order; send document production; edit expert report                                                                                                                                                                                                                                     |
| 03/15/19    | A. Hodgson                 | 0.20         | Review deposition transcripts and exhibits re expert reports                                                                                                                                                                                                                                                            |
| 03/16/19    | J. Pesick                  | 5.60         | Assist in preparing expert report of Craig Hendrix                                                                                                                                                                                                                                                                      |
| 03/17/19    | A. Hemmings                | 2.50         | Edit expert report                                                                                                                                                                                                                                                                                                      |
| 03/17/19    | J. Pesick                  | 3.90         | Assist in preparing expert report of Craig Hendrix                                                                                                                                                                                                                                                                      |
| 03/18/19    | J. Harding                 | 1.20         | Review deposition transcripts                                                                                                                                                                                                                                                                                           |
| 03/18/19    | A. Hemmings                | 1.30         | Review transcripts for inclusion in expert report                                                                                                                                                                                                                                                                       |
| 03/18/19    | A. Hodgson                 | 0.20         | Review deposition transcripts and exhibits re expert reports                                                                                                                                                                                                                                                            |
| 03/18/19    | J. Pesick                  | 6.50         | Assist in preparing expert reports of Drs. Hendrix and Hardy; meet with J. Bauer re same                                                                                                                                                                                                                                |
| 03/18/19    | A. Sommer                  | 0.80         | Confer with J. Bauer re case status and strategy                                                                                                                                                                                                                                                                        |
| 03/19/19    | A. Hodgson                 | 0.10         | Review deposition transcripts and exhibits re expert reports                                                                                                                                                                                                                                                            |
| 03/19/19    | J. Pesick                  | 3.00         | Assist in preparing expert reports of Drs. Hendrix and Hardy                                                                                                                                                                                                                                                            |
| 03/19/19    | G. Skogg                   | 6.80         | Research re documents cited in expert reports in preparation of index for service with reports; research re documents in productions for attorney review; correspondence with team attorneys re depositions received for review; preparation of documents for addition to electronic shared folders for attorney review |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                      |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/20/19    | L. Cooley                  | 5.50         | Attend meet and confer re government's assertion of deliberative process privilege; attend team meeting re status of case and government's assertion of deliberative process privilege; draft motion to compel government to produce documents withheld under deliberative process privilege                            |
| 03/20/19    | J. Harding                 | 2.40         | Prepare and participate in meet and confer; revise draft motion to compel                                                                                                                                                                                                                                               |
| 03/20/19    | A. Hemmings                | 2.80         | Edit expert reports; call re: expert reports                                                                                                                                                                                                                                                                            |
| 03/20/19    | J. Pesick                  | 7.20         | Assist in preparing expert reports; team phone conference re same                                                                                                                                                                                                                                                       |
| 03/20/19    | G. Skogg                   | 3.00         | Research re documents cited in expert reports in preparation of index for service with reports; research re documents in productions for attorney review; correspondence with team attorneys re depositions received for review; preparation of documents for addition to electronic shared folders for attorney review |
| 03/20/19    | A. Sommer                  | 4.60         | Analyze draft expert reports; meet and confer re application of deliberative process privilege and motion to compel; confer with J. Harding, J. Bauer, and L. Cooley re same; confer with team re expert report                                                                                                         |
| 03/21/19    | L. Cooley                  | 2.10         | Prepare and serve touhy requests, subpoenas, and notices of subpoenas for witness; incorporate edits into motion to compel documents withheld under deliberative process privilege                                                                                                                                      |
| 03/21/19    | J. Drosick                 | 10.20        | Team phone call for expert reports; edit and cite check C. Hendrix expert report                                                                                                                                                                                                                                        |
| 03/21/19    | J. Harding                 | 1.30         | Revise motion to compel                                                                                                                                                                                                                                                                                                 |
| 03/21/19    | A. Hemmings                | 0.50         | Work on expert reports.                                                                                                                                                                                                                                                                                                 |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                                                       |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/21/19    | J. Pesick                  | 0.90         | Assist in preparing expert reports                                                                                                                                                                                                                                                                                                                                                                       |
| 03/21/19    | G. Skogg                   | 6.50         | Review and analysis of draft expert reports in preparation of revisions to documents sets for attorney use; revisions to case indexes for service with expert report; correspondence with team attorneys re deposition documents received; preparation of documents for addition to electronic shared folders for attorney review                                                                        |
| 03/22/19    | L. Cooley                  | 3.00         | Incorporate edits into motion to compel documents withheld under deliberative process privilege; prepare exhibits to be filed with motion; prepare other documents to be filed along with motion; file motion                                                                                                                                                                                            |
| 03/22/19    | J. Drosick                 | 11.00        | Edit and cite check C. Hendrix and D. Hardy expert reports; assist preparation for serving expert reports                                                                                                                                                                                                                                                                                                |
| 03/22/19    | J. Harding                 | 0.80         | Finalize motion to compel                                                                                                                                                                                                                                                                                                                                                                                |
| 03/22/19    | A. Hemmings                | 0.90         | Find citations for expert reports                                                                                                                                                                                                                                                                                                                                                                        |
| 03/22/19    | C. Parker                  | 0.90         | Research applicable Department of Defense instructions, Army regulations, and relevant statutes for age restrictions and waivers                                                                                                                                                                                                                                                                         |
| 03/22/19    | J. Pesick                  | 9.30         | Assist in preparing expert reports for service                                                                                                                                                                                                                                                                                                                                                           |
| 03/22/19    | G. Skogg                   | 9.00         | Review and analysis of revised expert reports in preparation of revisions to documents sets for attorney use; revisions to case indexes for service with expert report; correspondence with team attorneys re deposition documents received; preparation of documents for addition to electronic shared folders for attorney review; preparation of final expert reports for service to opposing counsel |
| 03/22/19    | A. Sommer                  | 1.50         | Analyze report of T. Hoppe and Dr. Hendrix; oversee service of same; coordinate re service of                                                                                                                                                                                                                                                                                                            |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                           |
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|             |                            |              | document requests on opposing counsel                                                                                                                                                                                                                                        |
| 03/25/19    | L. Cooley                  | 2.20         | Draft objections to Defendants second set of requests for the production of documents                                                                                                                                                                                        |
| 03/25/19    | J. Drosick                 | 0.20         | Locate expert witness documents                                                                                                                                                                                                                                              |
| 03/25/19    | A. Hemmings                | 2.30         | Review medical records                                                                                                                                                                                                                                                       |
| 03/25/19    | J. Pesick                  | 0.90         | Team phone conferences and review of documents re Plaintiffs' medical conditions                                                                                                                                                                                             |
| 03/25/19    | G. Skogg                   | 1.40         | Research re case documents and correspondence for addition to electronic shared folders for attorney review; preparation of document from court reporting service website for case files; revisions to case indexes for attorney use                                         |
| 03/26/19    | L. Cooley                  | 5.70         | Draft objections to Defendants second set of requests for production; prepare to argue motion                                                                                                                                                                                |
| 03/26/19    | J. Harding                 | 4.00         | Draft Opposition to Motion to Stay                                                                                                                                                                                                                                           |
| 03/26/19    | A. Hemmings                | 2.40         | Review medical records; review production 18                                                                                                                                                                                                                                 |
| 03/26/19    | J. Pesick                  | 0.40         | Team correspondence re evaluation of Plaintiffs' medical conditions                                                                                                                                                                                                          |
| 03/26/19    | G. Skogg                   | 1.80         | Research re documents needed for electronic shared folders for attorney review; preparation of document from court reporting service website for case files; revisions to case indexes for attorney use; correspondence with team attorneys re deposition documents received |
| 03/26/19    | A. Sommer                  | 0.40         | Confer with DOJ counsel re scope of injunction and modification of same, and correspond with team re same;                                                                                                                                                                   |
| 03/26/19    | A. Sommer                  | 0.80         | Participate in telephone conference re case status and strategy                                                                                                                                                                                                              |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                           |
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| 03/27/19    | L. Cooley                  | 10.20        | Prepare to argue motion; draft reply to Defendants opposition to plaintiffs motion to compel; research re the same                                                                                                                                                           |
| 03/27/19    | J. Harding                 | 1.20         | Finalize opposition and file                                                                                                                                                                                                                                                 |
| 03/27/19    | A. Hemmings                | 2.00         | Review productions 17 and 18                                                                                                                                                                                                                                                 |
| 03/27/19    | J. Pesick                  | 0.30         | Team correspondence re case strategy                                                                                                                                                                                                                                         |
| 03/27/19    | G. Skogg                   | 0.80         | Research re documents needed for electronic shared folders for attorney review; preparation of document from court reporting service website for case files; revisions to case indexes for attorney use; correspondence with team attorneys re deposition documents received |
| 03/27/19    | A. Sommer                  | 3.60         | Revise draft opposition to motion to stay and correspond with team re same                                                                                                                                                                                                   |
| 03/28/19    | L. Cooley                  | 8.40         | Incorporate edits into reply to Defendants' opposition to Plaintiffs' motion to compel; finalize and file reply; prepare for oral argument on motion to compel; review Defendants' privilege log with eye towards filing another motion to compel                            |
| 03/28/19    | J. Harding                 | 1.10         | Prepare for oral argument                                                                                                                                                                                                                                                    |
| 03/28/19    | A. Hemmings                | 0.50         | Review KR production                                                                                                                                                                                                                                                         |
| 03/28/19    | A. Sommer                  | 1.80         | Analyze and revise draft reply brief; review additional comments on same; confer with J. Harding and L. Cooley re hearings; review government's reply brief                                                                                                                  |
| 03/29/19    | L. Cooley                  | 3.50         | Prepare for hearing re plaintiffs' motion to compel the production of documents and things; argue motion                                                                                                                                                                     |
| 03/29/19    | J. Harding                 | 3.70         | Prepare for and argue Opposition to Motion to Stay; review objections to the magistrate judge's order                                                                                                                                                                        |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                  |
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| 03/29/19    | A. Hemmings                | 0.90         | Review KR production                                                                                                                                                                                                                                                                                                |
| 03/29/19    | G. Skogg                   | 0.80         | Research re documents for addition to electronic shared folders for attorney review; revisions to case indexes for attorney use; preparation of deposition documents for delivery to team attorneys                                                                                                                 |
| 03/30/19    | A. Hemmings                | 0.30         | Review KR production                                                                                                                                                                                                                                                                                                |
| 03/31/19    | A. Hemmings                | 0.40         | Research DPP issues; review KR production                                                                                                                                                                                                                                                                           |
| 04/01/19    | L. Cooley                  | 5.40         | Research re cases that require a document by document analysis of the assertion of the deliberative process privilege; attend meet and confer re assertion of the privilege over a new privilege log; draft and serve plaintiffs third set of requests for productions; review documents produced in new production |
| 04/01/19    | C. Frelinghuysen           | 1.00         | Confer with team members re deliberative process privilege research and research re same                                                                                                                                                                                                                            |
| 04/01/19    | J. Harding                 | 2.60         | Meet and confer re DPP and draft opposition re same                                                                                                                                                                                                                                                                 |
| 04/01/19    | A. Hemmings                | 4.70         | Research DPP issues; review KR Production                                                                                                                                                                                                                                                                           |
| 04/01/19    | G. Skogg                   | 0.80         | Research re documents for updates to electronic shared folders for attorney review; preparation of documents for attorney use                                                                                                                                                                                       |
| 04/01/19    | A. Sommer                  | 3.60         | Research related to response to objections regarding deliberative process privilege; attend meet and confer re deliberative process privilege                                                                                                                                                                       |
| 04/02/19    | J. Drosick                 | 2.80         | Research deliberative process privilege                                                                                                                                                                                                                                                                             |
| 04/02/19    | C. Frelinghuysen           | 4.00         | Research re deliberative process privilege research and confer with team members re same                                                                                                                                                                                                                            |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                   |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 04/02/19    | J. Harding                 | 8.10         | Draft response to Defendants' objections                                                                                                                                                                                             |
| 04/02/19    | A. Hemmings                | 4.40         | Review Production 19; DPP research; pro hac application                                                                                                                                                                              |
| 04/02/19    | J. Pesick                  | 0.10         | Team correspondence re case strategy                                                                                                                                                                                                 |
| 04/02/19    | A. Sommer                  | 5.10         | Research re response to government's objections; analyze briefing in Doe 2 case against DOD and briefing in our case to structure similar arguments; analyze documents provided by A. Hemmings and correspond with R. Norway re same |
| 04/03/19    | L. Cooley                  | 1.80         | Review and edit response to objections to order of the magistrate judge; insert citations                                                                                                                                            |
| 04/03/19    | J. Harding                 | 3.20         | Finalize response to Defendants' objections                                                                                                                                                                                          |
| 04/03/19    | G. Skogg                   | 1.00         | Research re documents needed for electronic shared folders for review by team attorneys; revisions to case index for attorney use; preparation of documents for addition to case files for attorney review                           |
| 04/03/19    | A. Sommer                  | 5.10         | Revise draft brief re response to government's objections regarding deliberative process privilege order                                                                                                                             |
| 04/04/19    | L. Cooley                  | 0.40         | Compile list and dates of all depositions in the case for purpose of ensuring that we have all transcripts                                                                                                                           |
| 04/04/19    | G. Skogg                   | 1.50         | Research for team attorneys re depositions and documents needed for expert review; revisions to case index for attorney use; correspondence with court reporting service re transcripts needed for case files for attorney review    |
| 04/04/19    | A. Sommer                  | 0.50         | Coordinate various pre-trial strategies; review court order re hearing; confer with L. Cooley and G. Skogg re deposition transcripts                                                                                                 |
| 04/05/19    | L. Cooley                  | 0.50         | Finalize and serve plaintiffs objections to                                                                                                                                                                                          |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                   |
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|             |                            |              | defendant's second set of requests for production re experts                                                                                                                                                                                                                         |
| 04/05/19    | J. Pesick                  | 1.30         | Review and analysis of deposition testimony of fact witnesses for use in expert reports                                                                                                                                                                                              |
| 04/05/19    | G. Skogg                   | 1.20         | Revisions to case index for attorney use; correspondence with outside counsel re documents needed for case files for attorney review; preparation of documents received for addition to electronic shared folders for attorney use                                                   |
| 04/05/19    | A. Sommer                  | 1.10         | Analyze and revise draft objections to expert discovery requests and correspond with team re same                                                                                                                                                                                    |
| 04/07/19    | J. Harding                 | 0.60         | Review Reply from Government                                                                                                                                                                                                                                                         |
| 04/08/19    | J. Pesick                  | 0.10         | Team correspondence re csae strategy                                                                                                                                                                                                                                                 |
| 04/08/19    | G. Skogg                   | 0.80         | Research re documents filed under seal; preparation of documents for addition to electronic shared folders for attorney use; correspondence with team attorney re documents needed for files                                                                                         |
| 04/10/19    | G. Skogg                   | 1.30         | Preparation of documents for addition to electronic shared folders for attorney use; research re documents filed under seal; correspondence with team attorney re documents needed for files; preparation of case transcripts and exhibits for delivery to team attorneys for review |
| 04/11/19    | L. Cooley                  | 0.20         | Contact opposing counsel to obtain access to sealed documents attached to opposing counsel's motion                                                                                                                                                                                  |
| 04/11/19    | J. Harding                 | 5.60         | Prepare for argument before Judge Brinkema                                                                                                                                                                                                                                           |
| 04/11/19    | G. Skogg                   | 2.80         | Correspondence with court reporting service re deposition files and exhibits for review by team attorneys; preparation of documents for addition to electronic shared folders for attorney use;                                                                                      |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                        |
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|             |                            |              | correspondence with team attorneys re documents needed for files; preparation of case transcripts and exhibits for delivery to team attorneys for review; research re case schedule data for attorney use |
| 04/11/19    | A. Sommer                  | 0.50         | Confer with J. Harding re hearing on government's objections to magistrate judge's order re report and recommendation ordering production of documents withheld on privilege grounds                      |
| 04/12/19    | J. Harding                 | 3.60         | Prepare for and participate in oral argument before Judge Brinkema                                                                                                                                        |
| 04/12/19    | G. Skogg                   | 0.50         | Research re documents for addition to electronic shared folders for attorney review; revisions to case chart for attorney use                                                                             |
| 04/12/19    | A. Sommer                  | 4.70         | Prepare for and attend hearing on government's objections to deliberative process privilege documents and travel to and from same; confer with J. Bauer re preparation of case for trial                  |
| 04/13/19    | J. Pesick                  | 0.20         | Assist in preparing supplemental expert report of Dr. Hardy                                                                                                                                               |
| 04/15/19    | G. Coffee                  | 0.30         | Phone conference with G. McConnell re assistance with case                                                                                                                                                |
| 04/15/19    | A. Hemmings                | 0.20         | Review supplemental production                                                                                                                                                                            |
| 04/15/19    | J. Pesick                  | 0.60         | Collect documents from experts                                                                                                                                                                            |
| 04/16/19    | G. Coffee                  | 0.50         | Exchange of emails with G. McConnell re assistance with case                                                                                                                                              |
| 04/16/19    | J. Pesick                  | 0.70         | Collection of documents from experts for production                                                                                                                                                       |
| 04/16/19    | G. Skogg                   | 1.70         | Review and analysis of expert report materials re preparation of documents for upcoming production; creation of chart re documents for upcoming production; preparation of                                |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                                                                    |
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|             |                            |              | correspondence re expert reports materials;<br>preparation of documents for addition to electronic<br>shared folders for attorney review                                                                                                                                                                                                                                                                              |
| 04/17/19    | L. Cooley                  | 3.50         | Research re statement of undisputed fact; collect<br>documents for production of documents relied<br>upon by experts; attend conference call re status of<br>the case;                                                                                                                                                                                                                                                |
| 04/17/19    | J. Harding                 | 1.00         | Weekly call re cases and notice of appeal                                                                                                                                                                                                                                                                                                                                                                             |
| 04/17/19    | J. Pesick                  | 1.40         | Participate in team phone conference and collect<br>documents from experts to respond to government<br>discovery requests                                                                                                                                                                                                                                                                                             |
| 04/17/19    | T. Woodward                | 0.30         | Work to obtain chapters of 2017 edition of<br>Fundamentals of HIV Medicine, for J. Pesick                                                                                                                                                                                                                                                                                                                             |
| 04/18/19    | L. Cooley                  | 1.10         | Review documents for production for privilege and<br>confidentiality                                                                                                                                                                                                                                                                                                                                                  |
| 04/18/19    | J. Pesick                  | 1.20         | Prepare production of expert witness materials                                                                                                                                                                                                                                                                                                                                                                        |
| 04/18/19    | G. Skogg                   | 5.50         | Correspondence with team attorneys re documents<br>collected for case production; preparation of<br>documents received from co-counsel for attorney<br>review; revisions to chart re documents for<br>upcoming production; correspondence with<br>litigation support personnel re procedures for<br>upcoming production; preparation of documents<br>for addition to electronic shared folders for<br>attorney review |
| 04/19/19    | L. Cooley                  | 1.00         | Prepare production letter; prepare responses to<br>discovery requests; make production                                                                                                                                                                                                                                                                                                                                |
| 04/19/19    | J. Pesick                  | 0.10         | Team correspondence re case strategy                                                                                                                                                                                                                                                                                                                                                                                  |
| 04/19/19    | G. Skogg                   | 3.50         | Review and analysis of documents in preparation<br>of document production to opposing counsel;<br>preparation of Bates-stamped documents for<br>delivery to opposing counsel; revisions to chart re                                                                                                                                                                                                                   |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                          |
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|             |                            |              | documents for upcoming production; correspondence with team attorney re questions re documents in production sets; preparation of documents for addition to electronic shared folders for attorney review                                                                                                                   |
| 04/23/19    | L. Cooley                  | 0.10         | Retrieve documents needed by counsel                                                                                                                                                                                                                                                                                        |
| 04/23/19    | J. Pesick                  | 0.40         | Team correspondence re case strategy                                                                                                                                                                                                                                                                                        |
| 04/23/19    | G. Skogg                   | 2.40         | Research re documents in productions for addition to electronic shared folders for use by team attorneys in preparation of upcoming trial; revisions to case charts of expert documents for attorney use; preparation of documents for attorney review                                                                      |
| 04/23/19    | A. Sommer                  | 2.10         | Analyze expert disclosures and correspond with team re same; correspond with opposing counsel re missing expert reports                                                                                                                                                                                                     |
| 04/24/19    | G. Coffee                  | 2.30         | Discussion with G. McConnell re assistance with case; several discussions with L. Cooley re government expert reports and whether there is a need to file a rebuttal report; review government expert reports; review Rule 26 requirements and local rule on expert reports; review scheduling order on expert reports      |
| 04/24/19    | L. Cooley                  | 3.70         | Attend conference call re status of the case; update G. Coffee on status of the case; review hybrid fact/expert witness disclosures; update calendar; review amended rule 26 disclosures to determine if there is relevant new information; review rules of civil procedure and local rules on hybrid fact/expert witnesses |
| 04/24/19    | J. Harding                 | 0.30         | Participate in weekly call                                                                                                                                                                                                                                                                                                  |
| 04/24/19    | J. Pesick                  | 0.90         | Participate in weekly strategy phone conference                                                                                                                                                                                                                                                                             |
| 04/24/19    | G. Skogg                   | 0.30         | Research re documents for addition to electronic                                                                                                                                                                                                                                                                            |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                               |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | shared folders for review by team attorneys;<br>preparation of documents for attorney use                                                                                                                                                                                                                                                                                        |
| 04/24/19    | A. Sommer                  | 1.00         | Confer with team re case status and strategy                                                                                                                                                                                                                                                                                                                                     |
| 04/25/19    | G. Coffee                  | 2.50         | Phone conference with J. Harding re status of case;<br>begin to draft email re absence of need to file<br>expert rebuttal reports; phone conference with A.<br>Sommer re same; discussion with L. Cooley re<br>research on need to file rebuttal report; send email<br>to A. Sommer re Advisory Committee Note on no<br>duty to supplement information provided in<br>deposition |
| 04/25/19    | L. Cooley                  | 1.70         | Review order of proof plan for trial; collect<br>privilege logs; update initial rule 26 disclosures                                                                                                                                                                                                                                                                              |
| 04/25/19    | J. Harding                 | 0.20         | Call with Gordon Coffee                                                                                                                                                                                                                                                                                                                                                          |
| 04/25/19    | J. Pesick                  | 0.10         | Team correspondence re case strategy                                                                                                                                                                                                                                                                                                                                             |
| 04/25/19    | G. Skogg                   | 5.30         | Research re case documents for addition to trial<br>preparation files for attorney review; preparation<br>of binders for attorney review in preparation of<br>pretrial hearing filings; revisions to case indexes<br>for attorney use                                                                                                                                            |
| 04/25/19    | A. Sommer                  | 1.90         | Confer with G. Coffee re case transition and expert<br>discovery issues; confer with J. Bauer re<br>preparation for trial and strategy for same                                                                                                                                                                                                                                  |
| 04/26/19    | L. Cooley                  | 1.80         | Draft first amended initial disclosures; confirm that<br>all possible witnesses are included in disclosures                                                                                                                                                                                                                                                                      |
| 04/26/19    | A. Hemmings                | 1.30         | Draft expert witness deposition notices and<br>organize deposition reservations                                                                                                                                                                                                                                                                                                  |
| 04/26/19    | J. Pesick                  | 0.30         | Assist and prepare for expert depositions                                                                                                                                                                                                                                                                                                                                        |
| 04/26/19    | G. Skogg                   | 1.30         | Research re case documents for addition to trial<br>preparation files for attorney review; preparation<br>of binders for attorney review in preparation of                                                                                                                                                                                                                       |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                               |
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|             |                            |              | pretrial hearing filings; revisions to case indexes for attorney use                                                                                                                                                                                                             |
| 04/28/19    | J. Pesick                  | 0.20         | Team correspondence re case strategy                                                                                                                                                                                                                                             |
| 04/29/19    | G. Coffee                  | 0.80         | Discussion with L. Cooley re status of case, intent to file motion in limine after pretrial conference, and research on need to file rebuttal report; review email from L. Cooley re research results                                                                            |
| 04/29/19    | L. Cooley                  | 2.10         | Research re federal rule of civil procedure 26(e) and requirements for supplementing expert reports where information was disclosed in depositions; have new production from defendants uploaded and briefly review new production for documents relevant to upcoming deposition |
| 04/29/19    | C. Frelinghuysen           | 4.00         | Research re testifying non-reporting experts and scope of work product and privilege protections; prepare summary re same                                                                                                                                                        |
| 04/29/19    | A. Hemmings                | 1.50         | Deposition support; draft motion to take deposition out of time                                                                                                                                                                                                                  |
| 04/29/19    | J. Pesick                  | 0.10         | Team correspondence re upcoming depositions                                                                                                                                                                                                                                      |
| 04/29/19    | G. Skogg                   | 2.20         | Research re documents for attorney review for potential trial exhibits set; preparation of index of key documents for attorney use for trial preparation; revisions to case index for attorney use                                                                               |
| 04/30/19    | J. Drosick                 | 1.70         | Draft organizational standing memo                                                                                                                                                                                                                                               |
| 04/30/19    | A. Hemmings                | 1.00         | Deposition support; draft motion to take deposition out of time                                                                                                                                                                                                                  |
| 04/30/19    | J. Pesick                  | 0.30         | Conference with J. Bauer re case strategy                                                                                                                                                                                                                                        |
| 04/30/19    | G. Skogg                   | 6.80         | Research re documents for attorney review for potential trial exhibits set; preparation of index of key documents for attorney use for trial                                                                                                                                     |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                         |
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|             |                            |              | preparation; revisions to case index for attorney use                                                                                                                                                                                                                                      |
| 05/01/19    | G. Coffee                  | 0.80         | Discussion with J. Harding re status of case; discussion and exchange of emails with L. Cooley re need to file supplemental/rebuttal report                                                                                                                                                |
| 05/01/19    | L. Cooley                  | 5.90         | Research re Federal rule of civil procedure 26(a) and rebuttal expert reports; read deposition transcript with an eye towards drafting motion in limine                                                                                                                                    |
| 05/01/19    | J. Drosick                 | 1.80         | Draft organizational standing memo                                                                                                                                                                                                                                                         |
| 05/01/19    | A. Hemmings                | 1.30         | Draft and circulate motion to take deposition out of time                                                                                                                                                                                                                                  |
| 05/01/19    | G. Skogg                   | 2.00         | Research re documents for attorney review for potential trial exhibits set; preparation of index of key documents for attorney use for trial preparation; revisions to case index for attorney use; preparation of documents for addition to electronic shared folders for attorney review |
| 05/02/19    | G. Coffee                  | 1.00         | Exchange of emails with associates re rebuttal reports and depositions                                                                                                                                                                                                                     |
| 05/02/19    | L. Cooley                  | 6.70         | Read deposition transcript of N. Harrison with eye toward writing motion to exclude evidence of N. Harrison's prior bad acts; research re motion to exclude                                                                                                                                |
| 05/02/19    | J. Drosick                 | 4.60         | Research organizational standing                                                                                                                                                                                                                                                           |
| 05/02/19    | A. Hemmings                | 2.20         | Peel deposition support; review defendant's comments on motion to amend scheduling order                                                                                                                                                                                                   |
| 05/02/19    | J. Pesick                  | 0.20         | Team correspondence conference re case strategy                                                                                                                                                                                                                                            |
| 05/02/19    | G. Skogg                   | 2.00         | Research for team attorneys re documents for addition to files for review for trial preparation; correspondence with court reporting services re                                                                                                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                   |
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|             |                            |              | documents needed; revisions to case indexes for trial preparation                                                                                                                                                    |
| 05/03/19    | L. Cooley                  | 3.00         | Research re motion to exclude prior bad acts; draft motion to exclude prior bad acts; read newly filed motion to dismiss and accompanying sealed exhibits                                                            |
| 05/03/19    | J. Drosick                 | 8.50         | Research organziational standing; draft memo re organizational standing                                                                                                                                              |
| 05/03/19    | J. Harding                 | 0.20         | Call with D. Sommer re case                                                                                                                                                                                          |
| 05/03/19    | A. Hemmings                | 4.00         | Peel deposition support; medical records summary chart                                                                                                                                                               |
| 05/03/19    | J. Pesick                  | 1.80         | Assist in preparing rebuttal expert reports                                                                                                                                                                          |
| 05/03/19    | G. Skogg                   | 3.00         | Research for team attorneys re documents for addition to files for review for trial preparation; correspondence with court reporting services re documents needed; revisions to case indexes for trial preparation   |
| 05/04/19    | J. Pesick                  | 1.00         | Assist in preparing Hendrix rebuttal report                                                                                                                                                                          |
| 05/05/19    | J. Pesick                  | 1.00         | Assist in preparing Hendrix rebuttal report                                                                                                                                                                          |
| 05/06/19    | G. Coffee                  | 0.50         | Review email from A. Sommer re rebuttal report; discussions with L. Cooley re same and re motion to dismiss advocacy group                                                                                           |
| 05/06/19    | L. Cooley                  | 1.20         | Attend conference call re opposition to renewed motion to dismiss filed by defendants; review documents that need to be produced along with rebuttal reports of experts                                              |
| 05/06/19    | J. Drosick                 | 1.90         | Phone Call with P. Perkowski and K. Ingelhart re research for response to summary judgment motion (0.5); Research functional equiavlency for non-traditional orgnaizations to receive organizational standing (1.40) |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                  |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 05/06/19    | J. Harding                 | 0.70         | Call re Motion to Dismiss                                                                                                                                                                                                                           |
| 05/06/19    | A. Hemmings                | 2.20         | MTD call; review MTD                                                                                                                                                                                                                                |
| 05/06/19    | J. Pesick                  | 1.40         | Assist and preparing expert reports of Drs. Hardy and Hendrix                                                                                                                                                                                       |
| 05/06/19    | G. Skogg                   | 2.20         | Research re documents for addition to electronic case folders for attorney review; review and analysis of documents in preparation of draft trial exhibit list for attorney review; preparation of expert report documents for potential production |
| 05/07/19    | L. Cooley                  | 0.50         | Review rebuttal report to determine what needs to be produced as supplement to plaintiff's responses to RFPs                                                                                                                                        |
| 05/07/19    | J. Drosick                 | 3.20         | Research functional equivalency for non-traditional organizations to receive organizational standing                                                                                                                                                |
| 05/07/19    | A. Hemmings                | 2.00         | Provide support for Hardy deposition; review medical records                                                                                                                                                                                        |
| 05/07/19    | J. Pesick                  | 0.70         | Attention to case status and potential dispositive motion strategy                                                                                                                                                                                  |
| 05/08/19    | G. Coffee                  | 0.30         | Review list of pre-trial tasks and forward to associates                                                                                                                                                                                            |
| 05/08/19    | L. Cooley                  | 4.10         | Review and remove highlights and notes from documents for production; attend conference call re status update for the case and planning for final pretrial conference; discuss plan for summary judgment motion                                     |
| 05/08/19    | J. Drosick                 | 3.40         | Research direct organizational standing under frustration of purpose                                                                                                                                                                                |
| 05/08/19    | J. Harding                 | 0.60         | Participate in weekly call                                                                                                                                                                                                                          |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                          |
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| 05/08/19    | A. Hemmings                | 1.80         | Review medical records; weekly status call                                                                                                                                                                                                                                                                                  |
| 05/08/19    | J. Pesick                  | 0.70         | Team correspondence re expert deposition preparations and production of documents                                                                                                                                                                                                                                           |
| 05/08/19    | G. Skogg                   | 5.00         | Research for team attorneys re discovery documents; research of expert document sets re documents in productions in preparation of supplemental production set; preparation of expert documents for production to opposing counsel; preparation of case transcripts and exhibits for delivery to outside counsel for review |
| 05/09/19    | G. Coffee                  | 0.30         | Discussion with L. Cooley re upcoming pretrial conference and intent to move for partial summary judgment                                                                                                                                                                                                                   |
| 05/09/19    | J. Harding                 | 1.20         | Prepare for and participate in meet and confer                                                                                                                                                                                                                                                                              |
| 05/09/19    | A. Hemmings                | 0.60         | Hendrix dep prep support                                                                                                                                                                                                                                                                                                    |
| 05/09/19    | G. Skogg                   | 5.60         | Review and analysis of case documents in preparation of revised draft trial exhibit list for attorney review for exchange with opposing counsel; preparation of documents for attorney review                                                                                                                               |
| 05/10/19    | L. Cooley                  | 1.10         | Research re federal rule of evidence 404                                                                                                                                                                                                                                                                                    |
| 05/10/19    | J. Pesick                  | 0.30         | Phone conference with J. Bauer re trial strategy                                                                                                                                                                                                                                                                            |
| 05/10/19    | G. Skogg                   | 1.00         | Preparation of documents for trial preparation files; review and analysis of documents in preparation of revised draft trial exhibits lists for attorney review                                                                                                                                                             |
| 05/13/19    | G. Coffee                  | 0.50         | Discussion with L. Cooley re exhibit list and ability to supplement at later date; check local rule re same                                                                                                                                                                                                                 |
| 05/13/19    | L. Cooley                  | 6.70         | Draft motion in limine to exclude evidence of prior bad acts; create list of documents that might be                                                                                                                                                                                                                        |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                               |
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|             |                            |              | used as exhibits at trial; edit motion to extend time to file pretrial disclosures                                                                                                                                                                                               |
| 05/13/19    | J. Harding                 | 0.30         | Emails re hearing                                                                                                                                                                                                                                                                |
| 05/13/19    | A. Hemmings                | 1.00         | Hoppe dep prep support                                                                                                                                                                                                                                                           |
| 05/13/19    | J. Pesick                  | 0.30         | Team correspondence re trial preparations                                                                                                                                                                                                                                        |
| 05/13/19    | G. Skogg                   | 4.10         | Research re documents for addition to draft trial exhibit list for attorney review; preparation of documents for trial files; review and analysis of documents in preparation of revised draft trial exhibits list for attorney review                                           |
| 05/14/19    | G. Coffee                  | 0.80         | Discussion and exchange of several emails with L. Cooley re pretrial conference and government's intent to move for summary judgment                                                                                                                                             |
| 05/14/19    | L. Cooley                  | 8.80         | Attend meet and confer with the government re final pretrial conference; draft motion in limine to exclude prior acts; draft section of reply to motion to dismiss on traditional membership organizations; finalize and file motion to extend time to file pretrial disclosures |
| 05/14/19    | J. Harding                 | 0.10         | Calls re meet and confer                                                                                                                                                                                                                                                         |
| 05/14/19    | A. Hemmings                | 0.50         | Hoppe dep. support                                                                                                                                                                                                                                                               |
| 05/14/19    | J. Pesick                  | 0.10         | Team correspondence re case strategy                                                                                                                                                                                                                                             |
| 05/14/19    | G. Skogg                   | 5.20         | Research re expert report documents for addition to draft trial exhibit list for attorney review; preparation of documents for trial files; review and analysis of documents in preparation of revised draft trial exhibits list for attorney review                             |
| 05/15/19    | G. Coffee                  | 0.30         | Discussion with L. Cooley re status of pretrial matters                                                                                                                                                                                                                          |
| 05/15/19    | L. Cooley                  | 5.10         | Draft motion in limine to exclude evidence of prior                                                                                                                                                                                                                              |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                    |
|-------------|----------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | acts; attend team meeting re final pretrial conference; compile list of documents that may be used as exhibits at trial; research re accessing legal services as a route to becoming a member of an organization                                                                                                                      |
| 05/15/19    | J. Harding                 | 3.50         | Prepare for final pretrial conference                                                                                                                                                                                                                                                                                                 |
| 05/15/19    | A. Hemmings                | 2.50         | Weekly status call; review deposition transcripts for DPP objections                                                                                                                                                                                                                                                                  |
| 05/15/19    | G. Skogg                   | 5.00         | Correspondence with court reporting service re deposition documents on database; research re expert report documents for addition to draft trial exhibit list for attorney review; preparation of documents for trial files; review and analysis of documents in preparation of revised draft trial exhibits list for attorney review |
| 05/16/19    | L. Cooley                  | 7.10         | Draft motion in limine to exclude evidence of prior acts of plaintiff at trial; attend post pretrial meeting to discuss order of proof, exhibit lists, legal arguments, witnesses to be called at trial; look for documents to be used as exhibits at trial;                                                                          |
| 05/16/19    | J. Harding                 | 5.60         | Prepare for and participate in final pre-trial conference and strategy meeting                                                                                                                                                                                                                                                        |
| 05/16/19    | A. Hemmings                | 5.30         | Draft undisputed facts; trial strategy meeting                                                                                                                                                                                                                                                                                        |
| 05/16/19    | J. Pesick                  | 3.00         | Participate in team strategy phone conference                                                                                                                                                                                                                                                                                         |
| 05/16/19    | G. Skogg                   | 7.00         | Research re additions to case database for attorney review; research re medical records and expert report documents for addition to draft trial exhibit list for attorney review; preparation of documents for trial files; review and analysis of documents in preparation of revised draft trial exhibits list for attorney review  |
| 05/17/19    | G. Coffee                  | 0.50         | Exchange of emails with L. Cooley re pretrial conference and trial preparation                                                                                                                                                                                                                                                        |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                   |
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| 05/17/19    | L. Cooley                  | 6.90         | Prepare list of potential exhibits to be used at trial; look for documents to be used as exhibits at trial; cite check, proofread, finalize and file opposition to renewed motion to dismiss and accompanying exhibits, and motion to seal exhibits and memorandum in support of motion to seal exhibits                             |
| 05/17/19    | J. Grant                   | 1.50         | Confer with J. Harding and L. Cooley re demonstrative evidentiary support; review notes and plan research for demonstrative                                                                                                                                                                                                          |
| 05/17/19    | J. Harding                 | 0.20         | Meetings with summer associate re work assignments                                                                                                                                                                                                                                                                                   |
| 05/17/19    | A. Hemmings                | 1.20         | Draft undisputed facts; review medical records                                                                                                                                                                                                                                                                                       |
| 05/17/19    | R. Miller                  | 1.10         | Meet with J. Harding and A. Cooley on research project; perform background research                                                                                                                                                                                                                                                  |
| 05/17/19    | J. Pesick                  | 0.10         | Team correspondence re trial preparation                                                                                                                                                                                                                                                                                             |
| 05/17/19    | G. Skogg                   | 2.00         | Research re additions to case database for attorney review; research re medical records and expert report documents for addition to draft trial exhibit list for attorney review; preparation of documents for trial files; review and analysis of documents in preparation of revised draft trial exhibits list for attorney review |
| 05/20/19    | G. Coffee                  | 0.30         | Discussion with J. Harding re decision to expand scope of equal protection argument                                                                                                                                                                                                                                                  |
| 05/20/19    | L. Cooley                  | 2.40         | Meet with E. Rodriguez to discuss research assignment; prepare exhibit list                                                                                                                                                                                                                                                          |
| 05/20/19    | R. Miller                  | 3.70         | Research Defense Department instructions                                                                                                                                                                                                                                                                                             |
| 05/20/19    | E. Rodriguez               | 0.50         | Research for Equal Protection Challenge to Military Policies on HIV Assignment                                                                                                                                                                                                                                                       |
| 05/21/19    | L. Cooley                  | 3.40         | Prepare exhibit list; review documents for potential                                                                                                                                                                                                                                                                                 |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                     |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | use as exhibits; prepare and file pro hac vice motion on behalf of out-of-state attorney who will be arguing motion;                                                                                                                                   |
| 05/21/19    | A. Hemmings                | 0.20         | Edit undisputed facts                                                                                                                                                                                                                                  |
| 05/21/19    | R. Miller                  | 2.50         | Research Defense Department instructions                                                                                                                                                                                                               |
| 05/21/19    | J. Pesick                  | 0.10         | Correspondence with experts re trial preparations                                                                                                                                                                                                      |
| 05/21/19    | G. Skogg                   | 1.00         | Preparation of documents from court reporting service website for addition to electronic shared folders for review by team attorneys; updates to rail preparation files for attorney use; preparation of draft trial exhibit chart for attorney review |
| 05/22/19    | G. Coffee                  | 0.50         | Discussion with L. Cooley re judge's ruling on deliberative process privilege and impact on case schedule                                                                                                                                              |
| 05/22/19    | L. Cooley                  | 5.30         | Prepare exhibit list; search for and review documents to be used as exhibits at trial; attend weekly phone conference re status of the case; read order from the court re deliberative process privilege                                               |
| 05/22/19    | L. Cooley                  | 0.40         | Research re local rules for who is allowed to appear in the signature block of a brief; enter appearance                                                                                                                                               |
| 05/22/19    | J. Grant                   | 5.00         | Research policy history for military entities in preparation for demonstrative                                                                                                                                                                         |
| 05/22/19    | J. Harding                 | 2.00         | Review court order and strategize re next steps; participate in weekly call                                                                                                                                                                            |
| 05/22/19    | R. Miller                  | 2.50         | Research Defense Department instructions                                                                                                                                                                                                               |
| 05/22/19    | G. Skogg                   | 0.80         | Preparation of documents for the trial preparation files; preparation of draft trial exhibit chart for attorney review                                                                                                                                 |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                |
|-------------|----------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 05/22/19    | S. Wesclitz                | 2.00         | Obtain Army and Air Force current and superseded regulations re AR 600-110 and AFI 44-178 from 1980s to present for J. Grant (DC)                                                                 |
| 05/23/19    | J. Harding                 | 2.50         | Prepare for and participate in meet and confer with government; draft joint status report                                                                                                         |
| 05/23/19    | A. Hemmings                | 0.60         | Edit undisputed facts                                                                                                                                                                             |
| 05/23/19    | R. Miller                  | 0.60         | Research Defense Department instructions                                                                                                                                                          |
| 05/23/19    | G. Skogg                   | 1.30         | Preparation of documents for the trial preparation files; preparation of draft trial exhibit chart for attorney review; addition of expert deposition documents to case files for attorney review |
| 05/23/19    | S. Wesclitz                | 1.00         | Obtain Army and Air Force current and superseded regulations re AR 600-110 and AFI 44-178 from 1980s to present for J. Grant (DC)                                                                 |
| 05/24/19    | L. Cooley                  | 6.10         | Prepare exhibit list; review documents for exhibit list                                                                                                                                           |
| 05/24/19    | J. Grant                   | 8.50         | Research policy history for army and air force in preparation for demonstrative; draft informal report of case law findings re Human Immunodeficiency Virus and said policies                     |
| 05/24/19    | J. Harding                 | 1.00         | Finalize and file a joint status report                                                                                                                                                           |
| 05/24/19    | A. Hemmings                | 0.80         | Edit undisputed facts                                                                                                                                                                             |
| 05/24/19    | R. Miller                  | 0.40         | Review DOD materials; send email to J. Harding and L. Cooley re assignment                                                                                                                        |
| 05/26/19    | L. Cooley                  | 4.10         | Prepare exhibit list; review documents for exhibit list                                                                                                                                           |
| 05/27/19    | L. Cooley                  | 4.60         | Prepare exhibit list; review documents for exhibit list; redact documents to be filed pursuant to court order                                                                                     |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                             |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 05/28/19    | J. Harding                 | 2.00         | Prepare for and attend meet and confer re deliberative process privilege                                                                                                                                                                       |
| 05/28/19    | G. Skogg                   | 6.50         | Set up of TextMap database for trial team; input of case depositions and videos to review by team attorneys; research re appellate case filings for attorney review; research re produced versions of potential trial exhibits for trial files |
| 05/29/19    | L. Cooley                  | 3.70         | Prepare skeleton brief; review brief filed by the court; attend meeting re plan for drafting a reply                                                                                                                                           |
| 05/29/19    | L. Cooley                  | 5.60         | Prepare exhibit list; review documents for exhibit list; attend conference call re exhibit list; attend moot argument for motion to dismiss; attend weekly conference call re status of the case                                               |
| 05/29/19    | J. Harding                 | 2.00         | Prepare for an participate in moot on motion to dismiss and weekly call; finalize filing consent motion                                                                                                                                        |
| 05/29/19    | A. Hemmings                | 0.30         | Weekly status call                                                                                                                                                                                                                             |
| 05/29/19    | J. Pesick                  | 0.40         | Participate in weekly team phone conference                                                                                                                                                                                                    |
| 05/29/19    | G. Skogg                   | 8.00         | Research re case filings for attorney review; research re produced versions of potential trial exhibits for trial files; preparation of documents for addition to trial files for attorney use; revisions to case indexes for attorney review  |
| 05/30/19    | L. Cooley                  | 3.20         | Prepare exhibit list; review documents with J. Bauer to be used as exhibits                                                                                                                                                                    |
| 05/30/19    | L. Cooley                  | 1.30         | Attend meeting and call re strategy and plan for preparing plaintiffs' opening brief                                                                                                                                                           |
| 05/30/19    | J. Harding                 | 0.60         | Prepare for argument on motion to dismiss                                                                                                                                                                                                      |
| 05/30/19    | A. Hemmings                | 0.70         | Strategy call for 4th Cir. response                                                                                                                                                                                                            |
| 05/30/19    | G. Skogg                   | 4.80         | Preparation of deposition documents for addition                                                                                                                                                                                               |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                               |
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|             |                            |              | to electronic case folders for attorney review; research re produced versions of potential trial exhibits for trial files; preparation of documents for addition to trial files for attorney use; revisions to case indexes for attorney review                                  |
| 05/31/19    | L. Cooley                  | 2.20         | Edit and revise exhibit list based on feedback provided by J. Bauer and outside counsel D. Sommer; review documents to be used as exhibits                                                                                                                                       |
| 05/31/19    | L. Cooley                  | 0.70         | Review Defendants' opening brief and pull documents relevant to briefs; confer with G. Eaton re plaintiffs' reply brief                                                                                                                                                          |
| 05/31/19    | J. Harding                 | 2.30         | Prepare for and attend hearing on motion to dismiss                                                                                                                                                                                                                              |
| 05/31/19    | J. Pesick                  | 0.20         | Correspondence with Craig Hendrix re preparation of expert declaration                                                                                                                                                                                                           |
| 05/31/19    | G. Skogg                   | 1.50         | Revisions to trial exhibit set for attorney review in preparation of trial exhibit list; research re produced versions of potential trial exhibits for trial files; preparation of documents for addition to trial files for attorney use                                        |
| 06/02/19    | G. Skogg                   | 6.30         | Research re additional potential trial exhibits for trial files and attorney review; preparation of documents for addition to trial files for attorney use; revisions to case indexes for attorney review; correspondence with team attorney re documents needed for trial files |
| 06/03/19    | L. Cooley                  | 2.80         | Prepare exhibit list for filing; review documents to determine if they should be used as exhibits; meet with J. Bauer and outside counsel D. Sommer to review proposed exhibits                                                                                                  |
| 06/03/19    | L. Cooley                  | 3.90         | Research re administrative procedure acts claims; outline argument for likelihood of success on administrative procedure act claims                                                                                                                                              |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                          |
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| 06/03/19    | E. Rodriguez               | 7.00         | Research into how the Fourth Circuit uses the similarly situated test                                                                                                                                                       |
| 06/03/19    | G. Skogg                   | 1.00         | Research re trial exhibits pulled from internet websites; preparation of documents for addition to potential trial exhibits for attorney review                                                                             |
| 06/04/19    | L. Cooley                  | 2.60         | Outline section on likelihood of success on the merits of administrative procedure act; research re irreparable harm standard                                                                                               |
| 06/04/19    | L. Cooley                  | 3.40         | Review documents to be used as exhibits; prepare exhibit list; review proposed exhibit list with J. Bauer and outside counsel D. Sommer; attend weekly call re status of the case                                           |
| 06/04/19    | A. Hemmings                | 1.00         | Review additional government production                                                                                                                                                                                     |
| 06/04/19    | G. Skogg                   | 0.80         | Research re revisions to trial exhibits sets per team attorneys; research re documents for potential production to opposing counsel; correspondence with team attorneys re pretrial disclosure projects                     |
| 06/05/19    | L. Cooley                  | 5.90         | Review documents to be used as exhibits; finalize exhibit list; attend weekly conference call re status of the case; file exhibit list, witness list, and statement of undisputed fact; transmit exhibit list to defendants |
| 06/05/19    | J. Harding                 | 0.80         | Strategy call                                                                                                                                                                                                               |
| 06/05/19    | A. Hemmings                | 4.30         | Review additional government production; draft undisputed facts statement; weekly status call                                                                                                                               |
| 06/05/19    | E. Mastro                  | 3.50         | Stamp trial exhibits for production                                                                                                                                                                                         |
| 06/05/19    | J. Pesick                  | 0.80         | Weekly team phone conference re case strategy                                                                                                                                                                               |
| 06/05/19    | E. Rodriguez               | 8.00         | Write memo on how classifications are structured within the Fourth Circuit                                                                                                                                                  |
| 06/05/19    | J. Ryder                   | 2.00         | Annotating transcripts in Text Map and exporting                                                                                                                                                                            |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                           |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | video clips of witness depositions for attorney review                                                                                                                                                                                                                                                                                       |
| 06/05/19    | G. Skogg                   | 6.00         | Preparation of documents for potential production to opposing counsel; research re revisions to trial exhibits sets per team attorneys; preparation of final set of trial exhibits for exhibit stamping and delivery to Defendants' counsel; set up of ftp delivery set for attorney use; revisions to final trial exhibits list for service |
| 06/06/19    | L. Cooley                  | 3.60         | Review newly produced documents to determine whether supplement to exhibit list is required; attend meet and confer with opposing counsel to discuss draft discovery requests to be served as part of supplemental discovery regarding organizational plaintiffs' standing                                                                   |
| 06/06/19    | L. Cooley                  | 3.80         | Outline section of reply brief on imminent harm; research re legal standard for imminent harm requirement                                                                                                                                                                                                                                    |
| 06/06/19    | J. Harding                 | 1.30         | Meet and confer re Outserve discovery                                                                                                                                                                                                                                                                                                        |
| 06/06/19    | G. Skogg                   | 2.10         | Review and analysis of highlighted deposition transcripts re quality checking deposition designations on database; preparation of linked exhibits to database for use by trial team                                                                                                                                                          |
| 06/07/19    | L. Cooley                  | 6.20         | Review newly produced documents to determine whether supplement to exhibit list is required; listen to recording to determine if any portions should be included on exhibit list; review exhibit list and witness list filed by government, as well as exhibits produced by opposing counsel, with an eye towards drafting objections        |
| 06/07/19    | J. Harding                 | 0.50         | Calls re OutServe discovery                                                                                                                                                                                                                                                                                                                  |
| 06/07/19    | G. Skogg                   | 3.60         | Preparation of trial documents received from Defendants' counsel for addition to trial files for attorney review; preparation of transcripts and                                                                                                                                                                                             |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                      |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | exhibits on database for trial team; review of trial exhibits sets for data for trial team attorneys; correspondence with team attorneys re trial document sets                                                                         |
| 06/09/19    | J. Harding                 | 0.20         | Emails re pre-discovery assignments                                                                                                                                                                                                     |
| 06/10/19    | L. Cooley                  | 3.00         | Attend meeting with entire trial team to determine work that needs to be done between now and trial date; attend conference call re objections to exhibit list; review defendants exhibits and draft objections to defendants' exhibits |
| 06/10/19    | J. Harding                 | 1.30         | Call re pre-trial responsibilities and exhibits                                                                                                                                                                                         |
| 06/10/19    | A. Hemmings                | 2.50         | Review additional government production; team call                                                                                                                                                                                      |
| 06/10/19    | G. Skogg                   | 0.80         | Research re documents for review by team attorneys; preparation of documents for delivery to trial team on ftp; updates to electronic shared folders for attorney use                                                                   |
| 06/11/19    | L. Cooley                  | 1.00         | Attend meeting re draft outline of brief                                                                                                                                                                                                |
| 06/11/19    | L. Cooley                  | 4.00         | Review Defendants' exhibits and draft list of objections to each exhibit; attend meet and confer with government to discuss supplemental discovery re standing of organizational plaintiff                                              |
| 06/11/19    | J. Harding                 | 2.00         | Prepare for and participate in meet and confer; strategy call re appeal                                                                                                                                                                 |
| 06/11/19    | A. Hemmings                | 1.30         | Draft exhibit objections                                                                                                                                                                                                                |
| 06/11/19    | G. Skogg                   | 0.60         | Preparation of documents for electronic trial files for attorney review; revisions to case indexes for attorney use                                                                                                                     |
| 06/12/19    | G. Coffee                  | 0.30         | Exchange of emails with L. Cooley re status of case                                                                                                                                                                                     |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                             |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/12/19    | L. Cooley                  | 4.00         | Review Defendants' exhibits; draft objections to exhibits;                                                                                     |
| 06/12/19    | J. Harding                 | 4.50         | Review and object to Defendant's exhibits; participate in weekly call                                                                          |
| 06/12/19    | A. Hemmings                | 1.00         | Draft objections to defendant's trial exhibits; weekly status call                                                                             |
| 06/12/19    | J. Pesick                  | 0.90         | Participate in weekly team phone conference                                                                                                    |
| 06/12/19    | E. Rodriguez               | 2.00         | Research case law outside the Fourth Circuit                                                                                                   |
| 06/12/19    | G. Skogg                   | 0.60         | Research re updates to electronic trial files for attorney use; preparation of documents for attorney review                                   |
| 06/13/19    | L. Cooley                  | 3.00         | Draft motion for extension of time                                                                                                             |
| 06/13/19    | L. Cooley                  | 3.00         | Review defendants' exhibits; draft objections to defendants exhibits                                                                           |
| 06/13/19    | J. Harding                 | 0.20         | Emails re objections to exhibits                                                                                                               |
| 06/13/19    | A. Hemmings                | 3.00         | Draft objections to defendant's trial exhibits; weekly status call                                                                             |
| 06/13/19    | J. Pesick                  | 5.50         | Prepare direct examination of Trevor Hoppe; phone conference with J. Bauer re case strategy                                                    |
| 06/13/19    | E. Rodriguez               | 0.50         | Review memo and organize to search for information requested by Laura                                                                          |
| 06/14/19    | L. Cooley                  | 3.80         | Review defendants' exhibits; draft objections to defendants exhibits                                                                           |
| 06/14/19    | L. Cooley                  | 0.90         | Incorporate feedback into motion for extension of time; finalize and proofread motion for extension of time; file motion for extension of time |
| 06/14/19    | J. Harding                 | 3.40         | Draft objections to Defendants' exhibits                                                                                                       |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                       |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/14/19    | A. Hemmings                | 2.00         | Draft objections to defendant's trial exhibits; weekly status call                                                                                                                       |
| 06/14/19    | J. Pesick                  | 7.20         | Prepare direct examination of Trevor Hoppe, Ph.D.                                                                                                                                        |
| 06/14/19    | G. Skogg                   | 2.00         | Preparation of documents for production to opposing counsel; preparation of documents for attorney review in preparation of upcoming trial; research re documents needed for trial files |
| 06/15/19    | L. Cooley                  | 1.20         | Incorporate feedback into objections to defendants' exhibits; finalize objections list                                                                                                   |
| 06/15/19    | A. Hemmings                | 1.00         | Draft objections to defense exhibits                                                                                                                                                     |
| 06/15/19    | J. Pesick                  | 0.70         | Prepare direct examination of Trevor Hoppe, Ph.D.                                                                                                                                        |
| 06/16/19    | J. Harding                 | 0.40         | Finalize objections                                                                                                                                                                      |
| 06/16/19    | J. Pesick                  | 0.60         | Prepare direct examination of Trevor Hoppe, Ph.D.                                                                                                                                        |
| 06/17/19    | A. Hemmings                | 1.00         | Finalize and file objections to the defendants' trial exhibits                                                                                                                           |
| 06/17/19    | J. Pesick                  | 5.80         | Prepare direct examination of Trevor Hoppe, Ph.D.                                                                                                                                        |
| 06/18/19    | L. Cooley                  | 2.40         | Listen to MP3 produced by defendants pursuant to court order; meet with J. Pesick re documents to be collected for experts; begin looking for documents for experts                      |
| 06/18/19    | L. Cooley                  | 0.50         | Meet with G. Eaton re research needed for reply brief                                                                                                                                    |
| 06/18/19    | J. Harding                 | 0.90         | Emails and call re DPP order                                                                                                                                                             |
| 06/18/19    | A. Hemmings                | 0.80         | Team call re: expert exhibits                                                                                                                                                            |
| 06/18/19    | J. Pesick                  | 3.20         | Prepare direct examinations of expert witnesses; team phone conference re trial preparation                                                                                              |
| 06/19/19    | L. Cooley                  | 2.80         | Listen to MP3 the government produced pursuant                                                                                                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                              |
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|             |                            |              | to court order; attend weekly meeting re status of the case; finalize and file supplemental exhibit list and produce stamped copies of exhibits to government; edit motion to take deposition out of time                                                                       |
| 06/19/19    | L. Cooley                  | 1.50         | Draft fact section of appellate brief                                                                                                                                                                                                                                           |
| 06/19/19    | A. Hemmings                | 0.50         | Weekly team call                                                                                                                                                                                                                                                                |
| 06/19/19    | J. Pesick                  | 4.20         | Participate in weekly strategy phone conference; prepare direct examinations for experts and consider demonstratives; phone conference with J. Bauer re trial preparation                                                                                                       |
| 06/19/19    | G. Skogg                   | 1.60         | Research re documents for supplemental trial exhibits for service to opposing counsel; preparation of documents for trial exhibit stamping; revisions to trial documents for attorney use; preparation of highlighted transcript text for attorney review for trial preparation |
| 06/20/19    | L. Cooley                  | 2.80         | Draft fact section for draft reply brief; research re whether rationality under the APA is the same as rationality under the equal protection clause                                                                                                                            |
| 06/20/19    | E. Mastro                  | 1.50         | Stamp trial exhibits; work on hotel and meeting space logistics.                                                                                                                                                                                                                |
| 06/20/19    | J. Pesick                  | 1.90         | Prepare direct examinations for expert witnesses, as well as demonstratives                                                                                                                                                                                                     |
| 06/20/19    | E. Rodriguez               | 0.50         | Re-read memo and figure out how to look for new information                                                                                                                                                                                                                     |
| 06/21/19    | L. Cooley                  | 3.50         | Draft fact section for reply brief; research re whether defendants can provide a rational reason post hoc; research re whether courts owe deference to the judgment of the military                                                                                             |
| 06/21/19    | L. Cooley                  | 2.00         | Finalize and file motion to take deposition out of time; finalize and serve plaintiffs' objections to                                                                                                                                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                     |
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|             |                            |              | defendants second set of requests for production to plaintiffs                                                                                         |
| 06/21/19    | J. Harding                 | 0.60         | Review OutServe Objections                                                                                                                             |
| 06/21/19    | G. McConnell               | 2.00         | Telephone call with team re staffing and Lambda's amicus in 9th Cir case                                                                               |
| 06/21/19    | J. Pesick                  | 2.50         | Reivew draft brief re mail-order prescription refills; prepare demonstratives for expert examinations; phone conference with J. Bauer re case strategy |
| 06/21/19    | E. Rodriguez               | 3.00         | Research cases outside Fourth Circuit                                                                                                                  |
| 06/21/19    | G. Skogg                   | 0.70         | Preparation of case documents for electronic shared folders for attorney review for trial preparation; revisions to case index for attorney use        |
| 06/23/19    | L. Cooley                  | 0.80         | Review documents on supplemental exhibit list and on defendants exhibit list to determine which documents experts need to review prior to trial        |
| 06/23/19    | A. Hemmings                | 2.00         | Review defense exhibits for expert documents                                                                                                           |
| 06/24/19    | L. Cooley                  | 0.90         | Research re the power of the court to order the military to reinstate a member                                                                         |
| 06/24/19    | Z. LaBomascus              | 0.20         | Assistance with preparation of documents for expert witness per G. Skogg                                                                               |
| 06/24/19    | E. Mastro                  | 1.50         | Review Westin contract and negotiate terms. Complete rooming list. Contatc vendors for IT equipment pricing.                                           |
| 06/24/19    | J. Pesick                  | 0.70         | Prepare direct examination of Trevor Hoppe                                                                                                             |
| 06/24/19    | E. Rodriguez               | 6.00         | Research outside Fourth Circuit                                                                                                                        |
| 06/24/19    | M. Trucco                  | 5.20         | Meet with J. Bauer re Eastern District of Virginia District Court's handling of equal protection claims                                                |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                     |
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|             |                            |              | on a Motion for Summary Judgment; research Eastern District of Virginia District Court's handling of equal protection claims on a Motion for Summary Judgment for J. Bauer                                             |
| 06/25/19    | L. Cooley                  | 2.70         | Review documents to be produced by OutServe in response to second set of requests for production by Defendants; produce documents;                                                                                     |
| 06/25/19    | N. Garg                    | 0.30         | Meet with L. Cooley                                                                                                                                                                                                    |
| 06/25/19    | N. Garg                    | 3.90         | research cases re military reinstatement; summarize and email findings to L. Cooley                                                                                                                                    |
| 06/25/19    | J. Pesick                  | 0.30         | Team correspondence re case strategy                                                                                                                                                                                   |
| 06/25/19    | E. Rodriguez               | 6.00         | Research cases outside Fourth Circuit                                                                                                                                                                                  |
| 06/25/19    | G. Skogg                   | 2.70         | Review and analysis of client documents in preparation of document production; set up of documents for delivery to DOJ counsel; preparation of documents for addition to electronic shared folders for attorney review |
| 06/25/19    | M. Trucco                  | 6.80         | Research Eastern District of Virginia District Court's handling of equal protection claims on a Motion for Summary Judgment for J. Bauer                                                                               |
| 06/26/19    | L. Cooley                  | 3.10         | Review documents to be produced by OutServe in response to second set of requests for production; attend weekly conference call re current status of the case;                                                         |
| 06/26/19    | L. Cooley                  | 4.50         | Draft section of appellate brief on arbitrary and capricious and irrational nature of Defendants' policies                                                                                                             |
| 06/26/19    | A. Hemmings                | 1.80         | Updated expert report table; team call                                                                                                                                                                                 |
| 06/26/19    | J. Pesick                  | 1.20         | Participate in weekly team strategy phone conference; review defendants' recent production of documents                                                                                                                |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                   |
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| 06/26/19    | E. Rodriguez               | 6.00         | Research outside Fourth Circuit                                                                                                                                                                                                                                                                                                      |
| 06/26/19    | G. Skogg                   | 1.30         | Review and analysis of client documents in preparation of document production; set up of documents for delivery to DOJ counsel; preparation of documents for addition to electronic shared folders for attorney review                                                                                                               |
| 06/27/19    | L. Cooley                  | 1.90         | Locate cases to be used in place of missing citations; locate pages in joint appendix to be used as citations                                                                                                                                                                                                                        |
| 06/27/19    | L. Cooley                  | 1.60         | Review documents to be produced by OutServe in response to second set of requests for production; review documents in health records to determine if there are additional health records that need to be reviewed by experts                                                                                                         |
| 06/27/19    | A. Hemmings                | 1.50         | Update expert report table                                                                                                                                                                                                                                                                                                           |
| 06/27/19    | J. Pesick                  | 3.50         | Prepare for meeting with expert Trevor Hoppe; review Defendants' newly produced documents on Defendants' exhibit list                                                                                                                                                                                                                |
| 06/27/19    | E. Rodriguez               | 6.00         | Research cases outside Fourth Circuit                                                                                                                                                                                                                                                                                                |
| 06/27/19    | M. Trucco                  | 2.50         | Research Eastern District of Virginia District Court's handling of equal protection claims on a Motion for Summary Judgment for J. Bauer                                                                                                                                                                                             |
| 06/28/19    | L. Cooley                  | 8.30         | Review and redact documents to be produced by OutServe; attend meet and confer with opposing counsel re documents still being withheld under the deliberative process privilege, and individuals plaintiffs would like to depose; review, edit and serve interrogatory responses; draft motion in limine re prior acts of plaintiffs |
| 06/28/19    | J. Harding                 | 0.90         | Prepare for and participate in a meet and confer with the government regarding outstanding discovery issues                                                                                                                                                                                                                          |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                   |
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| 06/28/19    | A. Hemmings                | 1.50         | Circulate expert report documents; serve ROG and RFP responses                                                                                                                                                                                                                                       |
| 06/28/19    | J. Pesick                  | 6.60         | Meet with Trevor Hoppe to prepare direct exam; prepare for meeting; phone conference with Scott Schoettes re case strategy                                                                                                                                                                           |
| 06/28/19    | G. Skogg                   | 2.50         | Review of selected medical records for attorney review for trial preparation; review and analysis of client documents in preparation of document production; set up of documents for delivery to DOJ counsel; preparation of documents for addition to electronic shared folders for attorney review |
| 06/28/19    | M. Trucco                  | 2.30         | Research Eastern District of Virginia District Court's handling of equal protection claims on a Motion for Summary Judgment for J. Bauer                                                                                                                                                             |
| 07/01/19    | G. Coffee                  | 0.30         | Discussion with L. Cooley re status of case                                                                                                                                                                                                                                                          |
| 07/01/19    | L. Cooley                  | 5.20         | Draft motion to take depositions out of time; proofread, finalize, and serve supplemental interrogatory responses by OutServe; search for contact information for Dr. Danaher and consult with him re being subpoenaed for a deposition                                                              |
| 07/01/19    | J. Harding                 | 0.90         | Calls and emails re Danaher deposition                                                                                                                                                                                                                                                               |
| 07/01/19    | J. Pesick                  | 1.90         | Prepare direct examination of Trevor Hoppe                                                                                                                                                                                                                                                           |
| 07/01/19    | M. Trucco                  | 7.20         | Research Eastern District of Virginia District Court's handling of equal protection claims on a Motion for Summary Judgment for J. Bauer; compile Eastern District of Virginia District Court cases re Motion for Summary Judgment in equal protection cases                                         |
| 07/02/19    | L. Cooley                  | 3.00         | Search for documents to be used in summary judgment; review documents to be produced by OutServe                                                                                                                                                                                                     |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                           |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 07/02/19    | J. Pesick                  | 3.90         | Prepare direct examination of Trevor Hoppe                                                                                                                                                                                                                   |
| 07/02/19    | G. Skogg                   | 0.80         | Research re documents sets for attorney review in preparation of trial; preparation of documents for attorney review; revisions to case index for attorney use                                                                                               |
| 07/02/19    | M. Trucco                  | 4.10         | Research Eastern District of Virginia District Court's handling of equal protection claims on a Motion for Summary Judgment for J. Bauer; compile Eastern District of Virginia District Court cases re Motion for Summary Judgment in equal protection cases |
| 07/03/19    | L. Cooley                  | 6.80         | Finalize and file motion to take depositions out of time; draft memorandum in support of motion to compel production of documents; attend weekly conference call re status of the case                                                                       |
| 07/03/19    | J. Harding                 | 1.00         | Review and finalize motions to take depositions out of time                                                                                                                                                                                                  |
| 07/03/19    | A. Hemmings                | 0.50         | Review additional government production                                                                                                                                                                                                                      |
| 07/03/19    | J. Pesick                  | 1.40         | Prepare direct examination of Trevor Hoppe; team phone conference re case strategy                                                                                                                                                                           |
| 07/03/19    | G. Skogg                   | 0.60         | Preparation of deposition documents for delivery to co-counsel for review for trial preparation; revisions to electronic trial files for use by team attorneys                                                                                               |
| 07/03/19    | M. Trucco                  | 5.60         | Research Eastern District of Virginia District Court's handling of equal protection claims on a Motion for Summary Judgment for J. Bauer; compile Eastern District of Virginia District Court cases re Motion for Summary Judgment in equal protection cases |
| 07/04/19    | L. Cooley                  | 1.20         | Review new production by government for documents that should be included in supplemental                                                                                                                                                                    |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                        |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | exhibit list                                                                                                                                                                                                                                                                                              |
| 07/05/19    | J. Pesick                  | 0.70         | Prepare direct examination of Trevor Hoppe, Ph.D.                                                                                                                                                                                                                                                         |
| 07/06/19    | A. Hemmings                | 0.30         | Review additional government production                                                                                                                                                                                                                                                                   |
| 07/08/19    | L. Cooley                  | 6.30         | Review and prepare outserve production re standing; search for documents to be used in partial motion for summary judgment; prepare and serve Touhy request                                                                                                                                               |
| 07/08/19    | J. Pesick                  | 1.70         | Phone conference with Scott Schoettes and Craig Hendrix, M.D., re preparation of supplemental expert report                                                                                                                                                                                               |
| 07/08/19    | G. Skogg                   | 3.00         | Preparation of documents for production to opposing counsel; research for team attorneys re trial documents for review; preparation of trial documents for delivery on ftp website; research re updates to electronic shared folders for attorney review                                                  |
| 07/08/19    | M. Trucco                  | 10.30        | Research Eastern District of Virginia District Court's handling of equal protection claims on a Motion for Summary Judgment for J. Bauer; compile Eastern District of Virginia District Court cases re Motion for Summary Judgment in equal protection cases; meet with J. Pesick re research for project |
| 07/09/19    | G. Coffee                  | 0.80         | Discussion with L. Cooley re status of case, upcoming argument on motion for leave to take deposition, and billing issue; forward to L. Cooley excerpts from EDVA cases on de bene esse depositions                                                                                                       |
| 07/09/19    | L. Cooley                  | 0.50         | Review draft of appellate brief                                                                                                                                                                                                                                                                           |
| 07/09/19    | L. Cooley                  | 6.40         | Edit motion to compel production of documents withheld on the basis of deliberative process privilege; research re record in summary judgment motion for Administrative Procedure Act                                                                                                                     |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                           |
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| 07/09/19    | J. Harding                 | 0.60         | Call re motion to take deposition out of time                                                                                                                                                                                                                |
| 07/09/19    | A. Hemmings                | 0.30         | Draft notice of deposition                                                                                                                                                                                                                                   |
| 07/09/19    | J. Pesick                  | 3.10         | Review and prepare supplemental expert report of Craig Hendrix, M.D.; phone conference with Dr. Hendrix re preparation of supplemental report and direct examination                                                                                         |
| 07/09/19    | M. Trucco                  | 5.80         | Research Eastern District of Virginia District Court's handling of equal protection claims on a Motion for Summary Judgment for J. Bauer; compile Eastern District of Virginia District Court cases re Motion for Summary Judgment in equal protection cases |
| 07/10/19    | G. Coffee                  | 0.30         | Discussion with L. Cooley re upcoming argument on motion to compel and government opposition                                                                                                                                                                 |
| 07/10/19    | L. Cooley                  | 9.60         | Draft statement of undisputed facts for summary judgment; review defendants' opposition to motion to take the deposition of colonel Danaher out of time; draft reply to defendants' opposition                                                               |
| 07/10/19    | J. Harding                 | 2.60         | Revise motion to compel re eight redacted emails and team strategy call                                                                                                                                                                                      |
| 07/10/19    | A. Hemmings                | 1.00         | Serve notice of deposition; assist in preparation of motion                                                                                                                                                                                                  |
| 07/10/19    | J. Pesick                  | 1.40         | Participate in weekly team strategy phone conference; prepare supplemental report by Craig Hendrix, M.D.                                                                                                                                                     |
| 07/10/19    | M. Trucco                  | 8.90         | Research Eastern District of Virginia District Court's handling of equal protection claims on a Motion for Summary Judgment for J. Bauer; compile Eastern District of Virginia District Court cases re Motion for Summary Judgment in equal protection cases |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                             |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 07/11/19    | L. Cooley                  | 7.80         | Prepare supplemental exhibit list; finalize and file reply brief re government's opposition to plaintiff's motion to compel the deposition of Colonel Danaher; write and file motion to seal reply brief and exhibits in support of plaintiffs' motion to compel the deposition of colonel Danaher; draft statement of undisputed facts re partial motion for summary judgment |
| 07/11/19    | J. Harding                 | 1.10         | Finalize reply and serve subpoena                                                                                                                                                                                                                                                                                                                                              |
| 07/11/19    | J. Pesick                  | 1.00         | Prepare supplemental expert report of Craig Hendrix, M.D.                                                                                                                                                                                                                                                                                                                      |
| 07/11/19    | M. Trucco                  | 6.40         | Research Eastern District of Virginia District Court's handling of equal protection claims on a Motion for Summary Judgment for J. Bauer; compile Eastern District of Virginia District Court cases re Motion for Summary Judgment in equal protection cases                                                                                                                   |
| 07/12/19    | L. Cooley                  | 5.70         | Research re standard of review on motion for summary judgment; search for documents to be used as exhibits in supplemental brief on OutServe's standing; prepare, finalize, and file motion to compel production of documents still being withheld on the basis of deliberative process privilege and accompanying exhibits; file supplemental brief re outserve's standing    |
| 07/12/19    | A. Hemmings                | 0.30         | Assist co-counsel in finding documents                                                                                                                                                                                                                                                                                                                                         |
| 07/12/19    | J. Pesick                  | 5.20         | Prepare supplemental expert report of Craig Hendrix, M.D.                                                                                                                                                                                                                                                                                                                      |
| 07/12/19    | M. Trucco                  | 7.30         | Research Eastern District of Virginia District Court's handling of equal protection claims on a Motion for Summary Judgment for J. Bauer; compile Eastern District of Virginia District Court cases re Motion for Summary Judgment in equal protection cases                                                                                                                   |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                                                                                   |
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| 07/13/19    | J. Pesick                  | 0.30         | Prepare supplemental expert report of Craig Hendrix, M.D.                                                                                                                                                                                                                                                                                                                                                                            |
| 07/13/19    | M. Trucco                  | 7.00         | Research Eastern District of Virginia District Court's handling of equal protection claims on a Motion for Summary Judgment for J. Bauer; compile Eastern District of Virginia District Court cases re Motion for Summary Judgment in equal protection cases                                                                                                                                                                         |
| 07/14/19    | M. Trucco                  | 4.00         | Compile Eastern District of Virginia District Court cases re Motion for Summary Judgment in equal protection cases; format excel file containing research re Motion for Summary Judgment in equal protection cases; draft research summary file re Motion for Summary Judgment in equal protection cases                                                                                                                             |
| 07/15/19    | L. Cooley                  | 5.00         | Research re summary judgment standard of review; research re cases stating that it is arbitrary and capricious under APA to decide same facts differently; verify that all facts included in argument of summary judgment are included in statement of undisputed facts; provide edits and comments on draft memorandum in support of motion for summary judgment; incorporate edits of other into draft motion for summary judgment |
| 07/15/19    | A. Hemmings                | 1.00         | Draft deposition notices                                                                                                                                                                                                                                                                                                                                                                                                             |
| 07/15/19    | J. Pesick                  | 3.60         | Phone conference with Craig Hendrix, M.D., to prepare direct examination; prepare supplemental report by Dr. Hendrix                                                                                                                                                                                                                                                                                                                 |
| 07/15/19    | M. Trucco                  | 2.00         | Complete excel file containing research re Motion for Summary Judgment in equal protection cases; complete research summary file re Motion for Summary Judgment in equal protection cases; submit assignment to J. Bauer                                                                                                                                                                                                             |
| 07/16/19    | G. Coffee                  | 0.50         | Discussion with L. Cooley re whether to oppose government motion to delay trial pending Fourth                                                                                                                                                                                                                                                                                                                                       |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                 |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | Circuit ruling                                                                                                                                                                                                                                                                                                                     |
| 07/16/19    | L. Cooley                  | 5.10         | Draft motion in limine re excluding prior bad acts of plaintiffs; research re local rules re timing for filing motion for summary judgment; search for sources for supplemental expert reports; attend meet and confer with opposing counsel re motion to stay trial pending and appeal and planned timeline for summary judgment; |
| 07/16/19    | J. Harding                 | 0.30         | Review deposition notices                                                                                                                                                                                                                                                                                                          |
| 07/16/19    | A. Hemmings                | 2.30         | Draft deposition notices; redact outserve documents                                                                                                                                                                                                                                                                                |
| 07/16/19    | J. Pesick                  | 2.80         | Assist in preparing supplemental expert report of Craig Hendrix, M.D.; phone conference with J. Bauer re preparing motions in limine                                                                                                                                                                                               |
| 07/16/19    | G. Skogg                   | 1.40         | Research re documents from internet database for updates to electronic shared folders for trial preparation; set up of ftp delivery of deposition files for review by co-counsel; revisions to case index for trial preparation                                                                                                    |
| 07/16/19    | T. Woodward                | 0.50         | Work to locate and obtain UK and Israel articles regarding post exposure prophylaxis, for J. Pesick                                                                                                                                                                                                                                |
| 07/17/19    | G. Coffee                  | 0.30         | Discussion with L. Cooley re grounds for opposing government's motion to delay trial date                                                                                                                                                                                                                                          |
| 07/17/19    | L. Cooley                  | 3.40         | Edit second supplemental exhibit list; draft reply in support of motion to compel the production of documents and information withheld on the basis of deliberative process privilege                                                                                                                                              |
| 07/17/19    | L. Cooley                  | 5.00         | Research re 4th circuit rules on consent for amicus briefs; fill in missing citations and verify existing citations to the record; insert corrected legal citations                                                                                                                                                                |
| 07/17/19    | J. Harding                 | 0.40         | Review and edit Reply to Motion to Compel                                                                                                                                                                                                                                                                                          |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 07/17/19    | A. Hemmings                | 4.00         | Redact outserve documents; weekly status call; cite check Hendrix report                                                                                                                                                                                          |
| 07/17/19    | J. Pesick                  | 2.80         | Weekly team conference call; prepare supplemental expert report of Craig Hendrix, M.D.                                                                                                                                                                            |
| 07/17/19    | T. Woodward                | 0.30         | Work to locate and obtain 2001 US guidelines for the Management of Occupational Exposures to HBV, HCV and HIV, for J. Pesick                                                                                                                                      |
| 07/18/19    | L. Cooley                  | 7.30         | Research re 4th circuit rules on consent for amicus briefs; fill in missing citations and verify existing citations to the record; legal citation check, proofread brief                                                                                          |
| 07/18/19    | L. Cooley                  | 0.10         | Edit second supplemental exhibit list;                                                                                                                                                                                                                            |
| 07/18/19    | A. Hemmings                | 2.30         | Cite check Hendrix supplemental report                                                                                                                                                                                                                            |
| 07/18/19    | C. Parker                  | 1.80         | Analyze case law regarding the purpose of discovery in narrowing issues for trial in the Eastern District of Virginia                                                                                                                                             |
| 07/18/19    | J. Pesick                  | 1.80         | Prepare motion in limine re justifications for deployment and service restrictions; ssist in preparing supplemental expert report of Craig Hendrix, M.D.                                                                                                          |
| 07/18/19    | G. Skogg                   | 2.50         | Research re case documents for addition to electronic shared folders in anticipation of trial preparation; preparation of appellate filings for attorney review; revisions to case indexes for trial preparation                                                  |
| 07/19/19    | L. Cooley                  | 6.20         | Finalize and file supplemental brief in opposition to defendants motion to dismiss; finalize supplemental exhibit list; prepare motion to seal exhibit to supplemental exhibit list; redact exhibits from previous week's motion to be filed on the public record |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                             |
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| 07/19/19    | J. Harding                 | 0.60         | Finalize reply on motion to compel                                                                                                                                                                                                                                                             |
| 07/19/19    | A. Hemmings                | 0.30         | Outserve document redaction                                                                                                                                                                                                                                                                    |
| 07/19/19    | C. Parker                  | 3.60         | Analyze case law regarding the purpose of discovery in narrowing issues for trial in the Eastern District of Virginia                                                                                                                                                                          |
| 07/19/19    | J. Pesick                  | 1.00         | Prepare motion in limine re government's justification for service restrictions                                                                                                                                                                                                                |
| 07/19/19    | G. Skogg                   | 4.60         | Review and analysis of documents in preparation of production to opposing counsel; preparation of trial exhibits for service; research re case documents for addition to electronic shared folders in anticipation of trial preparation; revisions to case indexes for trial preparation       |
| 07/20/19    | J. Pesick                  | 1.00         | Prepare motion in limine re justificaitons for restrictions on service                                                                                                                                                                                                                         |
| 07/21/19    | J. Pesick                  | 0.30         | Prepare motion in limine re government's justification for service restrictions                                                                                                                                                                                                                |
| 07/21/19    | G. Skogg                   | 0.60         | Research re revised set of trial exhibits for service to opposing counsel; preparation of exhibits for stamping for service; correspondence with team re additional trial exhibits for service                                                                                                 |
| 07/22/19    | L. Cooley                  | 6.70         | Edit second supplemental exhibit list; attend meeting re memorandum in support of motion for summary judgment; edit memorandum in support of motion for summary judgment; prepare motion for summary judgment, proposed order, exhibits, and motion to seal exhibits and memorandum in support |
| 07/22/19    | A. Hemmings                | 0.30         | Outserve document redaction                                                                                                                                                                                                                                                                    |
| 07/22/19    | J. Pesick                  | 3.80         | Prepare motion in limine re excluding justifications for military HIV policies; correspondence with A. Sommer re potential                                                                                                                                                                     |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                        |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | dispute with Defendants re supplemental Hendrix report                                                                                                                                                                                                                                                                                                    |
| 07/22/19    | M. Vaught                  | 0.60         | Review and prepare revised trial exhibits for service                                                                                                                                                                                                                                                                                                     |
| 07/23/19    | L. Cooley                  | 9.70         | Edit memorandum in support of motion for summary judgment; insert citations to statements of undisputed facts for memorandum in support of motion for summary judgment; cite check and proofread memorandum in support of motion for summary judgment; finalize and file motion for summary judgment, memorandum in support, exhibits, and motion to seal |
| 07/23/19    | A. Hemmings                | 1.00         | Collect Danaher documents                                                                                                                                                                                                                                                                                                                                 |
| 07/23/19    | C. Parker                  | 0.50         | Analyze case law regarding the purpose of discovery in narrowing issues for trial in the Eastern District of Virginia                                                                                                                                                                                                                                     |
| 07/23/19    | J. Pesick                  | 3.20         | Prepare motion in limine to exclude evidence re additional justifications for military HIV policy; review and analysis of 2014 and 2018 reports to Congress;                                                                                                                                                                                              |
| 07/23/19    | G. Skogg                   | 1.00         | Research re documents for delivery to co-counsel for review; preparation of documents for electronic trial files for attorney use; research re recent case transcripts for exhibits for filing                                                                                                                                                            |
| 07/24/19    | L. Cooley                  | 3.60         | Edit, finalize, and file Plaintiffs opposition to Defendants motion to stay summary judgment and trial; attend weekly call re status of the case                                                                                                                                                                                                          |
| 07/24/19    | L. Cooley                  | 2.50         | Read deposition of Colonel Lute in preparation for deposition of Colonel Frazier; create deposition outline                                                                                                                                                                                                                                               |
| 07/24/19    | A. Hemmings                | 0.80         | Weekly call                                                                                                                                                                                                                                                                                                                                               |
| 07/24/19    | J. Pesick                  | 3.10         | Participate in weekly strategy phone conference;                                                                                                                                                                                                                                                                                                          |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                       |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | prepare cross examination of Andrew Wiesen, M.D.; attention to general case strategy                                                                                                                                                                                                                                                                     |
| 07/24/19    | G. Skogg                   | 1.50         | Research re documents for trial preparation files for attorney review; review and analysis of attorney work product in preparation of revised charts for attorney use in trial preparation                                                                                                                                                               |
| 07/25/19    | L. Cooley                  | 6.80         | Prepare deposition outline for deposition of Colonel Frazier; prepare exhibits for deposition of Colonel Frazier                                                                                                                                                                                                                                         |
| 07/25/19    | L. Cooley                  | 0.80         | Obtain docket stamped copies of documents filed under seal to provide to opposing counsel; draft amended certificate of service                                                                                                                                                                                                                          |
| 07/25/19    | J. Pesick                  | 5.70         | Prepare cross examination for Dr. Wiesen and deposition designations for Dr. Wiesen                                                                                                                                                                                                                                                                      |
| 07/25/19    | G. Skogg                   | 3.50         | Revisions to trial files for attorney review for trial preparation; preparation of highlighted text on database in preparation of initial deposition designations for attorney review; preparation of charts of deposition designations for attorney review for service to opposing counsel; research re documents needed for deposition files for trial |
| 07/26/19    | G. Coffee                  | 1.80         | Discussion with L. Cooley re new 30(b)(6) deposition; attend portion of deposition; discussion with L. Cooley re impressions of deposition testimony                                                                                                                                                                                                     |
| 07/26/19    | G. Coffee                  | 0.50         | Phone conference with G. McConnell re case management issue; discussion with L. Cooley re impact of case on DOD policy                                                                                                                                                                                                                                   |
| 07/26/19    | L. Cooley                  | 5.30         | Prepare for and take deposition of S. Frazier                                                                                                                                                                                                                                                                                                            |
| 07/26/19    | J. Pesick                  | 5.40         | Prepare cross examination and deposition designations for Andrew Wiesen, M.D.; phone conference with J. Bauer re same and trial strategy                                                                                                                                                                                                                 |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                          |
|-------------|----------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 07/26/19    | G. Skogg                   | 6.00         | Research re sealed filings for attorney review; revisions to trial files for attorney review for trial preparation; preparation of highlighted text on database in preparation of initial deposition designations for attorney review; preparation of charts of deposition designations for attorney review for service to opposing counsel |
| 07/29/19    | J. Harding                 | 1.10         | Review Harrison transcript for direct examination outline                                                                                                                                                                                                                                                                                   |
| 07/29/19    | J. Pesick                  | 1.00         | Prepare for testimony of Craig Hendrix, M.D.; prepare cross examination of Andrew Wiesen, M.D.; team correspondence re case strategy                                                                                                                                                                                                        |
| 07/29/19    | G. Skogg                   | 5.30         | Research re sealed filings for attorney review; revisions to trial files for attorney review for trial preparation; preparation of highlighted text on database in preparation of initial deposition designations for attorney review; preparation of charts of deposition designations for attorney review for service to opposing counsel |
| 07/30/19    | J. Harding                 | 0.40         | File motion to for C. Frelinghuysen to withdraw as counsel                                                                                                                                                                                                                                                                                  |
| 07/30/19    | J. Pesick                  | 0.80         | Prepare direct examination for Trevor Hoppe, Ph.D.                                                                                                                                                                                                                                                                                          |
| 07/30/19    | G. Skogg                   | 5.50         | Research re sealed filings for attorney review; revisions to trial files for attorney review for trial preparation; preparation of highlighted text on database in preparation of initial deposition designations for attorney review; preparation of charts of deposition designations for attorney review for service to opposing counsel |
| 07/31/19    | L. Cooley                  | 0.70         | Redact summary judgment documents to be filed on public record pursuant to court order                                                                                                                                                                                                                                                      |
| 07/31/19    | J. Harding                 | 0.70         | Meet and confer re consolidation of summary judgment motions                                                                                                                                                                                                                                                                                |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                                    |
|-------------|----------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 07/31/19    | J. Pesick                  | 3.80         | Meet with Trevor Hoppe, Ph.D., to prepare direct examination                                                                                                                                                                                                                                                                                                                          |
| 07/31/19    | G. Skogg                   | 8.30         | Research re documents for addition to case files for attorney review for trial preparation; preparation of highlighted text on database in preparation of initial deposition designations for attorney review; preparation of charts of deposition designations for attorney review for service to opposing counsel; correspondence with team attorneys re trial preparation projects |
| 08/01/19    | G. Coffee                  | 0.30         | Exchange of emails with L. Cooley re judge's order staying proceedings; review order                                                                                                                                                                                                                                                                                                  |
| 08/01/19    | J. Pesick                  | 0.30         | Team correspondence re case strategy                                                                                                                                                                                                                                                                                                                                                  |
| 08/02/19    | L. Cooley                  | 0.60         | Redact and file sealed documents related to motion for summary judgment                                                                                                                                                                                                                                                                                                               |
| 08/02/19    | J. Pesick                  | 2.30         | Team phone conference and case analysis                                                                                                                                                                                                                                                                                                                                               |
| 08/05/19    | J. Pesick                  | 2.70         | Prepare memorandum re case status; prepare for presentation at legal conference                                                                                                                                                                                                                                                                                                       |
| 08/06/19    | J. Pesick                  | 3.50         | Attention to case strategy                                                                                                                                                                                                                                                                                                                                                            |
| 08/06/19    | G. Skogg                   | 0.30         | Preparation of documents for addition to trial preparation files for team attorneys; updates to case indexes for attorney use                                                                                                                                                                                                                                                         |
| 08/07/19    | G. Coffee                  | 0.50         | Discussion with J. Harding re status of case; discussion with J. Gailey re status of appeal and delay of trial                                                                                                                                                                                                                                                                        |
| 08/08/19    | G. Skogg                   | 0.30         | Research re recent case transcripts for attorney review; preparation of documents for attorney use                                                                                                                                                                                                                                                                                    |
| 08/13/19    | L. Cooley                  | 0.80         | Review reply brief filed by appellant                                                                                                                                                                                                                                                                                                                                                 |
| 08/13/19    | L. Cooley                  | 2.00         | Draft work stop memorandum; draft exit                                                                                                                                                                                                                                                                                                                                                |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                         |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | memorandum detailing institutional knowledge and location of files                                                                                                                                                         |
| 08/13/19    | J. Pesick                  | 0.10         | Team correspondence re case strategy                                                                                                                                                                                       |
| 08/14/19    | L. Cooley                  | 2.20         | Review and organize electronic files related to case so that they can be handed off to another associate before my last day                                                                                                |
| 08/14/19    | G. Skogg                   | 0.20         | Preparation of textbooks received from library personnel in preparation of return to outside source                                                                                                                        |
| 08/16/19    | G. Skogg                   | 0.60         | Preparation of recent appellate documents for addition to electronic shared folders for attorney review; revisions to documents for chronological review set; research re documents needed for case files for attorney use |
| 08/21/19    | L. Cooley                  | 0.70         | Attend conference call re planning for oral argument                                                                                                                                                                       |
| 08/22/19    | L. Cooley                  | 3.00         | Review government's reply brief for arguments that plaintiffs will need to respond to at oral argument; create chart of these arguments; begin research on possible responses to these arguments                           |
| 08/23/19    | G. Skogg                   | 0.40         | Research re case documents for attorney review; preparation of documents for attorney use                                                                                                                                  |
| 08/26/19    | L. Cooley                  | 2.00         | Research re best responses to points raised by the government in their reply brief                                                                                                                                         |
| 08/26/19    | J. Pesick                  | 0.50         | Team correspondence re case strategy                                                                                                                                                                                       |
| 08/27/19    | L. Cooley                  | 2.00         | Research re best responses to points raised by the government in their reply brief                                                                                                                                         |
| 08/27/19    | J. Pesick                  | 1.60         | Review appellate briefs to prepare for moot oral argument                                                                                                                                                                  |
| 08/28/19    | L. Cooley                  | 3.00         | Research re responses to points raised by the government in their reply brief                                                                                                                                              |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                 |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 08/28/19    | J. Pesick                  | 0.10         | Team correspondence re case strategy                                                                                                                               |
| 08/29/19    | J. Pesick                  | 0.40         | Prepare for moot oral argument                                                                                                                                     |
| 08/30/19    | J. Pesick                  | 0.10         | Prepare for oral argument moot                                                                                                                                     |
| 08/30/19    | G. Skogg                   | 0.70         | Research re documents for electronic shared folders for attorney review; correspondence with team attorney re case data; preparation of documents for attorney use |
| 09/02/19    | J. Pesick                  | 1.20         | Prepare for moot                                                                                                                                                   |
| 09/03/19    | J. Pesick                  | 1.00         | Prepare for moot                                                                                                                                                   |
| 09/04/19    | J. Pesick                  | 4.00         | Participate in oral argument moot                                                                                                                                  |
| 09/05/19    | J. Pesick                  | 0.90         | Team correspondence re preparing for oral argument                                                                                                                 |
| 09/10/19    | A. Hemmings                | 0.80         | Review administrative record for "integrity of blood supply" argument                                                                                              |
| 09/11/19    | J. Harding                 | 0.20         | Prepare for and attend moot on 4th Circuit argument                                                                                                                |
| 09/14/19    | A. Hemmings                | 0.30         | Look up AF number                                                                                                                                                  |
| 09/15/19    | A. Hemmings                | 6.00         | Research 4th Circuit judges previous opinions re equal protection                                                                                                  |
| 09/16/19    | A. Hemmings                | 0.30         | Research 4th Circuit judges previous opinions re equal protection                                                                                                  |
| 09/17/19    | A. Hemmings                | 0.50         | Review "talking paper" document                                                                                                                                    |
| 09/20/19    | J. Pesick                  | 1.10         | Listen to oral argument                                                                                                                                            |
| 09/23/19    | G. Coffee                  | 0.30         | Exchange of emails with associates re oral argument in Fourth Circuit and status of District Court proceeding                                                      |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                          |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 09/25/19    | G. Skogg                   | 0.50         | Research re documents for attorney review; preparation of documents for attorney use; revisions to case index for team attorneys                                                                                                                            |
| 09/27/19    | J. Pesick                  | 0.10         | Team correspondence re trial preparation                                                                                                                                                                                                                    |
| 10/01/19    | G. Skogg                   | 0.40         | Research re documents for attorney review; preparation of documents for attorney use; set up of access to case files for new team member                                                                                                                    |
| 10/07/19    | J. Pesick                  | 1.70         | Phone conference with J. Bauer re trial preparation; review expert reports to prepare order of proof for trial                                                                                                                                              |
| 10/07/19    | G. Skogg                   | 0.80         | Research re documents for attorney review; preparation of documents for attorney binder for attorney use                                                                                                                                                    |
| 10/08/19    | J. Pesick                  | 1.90         | Meet with J. Bauer to prepare order of proof and findings of facts                                                                                                                                                                                          |
| 10/11/19    | G. Skogg                   | 0.30         | Research re expert documents for attorney review; preparation of documents for attorney use                                                                                                                                                                 |
| 10/14/19    | G. Skogg                   | 1.00         | Research for team attorney re documents in trial exhibit sets; correspondence with attorneys re documents found in sets; preparation of documents for electronic shared folders for use by team attorneys                                                   |
| 10/18/19    | G. Skogg                   | 1.00         | Review and analysis of deposition text in preparation of designations for TextMap database; preparation of report on deposition designation run times for review by team attorneys; research re deposition videos needed for database for trial preparation |
| 10/18/19    | G. Skogg                   | 0.90         | Review and analysis of deposition text in preparation of designations for TextMap database; preparation of report on deposition designation run times for review by team attorneys; research re                                                             |

| <b>Date</b>                     | <b>Attorney/Other Prof</b> | <b>Hours</b>    | <b>Description</b>                                                                                                                                                      |
|---------------------------------|----------------------------|-----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                 |                            |                 | deposition videos needed for database for trial preparation                                                                                                             |
| 10/21/19                        | G. Skogg                   | 0.40            | Research re deposition video files needed for attorney review; correspondence with court reporting services re video files; revisions to case index for attorney review |
| <b>Total Hours</b>              |                            | <b>1,916.00</b> |                                                                                                                                                                         |
| <b>Total for Legal Services</b> |                            |                 | <b>\$1,149,372.70</b>                                                                                                                                                   |

**Timekeeper Summary**

| <b><u>Attorney/Other Prof</u></b> | <b><u>Rank</u></b> | <b><u>Hours</u></b> |
|-----------------------------------|--------------------|---------------------|
| G. Coffee                         | Partner            | 18.10               |
| A. Sommer                         | Partner            | 103.90              |
| C. Frelinghuysen                  | Associate          | 68.00               |
| J. Pesick                         | Associate          | 214.70              |
| J. Harding                        | Associate          | 206.30              |
| J. Drosick                        | Associate          | 61.30               |
| L. Cooley                         | Associate          | 528.00              |
| C. Parker                         | Associate          | 5.90                |
| A. Hemmings                       | Associate          | 172.90              |
| N. Garg                           | Associate          | 4.20                |
| C. Parker                         | Associate          | 16.70               |
| A. Hemmings                       | Associate          | 94.10               |
| J. Grant                          | Associate          | 15.00               |
| R. Miller                         | Associate          | 10.80               |
| E. Rodriguez                      | Associate          | 45.50               |
| M. Trucco                         | Associate          | 85.40               |
| N. Wertheimer                     | Paralegal          | 7.50                |
| G. Skogg                          | Paralegal          | 240.20              |
| Z. LaBomascus                     | Paralegal          | 0.20                |
| A. Hodgson                        | Paralegal          | 0.50                |
| M. Vaught                         | Paralegal          | 0.60                |
| S. Wesclitz                       | Library            | 3.00                |
| T. Woodward                       | Library            | 1.10                |
| G. McConnell                      | Of Counsel         | 2.00                |
| C. Lundin                         | Library            | 1.60                |
| E. Mastro                         | Practice Support   | 6.50                |
| J. Ryder                          | Practice Support   | 2.00                |
| <b>Total Attorney/Other Prof</b>  |                    | <b>1,916.00</b>     |

**WINSTON & STRAWN LLP**

35 West Wacker Drive  
 Chicago, IL 60601-9703  
 TAX ID NO. 36-1975990

Winston & Strawn (Pro Bono)  
 Richard Roe and Victor Voe

**2019 Fee Summary**

Date 08/03/22  
 Client Matter No. 999997.06131

For Legal Services Rendered Through December 31, 2019 In Connection With:  
**06131 Richard Roe and Victor Voe**

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| Date     | Attorney/Other Prof | Hours | Description                                                                                                                                                                             |
|----------|---------------------|-------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01/02/19 | J. Bauer            | 0.50  | Weekly conference call re strategy and schedule                                                                                                                                         |
| 01/02/19 | L. Cooley           | 0.80  | Attend conference call re current status of case                                                                                                                                        |
| 01/02/19 | L. Gailey           | 0.70  | Attend weekly conference call                                                                                                                                                           |
| 01/02/19 | G. Skogg            | 0.30  | Preparation of documents for addition to electronic shared folders for attorney review                                                                                                  |
| 01/02/19 | A. Sommer           | 0.60  | Attend telephone conference re case status and strategy for Harrison and Roe and Voe matter                                                                                             |
| 01/02/19 | N. Wertheimer       | 0.50  | Update case electronic files                                                                                                                                                            |
| 01/03/19 | L. Gailey           | 0.30  | Review communications among case team and with opposing counsel re discovery disputes                                                                                                   |
| 01/04/19 | L. Gailey           | 0.20  | Review communications with opposing counsel re case management and discovery issues                                                                                                     |
| 01/07/19 | J. Bauer            | 2.50  | Review preliminary injunction papers, team emails, scheduling order, etc.                                                                                                               |
| 01/07/19 | L. Cooley           | 5.70  | Prepare all necessary documents for preliminary injunction, exhibits, and motion to seal exhibits; attend conference call re memorandum in support of motion for preliminary injunction |
| 01/07/19 | L. Gailey           | 0.90  | Attend team conference call re motion for preliminary injunction                                                                                                                        |
| 01/08/19 | L. Cooley           | 4.60  | Prepare all documents and motions necessary to file motion for preliminary injunctions, exhibits, and motion to seal exhibits                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                    |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01/09/19    | J. Bauer                   | 1.70         | Review draft pi brief, related draft motions and orders; phone conferences with L. Cooley; review scheduling order, etc.                                                                                              |
| 01/09/19    | L. Cooley                  | 4.90         | Prepare all documents necessary to file motion for preliminary injunction, exhibits, and motion to seal; attend conference call re memorandum in support of preliminary injunction                                    |
| 01/09/19    | L. Gailey                  | 0.20         | Review draft motion for preliminary injunction and communications among internal case team re same                                                                                                                    |
| 01/10/19    | J. Bauer                   | 5.00         | Phone conference with team re strategy decisions; review and revise filings; review draft Rule 26 disclosures                                                                                                         |
| 01/10/19    | L. Cooley                  | 4.80         | Prepare documents associated with filing motion for preliminary injunction, including exhibits and motion to seal exhibits                                                                                            |
| 01/10/19    | L. Gailey                  | 0.90         | Attend conference call re motion for preliminary injunction; communicate with L. Cooley re same; review communications among case team re draft motion                                                                |
| 01/11/19    | J. Bauer                   | 5.00         | Attention to preliminary injunction filings and Rule 26 disclosures, emails with team                                                                                                                                 |
| 01/11/19    | L. Cooley                  | 10.70        | Prepared motion for preliminary injunction; memorandum in support of motion for preliminary injunction; motion to seal; memorandum in support of motion to seal; exhibits; and other related documents; file the same |
| 01/11/19    | L. Gailey                  | 2.00         | Review and edit brief in preparation for filing; communicate with L. Cooley, J. Bauer, and co-counsel re same                                                                                                         |
| 01/11/19    | A. Sommer                  | 3.00         | Analyze and comment on draft pleadings regarding motion for preliminary injunction, motion to seal,                                                                                                                   |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                       |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | and service of initial disclosures in Roe / Voe case and correspond with team re same; confer re deliberative process privilege and motion to compel documents allegedly subject to same |
| 01/14/19    | J. Bauer                   | 1.00         | Emails re protective order, etc.                                                                                                                                                         |
| 01/14/19    | L. Cooley                  | 2.90         | Draft protective order, motion for protective order, and electronically stored information order                                                                                         |
| 01/15/19    | J. Bauer                   | 1.00         | Conference call with L. Cooley re protective orders and written discovery                                                                                                                |
| 01/15/19    | L. Cooley                  | 4.10         | Draft motion for protective order, protective order, and ESI order; research re first set of document requests, interrogatories, and requests for admissions                             |
| 01/15/19    | L. Gailey                  | 0.90         | Review motion for protective order and related papers                                                                                                                                    |
| 01/16/19    | J. Bauer                   | 5.00         | Weekly team conference call; draft discovery, etc.                                                                                                                                       |
| 01/16/19    | L. Cooley                  | 2.80         | Attend conference call re current status of the case; make final changes to motion for protective order, protective order, and ESI order; send orders to opposing counsel for agreement  |
| 01/16/19    | A. Sommer                  | 1.30         | Attend telephone conference re case status and strategy; review draft protective order in Voe case                                                                                       |
| 01/16/19    | N. Wertheimer              | 1.40         | Update case electronic pleadings files (Roe/Voe)                                                                                                                                         |
| 01/17/19    | J. Bauer                   | 4.00         | Revise document requests; draft RFAs                                                                                                                                                     |
| 01/17/19    | L. Cooley                  | 2.00         | Prepare document requests, interrogatories, requests for admission; Prepare agreed upon protective order and ESI order                                                                   |
| 01/18/19    | J. Bauer                   | 4.00         | Attention to protective order issues, including emails and phone conferences                                                                                                             |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                      |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01/18/19    | L. Cooley                  | 5.00         | Prepare proposed protective order; confer with government to get agreement; file motion to enter agreed upon proposed protective order, proposed protective order, and proposed ESI order; prepare requests for production, requests for admission, and interrogatories |
| 01/18/19    | L. Gailey                  | 0.50         | Attend weekly conference call; communicate with internal case team re motion for preliminary injunction                                                                                                                                                                 |
| 01/19/19    | L. Cooley                  | 1.00         | Redact exhibits in order to comply with court order                                                                                                                                                                                                                     |
| 01/20/19    | L. Cooley                  | 4.50         | Redact documents to comply with court order; draft requests for production, requests for admission, interrogatories                                                                                                                                                     |
| 01/20/19    | L. Gailey                  | 0.70         | Communicate with internal case team re redacted documents; review same                                                                                                                                                                                                  |
| 01/21/19    | L. Cooley                  | 1.20         | Edit requests for production, requests for admission, and interrogatories                                                                                                                                                                                               |
| 01/21/19    | L. Gailey                  | 4.80         | Review discovery documents and redactions; review motion to dismiss in Harrison case                                                                                                                                                                                    |
| 01/22/19    | J. Bauer                   | 2.00         | Review draft RFAs and interrogatories; phone conference with L. Cooley re same; review Supreme Court decision on transgender military ban                                                                                                                               |
| 01/22/19    | L. Cooley                  | 4.10         | Incorporate edits into Requests for Production, finalize and serve; edit requests for admission and interrogatories; file redacted exhibits                                                                                                                             |
| 01/23/19    | J. Bauer                   | 1.50         | Weekly team conference call; conference with W&S team re response to motion to dismiss                                                                                                                                                                                  |
| 01/23/19    | L. Cooley                  | 4.20         | Attend conference call re court's standing order re shutdown, preparing for reply and opposition drafting, and discovery; attend meet and confer in                                                                                                                     |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                    |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | Harrison to observe procedure to prepare for similar meetings in Roe/Voe; re-read department of defense and air force policies and instructions to ensure that requests for production, requests for admission, and interrogatories are comprehensive |
| 01/23/19    | L. Gailey                  | 0.50         | Communicate with J. Bauer and L. Cooley re drafting of opposition to motion to dismiss                                                                                                                                                                |
| 01/24/19    | J. Bauer                   | 1.00         | Review comments to draft RFAs; emails re same                                                                                                                                                                                                         |
| 01/24/19    | L. Cooley                  | 1.00         | Edit requests for production and interrogatories; send to team for review; read reply to opposition to preliminary injunction and opposition to motion to dismiss in Harrison case in preparation of drafting similar motions in this case            |
| 01/25/19    | J. Bauer                   | 1.00         | Review revisions to draft discovery, etc.                                                                                                                                                                                                             |
| 01/25/19    | L. Cooley                  | 1.20         | Read government's opposition to preliminary injunction motion and motion to dismiss; begin review of appendix                                                                                                                                         |
| 01/25/19    | G. Skogg                   | 0.40         | Research re documents needed for case files; preparation of documents for updates to electronic case files for attorney review                                                                                                                        |
| 01/26/19    | J. Bauer                   | 2.00         | Review defense memo in support of dismissal and in opposition to pi                                                                                                                                                                                   |
| 01/26/19    | L. Gailey                  | 0.50         | Analyze motion to dismiss and related paperwork                                                                                                                                                                                                       |
| 01/27/19    | J. Bauer                   | 0.60         | Phone conference with L. Gailey and L. Cooley re brief                                                                                                                                                                                                |
| 01/27/19    | L. Cooley                  | 0.70         | Attend call re strategy for drafting opposition to motion to dismiss and reply to opposition to motion for preliminary injunction                                                                                                                     |
| 01/27/19    | L. Gailey                  | 5.70         | Analyze motion to dismiss and accompanying papers; communicate with internal case team re issues to address in opposition; draft same                                                                                                                 |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                                  |
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| 01/28/19    | J. Bauer                   | 4.00         | Reread response to PI; phone conferences with team and with W&S team re preparation of reply, exhaustion argument, reenlistment, etc.                                                                                                                                                                                                                                               |
| 01/28/19    | L. Cooley                  | 6.50         | Read New York case re APA claims re citizenship question in 2020 census for relevancy to out APA claims; review government's 1000 page appendix to their motion to dismiss and opposition to preliminary injunction; attend conference call re reply to opposition to preliminary injunction and opposition to motion to dismiss; research re exhaustion of administrative remedies |
| 01/28/19    | L. Gailey                  | 8.40         | Communicate with full case team re issues in response to motion to dismiss; draft brief shell and integrate existing text; draft introduction section                                                                                                                                                                                                                               |
| 01/29/19    | J. Bauer                   | 2.50         | Roe and Voe - Reviewing beginning of PI reply; review administrative record and draft discovery requests                                                                                                                                                                                                                                                                            |
| 01/29/19    | L. Cooley                  | 9.50         | Finalized requests for production and interrogatories; draft section of reply/opposition to the governments opposition to preliminary injunction/motion to dismiss                                                                                                                                                                                                                  |
| 01/29/19    | L. Gailey                  | 13.10        | Draft sections of opposition to motion to dismiss; edit same; communicate with case team re same                                                                                                                                                                                                                                                                                    |
| 01/29/19    | A. Hemmings                | 4.30         | Draft portion of the Opposition to the Motion to Dismiss for Roe v. Shanahan                                                                                                                                                                                                                                                                                                        |
| 01/30/19    | J. Bauer                   | 2.00         | Roe and Voe - Attention to preliminary injunction filing                                                                                                                                                                                                                                                                                                                            |
| 01/30/19    | L. Cooley                  | 11.20        | Finalized and served requests for production and interrogatories; draft section of reply/opposition to the governments opposition to preliminary injunction/motion to dismiss; integrate comments on draft from various team members                                                                                                                                                |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                        |
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| 01/30/19    | L. Gailey                  | 16.50        | Draft sections of opposition to motion to dismiss; edit same; communicate with case team re same                                                                                                                                                                                          |
| 01/30/19    | A. Hemmings                | 0.30         | Incorporate citations into Opp to MTD PI Reply Draft                                                                                                                                                                                                                                      |
| 01/31/19    | J. Bauer                   | 4.00         | Attention to Pl brief; emails and phone conferences with team                                                                                                                                                                                                                             |
| 01/31/19    | L. Cooley                  | 10.20        | Edit and integrate other team member's edits into updated draft of the brief; insert citations into brief; draft motion to seal; memorandum in support of motion to seal; edit declarations                                                                                               |
| 01/31/19    | L. Gailey                  | 1.50         | Communicate with case team re edits to brief; review same                                                                                                                                                                                                                                 |
| 02/01/19    | J. Bauer                   | 4.50         | Attention to preliminary injunction brief and related filings                                                                                                                                                                                                                             |
| 02/01/19    | L. Cooley                  | 6.60         | Edit, finalize and file opposition to motion to dismiss and reply to opposition to preliminary injunction; file motion to seal and exhibits; redact exhibits                                                                                                                              |
| 02/01/19    | L. Gailey                  | 5.00         | Review final round of edits to reply in support of motion for preliminary injunction; communicate with case team re same; proofread same in preparation for filing                                                                                                                        |
| 02/01/19    | A. Sommer                  | 6.10         | Prepare for and attend hearing re motion to compel re deliberative process privilege and confer with J. Harding re same; analyze and revise draft reply in support of motion for preliminary injunction (Roe / Voe) and opposition to motion to dismiss under rules 12(b)(1) and 12(b)(6) |
| 02/04/19    | G. Skogg                   | 0.50         | Research re documents for addition to electronic shared folders for attorney review; preparation of ftp site for delivery of medical records for attorney review                                                                                                                          |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                                              |
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| 02/05/19    | J. Bauer                   | 2.50         | Review appendices and brief                                                                                                                                                                                                                                                                                                                                                                     |
| 02/05/19    | L. Cooley                  | 0.20         | Review 30(b)(6) motion from related case to determine what needs to be done in this case                                                                                                                                                                                                                                                                                                        |
| 02/05/19    | L. Gailey                  | 0.40         | Review discovery dispute filing in Harrison matter                                                                                                                                                                                                                                                                                                                                              |
| 02/06/19    | J. Bauer                   | 4.50         | Review appendices, declaration, work on draft discovery, weekly conference call re strategy                                                                                                                                                                                                                                                                                                     |
| 02/06/19    | L. Cooley                  | 4.60         | Draft 30(b)(6) notice; attend conference call re current status of case                                                                                                                                                                                                                                                                                                                         |
| 02/06/19    | L. Gailey                  | 1.30         | Review and edit draft 30(b)(6) deposition notice; attend weekly conference call                                                                                                                                                                                                                                                                                                                 |
| 02/06/19    | G. Skogg                   | 0.60         | Research re documents for addition to electronic shared folders for attorney review; preparation of documents for attorney use; set up of ftp link for medical records for case files; preparation of medical records received for attorney review                                                                                                                                              |
| 02/07/19    | J. Bauer                   | 3.00         | Emails, conferences re plaintiffs' discovery requests; review defense responses; prepare for team meeting, etc.                                                                                                                                                                                                                                                                                 |
| 02/07/19    | L. Cooley                  | 4.00         | Drafted second set of requests for production, requests for admission, and interrogatories; draft 30(b)(6) notice; reviewed defendants objections to first set of requests for production                                                                                                                                                                                                       |
| 02/07/19    | L. Gailey                  | 0.80         | Communicate with J. Bauer and L. Cooley re discovery strategy                                                                                                                                                                                                                                                                                                                                   |
| 02/08/19    | L. Cooley                  | 6.00         | Draft second set of requests for production, requests for admission, and interrogatories; edit 30(b)(6) notice; review defendants brief and appendix to ensure that all topics are covered by requests; reviewed defendants objections to first set of requests for production with eye towards drafting response; reviewed response to defendants objections in related Harrison case with eye |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                              |
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|             |                            |              | towards drafting a response to objections in this case; organize room reservations and lunch for meetings next week;                                                                                                            |
| 02/08/19    | G. Skogg                   | 0.60         | Conference with litigation support personnel re encrypted documents on disc for attorney review; research re documents for addition to electronic shared folders for attorney review; preparation of documents for attorney use |
| 02/10/19    | J. Bauer                   | 2.00         | Review government reply brief, draft discovery, emails re same                                                                                                                                                                  |
| 02/11/19    | J. Bauer                   | 2.70         | Phone conference with L. Cooley re draft discovery, draft agenda and team meeting; emails re depositions                                                                                                                        |
| 02/11/19    | L. Cooley                  | 3.10         | Incorporate edits into requests for production, interrogatories, requests for admission, and 30(b)(6) notice; draft motion to compel production of documents in response to defendants' objections                              |
| 02/11/19    | L. Gailey                  | 0.80         | Review draft discovery requests and communications re depositions; research procedural rules re depositions                                                                                                                     |
| 02/11/19    | G. Skogg                   | 0.40         | Research re documents received from DOJ personnel for addition to electronic case files for attorney review; conference with litigation support personnel re encrypted documents and issues with extracting documents           |
| 02/12/19    | J. Bauer                   | 3.00         | Phone conferences re strategy; meeting and confer re depositions; work on agenda for meeting                                                                                                                                    |
| 02/12/19    | L. Cooley                  | 5.50         | Attend meet and confer re deposition; attend internal meeting re deposition; edit and incorporate edits into discovery requests and 30(b)(6) notice; draft motion to compel production of documents                             |
| 02/12/19    | L. Gailey                  | 2.30         | Review draft deposition notices; attend meet-and-confer with opposing counsel; communicate with                                                                                                                                 |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                   |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | case team re strategy                                                                                                                                                                                                                                                                                                |
| 02/12/19    | G. Skogg                   | 0.30         | Conference with litigation support personnel re encrypted documents and issues with extracting documents; preparation of documents received from DOJ personnel for addition to electronic case files for attorney review; correspondence with team attorneys re medical records received                             |
| 02/13/19    | J. Bauer                   | 4.50         | Meet and confer re document requests; weekly team conference call                                                                                                                                                                                                                                                    |
| 02/13/19    | L. Cooley                  | 6.30         | Attend internal strategy meeting; attend meet and confer re government objections to discovery requests; review government discovery requests; finalize and serve second set of discovery requests and 30(b)(6) notice; create calendar for Roe and Harrison with all remaining deadlines; prepare for moot argument |
| 02/13/19    | L. Gailey                  | 0.90         | Attend weekly conference call                                                                                                                                                                                                                                                                                        |
| 02/13/19    | A. Sommer                  | 3.70         | Analyze issues related to Navy's document production and consider issues related to issuing a subpoena to the Department of the Navy and prepare same; attend meet and confer re document production in Roe / Voe case                                                                                               |
| 02/14/19    | J. Bauer                   | 8.50         | Prepare for and conference with S. Schoettes and team to prepare for preliminary injunction hearing                                                                                                                                                                                                                  |
| 02/14/19    | L. Cooley                  | 7.00         | Prepare for moot of argument; prepare binder for argument; attend moot for argument                                                                                                                                                                                                                                  |
| 02/14/19    | L. Gailey                  | 5.10         | Moot argument re preliminary injunction and motion to dismiss; prepare for hearing                                                                                                                                                                                                                                   |
| 02/14/19    | J. Harding                 | 1.00         | Participate in Roe moot                                                                                                                                                                                                                                                                                              |
| 02/15/19    | J. Bauer                   | 10.00        | Conference with D. Sommer re staffing and strategy; attend preliminary injunction hearing; review memorandum opinion; conference with                                                                                                                                                                                |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                       |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | team re strategy, staffing, etc.                                                                                                                                                                                                                                                                                                         |
| 02/15/19    | L. Cooley                  | 5.00         | Attend hearing on Motion to Dismiss and Motion for Preliminary Injunction; attend strategy meeting re progression of the case and discovery                                                                                                                                                                                              |
| 02/15/19    | L. Gailey                  | 8.00         | Travel to and attend hearing re preliminary injunction and motion to dismiss; attend discovery strategy meeting                                                                                                                                                                                                                          |
| 02/15/19    | G. Skogg                   | 0.40         | Research re documents for addition to electronic shared folders for review by team attorneys; preparation of documents for attorney use                                                                                                                                                                                                  |
| 02/16/19    | J. Pesick                  | 1.40         | Review court opinion in Roe/Voe                                                                                                                                                                                                                                                                                                          |
| 02/17/19    | J. Bauer                   | 5.00         | Emails re staffing depositions; Air National Guard member; work on order of proof for trial                                                                                                                                                                                                                                              |
| 02/17/19    | L. Gailey                  | 3.80         | Communicate with case team re scope of order and various discovery issues                                                                                                                                                                                                                                                                |
| 02/18/19    | J. Bauer                   | 4.00         | Work on order of proof; deposition scheduling; emails re QS                                                                                                                                                                                                                                                                              |
| 02/18/19    | L. Gailey                  | 1.20         | Communicate with case team re scope of order, strategy for obtaining relief for Air National Guard declarant                                                                                                                                                                                                                             |
| 02/19/19    | L. Cooley                  | 5.00         | Update calendar re depositions; draft objections to Defendants first set of requests for production, first set of requests for admission, and first set of interrogatories; prepare deposition outline for deposition of A. Wiesen; arrange conference room, videographer, court reporter, and other logistics for depositions this week |
| 02/19/19    | L. Gailey                  | 2.70         | Communicate with case team re scope of injunction order; review filings and order re same; communicate with case team re extension for declarant                                                                                                                                                                                         |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                          |
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| 02/19/19    | G. Skogg                   | 0.30         | Preparation of documents for addition to electronic shared folders for attorney review                                                                                                                                                                                      |
| 02/20/19    | J. Bauer                   | 3.50         | Weekly team call; calls/emails re depositions, etc.                                                                                                                                                                                                                         |
| 02/20/19    | L. Cooley                  | 7.00         | Draft outline for deposition; draft objections to defendants' first requests for admission, requests for production, and interrogatories                                                                                                                                    |
| 02/20/19    | L. Gailey                  | 1.50         | Attend weekly conference call; communicate with case team re discovery                                                                                                                                                                                                      |
| 02/20/19    | A. Sommer                  | 1.90         | Confer with L. Cooley re preparation of objections to written discovery requests on Roe, Voe, Harrison, and OutServe; correspondence with R. Norway re Mr. Melillo deposition and production of witnesses re topics 15 and 16; confer with team re case status and strategy |
| 02/21/19    | J. Bauer                   | 1.00         | Emails with team                                                                                                                                                                                                                                                            |
| 02/21/19    | G. Eaton                   | 2.00         | Review trial court briefing on dismissal and injunction                                                                                                                                                                                                                     |
| 02/22/19    | J. Bauer                   | 0.50         | Emails re case                                                                                                                                                                                                                                                              |
| 02/22/19    | L. Gailey                  | 0.60         | Communicate with case team re discovery issue                                                                                                                                                                                                                               |
| 02/24/19    | J. Bauer                   | 1.00         | Review material circulated by A. Sommer; emails re discovery                                                                                                                                                                                                                |
| 02/25/19    | J. Bauer                   | 1.00         | Emails re depositions; review Wiesen rough transcript                                                                                                                                                                                                                       |
| 02/25/19    | G. Eaton                   | 1.60         | Review case complaint; begin review of key cases                                                                                                                                                                                                                            |
| 02/25/19    | L. Gailey                  | 0.40         | Communicate with G. Eaton re possible government appeal; communicate with case team re discovery                                                                                                                                                                            |
| 02/26/19    | J. Bauer                   | 2.50         | Phone conferences with A. Sommer; review DOD reports to Congress                                                                                                                                                                                                            |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                        |
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| 02/26/19    | L. Gailey                  | 1.10         | Communicate with case team re discovery issues; review discovery documents                                                                                                                                                                                |
| 02/26/19    | C. Pace                    | 1.50         | Process and load documents to database for review by case team                                                                                                                                                                                            |
| 02/26/19    | G. Skogg                   | 0.60         | Preparation of client documents received for addition to database for attorney review; correspondence with litigation support personnel re database needed and documents for attorney review; correspondence with team attorneys re medical record issues |
| 02/27/19    | J. Bauer                   | 6.50         | Begin preparing for K. Cron deposition, weekly team conference call; emails /conference calls with A. Sommer; attention to travel, etc.                                                                                                                   |
| 02/27/19    | L. Gailey                  | 3.20         | Analyze due process privilege hearing transcript; attend weekly conference call; communicate with case team re discovery issues                                                                                                                           |
| 02/27/19    | K. Howard                  | 0.80         | Background research in connection with two military doctors; requested by J. Bauer                                                                                                                                                                        |
| 02/27/19    | C. Pace                    | 0.50         | Enable and troubleshoot access to database for additional users                                                                                                                                                                                           |
| 02/27/19    | G. Skogg                   | 0.80         | Research re documents for addition to electronic shared folders for the Harrison and Roe cases for attorney review; preparation of documents for case files for attorney use                                                                              |
| 02/28/19    | J. Bauer                   | 5.50         | Work on discovery, etc.                                                                                                                                                                                                                                   |
| 02/28/19    | L. Gailey                  | 0.20         | Review discovery papers                                                                                                                                                                                                                                   |
| 02/28/19    | K. Howard                  | 1.00         | Background research re military doctors, Colonel Kevin Cron with the Department of Defense in Tampa, Florida, and Dr. Devin Kelly with the Air Force, currently at Wright Patterson AFB in Dayton, Ohio; requested by J. Bauer                            |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                             |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/28/19    | C. Pace                    | 0.70         | Set up and run production, stamp and export same; compress files and copy up to mft link for case team transfer to opposing counsel                                                                                                                                                                                            |
| 02/28/19    | G. Skogg                   | 0.40         | Preparation of documents for production and delivery to outside counsel for review; preparation of documents for electronic shared folders for use by team attorneys                                                                                                                                                           |
| 03/01/19    | L. Gailey                  | 0.10         | Analyze OutServe witness deposition summary                                                                                                                                                                                                                                                                                    |
| 03/01/19    | K. Howard                  | 1.30         | Research related to military policies affecting HIV servicemen; requested by J. Bauer                                                                                                                                                                                                                                          |
| 03/01/19    | S. Wesclitz                | 0.30         | Obtain full LinkedIn profiles re Col. Kevin Cron and Dr. Devin Kelly for J. Bauer                                                                                                                                                                                                                                              |
| 03/03/19    | J. Bauer                   | 5.50         | Review defendants' discovery responses; review notes for Cron deposition; conference call re strategy with A. Sommer, P. Perkowski and S. Schoettes; attention to discovery, etc.                                                                                                                                              |
| 03/03/19    | A. Sommer                  | 2.40         | Prepare for and conduct case management meeting re case strategy and requested relief for Harrison and Roe/Voe cases                                                                                                                                                                                                           |
| 03/04/19    | J. Bauer                   | 4.70         | Meet and confer with defense counsel; emails re discovery issues; begin deposition preparation                                                                                                                                                                                                                                 |
| 03/04/19    | L. Gailey                  | 0.20         | Communicate with J. Bauer re claims                                                                                                                                                                                                                                                                                            |
| 03/04/19    | A. Sommer                  | 1.20         | Analyze and revise case plan for Roe/Voe and Harrison cases; confer with case team re 2018 and 2014 reports and identifying all potential rational bases for government's conduct, and identifying hot documents for trial in the Harrison case; correspondence related to deposition notice to the Secretary of the Air Force |
| 03/05/19    | J. Bauer                   | 4.50         | Preparation for upcoming depositions; review additional admin record, etc.                                                                                                                                                                                                                                                     |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                     |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/05/19    | L. Gailey                  | 0.80         | Review discovery documents and communications re same                                                                                                  |
| 03/05/19    | G. Skogg                   | 0.80         | Preparation of deposition documents for review by team attorneys; updates to Harrison and Roe case filings and discovery responses for attorney review |
| 03/06/19    | J. Bauer                   | 7.00         | Work on D. Kelly outline; phone conferences with A. Sommer; conference with C. Parker re age-related research; emails re Soper deposition              |
| 03/06/19    | L. Gailey                  | 0.60         | Review discovery materials                                                                                                                             |
| 03/07/19    | G. McConnell               | 0.50         | Telephone conference with P. Perkowski re counsel roles                                                                                                |
| 03/08/19    | J. Bauer                   | 5.50         | Prepare for upcoming depositions; review draft discovery responses, etc.                                                                               |
| 03/08/19    | G. Skogg                   | 0.20         | Research re medical records sent to outside counsel for review; correspondence with outside counsel re research                                        |
| 03/08/19    | A. Sommer                  | 0.40         | Correspond with J. Bauer re potential MIL related to Harrison's background and potential motion for summary judgment in the Roe / Voe case             |
| 03/09/19    | J. Bauer                   | 5.00         | Prepare for Kelly and Cron depositions                                                                                                                 |
| 03/10/19    | J. Bauer                   | 5.00         | Preparation for K. Cron deposition; phone conference with A. Sommer, P. Perkowski and S. Schoettes                                                     |
| 03/12/19    | J. Bauer                   | 5.00         | Prepare for Kelly deposition; emails re expert reports, etc.                                                                                           |
| 03/13/19    | J. Bauer                   | 10.00        | Deposition of D. Kelly; emails with team                                                                                                               |
| 03/14/19    | J. Bauer                   | 9.00         | Prepare for K. Cron deposition; emails re discovery, travel to Tampa, etc.                                                                             |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                              |
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| 03/14/19    | L. Gailey                  | 0.60         | Analyze deposition transcripts                                                                                                  |
| 03/15/19    | J. Bauer                   | 8.20         | Depose K. Cron; emails re experts, discovery, etc.                                                                              |
| 03/18/19    | J. Bauer                   | 4.50         | Prepare summary of K. Cron deposition; emails re medical experts; phone conference with D. Sommer; emails re DDP                |
| 03/20/19    | J. Bauer                   | 4.00         | Review expert reports, conference call re same; meet and confer re DPP, etc.                                                    |
| 03/20/19    | L. Gailey                  | 3.40         | Draft chart of claims and regulations                                                                                           |
| 03/21/19    | L. Gailey                  | 2.20         | Draft chart of claims and regulations                                                                                           |
| 03/22/19    | J. Bauer                   | 5.50         | Attention to expert reports; review DPP motion; conference with C. Parker and research re age restrictions, etc.                |
| 03/22/19    | L. Gailey                  | 2.00         | Review and edit motion to compel; attend call with expert re report                                                             |
| 03/22/19    | A. Sommer                  | 0.50         | Analyze and revise draft motion to compel documents withheld in the Roe and Voe cases on deliberative process privilege grounds |
| 03/23/19    | L. Gailey                  | 0.50         | Review deposition transcripts                                                                                                   |
| 03/25/19    | J. Bauer                   | 1.00         | Emails re alteration of injunction, etc.                                                                                        |
| 03/26/19    | J. Bauer                   | 1.50         | Phone conference with team re upcoming tasks, etc.                                                                              |
| 03/26/19    | L. Gailey                  | 0.30         | Review deposition transcripts; review draft opposition to motion for stay                                                       |
| 03/27/19    | J. Bauer                   | 0.50         | Attention to emails                                                                                                             |
| 03/27/19    | L. Gailey                  | 2.50         | Review and edit opposition to stay; communicate with case team re same                                                          |
| 03/28/19    | J. Bauer                   | 4.00         | Conference with L. Gailey re summary judgment;                                                                                  |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                      |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | review and edit reply brief re DPP; attention to discovery issues, etc.                                                                                                                                                                                                 |
| 03/28/19    | L. Gailey                  | 0.30         | Communicate with J. Bauer re strategy for summary judgment motion                                                                                                                                                                                                       |
| 03/29/19    | A. Sommer                  | 6.40         | Prepare for and attend hearings on Roe / Voe and Harrison cases and discuss same with J. Harding and L. Cooley; analyze Defendants objections to magistrate's order on motion to compel documents withheld on privilege grounds; coordinate drafting response with team |
| 04/02/19    | J. Bauer                   | 1.00         | Emails re recently produced documents, etc.                                                                                                                                                                                                                             |
| 04/02/19    | L. Gailey                  | 0.30         | Review hot documents                                                                                                                                                                                                                                                    |
| 04/03/19    | J. Bauer                   | 1.50         | Review and revise response to objections to magistrate judge's ruling; attention to emails, etc.                                                                                                                                                                        |
| 04/05/19    | J. Bauer                   | 0.50         | Attention to discovery, etc.                                                                                                                                                                                                                                            |
| 04/09/19    | J. Bauer                   | 0.50         | Conference with G. McConnell re staffing                                                                                                                                                                                                                                |
| 04/10/19    | J. Bauer                   | 1.00         | Team calls, conferences                                                                                                                                                                                                                                                 |
| 04/10/19    | L. Gailey                  | 1.10         | Communicate with J. Bauer re summary judgment strategy                                                                                                                                                                                                                  |
| 04/12/19    | J. Bauer                   | 1.50         | Phone conference with A. Sommer; conference with J. Drosick re organizational standing research                                                                                                                                                                         |
| 04/16/19    | J. Bauer                   | 0.20         | Review notice of appeal, emails re same                                                                                                                                                                                                                                 |
| 04/16/19    | L. Gailey                  | 5.30         | Analyze preliminary injunction order and hearing transcript; draft memorandum re possible grounds for summary judgment                                                                                                                                                  |
| 04/17/19    | J. Bauer                   | 1.00         | Weekly conference call re strategy and next steps                                                                                                                                                                                                                       |
| 04/17/19    | G. Eaton                   | 3.20         | Review notice of appeal; review Fourth Circuit appellate rules; begin drafting appellate timeline;                                                                                                                                                                      |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                        |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | begin reviewing opinion; teleconf with team re appeal; email exchange with L. Gailey re scope of appellate jurisdiction                                                                   |
| 04/17/19    | L. Gailey                  | 8.20         | Analyze filings for use in formulating summary judgment strategy; research appealability issues; communicate with G. Eaton re same; attend weekly conference call                         |
| 04/18/19    | J. Bauer                   | 0.50         | Emails re discovery, etc.                                                                                                                                                                 |
| 04/19/19    | G. Eaton                   | 0.30         | Teleconf with L. Gailey re appellate issues, process, staffing                                                                                                                            |
| 04/19/19    | L. Gailey                  | 1.30         | Communicate with G. Eaton re appellate strategy, timeline, and staffing; review Fourth Circuit rules                                                                                      |
| 04/20/19    | L. Gailey                  | 0.10         | Review Fourth Circuit rules                                                                                                                                                               |
| 04/23/19    | L. Gailey                  | 5.50         | Analyze deposition transcripts and other discovery papers                                                                                                                                 |
| 04/24/19    | J. Bauer                   | 0.50         | Attention to emails, etc.                                                                                                                                                                 |
| 04/24/19    | L. Gailey                  | 5.80         | Analyze deposition transcripts and other discovery papers                                                                                                                                 |
| 04/25/19    | J. Bauer                   | 4.50         | Conference with A. Sommer re work to be done; emails/conferences with G. Skogg, L. Cooley re follow up tasks, etc.                                                                        |
| 04/25/19    | L. Gailey                  | 5.80         | Analyze deposition transcripts and other discovery papers; review Fourth Circuit rules and procedures; draft admission and appearance paperwork                                           |
| 04/26/19    | L. Gailey                  | 7.00         | Analyze district court opinion and related documents; review Eastern District of Virginia summary judgment procedures; draft preliminary outline for possible motion for summary judgment |
| 04/29/19    | J. Bauer                   | 5.50         | Begin deposition review, send sample motions to                                                                                                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                      |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | L. Cooley, emails re status, etc.                                                                                                                                       |
| 04/29/19    | G. Eaton                   | 0.30         | Review, edit, and approve notices of appearance                                                                                                                         |
| 04/29/19    | L. Gailey                  | 5.20         | Analyze district court opinion and draft memorandum re summary judgment strategy; communicate with L. Cooley re same                                                    |
| 04/30/19    | J. Bauer                   | 5.00         | Review G. Palumbo and beginning of M. Soper deposition, start proposed findings of fact                                                                                 |
| 04/30/19    | L. Gailey                  | 6.70         | Analyze documents and deposition transcripts; draft memorandum re summary judgment strategy                                                                             |
| 05/01/19    | J. Bauer                   | 3.50         | Finish review of Soper deposition, review memo re affirmative summary judgment and conference with L. Gailey                                                            |
| 05/01/19    | L. Gailey                  | 6.70         | Analyze documents and deposition transcripts; communicate with L. Cooley re documents; draft memorandum re summary judgment strategy; communicate with J. Bauer re same |
| 05/02/19    | J. Bauer                   | 5.50         | Continued deposition review, work on trial strategy                                                                                                                     |
| 05/02/19    | L. Gailey                  | 0.30         | Review deposition summary and related communication                                                                                                                     |
| 05/03/19    | J. Bauer                   | 3.50         | Review transcript of A. Taylor deposition; emails re rebuttal reports, etc.                                                                                             |
| 05/03/19    | L. Gailey                  | 0.30         | Review government's motion and other related filings                                                                                                                    |
| 05/04/19    | L. Gailey                  | 0.40         | Communicate with case team re procedural rules that apply to response to motion to dismiss                                                                              |
| 05/05/19    | L. Gailey                  | 0.30         | Communicate with case team re response to motion to dismiss                                                                                                             |
| 05/06/19    | J. Bauer                   | 3.50         | Review motion to dismiss, review memo re                                                                                                                                |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                           |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | organizational standing, conference re follow up research, phone conference re motion                                        |
| 05/06/19    | L. Gailey                  | 1.30         | Attend conference call re strategy for response to motion to dismiss; review same                                            |
| 05/07/19    | J. Bauer                   | 3.50         | Review depositions, work on strategy                                                                                         |
| 05/07/19    | G. Eaton                   | 0.40         | Review appeal timeline; discuss DOJ failure to file docketing statement with L. Gailey; draft email to working group re same |
| 05/07/19    | L. Gailey                  | 0.60         | Review court rules applicable to government's submissions; communicate with G. Eaton re same                                 |
| 05/08/19    | J. Bauer                   | 4.00         | Weekly conference call with team, review Shell deposition, conference with A. Sommer re trial strategy and relief sought     |
| 05/08/19    | L. Gailey                  | 1.50         | Attend weekly conference call; communicate with J. Bauer and L. Cooley re summary judgment strategy                          |
| 05/09/19    | J. Bauer                   | 5.00         | Phone conference with trial team re strategy; review deposition transcripts, etc.                                            |
| 05/09/19    | L. Gailey                  | 0.50         | Communicate with case team re summary judgment strategy                                                                      |
| 05/10/19    | J. Bauer                   | 4.50         | Review G. Brown deposition; travel arrangements; phone conference with A. Sommer re strategy, etc.                           |
| 05/10/19    | L. Gailey                  | 0.20         | Communicate with J. Bauer and L. Cooley re summary judgment strategy; review draft response to motion to dismiss             |
| 05/13/19    | J. Bauer                   | 6.00         | Conferences re pretrial conference, required submission; work to prepare for trial; review transcript of P. Ciminera         |
| 05/13/19    | G. Eaton                   | 0.90         | Review Department of Justice docketing statement, email group re same; review 4th Circuit                                    |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                    |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | rules re same; review Department of Justice proposed appendix doc list, email group re same                                                                           |
| 05/13/19    | L. Gailey                  | 0.20         | Review draft response to motion to dismiss                                                                                                                            |
| 05/14/19    | J. Bauer                   | 4.70         | Review transcript of Aswell deposition; phone conference re pretrial conference; phone conference with D. Sommer re trial, etc.                                       |
| 05/14/19    | G. Eaton                   | 1.40         | Prepare for meeting with S. Schoette; meet with S. Schoettes, L. Gailey re appellate issues; research local rules on docketing statement etc.; email with S. Schoette |
| 05/14/19    | L. Gailey                  | 2.00         | Review government's Fourth Circuit filings; meet with G. Eaton and S. Schoettes re strategy on appeal                                                                 |
| 05/15/19    | J. Bauer                   | 7.50         | Weekly conference call; prepare for Pre-trial conference; review expert reports; travel to DC                                                                         |
| 05/15/19    | G. Eaton                   | 1.30         | Review L. Cooley edits to proposed joint appendix index; email exchanges with L. Cooley, L. Gailey; begin review of key injunction cases                              |
| 05/15/19    | L. Gailey                  | 5.10         | Attend weekly conference call; review and edit record designations; communicate with L. Cooley and G. Eaton re same; review record documents                          |
| 05/16/19    | J. Bauer                   | 14.00        | Attend final pretrial conference, conference with team re pretrial strategy, review J. Blaylock deposition transcript, travel home                                    |
| 05/16/19    | G. Eaton                   | 0.50         | Review revised list of appendix designations; email exchanges with L. Gailey re same; circulate to DOJ                                                                |
| 05/16/19    | L. Gailey                  | 5.50         | Attend trial strategy meeting                                                                                                                                         |
| 05/17/19    | J. Bauer                   | 2.00         | Finish reviewing J. Blaylock deposition transcript, emails with team                                                                                                  |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                             |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 05/17/19    | L. Gailey                  | 0.80         | Review filings; communicate with L. Cooley and G. Eaton re record on appeal                                                                                                                                                                    |
| 05/20/19    | J. Bauer                   | 2.50         | Review draft undisputed facts, work on to do list, trial logistics                                                                                                                                                                             |
| 05/20/19    | L. Gailey                  | 1.20         | Communicate with G. Eaton re record on appeal; review S. Schoettes analysis                                                                                                                                                                    |
| 05/21/19    | J. Bauer                   | 2.50         | Prepare for trial                                                                                                                                                                                                                              |
| 05/21/19    | G. Eaton                   | 0.30         | Email correspondence with J Xi, L Cooley, L Gailey re Fourth Circuit issues                                                                                                                                                                    |
| 05/22/19    | J. Bauer                   | 3.50         | Weekly phone conference re status and strategy, work on exhibit and witness issues, review DPP order, etc.                                                                                                                                     |
| 05/22/19    | G. Eaton                   | 0.50         | Address signature block issue with group; task L. Cooley with preparing brief shell; begin planning brief                                                                                                                                      |
| 05/22/19    | L. Gailey                  | 1.00         | Communicate with G. Eaton and L. Cooley re documents to be filed; attend weekly conference call; analyze opinion re deliberative process privilege                                                                                             |
| 05/23/19    | L. Cooley                  | 7.70         | Prepare exhibit list; review documents for exhibit list; attend meet and confer regarding deliberative process privilege motion in Roe case in light of the district court's ruling in the Harrison case on the deliberative process privilege |
| 05/23/19    | G. Eaton                   | 0.60         | Emails with S. Schoettes, J. Xi re appearance/signature issue; research standard of review for appeal                                                                                                                                          |
| 05/24/19    | J. Bauer                   | 5.50         | Attention to undisputed facts, exhibit and witness list, review depositions, etc.                                                                                                                                                              |
| 05/24/19    | G. Eaton                   | 1.40         | Review opinion in Harrison motion to compel; review governing law; continue preparing for Voe                                                                                                                                                  |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                    |
|-------------|----------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | brief                                                                                                                                                                                                                                                                                 |
| 05/26/19    | J. Bauer                   | 1.50         | Rereview Melillo deposition                                                                                                                                                                                                                                                           |
| 05/28/19    | J. Bauer                   | 4.00         | Conferences with A. Sommer re pretrial disclosures, emails re extension, review Tumminello deposition                                                                                                                                                                                 |
| 05/28/19    | G. Eaton                   | 2.30         | Review DOJ opening brief; emails to J. Harding, L. Gailey, L. Cooley, team re same                                                                                                                                                                                                    |
| 05/28/19    | L. Gailey                  | 2.60         | Communicate with G. Eaton and L. Cooley re brief skeleton; analyze opening brief and appendix                                                                                                                                                                                         |
| 05/29/19    | J. Bauer                   | 5.50         | Conference calls re exhibit list, preparation for motion to dismiss hearing, weekly team call                                                                                                                                                                                         |
| 05/29/19    | G. Eaton                   | 5.10         | Complete initial review of DOJ brief; perform detailed review of same; make notes for response brief; email exchanges with team re next steps; teleconference with L. Gailey, L. Cooley re same                                                                                       |
| 05/29/19    | L. Gailey                  | 3.80         | Attend weekly conference call; analyze government's opening brief; meet with G. Eaton and L. Cooley re strategy on appeal                                                                                                                                                             |
| 05/30/19    | J. Bauer                   | 5.50         | Emails re hearing, conference call re exhibits, work on dep designations, etc.                                                                                                                                                                                                        |
| 05/30/19    | G. Eaton                   | 5.20         | Continue reviewing materials for appellate brief; email exchanges with L. Cooley, L. Gailey re same; call with L. Cooley, L. Gailey to prepare for group call; group call with L. Cooley, L. Gailey, J. Harding, S. Schoettes, J. Bauer; research supplementation of appellate record |
| 05/30/19    | L. Gailey                  | 6.60         | Attend conference calls with appellate team; analyze government brief; research procedural issue re amicus briefs                                                                                                                                                                     |
| 05/31/19    | J. Bauer                   | 0.50         | Attention to emails re jurisdiction hearing                                                                                                                                                                                                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                             |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 05/31/19    | G. Eaton                   | 5.10         | Continue work on response brief; discussions with L. Cooley, L. Gailey re same                                                                                                                                 |
| 05/31/19    | L. Gailey                  | 0.30         | Communicate with G. Eaton and L. Cooley re outline                                                                                                                                                             |
| 05/31/19    | G. Skogg                   | 1.00         | Preparation of documents for delivery to expert and to client for review; addition of documents to electronic case folders for attorney review                                                                 |
| 06/03/19    | J. Bauer                   | 6.00         | Work on deposition designations, exhibit list, undisputed facts                                                                                                                                                |
| 06/03/19    | G. Eaton                   | 2.40         | Continue work on response brief; email exchange with L. Cooley, L. Gailey re same                                                                                                                              |
| 06/03/19    | L. Gailey                  | 5.40         | Research decisions and scholarship re nationwide injunctions                                                                                                                                                   |
| 06/04/19    | J. Bauer                   | 4.50         | Conference call re exhibit list, revise witness list, begin review of Aswell deposition for designations                                                                                                       |
| 06/04/19    | G. Eaton                   | 1.90         | Review L. Cooley draft outline of APA argument; continue work on outline of remaining sections                                                                                                                 |
| 06/04/19    | L. Gailey                  | 9.30         | Research scholarship and opinions re nationwide injunctions; outline brief section                                                                                                                             |
| 06/05/19    | J. Bauer                   | 6.00         | Review depositions of Aswell, Palumbo for designations, attention to pretrial filings, weekly conference call re status and strategy                                                                           |
| 06/05/19    | G. Eaton                   | 6.50         | Continue work on response brief; email exchanges re same with L. Gailey, L. Cooley                                                                                                                             |
| 06/05/19    | L. Gailey                  | 8.10         | Research standard of review issues; draft summary of same; communicate with G. Eaton re same; research issues related to nationwide injunctions; draft summary judgment outline; attend weekly conference call |
| 06/06/19    | J. Bauer                   | 3.50         | Work on trial list                                                                                                                                                                                             |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                  |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/06/19    | G. Eaton                   | 5.20         | Continue work on response brief; review L. Cooley draft of irreparable harm argument                                                                                                                |
| 06/06/19    | L. Gailey                  | 3.30         | Review discovery materials; read case law relevant to appeal; attend telephone conference with G. Eaton and co-counsel re amici                                                                     |
| 06/07/19    | J. Bauer                   | 3.00         | Review emails, voicemail; review L. Lute deposition transcript                                                                                                                                      |
| 06/07/19    | G. Eaton                   | 3.40         | Teleconference with L. Gailey, S. Schoettes, P. Perkowski re amici; continue work on brief                                                                                                          |
| 06/07/19    | L. Gailey                  | 6.50         | Review appellate brief outline; read case law; review documents                                                                                                                                     |
| 06/08/19    | G. Eaton                   | 4.10         | Continue work on brief and outline                                                                                                                                                                  |
| 06/09/19    | J. Bauer                   | 1.00         | Phone conference with D. Sommer re work to be done                                                                                                                                                  |
| 06/09/19    | G. Eaton                   | 5.90         | Continue work on brief and outline                                                                                                                                                                  |
| 06/10/19    | J. Bauer                   | 5.50         | Conference call re trial preparation, review depositions, exhibit list, etc.                                                                                                                        |
| 06/10/19    | G. Eaton                   | 2.30         | Finish initial outline, circulate to working group with cover memo                                                                                                                                  |
| 06/10/19    | L. Gailey                  | 3.40         | Analyze and refine appeal outline; review documents from new production                                                                                                                             |
| 06/11/19    | J. Bauer                   | 4.00         | Conference call re trial logistics, review deposition transcripts, etc.                                                                                                                             |
| 06/11/19    | G. Eaton                   | 3.30         | Teleconference with working group re brief outline, extension issue, argument timing issue; teleconference with J Xi (DOJ re same); second teleconference with J Xi re same; continue work on brief |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                    |
|-------------|----------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/11/19    | L. Gailey                  | 2.80         | Communicate with D. Sommer re motion for summary judgment; draft outline for same; meet with appeal team re initial outline                                                           |
| 06/12/19    | J. Bauer                   | 5.00         | Review deposition transcripts for D. Kelly and K. Cron, weekly team conference call, phone conference with D. Sommer re OutServe and scope of relief                                  |
| 06/12/19    | G. Eaton                   | 5.50         | Email exchange with J. Xi (DOJ) re extension; continue drafting response brief                                                                                                        |
| 06/12/19    | L. Gailey                  | 0.40         | Attend weekly conference call                                                                                                                                                         |
| 06/12/19    | G. Skogg                   | 0.30         | Preparation of document set for delivery to case expert for review; correspondence with expert re documents for review                                                                |
| 06/13/19    | J. Bauer                   | 1.00         | Phone conferences re staffing, work to be done                                                                                                                                        |
| 06/13/19    | G. Eaton                   | 5.60         | Review and edit draft motion to extend time; teleconf with J. Xi re same; continue drafting response brief                                                                            |
| 06/13/19    | L. Gailey                  | 1.40         | Edit motion for extension; communicate with G. Eaton and L. Cooley re same                                                                                                            |
| 06/13/19    | G. Skogg                   | 1.80         | Research re documents for expert report exhibits; preparation of documents for electronic shared folders for attorney review; preparation of documents for service with expert report |
| 06/14/19    | J. Bauer                   | 7.50         | Deposition designations for D. Kelly and K. Cron, emails re exhibit objections, etc.                                                                                                  |
| 06/14/19    | L. Gailey                  | 0.20         | Communicate with case team re extension                                                                                                                                               |
| 06/15/19    | L. Gailey                  | 0.30         | Analyze email re potential amicus                                                                                                                                                     |
| 06/17/19    | G. Eaton                   | 4.10         | Continue drafting response brief; email working group re same                                                                                                                         |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                            |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/18/19    | J. Bauer                   | 5.00         | Emails re discovery ruling, work on J. Blaylock deposition designations                                                                                                       |
| 06/18/19    | G. Eaton                   | 5.10         | Meet with L. Cooley to discuss brief questions; continue drafting response brief                                                                                              |
| 06/19/19    | J. Bauer                   | 5.00         | Work on Blaylock deposition designations, weekly team conference call, conference call re logistics, conference call with D. Sommer re additional exhibits, depositions, etc. |
| 06/19/19    | G. Eaton                   | 3.10         | Continue work on response brief                                                                                                                                               |
| 06/19/19    | G. Skogg                   | 0.50         | Preparation of documents for delivery to case expert and to client for review; preparation of documents for electronic shared folders for attorney use                        |
| 06/20/19    | J. Bauer                   | 2.50         | Emails re trial logistics, possible order of proof                                                                                                                            |
| 06/20/19    | G. Eaton                   | 3.30         | Continue drafting response brief                                                                                                                                              |
| 06/21/19    | J. Bauer                   | 3.30         | Emails, phone conferences re possible amicus brief, possible demonstratives, begin review of Kelly deposition designations                                                    |
| 06/21/19    | G. Eaton                   | 3.10         | Continue work on response brief                                                                                                                                               |
| 06/21/19    | L. Gailey                  | 0.30         | Review docket and scheduling order; communicate with case team re same                                                                                                        |
| 06/21/19    | G. Skogg                   | 0.30         | Preparation of case file documents for delivery to expert and outside counsel for review                                                                                      |
| 06/22/19    | J. Bauer                   | 4.00         | Review deposition designations for Kelly and Cron                                                                                                                             |
| 06/24/19    | J. Bauer                   | 5.50         | Work on deposition designations, begin review of Soper deposition, conference with M. Trucco, emails with A. Sommer                                                           |
| 06/24/19    | G. Eaton                   | 3.30         | Continue work on response brief                                                                                                                                               |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                             |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/24/19    | L. Gailey                  | 2.50         | Communicate with G. Eaton re strategy and issues on appeal; prepare summary judgment outline                                                                   |
| 06/25/19    | J. Bauer                   | 2.70         | Continue review of M. Soper deposition, etc.                                                                                                                   |
| 06/25/19    | G. Eaton                   | 1.60         | Continue revising response brief                                                                                                                               |
| 06/26/19    | J. Bauer                   | 5.00         | Finish Soper designations, begin A. Wiesen review                                                                                                              |
| 06/26/19    | G. Eaton                   | 2.10         | Continue revising response brief                                                                                                                               |
| 06/27/19    | J. Bauer                   | 3.50         | Review deposition subpoenas, emails to D. Sommer                                                                                                               |
| 06/27/19    | G. Eaton                   | 2.40         | Continue revising response brief                                                                                                                               |
| 06/27/19    | L. Gailey                  | 3.30         | Edit draft appellate brief; communicate with case team re issues on appeal and potential waiver argument                                                       |
| 06/28/19    | J. Bauer                   | 3.50         | Rereview of Soper and Wiesen depositions for designations                                                                                                      |
| 06/28/19    | G. Eaton                   | 7.50         | Finalize and circulate draft response brief; discussions with L. Cooley, L. Gailey re same; review draft sections from L. Cooley                               |
| 06/28/19    | L. Gailey                  | 5.60         | Edit Fourth Circuit brief; research waiver standard; draft text addressing host-country restrictions argument; communicate with G. Eaton and L. Cooley re same |
| 06/29/19    | L. Gailey                  | 1.00         | Draft outline of motion for summary judgment, review documents and email communications re same                                                                |
| 06/30/19    | L. Gailey                  | 9.40         | Draft outline of motion for summary judgment, review documents and email communications re same                                                                |
| 07/01/19    | J. Bauer                   | 5.70         | Review deposition transcripts of P. Ciminera, L.                                                                                                               |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                   |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | Lute for designations, review draft motion re Danaher, etc.                                                                          |
| 07/01/19    | L. Gailey                  | 1.90         | Draft outline of motion for summary judgment; communicate with D. Sommer re same                                                     |
| 07/02/19    | J. Bauer                   | 3.50         | Deposition designations for L. Lute, emails re additional depositions, etc.                                                          |
| 07/02/19    | L. Gailey                  | 2.90         | Draft outline of motion for summary judgment, review documents and email communications re same                                      |
| 07/03/19    | J. Bauer                   | 4.20         | Weekly conference call, send deposition designations, update to do list, attention to other trial prep                               |
| 07/03/19    | G. Eaton                   | 3.20         | Email exchanges with S. Schoettes, group re structure, focus of brief; continue work on brief                                        |
| 07/03/19    | L. Gailey                  | 1.10         | Attend weekly telephone conference                                                                                                   |
| 07/06/19    | G. Eaton                   | 1.40         | Begin review of S. Schoettes revisions                                                                                               |
| 07/06/19    | L. Gailey                  | 0.50         | Communicate with case team re appellate brief                                                                                        |
| 07/07/19    | G. Eaton                   | 2.70         | Continue review of S. Schoettes revisions                                                                                            |
| 07/08/19    | G. Eaton                   | 3.30         | Email discussion of brief structure with A. Sommer, L. Gailey, L. Cooley; continue reviewing/revising S. Schoettes draft of brief    |
| 07/08/19    | L. Gailey                  | 0.20         | Communicate with D. Sommer re summary judgment motion; review comments to draft outline; communicate with appeal team re draft brief |
| 07/09/19    | G. Eaton                   | 0.90         | Revise motion for extension, recirculate; review analysis re equivalents                                                             |
| 07/09/19    | G. Eaton                   | 5.20         | Teleconference with D. Sommer re brief; continue revising brief                                                                      |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                  |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------|
| 07/09/19    | L. Gailey                  | 2.10         | Communicate with D. Sommer re summary judgment outline; communicate with L. Cooley re scope of review                                               |
| 07/10/19    | G. Eaton                   | 7.50         | Continue revising response brief; circulate draft to team                                                                                           |
| 07/10/19    | L. Gailey                  | 1.00         | Attend weekly conference call; communicate with G. Eaton re appellate brief; communicate with L. Cooley re summary judgment brief                   |
| 07/11/19    | G. Eaton                   | 1.60         | Email exchanges with L. Gailey, A. Sommer, S. Schoettes re next steps on briefs; teleconf with S. Schoettes re same                                 |
| 07/11/19    | L. Gailey                  | 6.20         | Communicate with case team re appellate strategy; edit introduction and statement of facts for summary judgment motion; draft argument              |
| 07/12/19    | J. Bauer                   | 4.00         | Review Peel deposition, begin review of Murray deposition                                                                                           |
| 07/12/19    | L. Gailey                  | 7.00         | Draft outline of motion for summary judgment, review documents re same; communicate with L. Cooley re same                                          |
| 07/12/19    | M. Vaught                  | 1.20         | Review online court docket and update Harrison and Roe case files re recent court filings; prepare ftp delivery of all docket filings per L. Cooley |
| 07/13/19    | L. Gailey                  | 0.80         | Draft outline of motion for summary judgment; communicate with D. Sommer re same                                                                    |
| 07/15/19    | J. Bauer                   | 3.50         | Phone conference with A. Sommer re current status, strategy, etc.                                                                                   |
| 07/15/19    | L. Gailey                  | 3.20         | Revise motion for summary judgment; communicate with case team re same                                                                              |
| 07/16/19    | J. Bauer                   | 0.30         | Emails re additional investigation                                                                                                                  |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                               |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 07/16/19    | G. Eaton                   | 2.60         | Review S. Schoettes revisions to brief; further revise brief; recirculate to S. Schoettes; teleconf with A. Sommer re same; meeting with L. Gailey re same                                                                                                       |
| 07/16/19    | L. Gailey                  | 6.60         | Review draft brief; communicate with G. Eaton and L. Cooley re same; communicate with G. Eaton re oral argument                                                                                                                                                  |
| 07/17/19    | J. Bauer                   | 4.50         | Weekly conference call re strategy, review and comment on revised appellate brief                                                                                                                                                                                |
| 07/17/19    | G. Eaton                   | 3.50         | Review revised drafts and edits from S. Schoettes, L. Gailey; circulate revised comprehensive draft to L. Cooley for cite-check etc.; email DOJ re amicus consents; further review of edits, recirculate to group; discuss oral argument issue with G. McConnell |
| 07/17/19    | L. Gailey                  | 7.00         | Edit appellate brief; communicate with case team re same                                                                                                                                                                                                         |
| 07/18/19    | J. Bauer                   | 4.00         | Review and revise brief re motion to compel, forward proposed witness assignments, review equal protection research and forward same, other trial prep                                                                                                           |
| 07/18/19    | G. Eaton                   | 6.60         | Finalize and file response brief                                                                                                                                                                                                                                 |
| 07/18/19    | L. Gailey                  | 6.50         | Edit and finalize response brief for filing; communicate with case team re same                                                                                                                                                                                  |
| 07/19/19    | J. Bauer                   | 0.50         | Phone conference with D. Sommer re status and strategy                                                                                                                                                                                                           |
| 07/19/19    | G. Eaton                   | 0.40         | Review motion to stay trial issue, respond to A. Sommer                                                                                                                                                                                                          |
| 07/19/19    | L. Gailey                  | 3.20         | Edit summary judgment motion; communicate with case team re same; analyze government's motion to stay trial; communicate with case team re same                                                                                                                  |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                               |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 07/20/19    | J. Bauer                   | 5.00         | Review and revise affirmative summary judgment motion, review Shell deposition for designations                                                                                  |
| 07/20/19    | L. Gailey                  | 1.20         | Communicate with case team re motion for summary judgment and appellate brief                                                                                                    |
| 07/21/19    | L. Gailey                  | 0.30         | Communicate with case team re motion for summary judgment                                                                                                                        |
| 07/22/19    | J. Bauer                   | 5.50         | Designations for D. Shell, email re delegation of authority for deployment, phone conference re summary judgment motion, review/revise response to stay motion, other trial prep |
| 07/22/19    | B. Cooper                  | 0.50         | Review appellate brief re preliminary injunction in Roe/Voe HIV case                                                                                                             |
| 07/22/19    | G. Eaton                   | 0.70         | Review opposition to stay motion; provide comments to L. Gailey                                                                                                                  |
| 07/22/19    | L. Gailey                  | 3.30         | Edit motion for summary judgment; communicate with case team re same                                                                                                             |
| 07/23/19    | J. Bauer                   | 4.50         | Attention to witness assignments, exam outlines, designation; conference call with senior team, etc.                                                                             |
| 07/23/19    | L. Gailey                  | 6.00         | Edit motion for summary judgment; communicate with case team re same; communicate with L. Cooley re final preparations for filing                                                |
| 07/24/19    | J. Bauer                   | 4.50         | Weekly conference call, revise guidelines for direct and cross exams, review dep designations for several witnesses, circulate to team members, etc.                             |
| 07/24/19    | G. Eaton                   | 1.50         | Begin reviewing draft amicus briefs in 4th Circuit                                                                                                                               |
| 07/24/19    | L. Gailey                  | 3.80         | Edit opposition to stay; communicate with L. Cooley re same; attend weekly telephone conference                                                                                  |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------|
| 07/26/19    | G. Eaton                   | 1.20         | Teleconf with DOJ counsel re extension; email exchanges with team re press release, extension, other matters; review amicus brief |
| 07/30/19    | J. Bauer                   | 1.50         | Emails re deposition designations, trial logistics                                                                                |
| 07/30/19    | G. Eaton                   | 0.60         | Review email chain re CDC revision of HIV transmission risk; research potential Rule 28 motion; respond to group re same          |
| 07/31/19    | J. Bauer                   | 2.50         | Conference with D. Sommer, review deposition designations, etc.                                                                   |
| 07/31/19    | L. Gailey                  | 0.30         | Communicate with J. Harding re summary judgment hearing; review government's draft motion                                         |
| 08/01/19    | J. Bauer                   | 2.00         | Review court order re stay, emails and phone conferences re same                                                                  |
| 08/01/19    | L. Gailey                  | 0.30         | Analyze order staying case; communicate with case team re same                                                                    |
| 08/06/19    | G. Skogg                   | 0.30         | Correspondence with team attorneys re case deadlines for review                                                                   |
| 08/07/19    | J. Bauer                   | 1.00         | Prepare status memo, etc.                                                                                                         |
| 08/07/19    | G. Eaton                   | 1.40         | Continue work on petition for writ of coram nobis; email with client                                                              |
| 08/09/19    | L. Gailey                  | 0.40         | Edit opposition to stay; communicate with L. Cooley re same                                                                       |
| 08/20/19    | G. Eaton                   | 1.10         | Review government reply brief                                                                                                     |
| 08/21/19    | J. Bauer                   | 2.00         | Phone conference re oral argument, review M. Soper deposition for cross exam preparation                                          |
| 08/21/19    | G. Eaton                   | 0.40         | Teleconference with team re oral argument planning                                                                                |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                      |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------|
| 08/21/19    | L. Gailey                  | 0.80         | Communicate with case team re oral argument planning                                                                                    |
| 08/22/19    | J. Bauer                   | 4.00         | Work on Soper cross, etc.                                                                                                               |
| 08/28/19    | G. Eaton                   | 4.80         | Prepare materials for oral argument preparation; emails with L. Coberly, J. Bauerl; plan travel for moot; begin preparing for argument  |
| 08/28/19    | L. Gailey                  | 1.00         | Communicate with L. Cooley re oral argument; review outline of issues re same                                                           |
| 08/29/19    | G. Eaton                   | 4.70         | Continue preparing for oral argument; email exchanges with L. Cooley, L. Gailey re same                                                 |
| 08/29/19    | L. Gailey                  | 2.80         | Communicate with L. Cooley re oral argument questions; review Fourth Circuit case law                                                   |
| 08/30/19    | G. Eaton                   | 4.70         | Continue preparing for 9/4 moot; call with P. Perkowski; meeting with L. Cooley; email exchanges with J. Bauer, A. Sommer, P. Perkowski |
| 08/30/19    | L. Gailey                  | 0.80         | Communicate with appeal team re outstanding oral argument questions                                                                     |
| 09/03/19    | J. Bauer                   | 4.00         | Preparation for moot court session, review appellate briefs, regulations, etc.                                                          |
| 09/03/19    | G. Eaton                   | 8.20         | Continue prep for 9/4 moot; travel to Chicago for same                                                                                  |
| 09/03/19    | L. Gailey                  | 0.50         | Communicate with G. Eaton re outstanding oral argument issues                                                                           |
| 09/04/19    | J. Bauer                   | 4.00         | Attend moot court for appeal, review regulations, briefs for same                                                                       |
| 09/04/19    | L. Coberly                 | 4.50         | Prepare for and participate in moot for 4th Circuit argument                                                                            |
| 09/04/19    | G. Eaton                   | 9.50         | Finish preparing for moot; participate in moot;                                                                                         |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                           |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | return travel to DC                                                                                                          |
| 09/04/19    | L. Gailey                  | 4.00         | Communicate with G. Eaton re oral argument issues and questions; attend moot                                                 |
| 09/04/19    | G. McConnell               | 4.00         | Prepare for and participate in Roe/Voe appeal moot                                                                           |
| 09/05/19    | J. Bauer                   | 2.50         | Phone conferences with G. Eaton, G. McConnell, emails re possible issues at oral argument                                    |
| 09/05/19    | G. Eaton                   | 4.30         | Teleconference with J. Bauer re argument strategy; continue revising argument outline                                        |
| 09/06/19    | G. Eaton                   | 3.90         | Continue working on argument outline; discuss same with L. Gailey                                                            |
| 09/06/19    | L. Gailey                  | 7.30         | Communicate with G. Eaton re oral argument preparation; research various issues related to same; summarize research          |
| 09/09/19    | G. Eaton                   | 5.70         | Continue preparing for oral argument; meet with L. Gailey to discuss same; email exchange with P. Perkowski re same          |
| 09/09/19    | L. Gailey                  | 7.10         | Communicate with G. Eaton re oral argument issues; research key Fourth Circuit and Supreme Court case law; summarize same    |
| 09/10/19    | J. Bauer                   | 1.50         | Review Roe administrative record, emails to G. Eaton re oral argument                                                        |
| 09/10/19    | G. Eaton                   | 8.20         | Continue prep for Wednesday moot; teleconference with J. Bauer re same; email exchanges with S. Schoettes, L. Gailey re same |
| 09/10/19    | L. Gailey                  | 1.50         | Communicate with case team re issues related to oral argument                                                                |
| 09/11/19    | J. Bauer                   | 1.00         | Draft memo re possible amendment of complaint, emails and phone conference with L. Coberly re amendment of complaint         |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                        |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 09/11/19    | G. Eaton                   | 4.80         | Complete prep for DC moot; participate in moot with L. Gailey, A. Nichols, D. Sommer, S. Schoettes, J. Harding, others from Lambda Legal                                                  |
| 09/11/19    | L. Gailey                  | 1.50         | Attend moot; communicate with case team re outstanding issues                                                                                                                             |
| 09/12/19    | J. Bauer                   | 5.00         | Preparation of M. Soper cross                                                                                                                                                             |
| 09/12/19    | G. Eaton                   | 1.60         | Continue preparing for oral argument                                                                                                                                                      |
| 09/13/19    | L. Gailey                  | 5.50         | Research outstanding legal issues                                                                                                                                                         |
| 09/14/19    | L. Gailey                  | 3.40         | Research cases addressing outstanding issues; synthesize and summarize same                                                                                                               |
| 09/15/19    | G. Eaton                   | 2.00         | Continue preparing for oral argument                                                                                                                                                      |
| 09/15/19    | L. Gailey                  | 1.00         | Communicate with G. Eaton re open issues; communicate with A. Hemmings re Fourth Circuit research                                                                                         |
| 09/16/19    | G. Eaton                   | 7.10         | Continue preparing for Wednesday oral argument                                                                                                                                            |
| 09/16/19    | L. Gailey                  | 2.60         | Communicate with case team re Fourth Circuit judges; review key case law; discuss same with G. Eaton                                                                                      |
| 09/17/19    | J. Bauer                   | 3.50         | Phone conferences with G. Eaton, G. McConnell, emails re possible issues at oral argument                                                                                                 |
| 09/17/19    | G. Eaton                   | 11.40        | Final day of preparation for 4th Circuit argument; travel to Richmond for argument; working dinner with S. Schoettes, N. Harrison; final review of argument notes and potential questions |
| 09/17/19    | L. Gailey                  | 7.00         | Research standard of review; review and annotate appendix in preparation for oral argument; review briefs in preparation for oral argument; travel to Richmond for same                   |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                          |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 09/18/19    | J. Bauer                   | 3.50         | Attend oral argument; conference with team; travel back                                                                                                                     |
| 09/18/19    | G. Eaton                   | 7.50         | Final preparation for 4th Circuit argument; participate in 4th Circuit argument; post-argument discussions with team; lunch with team; travel back to DC from Richmond      |
| 09/18/19    | L. Gailey                  | 9.30         | Attend oral argument; attend lunch meeting with client and co-counsel; travel back from Richmond                                                                            |
| 09/19/19    | J. Bauer                   | 4.50         | Conferences and phone conferences re oral argument, timeline for appellate decision, next steps for trial, etc.                                                             |
| 09/19/19    | L. Gailey                  | 3.00         | Draft timeline of procedural stages of appeal; research rules re same                                                                                                       |
| 09/21/19    | L. Gailey                  | 0.50         | Listen to oral argument recording; communicate with case team re same                                                                                                       |
| 09/23/19    | J. Bauer                   | 4.50         | Work on Soper cross, proposed findings of fact, etc.                                                                                                                        |
| 09/23/19    | G. Eaton                   | 0.80         | Review DOJ post-argument filing; respond to L. Gailey re same; listen to recording of oral argument                                                                         |
| 09/23/19    | L. Gailey                  | 0.50         | Analyze supplemental authority letter; communicate with case team re same                                                                                                   |
| 09/24/19    | J. Bauer                   | 2.70         | Work on statement of facts, incorporating Lambda Legal's facts                                                                                                              |
| 09/25/19    | J. Bauer                   | 4.50         | Designations for P. Danaher deposition, revise statement of facts                                                                                                           |
| 09/25/19    | G. Skogg                   | 2.50         | Review and analysis of medical records received from defendants in preparation of index for review by team attorney; preparation of documents for electronic shared folders |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                          |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 09/26/19    | J. Bauer                   | 3.50         | Work on proposed findings, especially re host nation requirements                                                                                                                                                           |
| 09/26/19    | G. Skogg                   | 3.00         | Review and analysis of medical records received from defendants in preparation of index for review by team attorney; research re case materials for attorney review; preparation of documents for electronic shared folders |
| 09/27/19    | J. Bauer                   | 2.50         | Work on proposed findings, especially re stigma and discrimination                                                                                                                                                          |
| 09/30/19    | J. Bauer                   | 3.80         | Conference with J. Cartwright re case, attention to factual statement                                                                                                                                                       |
| 09/30/19    | J. Cartwright              | 0.40         | Spoke on the phone with Julie Bauer about the case and her team's expectations of me                                                                                                                                        |
| 10/01/19    | J. Bauer                   | 2.50         | Work on findings of fact, especially re Voe decisions, conference with J. Cartwright re COCOMs                                                                                                                              |
| 10/01/19    | J. Cartwright              | 1.00         | Began to read case materials, and spoke with Julie Bauer on the phone about a research project that I will be working on                                                                                                    |
| 10/02/19    | J. Cartwright              | 0.90         | Read through preliminary injunction                                                                                                                                                                                         |
| 10/07/19    | J. Cartwright              | 1.30         | Look through military policies to see if any other geographic locations prohibit deployment of HIV positive servicemembers                                                                                                  |
| 10/08/19    | J. Bauer                   | 2.50         | Conference with J. Pesick re proposed findings                                                                                                                                                                              |
| 10/09/19    | J. Bauer                   | 1.50         | Work on statement of facts                                                                                                                                                                                                  |
| 10/14/19    | J. Bauer                   | 5.50         | Review expert reports, update proposed findings, email Danaher designations, etc.                                                                                                                                           |
| 10/16/19    | J. Bauer                   | 4.50         | Review Hendrix expert reports and revise proposed factual findings                                                                                                                                                          |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                               |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10/16/19    | G. Skogg                   | 1.00         | Review of case expert report in preparation of index of exhibits cited; preparation of documents for expert declaration exhibit set; correspondence with team attorney re exhibit set for review |
| 10/17/19    | J. Bauer                   | 2.50         | Review expert reports, revise proposed findings                                                                                                                                                  |
| 10/17/19    | G. Skogg                   | 0.60         | Review of documents in preparation of exhibit sets for expert declaration; correspondence with team attorney re declaration exhibits                                                             |
| 10/18/19    | J. Bauer                   | 2.00         | Review expert reports, revise proposed findings, etc.                                                                                                                                            |
| 10/21/19    | J. Bauer                   | 4.00         | Review of Okulicz and Kelly designations in preparation for trial, etc.                                                                                                                          |
| 10/21/19    | J. Cartwright              | 0.70         | Conducted Research to see whether other deployment locations ban HIV+ servicemembers from deploying                                                                                              |
| 10/22/19    | J. Bauer                   | 4.00         | Phone conference with A. Sommer; review City of Cleburne and Windsor cases; other trial preparation                                                                                              |
| 10/22/19    | J. Cartwright              | 0.20         | Spoke on the phone with Julie Bauer discussing research regarding Equal Protection Claims and the cost of health care for HIV+ servicemembers                                                    |
| 10/23/19    | J. Bauer                   | 3.50         | Re-review Aswell and Beland designations                                                                                                                                                         |
| 10/24/19    | J. Bauer                   | 3.00         | Re-review Brown deposition                                                                                                                                                                       |
| 10/24/19    | L. Gailey                  | 1.30         | Edit motion to substitute; communicate with case team re same                                                                                                                                    |
| 10/28/19    | J. Bauer                   | 4.00         | Trial prep                                                                                                                                                                                       |
| 10/29/19    | J. Bauer                   | 2.00         | Review Cron deposition designations                                                                                                                                                              |
| 10/30/19    | J. Bauer                   | 1.50         | Re-review Lute deposition designations                                                                                                                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                  |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------|
| 10/30/19    | G. Skogg                   | 0.30         | Preparation of correspondence to team re case deadlines per court order; preparation of documents for electronic shared folders for attorney review |
| 11/01/19    | J. Bauer                   | 3.50         | Complete re-review of Lute deposition                                                                                                               |
| 11/04/19    | J. Bauer                   | 3.50         | Complete review of Lute deposition and re-review of Melillo deposition                                                                              |
| 11/05/19    | J. Bauer                   | 4.00         | Review Reeser deposition transcript, trial prep                                                                                                     |
| 11/08/19    | J. Bauer                   | 3.50         | Rereview of Tuminello deposition                                                                                                                    |
| 11/11/19    | J. Bauer                   | 4.20         | Complete re-review of Tuminello deposition                                                                                                          |
| 11/14/19    | J. Bauer                   | 2.00         | Deposition review, trial prep                                                                                                                       |
| 11/15/19    | J. Bauer                   | 4.00         | Begin re-review of Wiesen deposition                                                                                                                |
| 11/18/19    | J. Bauer                   | 3.00         | Begin rereview of Shell deposition                                                                                                                  |
| 11/20/19    | J. Bauer                   | 4.00         | Emails re QS, finish rereview of Shell deposition                                                                                                   |
| 11/21/19    | J. Bauer                   | 2.00         | Begin rereview of M. Soper deposition                                                                                                               |
| 12/02/19    | J. Bauer                   | 3.00         | Review deposition transcript of S. Frazier                                                                                                          |
| 12/02/19    | G. Skogg                   | 0.50         | Revisions to draft amended complaint for attorney review; preparation of documents for filing                                                       |
| 12/09/19    | J. Bauer                   | 1.50         | Rereview Taylor deposition                                                                                                                          |
| 12/10/19    | J. Bauer                   | 4.30         | Review Taylor deposition, emails with A. Sommer, review notes, pleadings, etc. re status of case                                                    |
| 12/10/19    | L. Gailey                  | 0.50         | Communicate with case team re status                                                                                                                |
| 12/16/19    | J. Cartwright              | 1.00         | Meet with Lauren Gailey and the rest of the team to discuss the case                                                                                |

| Date     | Attorney/Other Prof | Hours | Description                                                                                               |
|----------|---------------------|-------|-----------------------------------------------------------------------------------------------------------|
| 12/16/19 | L. Gailey           | 1.90  | Communicate with A. Hemmings and J. Cartwright re status and history of case; review key docket documents |

**Total Hours 1,519.50**

**Total for Legal Services**

**\$1,182,072.20**

**Timekeeper Summary**

| <u>Attorney/Other Prof</u>       | <u>Rank</u>      | <u>Hours</u>    |
|----------------------------------|------------------|-----------------|
| L. Coberly                       | Partner          | 4.50            |
| G. Eaton                         | Partner          | 249.10          |
| B. Cooper                        | Partner          | 0.50            |
| A. Sommer                        | Partner          | 27.50           |
| J. Bauer                         | Of Counsel       | 624.00          |
| J. Pesick                        | Associate        | 1.40            |
| J. Harding                       | Associate        | 1.00            |
| L. Cooley                        | Associate        | 171.60          |
| L. Gailey                        | Associate        | 397.40          |
| J. Cartwright                    | Associate        | 5.50            |
| A. Hemmings                      | Associate        | 4.60            |
| N. Wertheimer                    | Paralegal        | 1.90            |
| G. Skogg                         | Paralegal        | 18.70           |
| M. Vaught                        | Paralegal        | 1.20            |
| S. Wesclitz                      | Library          | 0.30            |
| G. McConnell                     | Of Counsel       | 4.50            |
| K. Howard                        | Library          | 3.10            |
| C. Pace                          | Practice Support | 2.70            |
| <b>Total Attorney/Other Prof</b> |                  | <b>1,519.50</b> |

**WINSTON & STRAWN LLP**

35 West Wacker Drive  
 Chicago, IL 60601-9703  
 TAX ID NO. 36-1975990

Winston & Strawn (Pro Bono)  
 Nicholas Harrison

**2020 Fee Summary**

Date 08/03/22  
 Client Matter No. 999997.05556

For Legal Services Rendered Through December 31, 2020 In Connection With:  
**05556 Nicholas Harrison - HIV deployment claim**

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| Date     | Attorney/Other Prof | Hours | Description                                                                                      |
|----------|---------------------|-------|--------------------------------------------------------------------------------------------------|
| 01/10/20 | J. Pesick           | 1.60  | Review and analysis of Fourth Circuit opinion                                                    |
| 01/10/20 | G. Skogg            | 0.30  | Research re documents for attorney review; updates to case files for attorney use                |
| 02/12/20 | A. Hemmings         | 0.50  | Participate in weekly case status call                                                           |
| 02/12/20 | J. Pesick           | 0.40  | Participate in weekly team phone conference                                                      |
| 02/26/20 | J. Harding          | 0.90  | Review material and participate in call re next steps                                            |
| 03/02/20 | J. Pesick           | 0.10  | Team correspondence re case strategy                                                             |
| 03/03/20 | J. Harding          | 0.90  | Call with chambers re telephonic status conference and emails re same                            |
| 03/04/20 | L. Chan             | 1.10  | Participate in group conference call re: upcoming court filings and overall litigation strategy. |
| 03/04/20 | J. Harding          | 1.70  | Strategy call re next steps in case; call with opposing counsel                                  |
| 03/04/20 | J. Pesick           | 0.60  | Participate in weekly team phone conference                                                      |
| 03/05/20 | J. Harding          | 1.40  | Prepare for and participate in telephonic status conference                                      |
| 03/05/20 | J. Pesick           | 0.10  | Team correspondence re court hearing                                                             |
| 03/06/20 | J. Harding          | 1.30  | Revise filings and Rule 25 motion                                                                |
| 03/10/20 | J. Harding          | 0.30  | Email communications re filings to effectuate Court's schedule                                   |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                            |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/10/20    | G. Skogg                   | 0.80         | Preparation of documents for electronic case files for attorney review; research re documents for attorney use                                                                |
| 03/11/20    | L. Chan                    | 0.30         | Participate in weekly group conference call.                                                                                                                                  |
| 03/11/20    | J. Harding                 | 0.30         | Participate in team strategy call                                                                                                                                             |
| 03/11/20    | A. Hemmings                | 0.50         | Weekly team call                                                                                                                                                              |
| 03/11/20    | J. Pesick                  | 0.50         | Participate in team phone confernce re case strategy                                                                                                                          |
| 03/12/20    | L. Chan                    | 0.80         | Review and analyze Harrison court filings and case background.                                                                                                                |
| 03/17/20    | A. Hemmings                | 0.30         | Correspond with team regarding deposition transcripts                                                                                                                         |
| 03/18/20    | J. Harding                 | 0.60         | Participate in weekly call                                                                                                                                                    |
| 03/18/20    | A. Hemmings                | 0.30         | Weekly call                                                                                                                                                                   |
| 03/18/20    | J. Pesick                  | 0.40         | Participate in weekly team phone conference                                                                                                                                   |
| 03/18/20    | G. Skogg                   | 0.70         | Research re documents for review by co-counsel; preparation of documents for delivery to co-counsel; updates to case documents sets in electronic folders for attorney review |
| 03/25/20    | A. Hemmings                | 0.80         | Weekly team call                                                                                                                                                              |
| 03/27/20    | G. Skogg                   | 0.30         | Preparation of documents for addition to electronic shared folders for attorney review                                                                                        |
| 04/06/20    | A. Hemmings                | 0.10         | Draft section of SJM pertaining to battlefield blood transfusions                                                                                                             |
| 04/07/20    | A. Hemmings                | 2.50         | Draft section of SJM pertaining to battlefield blood transfusions                                                                                                             |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                   |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 04/08/20    | J. Harding                 | 0.60         | Call re motion for summary judgment and discussion with A. Hemmings re same                                                                                                                                                                                          |
| 04/08/20    | A. Hemmings                | 3.00         | Draft section of SJM pertaining to battlefield blood transfusions; weekly call                                                                                                                                                                                       |
| 04/08/20    | G. Skogg                   | 1.00         | Preparation of case documents from electronic shared folders for delivery to outside co-counsel for attorney review; correspondence with counsel re document sets to be sent by ftp website                                                                          |
| 04/09/20    | G. Skogg                   | 0.50         | Research re documents for addition to electronic shared folders for attorney review; preparation of documents for attorney use                                                                                                                                       |
| 04/10/20    | G. Skogg                   | 1.20         | Research re revisions to case index and documents for addition to electronic shared folders for attorney review; preparation of documents for attorney use; set up of case deposition transcripts and exhibits for delivery to outside counsel using the ftp website |
| 04/13/20    | A. Hemmings                | 3.00         | Draft section of SJM pertaining to battlefield blood transfusions; weekly call                                                                                                                                                                                       |
| 04/15/20    | J. Harding                 | 0.20         | Participate in weekly strategy call                                                                                                                                                                                                                                  |
| 04/15/20    | A. Hemmings                | 0.50         | Weekly call                                                                                                                                                                                                                                                          |
| 04/17/20    | J. Harding                 | 0.80         | Emails re summary judgment research                                                                                                                                                                                                                                  |
| 04/17/20    | J. Pesick                  | 0.30         | Correspondence with J. Bauer re case strategy                                                                                                                                                                                                                        |
| 04/22/20    | J. Harding                 | 1.60         | Review motion for summary judgment and participate in strategy call                                                                                                                                                                                                  |
| 04/22/20    | A. Hemmings                | 0.50         | Weekly team call                                                                                                                                                                                                                                                     |
| 04/29/20    | J. Harding                 | 0.80         | Call re summary judgment filing and emails re same                                                                                                                                                                                                                   |
| 04/29/20    | G. Skogg                   | 1.70         | Research re documents for addition to electronic                                                                                                                                                                                                                     |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                         |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | shared folders for attorney review; preparation of documents from internet database for case files; correspondence re documents for review                                                                                                                                                 |
| 04/30/20    | G. Skogg                   | 6.30         | Research re documents for attorney review for the draft Motion for Summary Judgment for filing; preparation of document for attorney use; review and analysis of case citations for corrections or draft Motion for Summary Judgment                                                       |
| 05/01/20    | J. Harding                 | 4.30         | Review Summary Judgment Motion                                                                                                                                                                                                                                                             |
| 05/01/20    | A. Hemmings                | 3.80         | Draft notice to seal and order for summary judgment                                                                                                                                                                                                                                        |
| 05/01/20    | G. Skogg                   | 7.00         | Research re documents cited in draft motion for summary judgment; preparation of chart of deposition excerpts cited for attorney use; preparation of documents for exhibits for motion for summary judgment; correspondence with Lambda Legal counsel re documents for exhibits for filing |
| 05/02/20    | J. Harding                 | 0.70         | Revise Motion to Seal and Memorandum in Support                                                                                                                                                                                                                                            |
| 05/02/20    | G. Skogg                   | 6.30         | Research re documents cited in draft motion for summary judgment; preparation of chart of deposition excerpts cited for attorney use; preparation of documents for exhibits for motion for summary judgment; correspondence with Lambda Legal counsel re documents for exhibits for filing |
| 05/03/20    | J. Harding                 | 1.40         | Emails with team re summary judgment filing                                                                                                                                                                                                                                                |
| 05/03/20    | G. Skogg                   | 4.50         | Review and analysis of draft brief for additional documents cited in preparation of exhibits for filing; preparation of documents for exhibits for motion for summary judgment; correspondence with Lambda Legal counsel re revised set of documents for exhibits for filing               |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                         |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 05/04/20    | J. Harding                 | 9.30         | Finalize and file motion to seal and motion for summary judgment with accompanying exhibits                                                                                                                                                                                                                                                |
| 05/04/20    | A. Hemmings                | 6.00         | Finalize notice of order to seal                                                                                                                                                                                                                                                                                                           |
| 05/04/20    | S. Rogers                  | 3.00         | Cite check motion for summary judgment, compile three cite check components and transmit complete motion to J. Harding                                                                                                                                                                                                                     |
| 05/04/20    | G. Skogg                   | 10.60        | Review and analysis of draft brief for additional documents cited in preparation of exhibits for filing; preparation of documents for exhibits for motion for summary judgment; correspondence with Lambda Legal counsel re revised set of documents for exhibits for filing; correspondence with docket personnel re documents for filing |
| 05/04/20    | A. Steeg                   | 2.10         | Cite check motion for summary judgment                                                                                                                                                                                                                                                                                                     |
| 05/05/20    | J. Harding                 | 1.00         | Emails with opposing counsel re filing; respond to media requests                                                                                                                                                                                                                                                                          |
| 05/05/20    | G. Skogg                   | 5.40         | Research re documents for case files for attorney review; preparation of documents for electronic shared folders for team attorneys; preparation of documents for linking to TextMap database for attorney use with deposition designations; revisions to case index for attorney review                                                   |
| 05/06/20    | J. Harding                 | 1.20         | Calls with clerk re filing error                                                                                                                                                                                                                                                                                                           |
| 05/13/20    | G. Skogg                   | 0.80         | Research re deposition videos for attorney review; preparation of video files for addition to TextMap database                                                                                                                                                                                                                             |
| 05/14/20    | G. Skogg                   | 0.80         | Research re obtaining sealed, file-stamped documents on docker website; correspondence with team attorney and A. Goodenough re sealed documents for case files and delivery to co-counsel                                                                                                                                                  |
| 05/26/20    | J. Harding                 | 0.20         | Emails with defense counsel re consent motion                                                                                                                                                                                                                                                                                              |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                       |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/03/20    | J. Harding                 | 0.10         | Emails re production                                                                                                                                                                                                                                                                                                                     |
| 06/04/20    | J. Harding                 | 1.50         | Review opposition to summary judgment                                                                                                                                                                                                                                                                                                    |
| 06/04/20    | A. Hemmings                | 2.00         | Review defendants' filings for PII                                                                                                                                                                                                                                                                                                       |
| 06/04/20    | J. Pesick                  | 0.40         | Review pretrial motions to exclude Plaintiffs' expert testimony                                                                                                                                                                                                                                                                          |
| 06/05/20    | J. Harding                 | 1.60         | Review materials and strategy call re summary judgment                                                                                                                                                                                                                                                                                   |
| 06/05/20    | J. Pesick                  | 1.80         | Participate in team phone conferences re case strategy and preparing response to Defendants' motion to exclude and Daubert motion                                                                                                                                                                                                        |
| 06/06/20    | J. Pesick                  | 0.40         | Legal research re response to Daubert motion                                                                                                                                                                                                                                                                                             |
| 06/08/20    | J. Harding                 | 0.80         | Emails with opposing counsel and team re consent motion to extend time                                                                                                                                                                                                                                                                   |
| 06/08/20    | G. Skogg                   | 1.50         | Attendance at webinar meeting with Lambda Legal personnel re projects for the preparation of Plaintiffs' response to Defendants' cross-motion for summary judgment and reply in support of Plaintiffs' motion for summary judgment; research re documents for review for attorney working chart of case facts and responses              |
| 06/09/20    | J. Harding                 | 1.50         | Review and revise motion for extension of time and emails re same                                                                                                                                                                                                                                                                        |
| 06/09/20    | A. Hemmings                | 1.00         | Draft consent motion to extend deadlines                                                                                                                                                                                                                                                                                                 |
| 06/09/20    | G. Skogg                   | 1.50         | Preparation of chart of statements of undisputed facts filed by Plaintiffs' counsel and Defendants' counsel in support of motions for summary judgment; research re documents for review for attorney working chart of case facts and responses; correspondence with Lambda Legal personnel re preparation of charts for attorney review |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                     |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/10/20    | J. Harding                 | 0.70         | Participate in team strategy call                                                                                                                                                                                                                                                                                                      |
| 06/10/20    | A. Hemmings                | 0.30         | Weekly team call                                                                                                                                                                                                                                                                                                                       |
| 06/10/20    | J. Pesick                  | 0.20         | Participate in weekly team phone conference                                                                                                                                                                                                                                                                                            |
| 06/10/20    | G. Skogg                   | 5.00         | Revisions to chart of statements of undisputed facts filed by Plaintiffs' counsel and Defendants' counsel in support of motions for summary judgment; research re documents for review for attorney working chart of case facts and responses; correspondence with Lambda Legal personnel re preparation of charts for attorney review |
| 06/11/20    | G. Skogg                   | 2.60         | Research re fact checking on Defendants' statements of facts; revisions to chart of statements of undisputed facts filed by Plaintiffs' counsel and Defendants' counsel in support of motions for summary judgment; research re documents for review for attorney working chart of case facts and responses                            |
| 06/12/20    | G. Skogg                   | 4.70         | Revisions to chart of statements of undisputed facts filed by Plaintiffs' counsel and Defendants' counsel in support of motions for summary judgment; research re documents for review for attorney working chart of case facts and responses; correspondence with Lambda Legal personnel re preparation of charts for attorney review |
| 06/15/20    | G. Skogg                   | 4.60         | Revisions to chart of statements of undisputed facts filed by Plaintiffs' counsel and Defendants' counsel in support of motions for summary judgment; research re documents for review for attorney working chart of case facts and responses; correspondence with Lambda Legal personnel re preparation of charts for attorney review |
| 06/16/20    | A. Hemmings                | 1.00         | Review defendants' motion for summary judgment                                                                                                                                                                                                                                                                                         |
| 06/16/20    | G. Skogg                   | 5.20         | Revisions to chart of statements of undisputed                                                                                                                                                                                                                                                                                         |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                      |
|-------------|----------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | facts filed by Plaintiffs' counsel and Defendants' counsel in support of motions for summary judgment; research re documents for review for attorney working chart of case facts and responses; correspondence with Lambda Legal personnel re preparation of charts for attorney review                                                                 |
| 06/17/20    | J. Harding                 | 0.30         | Draft email to opposing counsel                                                                                                                                                                                                                                                                                                                         |
| 06/17/20    | G. Skogg                   | 5.00         | Video conference with Lambda Legal personnel re fact checking of statements of facts for attorney review; revisions to chart of statements of undisputed facts filed by Plaintiffs' counsel and Defendants' counsel in support of motions for summary judgment; research re documents for review for attorney working chart of case facts and responses |
| 06/18/20    | G. Skogg                   | 1.00         | Revisions to chart of statements of undisputed facts filed by Plaintiffs' counsel and Defendants' counsel in support of motions for summary judgment; research re documents for review for attorney working chart of case facts and responses                                                                                                           |
| 06/19/20    | A. Hemmings                | 2.00         | APA research for J. Bauer                                                                                                                                                                                                                                                                                                                               |
| 06/22/20    | A. Hemmings                | 2.00         | APA research for J. Bauer                                                                                                                                                                                                                                                                                                                               |
| 06/22/20    | G. Skogg                   | 4.50         | Correspondence with team attorneys re statements of facts and responses for reply; revisions to chart of statements of undisputed facts filed by Plaintiffs' counsel and Defendants' counsel in support of motions for summary judgment; research re documents for review for attorney working chart of case facts and responses                        |
| 06/23/20    | G. Skogg                   | 2.00         | Revisions to chart of statements of undisputed facts filed by Plaintiffs' counsel and Defendants' counsel in support of motions for summary judgment; research re documents for review for attorney working chart of case facts and responses; correspondence with team attorneys re statements                                                         |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                               |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | of facts and responses for reply                                                                                                                                                                                                                                                                                                                 |
| 06/24/20    | G. Skogg                   | 3.00         | Research re federal court, local and chambers rules re citations in motions and preparation of exhibits; research re formats of case citations for reply briefs; correspondence with team re reply brief citations; preparation of documents for review for plaintiffs' reply in support of motion for summary judgment                          |
| 06/26/20    | J. Harding                 | 2.00         | Review and revise Reply                                                                                                                                                                                                                                                                                                                          |
| 06/26/20    | G. Skogg                   | 5.00         | Research re supporting documents and deposition testimony for citations for Plaintiffs' reply brief in support of its motion for summary judgment; revisions to draft reply re citations for attorney review; preparation of documents for exhibits set                                                                                          |
| 06/29/20    | G. Skogg                   | 12.50        | Research re supporting documents and deposition testimony for citations for Plaintiffs' reply brief in support of its motion for summary judgment; revisions to draft reply re citations for attorney review; preparation of documents for exhibits set                                                                                          |
| 06/30/20    | J. Harding                 | 0.40         | Emails re Reply and filing                                                                                                                                                                                                                                                                                                                       |
| 06/30/20    | G. Skogg                   | 9.00         | Research re supporting documents and deposition testimony for citations for Plaintiffs' reply brief in support of its motion for summary judgment; revisions to draft reply re citations for attorney review; preparation of documents for exhibits set                                                                                          |
| 07/01/20    | J. Harding                 | 3.90         | Draft motions to seal and supporting documents and emails re filing                                                                                                                                                                                                                                                                              |
| 07/01/20    | G. Skogg                   | 14.00        | Conference with team members re reply brief citations and other issues re motion for summary judgment filing; preparation of motion for summary judgment documents in preparation of binders for delivery to judge's chambers; research re supporting documents and deposition testimony for citations for Plaintiffs' reply brief in support of |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | its motion for summary judgment; revisions to draft reply re citations for attorney review; preparation of documents for exhibits set                                                                                                                                                                                                                                                                                                                                                  |
| 07/02/20    | J. Harding                 | 5.00         | Finalize and file Reply for Motion for Summary Judgment                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 07/02/20    | G. Skogg                   | 6.00         | Preparation of motion for summary judgment documents in preparation of binders for delivery to judge's chambers; research re supporting documents and deposition testimony for citations for Plaintiffs' reply brief in support of its motion for summary judgment; revisions to draft reply re citations for attorney review; preparation of documents for exhibits set; conference with team members re reply brief citations and other issues re motion for summary judgment filing |
| 07/06/20    | J. Harding                 | 1.70         | Prepare chamber copies of summary judgment filings                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 07/06/20    | G. Skogg                   | 6.50         | Preparation of Plaintiffs' reply brief and exhibits in support of motion for summary judgment in preparation of binders for delivery to judge's chambers; correspondence with team attorneys re revised sets of motion for summary judgment documents and exhibits for delivery to judge's chambers; revisions to motion for summary judgment document sets and binders for copies for judge; set up of delivery of copies to clerk's office                                           |
| 07/13/20    | G. Skogg                   | 0.30         | Review of case documents in preparation of attorney review of linked documents on TextMap database                                                                                                                                                                                                                                                                                                                                                                                     |
| 07/14/20    | J. Harding                 | 2.90         | Review summary judgment materials for argument                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| 07/14/20    | G. Skogg                   | 0.50         | Review of case documents in preparation of attorney review of linked documents on TextMap database; revisions to document set for database                                                                                                                                                                                                                                                                                                                                             |
| 07/15/20    | J. Harding                 | 2.60         | Review summary judgment materials for argument                                                                                                                                                                                                                                                                                                                                                                                                                                         |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                             |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------|
| 07/15/20    | G. Skogg                   | 0.40         | Research re documents for attorney review; preparation of documents for binder re motion for summary judgment filings          |
| 07/21/20    | J. Harding                 | 1.20         | Review Reply                                                                                                                   |
| 07/22/20    | J. Harding                 | 2.50         | Participate in strategy call and review materials for argument                                                                 |
| 07/22/20    | J. Pesick                  | 4.00         | Participate in weekly team phone conference re case strategy; preprae for summary judgment argument moot                       |
| 07/22/20    | G. Skogg                   | 0.40         | Preparation of documents for shared folders re Defendants' reply brief and other filings; updates to files for attorney review |
| 07/23/20    | J. Harding                 | 3.40         | Review material for summary judgment moot                                                                                      |
| 07/23/20    | J. Pesick                  | 2.10         | Prepare for summary judgment argument moot                                                                                     |
| 07/24/20    | J. Harding                 | 1.60         | Participate in summary judgment moot                                                                                           |
| 07/24/20    | J. Pesick                  | 3.50         | Participate in moot for summary judgment argument                                                                              |
| 07/27/20    | J. Harding                 | 0.20         | Emails re oral argument hearing                                                                                                |
| 07/28/20    | J. Harding                 | 1.00         | Calls re rescheduling the hearing                                                                                              |
| 07/29/20    | J. Harding                 | 0.80         | Call with clerk; prepare for presentation on case                                                                              |
| 07/30/20    | J. Harding                 | 1.60         | Prepare for and participate in panel on case                                                                                   |
| 07/30/20    | J. Pesick                  | 1.10         | Participate in panel re discussion HIV military litigation                                                                     |
| 08/12/20    | J. Pesick                  | 0.40         | Prepare for moot of oral argument re summary judgment motion                                                                   |
| 08/13/20    | G. Skogg                   | 0.30         | Preparation of documents for electronic shared                                                                                 |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                 |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | folders for attorney review; preparation of documents for attorney use                                                             |
| 08/28/20    | J. Pesick                  | 1.70         | Prepare for moot of summary judgment argument                                                                                      |
| 08/29/20    | J. Pesick                  | 1.00         | Prepare for moot of summary judgment argument                                                                                      |
| 08/31/20    | J. Pesick                  | 0.20         | Team correspondence re case strategy                                                                                               |
| 09/01/20    | J. Pesick                  | 1.10         | Prepare for moot of summary judgment argument                                                                                      |
| 09/09/20    | J. Harding                 | 0.90         | participate in strategy call and draft and file notice of related case                                                             |
| 09/09/20    | J. Pesick                  | 1.00         | Participate in team phone conferences re case strategy                                                                             |
| 09/10/20    | J. Harding                 | 1.30         | Participate in summary judgment moot                                                                                               |
| 09/10/20    | A. Hemmings                | 1.50         | Participate in SJM hearing moot                                                                                                    |
| 09/10/20    | J. Pesick                  | 1.70         | Participate in moot for summary judgment argument                                                                                  |
| 09/10/20    | G. Skogg                   | 0.30         | Correspondence with Lambda Legal personnel and copy center re data for binders created for oral argument hearing                   |
| 09/12/20    | J. Harding                 | 0.40         | Emails re summary judgment argument                                                                                                |
| 09/14/20    | J. Harding                 | 2.50         | Prepare for and attend motion for summary judgment                                                                                 |
| 09/14/20    | A. Hemmings                | 1.00         | Listen to SJM hearing                                                                                                              |
| 09/14/20    | J. Pesick                  | 1.20         | Participate in summary judgment argument hearing                                                                                   |
| 09/14/20    | G. Skogg                   | 0.40         | Preparation of documents for electronic shared folders for attorney review; review of case correspondence re oral argument hearing |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                     |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------|
| 09/16/20    | J. Harding                 | 0.80         | Follow-up calls re summary judgment argument                                                                           |
| 09/16/20    | A. Hemmings                | 0.50         | Weekly team call                                                                                                       |
| 09/16/20    | J. Pesick                  | 0.80         | Participate in weekly team phone conference re case strategy                                                           |
| 10/13/20    | J. Harding                 | 0.40         | Emails re transcript                                                                                                   |
| 11/30/20    | G. Skogg                   | 0.30         | Preparation of documents for electronic shared folders for attorney review; additions to case folders for attorney use |
| 12/14/20    | G. Skogg                   | 0.40         | Preparation of documents for addition to electronic shared folders for attorney review                                 |

**Total Hours      285.20**

**Total for Legal Services**

**\$160,462.00**

**Timekeeper Summary**

| <b><u>Attorney/Other Prof</u></b> | <b><u>Rank</u></b> | <b><u>Hours</u></b> |
|-----------------------------------|--------------------|---------------------|
| J. Pesick                         | Associate          | 26.60               |
| J. Harding                        | Associate          | 73.10               |
| A. Steeg                          | Associate          | 2.10                |
| S. Rogers                         | Associate          | 3.00                |
| L. Chan                           | Associate          | 2.20                |
| A. Hemmings                       | Associate          | 33.10               |
| G. Skogg                          | Paralegal          | 145.10              |
| <b>Total Attorney/Other Prof</b>  |                    | <b>285.20</b>       |

**WINSTON & STRAWN LLP**

35 West Wacker Drive  
 Chicago, IL 60601-9703  
 TAX ID NO. 36-1975990

Winston & Strawn (Pro Bono)  
 Richard Roe and Victor Voe

**2020 Fee Summary**

Date 08/03/22  
 Client Matter No. 999997.06131

For Legal Services Rendered Through December 31, 2020 In Connection With:  
**06131 Richard Roe and Victor Voe**

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| Date     | Attorney/Other Prof | Hours | Description                                                                                                                                                                                                                                                                                 |
|----------|---------------------|-------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01/09/20 | L. Gailey           | 0.30  | Review Fourth Circuit order; communicate with G. Eaton re same                                                                                                                                                                                                                              |
| 01/10/20 | J. Bauer            | 3.50  | Review appellate decision; emails to team members and others re same                                                                                                                                                                                                                        |
| 01/10/20 | G. Eaton            | 4.20  | Review Fourth Circuit opinion; teleconf with G. McConnell re same; teleconf with L. Gailey re same; email exchanges with team members re same; review Lambda press release; teleconf with G. Douglass (Bloomberg) re case; teleconf with PR reps from Rubinstein to prep for Bloomberg call |
| 01/10/20 | L. Gailey           | 2.50  | Analyze Fourth Circuit opinion; communicate with case team re same                                                                                                                                                                                                                          |
| 01/10/20 | A. Hemmings         | 0.50  | Read 4th circuit opinion in Roe                                                                                                                                                                                                                                                             |
| 01/10/20 | K. Howard           | 0.30  | Obtain copy of January 10, 2020 Bloomberg article, "Ruling to Stop Discharge of Air Force Members With HIV Valid"; requested by G. Eaton                                                                                                                                                    |
| 01/13/20 | J. Bauer            | 1.80  | Continue review of 4th Circuit opinion, emails re same                                                                                                                                                                                                                                      |
| 01/14/20 | J. Bauer            | 0.50  | Review write-up of appellate decision, etc.                                                                                                                                                                                                                                                 |
| 01/14/20 | L. Gailey           | 0.30  | Review amended order; communicate with G. Eaton re same                                                                                                                                                                                                                                     |
| 01/15/20 | G. Skogg            | 0.30  | Preparation of case files for updates to electronic shared folders for attorney review                                                                                                                                                                                                      |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                    |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01/17/20    | J. Bauer                   | 4.20         | Begin cross examination outline for D. Shell                                                                                                                          |
| 01/20/20    | J. Bauer                   | 2.50         | Continued work on Shell cross-examination, review deposition transcript                                                                                               |
| 01/21/20    | J. Bauer                   | 1.00         | Trial strategy conference call                                                                                                                                        |
| 01/21/20    | G. Eaton                   | 0.80         | Teleconf with team re next steps                                                                                                                                      |
| 01/28/20    | J. Bauer                   | 0.50         | Email to team leaders re summary judgment strategy                                                                                                                    |
| 01/29/20    | J. Bauer                   | 1.00         | Phone conference with A. Sommer re next steps                                                                                                                         |
| 01/29/20    | G. Skogg                   | 0.40         | Preparation of documents from database for addition to electronic shared folder for attorney review; correspondence with team attorneys re case files                 |
| 02/02/20    | L. Gailey                  | 0.30         | Communicate with S. Khan re shared folder                                                                                                                             |
| 02/02/20    | G. Skogg                   | 0.30         | Research re documents for electronic shared folders for attorney review                                                                                               |
| 02/05/20    | J. Bauer                   | 0.30         | Weekly team conference call                                                                                                                                           |
| 02/10/20    | J. Bauer                   | 2.70         | Re-review of complaints and court opinions, prepare outline of possible claims and theories                                                                           |
| 02/11/20    | J. Bauer                   | 1.50         | Work on outline of possible claims and summary judgment strategy                                                                                                      |
| 02/11/20    | G. Skogg                   | 0.40         | Preparation of filings for addition to electronic shared folders for attorney review; preparation of document sets for delivery to outside counsel per team attorneys |
| 02/12/20    | J. Bauer                   | 1.00         | Revise outline of claims, weekly conference call with team                                                                                                            |
| 02/12/20    | J. Cartwright              | 0.50         | Participated in Weekly Call                                                                                                                                           |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                    |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/12/20    | G. Skogg                   | 0.30         | Preparation of document sets for delivery to outside counsel via ftp website per team attorneys                                                       |
| 02/14/20    | G. Eaton                   | 0.40         | Teleconf with L. Gailey to discuss administrative record issue; review appeal materials re same                                                       |
| 02/18/20    | G. Skogg                   | 1.50         | Research re documents for attorney review; preparation of document sets for attorney binders; correspondence with team attorney re binders for review |
| 02/19/20    | J. Bauer                   | 1.50         | Phone conference with S. Schoettes and A. Sommer re next steps, review research re equal protection cases in 4th Circuit, etc.                        |
| 02/20/20    | J. Bauer                   | 5.00         | Review and annotate 2019 motion for summary judgment, compare to Fourth Circuit opinion, etc.                                                         |
| 02/21/20    | J. Bauer                   | 1.50         | Work on revising summary judgment motion, etc.                                                                                                        |
| 02/22/20    | G. Skogg                   | 0.20         | Preparation of documents for electronic shared folders for attorney review                                                                            |
| 02/24/20    | J. Bauer                   | 1.00         | Work on summary judgment                                                                                                                              |
| 02/24/20    | G. Skogg                   | 0.30         | Preparation of documents for delivery to client on ftp website                                                                                        |
| 02/25/20    | J. Bauer                   | 4.20         | Revise motion for summary judgment; review regulations to be challenged; phone conference with G. Eaton re next steps                                 |
| 02/25/20    | G. Eaton                   | 0.90         | Teleconf with J. Bauer; review email correspondence and drafts                                                                                        |
| 02/26/20    | J. Bauer                   | 4.00         | Continued revision of summary judgment motion, weekly team call                                                                                       |
| 02/26/20    | L. Gailey                  | 0.50         | Communicate with case teams via team calls                                                                                                            |
| 02/28/20    | J. Bauer                   | 1.00         | Prepare draft order of proof on equal protection claims                                                                                               |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                          |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/02/20    | J. Bauer                   | 0.50         | Emails re justification for accessions ban, etc.                                                                                                                            |
| 03/03/20    | J. Bauer                   | 0.30         | Emails re scheduling call with court, etc.                                                                                                                                  |
| 03/04/20    | J. Bauer                   | 2.50         | Phone conference with D. Sommer, review Deese motion, weekly conference call with team                                                                                      |
| 03/04/20    | J. Cartwright              | 1.50         | Worked on a motion to submit 7.1 Financial disclosure                                                                                                                       |
| 03/04/20    | L. Gailey                  | 1.00         | Attend team call                                                                                                                                                            |
| 03/05/20    | J. Bauer                   | 0.50         | Review emails re status conference                                                                                                                                          |
| 03/05/20    | J. Cartwright              | 0.80         | Work on motion to substitute Parties                                                                                                                                        |
| 03/06/20    | J. Bauer                   | 0.50         | Review emails re court status conference                                                                                                                                    |
| 03/06/20    | J. Cartwright              | 0.80         | Put together Rule 25 motion and proposed order                                                                                                                              |
| 03/06/20    | A. Hemmings                | 0.50         | Draft notice of withdrawal of summary judgment                                                                                                                              |
| 03/11/20    | J. Bauer                   | 3.00         | Review draft response to motion to dismiss                                                                                                                                  |
| 03/11/20    | J. Bauer                   | 0.50         | Weekly team conference call                                                                                                                                                 |
| 03/11/20    | J. Bauer                   | 0.50         | Weekly team conference call                                                                                                                                                 |
| 03/12/20    | J. Bauer                   | 4.00         | Emails, review and review response to summary judgment motion                                                                                                               |
| 03/12/20    | G. Skogg                   | 0.50         | Preparation of documents for production to opposing counsel; correspondence with team attorneys re document production                                                      |
| 03/13/20    | G. Skogg                   | 1.00         | Preparation of exhibits for opposition brief filing; preparation of documents for production to opposing counsel; correspondence with team attorneys re document production |
| 03/18/20    | J. Bauer                   | 0.50         | Weekly team call, emails re confidential                                                                                                                                    |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                             |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | information                                                                                                                    |
| 03/18/20    | J. Cartwright              | 0.30         | Participate in conference call                                                                                                 |
| 03/24/20    | G. Skogg                   | 0.40         | Research re documents for addition to electronic shared folders for attorney review; preparation of documents for attorney use |
| 03/25/20    | J. Bauer                   | 1.50         | Review outline, weekly team phone conference re strategy                                                                       |
| 03/25/20    | L. Gailey                  | 0.50         | Attend team call                                                                                                               |
| 03/26/20    | J. Bauer                   | 2.00         | Circulate proposed findings of fact, revise and comment on sj outline                                                          |
| 03/27/20    | L. Gailey                  | 1.00         | Analyze opinions re organizational standing and deliberative process privilege; communicate with case team re same             |
| 03/27/20    | G. Skogg                   | 0.30         | Preparation of documents for addition to electronic shared folders for attorney review                                         |
| 03/31/20    | J. Bauer                   | 2.00         | Work on insert to SJ brief re Air Force separations                                                                            |
| 04/01/20    | J. Bauer                   | 2.00         | Revise insert re AF discharges, review testimony re same, send to S. Schoettes                                                 |
| 04/02/20    | J. Bauer                   | 2.70         | Review documents re host nation requirements, SJ insert                                                                        |
| 04/02/20    | L. Gailey                  | 0.30         | Communicate with case team re summary judgment brief                                                                           |
| 04/06/20    | J. Bauer                   | 4.00         | Work on insert re host nation requirements, review documents and deposition testimony                                          |
| 04/07/20    | J. Bauer                   | 2.50         | Draft insert re host nation requirements                                                                                       |
| 04/07/20    | G. Skogg                   | 0.20         | Preparation of documents for electronic shared folders for attorney use                                                        |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                             |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------|
| 04/08/20    | J. Bauer                   | 1.00         | Work on host nation requirements insert to SJ motion, email to S. Schoettes                                                    |
| 04/08/20    | J. Cartwright              | 0.10         | Participate in weekly conference call                                                                                          |
| 04/08/20    | G. Skogg                   | 0.20         | Preparation of documents for electronic shared folders for attorney use                                                        |
| 04/09/20    | G. Skogg                   | 0.50         | Research re documents for addition to electronic shared folders for attorney review; preparation of documents for attorney use |
| 04/13/20    | L. Gailey                  | 2.30         | Research and outline assigned sections of motion for summary judgment                                                          |
| 04/14/20    | L. Gailey                  | 10.50        | Draft assigned sections of motion for summary judgment; communicate with case team re same                                     |
| 04/15/20    | J. Bauer                   | 1.50         | Review draft SJ brief; weekly team phone conference                                                                            |
| 04/15/20    | G. Eaton                   | 2.40         | Review and comment on Roe/Voe summary judgment brief                                                                           |
| 04/15/20    | L. Gailey                  | 0.80         | Draft assigned sections of motion for summary judgment; communicate with case team re same                                     |
| 04/16/20    | G. Eaton                   | 3.10         | Continue reviewing and editing MSJ                                                                                             |
| 04/17/20    | J. Bauer                   | 1.00         | Phone conference with A. Sommer, follow up with team                                                                           |
| 04/17/20    | G. Eaton                   | 3.20         | Complete review and editing/commenting on MSJ, circulate to S. Schoettes                                                       |
| 04/17/20    | L. Gailey                  | 0.30         | Review comments re draft summary judgment brief                                                                                |
| 04/21/20    | J. Bauer                   | 5.00         | Review, revise draft summary judgment brief                                                                                    |
| 04/21/20    | L. Gailey                  | 0.30         | Analyze comments to draft summary judgment brief                                                                               |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                         |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 04/22/20    | J. Bauer                   | 1.50         | Weekly team call, work on response brief                                                                                                                                                   |
| 04/23/20    | J. Bauer                   | 1.00         | Review Wiesen dep transcript re routine evacuation frequency                                                                                                                               |
| 04/23/20    | G. Skogg                   | 0.70         | Research re documents received from military review departments for addition to electronic shared folders for review by team attorney; correspondence re issues with downloading documents |
| 04/27/20    | J. Bauer                   | 1.00         | Review latest draft of SJ brief                                                                                                                                                            |
| 04/27/20    | G. Skogg                   | 0.80         | Research re encrypted documents received from military departments for review by team attorneys; preparation of documents for attorney use                                                 |
| 04/28/20    | J. Bauer                   | 4.50         | Edit brief in support of SJ                                                                                                                                                                |
| 04/29/20    | J. Bauer                   | 1.00         | Emails re summary judgment motion, logistics of filing                                                                                                                                     |
| 04/29/20    | L. Gailey                  | 0.50         | Attend weekly team calls                                                                                                                                                                   |
| 05/01/20    | J. Bauer                   | 3.00         | Review and comment on latest draft of SJ brief                                                                                                                                             |
| 05/03/20    | J. Bauer                   | 0.30         | Emails re age limits on commissioning                                                                                                                                                      |
| 05/03/20    | L. Gailey                  | 0.30         | Communicate with case team re Harrison MSJ                                                                                                                                                 |
| 05/04/20    | J. Bauer                   | 0.50         | Emails, phone conferences re filing                                                                                                                                                        |
| 05/04/20    | J. Cartwright              | 2.20         | Cite check summary judgment brief                                                                                                                                                          |
| 05/04/20    | L. Gailey                  | 4.80         | Redact and edit motion for summary judgment; communicate with case team re same                                                                                                            |
| 05/05/20    | J. Bauer                   | 0.50         | Attention to emails re filing                                                                                                                                                              |
| 05/14/20    | G. Skogg                   | 0.80         | Review of draft BCNR brief re exhibits cited; preparation of documents for exhibits set for                                                                                                |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | service                                                                                                                                                           |
| 05/26/20    | G. Skogg                   | 0.50         | Research re case schedule orders and changes to case calendar invites; preparation of documents for electronic case files for attorney use                        |
| 06/01/20    | J. Bauer                   | 0.50         | Emails re government's motion to exclude                                                                                                                          |
| 06/02/20    | J. Bauer                   | 0.30         | Emails re government request to exclude                                                                                                                           |
| 06/04/20    | J. Bauer                   | 1.00         | Brief review of government filings                                                                                                                                |
| 06/04/20    | J. Cartwright              | 2.40         | Review public filings from defendants and determine whether any personally identifying information is involved.                                                   |
| 06/04/20    | G. Skogg                   | 1.50         | Research re case documents from docket database needed for electronic case files; preparation of documents for the Harrison case files and the Roe\Voe case files |
| 06/05/20    | J. Bauer                   | 5.00         | Conference call with team re defense brief; finish reviewing brief and other materials                                                                            |
| 06/05/20    | L. Gailey                  | 1.00         | Review government filings; attend team call re response                                                                                                           |
| 06/08/20    | J. Bauer                   | 0.30         | Emails rebriefing                                                                                                                                                 |
| 06/10/20    | J. Bauer                   | 1.00         | Conference call re sj response; review pleadings and order re motion to exclude                                                                                   |
| 06/10/20    | L. Gailey                  | 0.60         | Attend weekly team call; communicate with case team re order                                                                                                      |
| 06/12/20    | J. Bauer                   | 3.50         | Reread opposing brief for research issues, read and comment on S. Schoettes outline                                                                               |
| 06/15/20    | J. Bauer                   | 0.50         | Review emails, brief in preparation for reply brief                                                                                                               |
| 06/15/20    | L. Gailey                  | 0.30         | Communicate with case team re research issues                                                                                                                     |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                              |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/16/20    | J. Bauer                   | 2.00         | Prepare materials, notes for section of reply brief                                                                                                                                             |
| 06/16/20    | L. Gailey                  | 0.50         | Analyze research issues for reply brief                                                                                                                                                         |
| 06/18/20    | J. Bauer                   | 1.50         | Work on reply brief                                                                                                                                                                             |
| 06/19/20    | J. Bauer                   | 1.50         | Work on reply brief                                                                                                                                                                             |
| 06/22/20    | J. Bauer                   | 4.00         | Work on reply brief                                                                                                                                                                             |
| 06/22/20    | L. Gailey                  | 3.30         | Research legal issues re APA and equal protection review for summary judgment reply brief; summarize same                                                                                       |
| 06/23/20    | J. Bauer                   | 1.50         | Emails with team, review Soper declaration, etc                                                                                                                                                 |
| 06/23/20    | L. Gailey                  | 7.50         | Research and analyze reviewability and deference issues for summary judgment reply brief                                                                                                        |
| 06/23/20    | G. Skogg                   | 0.40         | Preparation of documents for the electronic shared folders for review by team attorneys                                                                                                         |
| 06/26/20    | J. Bauer                   | 6.00         | Revise, comment on reply brief                                                                                                                                                                  |
| 06/26/20    | L. Gailey                  | 0.30         | Review draft reply brief and outstanding research issues                                                                                                                                        |
| 06/30/20    | J. Bauer                   | 0.80         | Phone conference with D. Sommer, etc.                                                                                                                                                           |
| 06/30/20    | L. Gailey                  | 0.80         | Review draft reply brief                                                                                                                                                                        |
| 07/01/20    | J. Bauer                   | 2.00         | Weekly conference call, attention to reply brief                                                                                                                                                |
| 07/01/20    | L. Gailey                  | 0.50         | Attend team calls                                                                                                                                                                               |
| 07/02/20    | J. Bauer                   | 2.00         | Review and edit near final version of brief, emails re filing                                                                                                                                   |
| 07/08/20    | G. Skogg                   | 4.50         | Research re documents for attorney binders for oral arguments on the defendants' motion to dismiss; review of case filings for medical records cited; preparation of documents for printing for |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                       |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | attorney use; research re videos needed for TextMap database                                                                                                                                                             |
| 07/10/20    | G. Skogg                   | 1.00         | Preparation of documents for review by team attorneys in preparation of upcoming oral arguments re motion to dismiss or for summary judgment; correspondence with copy center re delivery of documents to team attorneys |
| 07/13/20    | J. Bauer                   | 4.00         | Review briefs and prepare for mock argument                                                                                                                                                                              |
| 07/13/20    | G. Skogg                   | 0.40         | Preparation of documents for delivery to team attorneys for review for oral arguments; correspondence with litigation support re access to case files for attorneys                                                      |
| 07/14/20    | J. Bauer                   | 2.50         | Participate in moot court                                                                                                                                                                                                |
| 07/16/20    | J. Bauer                   | 1.50         | Listen to oral argument in Deese case                                                                                                                                                                                    |
| 07/22/20    | J. Bauer                   | 1.00         | Weekly team conference call                                                                                                                                                                                              |
| 07/22/20    | L. Gailey                  | 0.50         | Attend weekly call                                                                                                                                                                                                       |
| 07/23/20    | J. Bauer                   | 1.00         | Review reply brief                                                                                                                                                                                                       |
| 07/24/20    | J. Bauer                   | 3.00         | Prepare for and attend informal moot court for SJ argument                                                                                                                                                               |
| 07/24/20    | L. Gailey                  | 2.00         | Attend moot summary judgment argument                                                                                                                                                                                    |
| 07/27/20    | J. Bauer                   | 2.00         | Email to S. Schoettes re Harrison age issues, emails re hearing date, etc.                                                                                                                                               |
| 07/28/20    | J. Bauer                   | 1.00         | Phone conference and emails re continuance                                                                                                                                                                               |
| 08/12/20    | J. Bauer                   | 0.50         | Emails re rescheduled court hearing and moot                                                                                                                                                                             |
| 09/02/20    | J. Bauer                   | 1.00         | Review opinion in Deese, forward same to team members                                                                                                                                                                    |
| 09/09/20    | J. Bauer                   | 0.20         | Review notice of related case                                                                                                                                                                                            |

| <b>Date</b>                     | <b>Attorney/Other Prof</b> | <b>Hours</b>  | <b>Description</b>                                                                          |
|---------------------------------|----------------------------|---------------|---------------------------------------------------------------------------------------------|
| 09/09/20                        | J. Cartwright              | 0.70          | Draft letter to Judge Brinkema regarding Deese decision                                     |
| 09/10/20                        | L. Gailey                  | 1.50          | Attend summary judgment moot                                                                |
| 09/13/20                        | J. Bauer                   | 0.30          | Emails re upcoming argument                                                                 |
| 09/14/20                        | J. Bauer                   | 1.00          | Listen to oral argument on summary judgment motion                                          |
| 09/14/20                        | L. Gailey                  | 1.00          | Attend summary judgment hearing by phone                                                    |
| 09/16/20                        | J. Bauer                   | 0.50          | Attend weekly team call                                                                     |
| 09/16/20                        | L. Gailey                  | 1.00          | Attend team call; communicate with case team re summary judgment hearing                    |
| 11/06/20                        | L. Gailey                  | 0.30          | Communicate with case team re summary judgment hearing transcript                           |
| 11/18/20                        | J. Bauer                   | 0.50          | Review email re potential change in administration policy                                   |
| 12/22/20                        | G. Skogg                   | 0.30          | Preparation of case documents for addition to electronic shared folders for attorney review |
| <b>Total Hours</b>              |                            | <b>234.30</b> |                                                                                             |
| <b>Total for Legal Services</b> |                            |               | <b>\$219,359.35</b>                                                                         |

**Timekeeper Summary**

| <b><u>Attorney/Other Prof</u></b> | <b><u>Rank</u></b> | <b><u>Hours</u></b> |
|-----------------------------------|--------------------|---------------------|
| G. Eaton                          | Partner            | 15.00               |
| J. Bauer                          | Of Counsel         | 143.40              |
| J. Cartwright                     | Associate          | 9.30                |
| A. Hemmings                       | Associate          | 1.00                |
| L. Gailey                         | Associate          | 47.60               |
| G. Skogg                          | Paralegal          | 17.70               |
| K. Howard                         | Library            | 0.30                |
| <b>Total Attorney/Other Prof</b>  |                    | <b>234.30</b>       |

**WINSTON & STRAWN LLP**

35 West Wacker Drive  
 Chicago, IL 60601-9703  
 TAX ID NO. 36-1975990

Winston & Strawn (Pro Bono)  
 Nicholas Harrison

**2021 Fee Summary**

Date 08/03/22  
 Client Matter No. 999997.05556

For Legal Services Rendered Through December 31, 2021 In Connection With:  
**05556 Nicholas Harrison - HIV deployment claim**

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| Date     | Attorney/Other Prof | Hours | Description                                                                                                           |
|----------|---------------------|-------|-----------------------------------------------------------------------------------------------------------------------|
| 03/24/21 | J. Pesick           | 0.20  | Team correspondence re case strategy                                                                                  |
| 04/07/21 | J. Harding          | 0.50  | Draft and file notices of appearance                                                                                  |
| 04/08/21 | J. Pesick           | 0.50  | Phone conference with G. McConnell re case strategy; team correspondence re same                                      |
| 04/08/21 | G. Skogg            | 0.30  | Preparation of documents for addition to electronic shared folders for attorney review                                |
| 04/14/21 | G. Skogg            | 0.40  | Preparation of documents for electronic case files for review by team attorneys; research re documents for case files |
| 04/19/21 | J. Harding          | 0.40  | Call re co-counsel agreements                                                                                         |
| 04/19/21 | J. Pesick           | 0.50  | Team phone conference re engagement letters                                                                           |
| 05/13/21 | J. Harding          | 0.50  | Emails and calls re engagement letter changes                                                                         |
| 05/18/21 | J. Harding          | 0.30  | Emails with N. Harrison                                                                                               |
| 05/19/21 | J. Harding          | 1.10  | Call with N. Harrison re <b>Redacted</b>                                                                              |
| 06/23/21 | J. Harding          | 0.60  | Participate in call with team re next steps                                                                           |
| 07/26/21 | G. Skogg            | 0.20  | Preparation of documents for electronic shared folders for attorney review                                            |
| 07/28/21 | J. Harding          | 0.30  | Emails with S Schoettes re case status                                                                                |
| 09/07/21 | J. Harding          | 0.60  | Emails with team re DOJ response                                                                                      |

| <b>Date</b>                     | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                    |
|---------------------------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10/12/21                        | J. Harding                 | 0.70         | Strategize re next steps and potential request for status conference                                                                                                                                  |
| 10/13/21                        | J. Harding                 | 0.80         | Prepare for and participate in strategy call with the clients                                                                                                                                         |
| 11/08/21                        | J. Harding                 | 0.10         | Emails re meeting with DOJ                                                                                                                                                                            |
| 11/09/21                        | J. Harding                 | 1.20         | Strategy call re call with DOJ                                                                                                                                                                        |
| 11/10/21                        | J. Harding                 | 0.70         | Participate in call with DOJ                                                                                                                                                                          |
| 12/16/21                        | J. Harding                 | 0.80         | Draft request for status conference                                                                                                                                                                   |
| 12/16/21                        | J. Pesick                  | 0.50         | Attention to case status                                                                                                                                                                              |
| 12/20/21                        | J. Pesick                  | 0.50         | Phone conference with J. Bauer re case strategy                                                                                                                                                       |
| 12/20/21                        | J. Pesick                  | 0.90         | Prepare case status update                                                                                                                                                                            |
| 12/21/21                        | J. Harding                 | 3.00         | Draft status letter and emails re same                                                                                                                                                                |
| 12/21/21                        | J. Pesick                  | 0.50         | Team correspondence re case strategy                                                                                                                                                                  |
| 12/21/21                        | G. Skogg                   | 0.40         | Research re documents for addition to electronic shared folders for attorney review; preparation of documents for attorney use; research of Pacer database for case schedule order per team attorneys |
| 12/22/21                        | J. Harding                 | 0.20         | File status update                                                                                                                                                                                    |
| 12/22/21                        | J. Pesick                  | 0.20         | Team correspondence re case strategy                                                                                                                                                                  |
| 12/23/21                        | J. Harding                 | 0.30         | Emails re status update                                                                                                                                                                               |
| <b>Total Hours</b>              |                            | <b>17.20</b> |                                                                                                                                                                                                       |
| <b>Total for Legal Services</b> |                            |              | <b>\$15,617.65</b>                                                                                                                                                                                    |

**Timekeeper Summary**

| <b><u>Attorney/Other Prof</u></b> | <b><u>Rank</u></b> | <b><u>Hours</u></b> |
|-----------------------------------|--------------------|---------------------|
| J. Pesick                         | Associate          | 3.80                |
| J. Harding                        | Associate          | 12.10               |
| G. Skogg                          | Paralegal          | <u>1.30</u>         |
| <b>Total Attorney/Other Prof</b>  |                    | <b>17.20</b>        |



**WINSTON & STRAWN LLP**

35 West Wacker Drive  
 Chicago, IL 60601-9703  
 TAX ID NO. 36-1975990

Winston & Strawn (Pro Bono)  
 Richard Roe and Victor Voe

**2021 Fee Summary**

Date 08/03/22  
 Client Matter No. 999997.06131

For Legal Services Rendered Through December 31, 2021 In Connection With:  
**06131 Richard Roe and Victor Voe**

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| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                      |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01/22/21    | L. Gailey                  | 0.50         | Communicate with IT and case team re technical issue                                                                                                                    |
| 01/27/21    | L. Gailey                  | 0.30         | Communicate with IT staff re mailing lists                                                                                                                              |
| 02/11/21    | J. Bauer                   | 0.50         | emails with S. Schoettes re status                                                                                                                                      |
| 02/25/21    | G. Skogg                   | 0.30         | Research re revisions to electronic shared folders for attorney review                                                                                                  |
| 03/18/21    | G. Skogg                   | 0.40         | Preparation of documents for electronic case files for attorney review; revisions to case schedules and electronic case calendar for schedule notices to team attorneys |
| 03/23/21    | J. Cartwright              | 1.70         | Draft Change of Address/Affiliation for outside Attorney on the case                                                                                                    |
| 03/24/21    | J. Bauer                   | 0.50         | Emails re changes of affiliation, etc                                                                                                                                   |
| 03/24/21    | J. Cartwright              | 0.30         | Draft change of affiliation and address for outside attorney on the case                                                                                                |
| 04/08/21    | G. Skogg                   | 0.30         | Preparation of documents for addition to electronic shared folders for attorney review                                                                                  |
| 04/14/21    | G. Skogg                   | 0.40         | Preparation of documents for electronic case files for review by team attorneys; research re documents for case files                                                   |
| 04/19/21    | J. Bauer                   | 0.50         | Conference re new co-counsel arrangements                                                                                                                               |
| 06/09/21    | J. Cartwright              | 0.40         | Prepare change of affiliation for S. Schoettes                                                                                                                          |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                 |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------|
| 06/09/21    | L. Gailey                  | 0.30         | Communicate with case team re status of decision                                                                                   |
| 06/11/21    | L. Gailey                  | 0.30         | Communicate with case team re summary judgment                                                                                     |
| 06/16/21    | G. Skogg                   | 0.60         | Preparation of documents for electronic shared folders for attorney review; updates to case calendar dates for attorney review     |
| 06/23/21    | J. Bauer                   | 0.50         | Team call re strategy                                                                                                              |
| 06/23/21    | L. Gailey                  | 0.80         | Attend meeting re strategy for obtaining decision                                                                                  |
| 07/20/21    | J. Bauer                   | 0.30         | Emails re settlement efforts                                                                                                       |
| 07/21/21    | J. Bauer                   | 0.50         | conference call re updates                                                                                                         |
| 07/26/21    | G. Skogg                   | 0.20         | Preparation of documents for electronic shared folders for attorney review                                                         |
| 08/18/21    | J. Bauer                   | 0.80         | Conference call re status and strategy, phone conference with D. Sommer, etc.                                                      |
| 09/08/21    | J. Bauer                   | 0.50         | emails re AF policy, next steps                                                                                                    |
| 09/13/21    | G. Skogg                   | 0.40         | Preparation of documents for electronic shared folders for attorney review; preparation of electronic calendar date re case status |
| 09/15/21    | J. Bauer                   | 1.00         | emails re client request for meeting, phone conference with A. Sommer, etc.                                                        |
| 09/20/21    | L. Gailey                  | 0.20         | Communicate with case team re summary judgment status                                                                              |
| 09/22/21    | L. Gailey                  | 0.20         | Communicate with case team re summary judgment                                                                                     |
| 09/27/21    | L. Gailey                  | 0.30         | Analyze communications re recent developments in case                                                                              |
| 10/05/21    | J. Bauer                   | 1.00         | attention to email from client and related emails                                                                                  |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                    |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | (.5), conference with Deese team re discovery plan<br>(.5)                                                                                                                                            |
| 10/06/21    | J. Bauer                   | 0.50         | email to N. Harrison and team, emails re scheduling                                                                                                                                                   |
| 10/12/21    | L. Gailey                  | 0.20         | Communicate with case team re summary judgment                                                                                                                                                        |
| 10/13/21    | J. Bauer                   | 1.00         | phone conference with team and clients re strategy                                                                                                                                                    |
| 10/13/21    | L. Gailey                  | 0.50         | Attend meeting with case team re status of summary judgment                                                                                                                                           |
| 10/22/21    | L. Gailey                  | 0.30         | Communicate with case team re status conference                                                                                                                                                       |
| 10/26/21    | G. Skogg                   | 0.60         | Research re documents for addition to case files for attorney review; preparation of electronic calendar dates for review by team attorneys                                                           |
| 10/27/21    | J. Bauer                   | 0.20         | emails re settlement outreach                                                                                                                                                                         |
| 11/02/21    | J. Bauer                   | 0.50         | review emails re settlement overtures in Roe, Voe, Deese cases                                                                                                                                        |
| 12/16/21    | G. Skogg                   | 0.70         | Research re documents for addition to electronic shared folders for attorney review; preparation of documents for case files for attorney use                                                         |
| 12/20/21    | G. Skogg                   | 0.70         | Research re documents for addition to electronic shared folders for attorney review; preparation of documents for attorney use; research of Pacer database for case schedule order per team attorneys |
| 12/21/21    | J. Bauer                   | 0.50         | Emails re status update to court                                                                                                                                                                      |
| 12/21/21    | L. Gailey                  | 0.40         | Edit draft status report and communicate with case team re same                                                                                                                                       |
| 12/21/21    | G. Skogg                   | 0.30         | Research re documents for addition to electronic shared folders for attorney review; preparation of                                                                                                   |

| Date                            | Attorney/Other Prof | Hours        | Description                                                                                       |
|---------------------------------|---------------------|--------------|---------------------------------------------------------------------------------------------------|
|                                 |                     |              | documents for attorney use; research of Pacer database for case schedule order per team attorneys |
|                                 | <b>Total Hours</b>  | <b>20.40</b> |                                                                                                   |
| <b>Total for Legal Services</b> |                     |              | <b>\$16,493.90</b>                                                                                |

**Timekeeper Summary**

| <u>Attorney/Other Prof</u>       | <u>Rank</u> | <u>Hours</u> |
|----------------------------------|-------------|--------------|
| J. Bauer                         | Of Counsel  | 8.80         |
| J. Cartwright                    | Associate   | 2.40         |
| L. Gailey                        | Associate   | 4.30         |
| G. Skogg                         | Paralegal   | 4.90         |
| <b>Total Attorney/Other Prof</b> |             | <b>20.40</b> |

**WINSTON & STRAWN LLP**

35 West Wacker Drive  
 Chicago, IL 60601-9703  
 TAX ID NO. 36-1975990

Winston & Strawn (Pro Bono)  
 Nicholas Harrison

**2022 Fee Summary**

Date 08/03/22  
 Client Matter No. 999997.05556

For Legal Services Rendered Through August 3, 2022 In Connection With:  
**05556 Nicholas Harrison - HIV deployment claim**

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| Date     | Attorney/Other Prof | Hours | Description                                                                                                                                                                                                                          |
|----------|---------------------|-------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/22/22 | G. Skogg            | 0.40  | Research re documents in electronic shared folders for team attorneys                                                                                                                                                                |
| 03/29/22 | G. Skogg            | 0.60  | Correspondence with litigation support personnel re set up of databases for related HIV litigation cases; research re documents for review by case attorneys; set up of attorney access to case files                                |
| 04/01/22 | G. Skogg            | 0.40  | Correspondence with litigation support personnel re Relativity database and attorney access to shared folders; preparation of revised folders on shared folders for attorney use                                                     |
| 04/05/22 | G. Skogg            | 0.80  | Review of case files in preparation of revisions to electronic shared folders for attorney review; preparation of documents for addition to case files and related pro bono litigation                                               |
| 04/06/22 | J. Harding          | 3.70  | Review opinion and emails re same                                                                                                                                                                                                    |
| 04/06/22 | G. Skogg            | 0.40  | Preparation of court filings for addition to electronic case files for attorney review; review of documents in preparation of updates to cases schedule for attorney use; correspondence with team re filings and new case deadlines |
| 04/07/22 | J. Harding          | 6.10  | Review opinion for sealing; revise media responses; emails with team re next steps                                                                                                                                                   |
| 04/08/22 | J. Harding          | 0.80  | Emails re redactions                                                                                                                                                                                                                 |
| 04/11/22 | J. Harding          | 0.20  | Emails re decision                                                                                                                                                                                                                   |
| 04/12/22 | J. Harding          | 3.00  | Draft and revise responses to media inquiries and                                                                                                                                                                                    |

**WINSTON & STRAWN LLP**

Winston &amp; Strawn (Pro Bono)

**2022 Fee Summary**

Date 08/03/22  
Page No. 2

**05556 Nicholas Harrison - HIV deployment claim**

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | emails re same                                                                                                                                                                                                                    |
| 04/14/22    | J. Harding                 | 0.40         | Emails with opposing counsel re redactions                                                                                                                                                                                        |
| 04/19/22    | J. Harding                 | 1.20         | Emails re redaction of opinion                                                                                                                                                                                                    |
| 04/20/22    | J. Harding                 | 2.90         | Work on fee request; call with court re redactions; emails re same                                                                                                                                                                |
| 04/20/22    | G. Skogg                   | 0.70         | Correspondence with team attorney re preparation of charts of attorney fees and case expenses per court order; preparation of documents for attorney review                                                                       |
| 04/21/22    | J. Harding                 | 1.60         | Work on fee request                                                                                                                                                                                                               |
| 04/21/22    | G. Skogg                   | 4.40         | Correspondence with team attorney re preparation of charts of attorney fees and case expenses per court order; preparation of documents for attorney review; research re case data re attorney years of experience for fees chart |
| 04/22/22    | J. Bauer                   | 1.00         | Conference with G. McConnell, J. Harding and client re <b>Redacted</b>                                                                                                                                                            |
| 04/22/22    | J. Harding                 | 1.60         | Analyze fees and apply billing judgment to reduce fees                                                                                                                                                                            |
| 04/22/22    | G. Skogg                   | 3.00         | Correspondence with team attorneys re revisions to charts of attorney fees and case expenses per court order; preparation of documents for attorney review; research re case data re attorney years of experience for fees chart  |
| 04/25/22    | J. Harding                 | 2.50         | Analyze fees and apply billing judgment; draft email to government re same                                                                                                                                                        |
| 04/25/22    | G. Skogg                   | 2.50         | Research re documents re expert expenses for addition to charts of fees and expenses per court order; correspondence with outside attorneys re documents for revisions to charts; preparation of                                  |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                           |
|-------------|----------------------------|--------------|----------------------------------------------------------------------------------------------|
|             |                            |              | documents for attorney review; research re case data for addition to charts for attorney use |
| 04/26/22    | J. Harding                 | 2.20         | Research EAJA and emails re same; email DOJ                                                  |
| 04/27/22    | J. Harding                 | 1.40         | Draft response to DOJ's objection to negotiate                                               |
| 04/30/22    | J. Harding                 | 2.00         | Draft status report and emails re same                                                       |
| 05/01/22    | J. Harding                 | 2.20         | Research law re EAJA and emails re same                                                      |
| 05/02/22    | J. Harding                 | 0.30         | Emails with government re meet and confer                                                    |
| 05/03/22    | J. Harding                 | 3.70         | Draft request for clarification and emails re same                                           |
| 05/04/22    | J. Harding                 | 0.50         | Emails with team re next steps                                                               |
| 05/10/22    | G. Skogg                   | 0.30         | Preparation of documents for addition to electronic shared folders for attorney review       |
| 05/16/22    | J. Harding                 | 0.50         | Emails with N. Harrison and D. Sommer                                                        |
| 05/17/22    | G. Skogg                   | 0.30         | Preparation of documents for addition to electronic shared folders for attorney review       |
| 05/24/22    | J. Harding                 | 0.10         | Emails re joint status report                                                                |
| 06/02/22    | J. Harding                 | 0.60         | Participate in meet and confer with DOJ                                                      |
| 06/03/22    | J. Harding                 | 0.30         | Emails re joint status report                                                                |
| 06/06/22    | G. Skogg                   | 0.30         | Preparation of documents for updates to electronic shared folders for attorney review        |
| 06/08/22    | G. Skogg                   | 0.30         | Preparation of documents for electronic shared folders for attorney review                   |
| 06/09/22    | J. Harding                 | 1.00         | Draft email to DOJ re expedited relief for Sgt. Harrison                                     |
| 06/10/22    | J. Harding                 | 1.60         | Emails and calls with N. Harrison re <b>Redacted</b>                                         |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                    |
|-------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/15/22    | J. Bauer                   | 0.50         | Harrison: review emails re Harrison relief                                                                                                                            |
| 06/15/22    | J. Harding                 | 0.20         | Emails and call with N. Harrison                                                                                                                                      |
| 06/15/22    | G. Skogg                   | 0.30         | Preparation of documents for electronic shared folders for attorney review                                                                                            |
| 06/16/22    | J. Bauer                   | 1.30         | Harrison: emails, phone conference with D. Sommer re N. Harrison next steps                                                                                           |
| 06/16/22    | J. Harding                 | 1.60         | Emails re draft demand letter                                                                                                                                         |
| 06/16/22    | G. Skogg                   | 0.30         | Preparation of documents for addition to electronic shared folders for attorney review                                                                                |
| 06/17/22    | J. Bauer                   | 0.80         | Harrison: team conference call re relief for N. Harrison                                                                                                              |
| 06/17/22    | J. Harding                 | 1.20         | Calls with N. Harrison and team re next steps                                                                                                                         |
| 06/17/22    | G. Skogg                   | 0.30         | Preparation of discovery documents for electronic shared folders for attorney review                                                                                  |
| 06/20/22    | J. Harding                 | 1.10         | Draft response to DOJ re injunctive relief for Sgt. Harrison                                                                                                          |
| 06/21/22    | J. Harding                 | 0.70         | Team call re injunctive relief and next steps                                                                                                                         |
| 06/22/22    | G. Skogg                   | 0.40         | Preparation of documents for addition to electronic shared folders for attorney review                                                                                |
| 06/23/22    | J. Harding                 | 0.50         | Review email from DOJ re expediting Sgt. Harrison's commissioning and emails with N. Harrison re <span style="background-color: black; color: white;">Redacted</span> |
| 06/24/22    | J. Harding                 | 0.50         | Meet and confer re relief for Sgt. Harrison                                                                                                                           |
| 06/28/22    | J. Harding                 | 0.50         | Emails re attorney fees and EAJA                                                                                                                                      |
| 06/29/22    | J. Harding                 | 0.20         | Emails re joint status report                                                                                                                                         |
| 06/30/22    | G. Skogg                   | 0.40         | Preparation of documents for addition to electronic                                                                                                                   |



**WINSTON & STRAWN LLP**

Winston &amp; Strawn (Pro Bono)

**2022 Fee Summary**

|          |          |
|----------|----------|
| Date     | 08/03/22 |
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**05556 Nicholas Harrison - HIV deployment claim**

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| Date     | Attorney/Other Prof | Hours | Description                                                                                                                            |
|----------|---------------------|-------|----------------------------------------------------------------------------------------------------------------------------------------|
|          |                     |       | shared folders for attorney review                                                                                                     |
| 07/01/22 | J. Harding          | 0.80  | Revise and finalize letter to DOJ regarding implementation of Judge Brinkema's order                                                   |
| 07/05/22 | J. Harding          | 0.40  | Emails with N. Harrison re <b>Redacted</b>                                                                                             |
| 07/05/22 | G. Skogg            | 0.30  | Preparation of documents for addition to electronic shared folders for attorney review                                                 |
| 07/07/22 | J. Harding          | 1.60  | Emails with N. Harrison re <b>Redacted</b> ; revise and finalize chart summarizing attorneys' time                                     |
| 07/07/22 | G. Skogg            | 0.40  | Preparation of documents for addition to electronic shared folders for attorney review                                                 |
| 07/08/22 | J. Harding          | 0.50  | Call re response to DOJ re fee petition                                                                                                |
| 07/11/22 | J. Harding          | 1.80  | Emails and calls with N. Harrison and team re <b>Redacted</b>                                                                          |
| 07/12/22 | J. Harding          | 0.40  | Emails with N. Harrison re <b>Redacted</b>                                                                                             |
| 07/14/22 | J. Harding          | 1.40  | Draft various emails to the government re current status of fees, Sgt. Harrison, and motion to extend deadline; emails to team re same |
| 07/14/22 | G. Skogg            | 0.40  | Preparation of documents for addition to electronic shared folders for attorney review; revisions to case schedule for attorney use    |
| 07/18/22 | J. Harding          | 0.70  | Finalize and file motion for extension of time and emails re same                                                                      |
| 07/19/22 | G. Skogg            | 0.40  | Preparation of documents for addition to electronic shared folders for attorney use                                                    |
| 07/20/22 | J. Harding          | 1.50  | Strategize and draft response to DOJ's refusal to provide a counter offer without providing them complete timesheets                   |

| <b>Date</b>        | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                                                        |
|--------------------|----------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 07/20/22           | G. Skogg                   | 0.30         | Preparation of documents for addition to electronic shared folders for attorney review for the Harrison and Roe-Voe cases                                                                                                                                 |
| 07/24/22           | J. Harding                 | 0.50         | Strategize re motion for fees                                                                                                                                                                                                                             |
| 07/25/22           | J. Harding                 | 0.50         | Emails re forthcoming motion                                                                                                                                                                                                                              |
| 07/26/22           | J. Harding                 | 0.50         | Call with D. Sommer re fee petition                                                                                                                                                                                                                       |
| 07/27/22           | J. Harding                 | 1.50         | Calls and emails with C. Molster re serving as an expert                                                                                                                                                                                                  |
| 07/27/22           | G. Skogg                   | 0.80         | Research re case documents for attorney review in preparation of revisions to time billed and case expenses for motion for attorney fees and expenses; preparation of documents for attorney review; updates to electronic case files for attorney review |
| 07/31/22           | J. Harding                 | 0.30         | Work on motion for fees                                                                                                                                                                                                                                   |
| <b>Total Hours</b> |                            | <b>81.60</b> |                                                                                                                                                                                                                                                           |

**Total for Legal Services****\$82,884.20****Timekeeper Summary**

| <b><u>Attorney/Other Prof</u></b> | <b><u>Rank</u></b> | <b><u>Hours</u></b> |
|-----------------------------------|--------------------|---------------------|
| J. Bauer                          | Of Counsel         | 3.60                |
| J. Harding                        | Associate          | 59.30               |
| G. Skogg                          | Paralegal          | 18.70               |
| <b>Total Attorney/Other Prof</b>  |                    | <b>81.60</b>        |

**WINSTON & STRAWN LLP**

35 West Wacker Drive  
 Chicago, IL 60601-9703  
 TAX ID NO. 36-1975990

Winston & Strawn (Pro Bono)  
 Richard Roe and Victor Voe

**2022 Fee Summary**

Date 08/03/22  
 Client Matter No. 999997.06131

For Legal Services Rendered Through August 3, 2022 In Connection With:  
**06131 Richard Roe and Victor Voe**

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| Date     | Attorney/Other Prof | Hours | Description                                                                                                                                                                                                                          |
|----------|---------------------|-------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/11/22 | G. Skogg            | 0.40  | Preparation of case documents for addition to electronic shared files for attorney review                                                                                                                                            |
| 03/22/22 | G. Skogg            | 0.40  | Research re documents in electronic shared folders for team attorneys                                                                                                                                                                |
| 03/29/22 | G. Skogg            | 0.70  | Correspondence with litigation support personnel re set up of databases for related HIV litigation cases; research re documents for review by case attorneys; set up of attorney access to case files                                |
| 04/01/22 | G. Skogg            | 0.80  | Correspondence with litigation support personnel re Relativity database and attorney access to shared folders; preparation of revised folders on shared folders for attorney use                                                     |
| 04/04/22 | G. Skogg            | 0.80  | Review of case files in preparation of revisions to electronic shared folders for attorney review; preparation of documents for addition to case files and related pro bono litigation                                               |
| 04/06/22 | J. Bauer            | 3.70  | Review memorandum opinion re summary judgment, emails to team re same                                                                                                                                                                |
| 04/06/22 | L. Gailey           | 2.00  | Analyze decision and communicate with case team re same                                                                                                                                                                              |
| 04/06/22 | G. Skogg            | 0.30  | Preparation of court filings for addition to electronic case files for attorney review; review of documents in preparation of updates to cases schedule for attorney use; correspondence with team re filings and new case deadlines |
| 04/07/22 | J. Bauer            | 1.00  | attention to draft press release, etc.                                                                                                                                                                                               |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                           |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------|
| 04/07/22    | L. Gailey                  | 0.30         | Review press release and redactions and communicate with case team re same                                                   |
| 04/07/22    | G. Skogg                   | 0.40         | Preparation of documents received for electronic shared folders for team attorneys                                           |
| 04/11/22    | J. Bauer                   | 1.00         | review and revise PBI A                                                                                                      |
| 04/12/22    | L. Gailey                  | 0.50         | Review draft announcement and communicate with case team re same                                                             |
| 04/18/22    | L. Gailey                  | 0.70         | Analyze rules re motions for attorney's fees and communicate with case team re same                                          |
| 04/20/22    | J. Bauer                   | 0.50         | emails, phone conference re possible redactions                                                                              |
| 04/20/22    | L. Gailey                  | 0.30         | Communicate with case team re redaction issue                                                                                |
| 04/21/22    | J. Bauer                   | 0.20         | Attention to unsealing of court opinion                                                                                      |
| 04/21/22    | G. Skogg                   | 0.40         | Preparation of documents for electronic shared folders for attorney review; revisions to case files for attorney use         |
| 04/25/22    | J. Bauer                   | 1.00         | attention to emails re fee request                                                                                           |
| 04/25/22    | G. Skogg                   | 0.40         | Preparation of documents for case files for attorney review                                                                  |
| 04/25/22    | G. Skogg                   | 0.40         | Preparation of documents received for addition to electronic case files for attorney review                                  |
| 04/26/22    | J. Bauer                   | 1.00         | attention to emails re attorneys fees claim                                                                                  |
| 04/26/22    | G. Skogg                   | 0.40         | Review of case documents re amended case schedule for team attorneys; preparation of documents for electronic shared folders |
| 04/27/22    | L. Gailey                  | 0.20         | Communicate with case team re attorney's fees                                                                                |
| 04/27/22    | G. Skogg                   | 0.60         | Review of case documents in preparation of chart                                                                             |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                                                                 |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             |                            |              | of case deadlines set by judge; preparation of chart for use by team attorneys                                                                                                                                     |
| 04/28/22    | G. Skogg                   | 0.80         | Preparation of numerous electronic case calendar date invites for attorney use; addition of documents to case files for attorney review                                                                            |
| 04/29/22    | J. Bauer                   | 0.50         | Attention to emails re amending order                                                                                                                                                                              |
| 05/03/22    | L. Gailey                  | 0.30         | Review and edit motion and communicate with case team re same                                                                                                                                                      |
| 05/06/22    | J. Bauer                   | 1.50         | emails re Voe change of status                                                                                                                                                                                     |
| 05/09/22    | J. Bauer                   | 3.00         | rulings re adding reserves to injunction; review draft status report; email, phone calls with D. Sommer, J. Harding and team re same                                                                               |
| 05/09/22    | L. Gailey                  | 0.20         | Communicate with case team re status updates                                                                                                                                                                       |
| 05/09/22    | G. Skogg                   | 0.40         | Preparation of documents for addition to Harrison and Roe-Voe electronic shared folders for attorney review                                                                                                        |
| 05/10/22    | L. Gailey                  | 0.50         | Review amended order and research effect of amendment on appeal deadline                                                                                                                                           |
| 05/12/22    | L. Gailey                  | 1.00         | Research procedural rules and case law re effect of amended order on appeal deadline and summarize same                                                                                                            |
| 05/13/22    | G. Skogg                   | 1.00         | Review of case documents in shared folder in preparation of discovery documents for attorney review; revisions to document sets for attorney use; revisions to case index for attorney review re upcoming projects |
| 05/17/22    | J. Bauer                   | 0.50         | Attend court status hearing                                                                                                                                                                                        |
| 05/17/22    | G. Skogg                   | 0.40         | Preparation of documents for addition to electronic shared folders for attorney review; research re case deadlines for attorney use                                                                                |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                             |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------|
| 05/18/22    | J. Bauer                   | 0.80         | Video conference re strategy with G. McConnell and D. Sommer re strategy                                                                       |
| 05/18/22    | L. Gailey                  | 0.20         | Communicate with case team re settlement strategy                                                                                              |
| 05/19/22    | L. Gailey                  | 1.60         | Prepare for and attend pre-call re strategy for meeting with DOJ                                                                               |
| 05/23/22    | L. Gailey                  | 1.30         | Attend calls re possible settlement with DOJ                                                                                                   |
| 05/24/22    | L. Gailey                  | 2.00         | Summarize notes from DOJ meeting and communicate with case team re same; research jurisdictional implications of EAJA fee motion               |
| 05/25/22    | J. Bauer                   | 1.00         | Roe and Voe: strategy re fees                                                                                                                  |
| 05/25/22    | L. Gailey                  | 0.80         | Communicate with M. Hill re research assignment on jurisdiction over fee motions                                                               |
| 05/26/22    | J. Bauer                   | 1.00         | Roe and Voe: strategy call with W&S and GT lawyers                                                                                             |
| 05/26/22    | L. Gailey                  | 4.20         | Research issues re jurisdiction to decide fee motion while appeal is pending                                                                   |
| 05/26/22    | M. Hill                    | 2.60         | Research whether notice of appeal would divest district court of jurisdiction to hear motion for attorney's fees in EAJA action                |
| 05/26/22    | G. Skogg                   | 0.40         | Preparation of discovery documents for electronic shared folders for attorney review                                                           |
| 05/27/22    | G. Skogg                   | 0.40         | Research re case schedule revisions and preparation of electronic case calendar dates; correspondence with team re revised case schedule dates |
| 05/31/22    | L. Gailey                  | 0.20         | Communicate with case team re status of order                                                                                                  |
| 06/01/22    | L. Gailey                  | 0.20         | Draft status report                                                                                                                            |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                        |
|-------------|----------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------|
| 06/02/22    | L. Gailey                  | 2.00         | Draft updated status report and communicate with J. Harding re same                                                       |
| 06/03/22    | L. Gailey                  | 1.20         | Edit draft status report and communicate with case team re same                                                           |
| 06/03/22    | G. Skogg                   | 0.40         | Preparation of document for electronic filing; revisions to document set in electronic shared folders for attorney review |
| 06/06/22    | L. Gailey                  | 0.50         | Communicate with case team re notice of appeal                                                                            |
| 06/06/22    | G. Skogg                   | 0.30         | Preparation of documents for updates to electronic shared folders for attorney review                                     |
| 06/07/22    | L. Gailey                  | 0.80         | Communicate with case team re status of appeal and settlement                                                             |
| 06/08/22    | L. Gailey                  | 0.90         | Communicate with case team re appeal and motion to enforce judgment (0.9)                                                 |
| 06/08/22    | G. Skogg                   | 0.30         | Preparation of documents for electronic shared folders for attorney review                                                |
| 06/09/22    | J. Bauer                   | 0.50         | Roe and Voe: emails re N. Harrison request re status                                                                      |
| 06/09/22    | L. Gailey                  | 1.90         | Communicate with case team re appeal and motion to enforce judgment                                                       |
| 06/10/22    | L. Gailey                  | 0.30         | Communicate with case team re procedural issues re fee motion                                                             |
| 06/13/22    | L. Gailey                  | 0.30         | Communicate with E. Batty re case-opening documents                                                                       |
| 06/14/22    | L. Gailey                  | 0.20         | Communicate with E. Batty re deadlines                                                                                    |
| 06/15/22    | L. Gailey                  | 2.10         | Communicate with case team re motion to enforce and communicate with M. Hill re fee motion                                |

**WINSTON & STRAWN LLP**

Winston &amp; Strawn (Pro Bono)

**2022 Fee Summary**

|          |          |
|----------|----------|
| Date     | 08/03/22 |
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**06131 Richard Roe and Victor Voe**

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| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                               |
|-------------|----------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/15/22    | M. Hill                    | 1.00         | Meet with Lauren Gailey to discuss assignment                                                                                                                    |
| 06/15/22    | G. Skogg                   | 0.30         | Preparation of documents for electronic shared folders for attorney review                                                                                       |
| 06/16/22    | L. Gailey                  | 0.30         | Communicate with case team re motion to enforce                                                                                                                  |
| 06/17/22    | L. Gailey                  | 1.00         | Communicate with case team re settlement strategy                                                                                                                |
| 06/17/22    | G. Skogg                   | 0.40         | Preparation of discovery documents for electronic shared folders for attorney review                                                                             |
| 06/20/22    | L. Gailey                  | 1.00         | Prepare case-opening documents for appeal                                                                                                                        |
| 06/21/22    | L. Gailey                  | 0.30         | Prepare case-opening papers                                                                                                                                      |
| 06/21/22    | M. Hill                    | 2.00         | Read and took notes on 4th Cir. decision                                                                                                                         |
| 06/22/22    | L. Gailey                  | 2.10         | Edit and file case-opening documents                                                                                                                             |
| 06/22/22    | G. Skogg                   | 0.50         | Preparation of documents for addition to electronic shared folders for attorney review; research re revisions to electronic case calendar dates for attorney use |
| 06/23/22    | M. Hill                    | 3.00         | Read E.D.Va summary judgment ruling; research EAJA motion for attorney's fees requirements                                                                       |
| 06/27/22    | J. Bauer                   | 0.70         | Roe and Voe: Redacted                                                                                                                                            |
| 06/27/22    | M. Hill                    | 3.00         | Research factual background for EAJA motion for attorneys' fees                                                                                                  |
| 06/28/22    | J. Bauer                   | 1.00         | Roe and Voe: Redacted                                                                                                                                            |
| 06/28/22    | M. Hill                    | 2.00         | Research legal standards for EAJA motion for attorneys' fees                                                                                                     |
| 06/29/22    | M. Hill                    | 4.00         | Continue research legal standards for EAJA motion for attorneys' fees; draft outline for motion                                                                  |



| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                                                                                                 |
|-------------|----------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/30/22    | G. Skogg                   | 0.30         | Preparation of documents for addition to electronic shared folders for attorney review                                                                             |
| 07/01/22    | L. Gailey                  | 1.10         | Review and edit settlement demand letter (0.3); review appellate docket and communicate with government re motion for voluntary dismissal (0.8)                    |
| 07/05/22    | M. Hill                    | 4.00         | Research similar cases in which plaintiffs were awarded attorneys' fees under EAJA                                                                                 |
| 07/06/22    | L. Gailey                  | 2.30         | Edit outline of fee motion and communicate with M. Hill re same                                                                                                    |
| 07/06/22    | M. Hill                    | 3.00         | Meet with Lauren Gailey to discuss next steps, draft motion for attorneys' fees                                                                                    |
| 07/07/22    | M. Hill                    | 2.00         | Re-read E.D.Va. opinion and 4th Cir. opinion for background facts                                                                                                  |
| 07/08/22    | L. Gailey                  | 1.50         | Research deadlines for fee motion and communicate with case team re same                                                                                           |
| 07/08/22    | M. Hill                    | 4.00         | Research precedent in 4th Cir. regarding EAJA fees awarded when rational basis threshold not met                                                                   |
| 07/11/22    | L. Gailey                  | 0.40         | Communicate with case team re DOJ correspondence                                                                                                                   |
| 07/11/22    | M. Hill                    | 6.00         | Draft legal standard section for motion for attorneys' fees; conduct further research supporting argument that government position was not substantially justified |
| 07/12/22    | L. Gailey                  | 1.00         | Review and edit communications with DOJ re execution of court order                                                                                                |
| 07/12/22    | M. Hill                    | 5.00         | Draft motion for fees under EAJA                                                                                                                                   |
| 07/13/22    | L. Gailey                  | 1.10         | Draft motion for extension of deadline to file motion for attorney's fees                                                                                          |

| <b>Date</b> | <b>Attorney/Other Prof</b> | <b>Hours</b> | <b>Description</b>                                                                        |
|-------------|----------------------------|--------------|-------------------------------------------------------------------------------------------|
| 07/13/22    | M. Hill                    | 5.00         | Draft motion for fees under EAJA                                                          |
| 07/14/22    | L. Gailey                  | 1.80         | Communicate with M. Hill re motion for attorney's fees; draft motion and memorandum       |
| 07/14/22    | M. Hill                    | 4.00         | Finalize and turn in motion for fees under EAJA                                           |
| 07/15/22    | L. Gailey                  | 0.50         | Communicate with case team re motion for fees and extension re same                       |
| 07/15/22    | M. Hill                    | 5.00         | Finalize and turn in motion for fees under EAJA                                           |
| 07/18/22    | L. Gailey                  | 0.50         | Communicate with case team re fee motion                                                  |
| 07/19/22    | L. Gailey                  | 1.30         | Draft and edit motion for extension re fee motion and communicate with case team re same  |
| 07/20/22    | J. Bauer                   | 0.30         | Roe and Voe: emails re fees motion                                                        |
| 07/20/22    | L. Gailey                  | 1.00         | Review draft motion for attorney's fees and communicate with case team re same            |
| 07/22/22    | L. Gailey                  | 1.30         | Communicate with case team re motion for attorney's fees                                  |
| 07/25/22    | L. Gailey                  | 0.40         | Review status report; communicate with case team re attorney's fees and motion to enforce |
| 07/26/22    | L. Gailey                  | 0.20         | Communicate with case team re motions to enforce and for attorney's fees                  |
| 07/27/22    | L. Gailey                  | 0.30         | Review draft status report; communicate with case team re motion to enforce               |
| 07/28/22    | L. Gailey                  | 2.10         | Research case law re fee motion; communicate with J. Harding re same                      |
| 07/29/22    | L. Gailey                  | 0.60         | Edit motion for attorney's fees                                                           |
| 07/30/22    | L. Gailey                  | 4.60         | Draft motion for attorney's fees                                                          |
| 07/31/22    | L. Gailey                  | 11.50        | Draft motion for attorney's fees, researching case                                        |

| <b>Date</b>        | <b>Attorney/Other Prof</b> | <b>Hours</b>  | <b>Description</b>                                                                                         |
|--------------------|----------------------------|---------------|------------------------------------------------------------------------------------------------------------|
|                    |                            |               | law and attorney bios as needed                                                                            |
| 08/01/22           | L. Gailey                  | 5.40          | Draft motion for attorney's fees; assemble exhibits for same                                               |
| 08/02/22           | L. Gailey                  | 8.10          | Draft and edit motion for attorney's fees; communicate with case team re same; review Winston time entries |
| <b>Total Hours</b> |                            | <b>165.10</b> |                                                                                                            |

**Total for Legal Services                      \$142,312.30**

**Timekeeper Summary**

| <b><u>Attorney/Other Prof</u></b> | <b><u>Rank</u></b> | <b><u>Hours</u></b> |
|-----------------------------------|--------------------|---------------------|
| J. Bauer                          | Of Counsel         | 19.20               |
| L. Gailey                         | Associate          | 78.40               |
| M. Hill                           | Law Clerk          | 55.60               |
| G. Skogg                          | Paralegal          | <u>11.90</u>        |
| <b>Total Attorney/Other Prof</b>  |                    | <b>165.10</b>       |

# Exhibit B



| Disb ID  | Date      | Tkpr  | TKPR Name            | Client | Matter | Cost Desc                   | Base Amt | Narrative                                                                                                                                                                                                                                                                          | Bill Num |
|----------|-----------|-------|----------------------|--------|--------|-----------------------------|----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|
| 23218345 | 5/30/2018 | 16329 | Sommer, Andrew       | 999997 | 5556   | Filing and Other Fees       | \$400.00 | VENDOR: Diners Club Commercial INVOICE#: 55282800684965870618 DATE: 6/15/2018 LA Diners Club - June 2018 Invoice                                                                                                                                                                   | 2633900  |
| 23218347 | 5/31/2018 | 17220 | Harding, John        | 999997 | 5556   | Filing and Other Fees       | \$75.00  | VENDOR: Diners Club Commercial INVOICE#: 55282800684965870618 DATE: 6/15/2018 LA Diners Club - June 2018 Invoice                                                                                                                                                                   | 2633900  |
| 23218348 | 5/31/2018 | 17220 | Harding, John        | 999997 | 5556   | Filing and Other Fees       | \$75.00  | VENDOR: Diners Club Commercial INVOICE#: 55282800684965870618 DATE: 6/15/2018 LA Diners Club - June 2018 Invoice                                                                                                                                                                   | 2633900  |
| 23218359 | 5/31/2018 | 17220 | Harding, John        | 999997 | 5556   | Court Costs and Fees        | \$75.00  | VENDOR: Diners Club Commercial INVOICE#: 55282800684965870618 DATE: 6/15/2018 LA Diners Club - June 2018 Invoice                                                                                                                                                                   | 2633900  |
| 23218350 | 6/6/2018  | 17220 | Harding, John        | 999997 | 5556   | Court Costs and Fees        | \$75.00  | VENDOR: Diners Club Commercial INVOICE#: 55282800684965870618 DATE: 6/15/2018 LA Diners Club - June 2018 Invoice                                                                                                                                                                   | 2633900  |
| 23183934 | 6/8/2018  | 15255 | Gordon, Kimberly     | 999997 | 5556   | Computer Docket System      | \$0.20   | New - - Old - PACER - - (VAEDC) 1:18-CV-00641-LMB-IDD                                                                                                                                                                                                                              | 2633900  |
| 23120566 | 6/13/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556   | Service of Process Fees     | \$80.00  | VENDOR: Capitol Process Services, Inc. INVOICE#: 1546307 DATE: 6/13/2018 For professional process services rendered in June 2018                                                                                                                                                   | 2623766  |
| 23120568 | 6/13/2018 | 16329 | Sommer, Andrew       | 999997 | 5556   | Service of Process Fees     | \$65.00  | VENDOR: Capitol Process Services, Inc. INVOICE#: 1546314 DATE: 6/13/2018 For professional process services rendered in June 2018                                                                                                                                                   | 2623766  |
| 23120573 | 6/13/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556   | Service of Process Fees     | \$80.00  | VENDOR: Capitol Process Services, Inc. INVOICE#: 1546308 DATE: 6/13/2018 For professional process services rendered in June 2018                                                                                                                                                   | 2623766  |
| 23120574 | 6/13/2018 | 16329 | Sommer, Andrew       | 999997 | 5556   | Service of Process Fees     | \$140.00 | VENDOR: Capitol Process Services, Inc. INVOICE#: 1546304 DATE: 6/13/2018 For professional process services rendered in June 2018                                                                                                                                                   | 2623766  |
| 23155782 | 6/13/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556   | Document Retrieval          | \$36.00  | VENDOR: Diners Club Commercial INVOICE#: 55282800685548150618 DATE: 6/15/2018 Order for article, Medical Aspects of Transgender Military Service, from Sage by S. Geiger for C. Frelinghuysen 6/13/18                                                                              | 2628796  |
| 23155787 | 6/14/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556   | Document Retrieval          | \$42.50  | VENDOR: Diners Club Commercial INVOICE#: 55282800685548150618 DATE: 6/15/2018 Order for article, Single Tablet HIV Regimens Facilitate Virologic Suppression and Retention in Care Among Treatment Naive Patients, from Taylor & Francis by S. Geiger for C. Frelinghuysen 5/14/18 | 2628796  |
| 23136089 | 6/15/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computerized Legal Research | \$57.53  |                                                                                                                                                                                                                                                                                    | 2623766  |
| 23187197 | 6/15/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computer Docket System      | \$0.10   | New - - Old - PACER - - (00PCL) ALL COURTS; CASE NUMBER 18CV641; CASE TYPE CV; PAGE: 1                                                                                                                                                                                             | 2633900  |
| 23187206 | 6/15/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computer Docket System      | \$0.30   | New - - Old - PACER - - (VAEDC) 1:18-CV-00641-LMB-IDD                                                                                                                                                                                                                              | 2633900  |
| 23136090 | 6/18/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computerized Legal Research | \$81.85  |                                                                                                                                                                                                                                                                                    | 2623766  |
| 23136091 | 6/19/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computerized Legal Research | \$25.17  |                                                                                                                                                                                                                                                                                    | 2623766  |
| 23142144 | 6/19/2018 | 16329 | Sommer, Andrew       | 999997 | 5556   | Service of Process Fees     | \$150.00 | VENDOR: Capitol Process Services, Inc. INVOICE#: 1546312 DATE: 6/19/2018 For professional process services in June 2018                                                                                                                                                            | 2628796  |
| 23136092 | 6/20/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computerized Legal Research | \$0.00   |                                                                                                                                                                                                                                                                                    | 2623766  |
| 23136093 | 6/21/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computerized Legal Research | \$68.31  |                                                                                                                                                                                                                                                                                    | 2623766  |
| 23136094 | 6/22/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computerized Legal Research | \$25.17  |                                                                                                                                                                                                                                                                                    | 2623766  |
| 23190825 | 6/22/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computer Docket System      | \$0.10   | New - - Old - PACER - - (00PCL) ALL COURTS; CASE NUMBER 17-CV-00116; CASE TYPE CV; PAGE: 1                                                                                                                                                                                         | 2633900  |
| 23190897 | 6/22/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computer Docket System      | \$1.50   | New - - Old - PACER - - (VAEDC) 1:17-CV-00116-LMB-TCB                                                                                                                                                                                                                              | 2633900  |
| 23190900 | 6/22/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computer Docket System      | \$0.20   | New - - Old - PACER - - (VAEDC) 1:17-CV-00116-LMB-TCB DOCUMENT 23-0                                                                                                                                                                                                                | 2633900  |
| 23190901 | 6/22/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computer Docket System      | \$0.40   | New - - Old - PACER - - (VAEDC) 1:17-CV-00116-LMB-TCB DOCUMENT 31-1                                                                                                                                                                                                                | 2633900  |
| 23190902 | 6/22/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computer Docket System      | \$2.70   | New - - Old - PACER - - (VAEDC) 1:17-CV-00116-LMB-TCB DOCUMENT 31-0                                                                                                                                                                                                                | 2633900  |
| 23136095 | 6/25/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computerized Legal Research | \$0.00   |                                                                                                                                                                                                                                                                                    | 2623766  |
| 23192291 | 6/25/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computer Docket System      | \$0.10   | New - - Old - PACER - - (00PCL) ALL COURTS; CASE NUMBER 2017-CV-00116; CASE TYPE CV; PAGE: 1                                                                                                                                                                                       | 2633900  |
| 23192338 | 6/25/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computer Docket System      | \$1.50   | New - - Old - PACER - - (VAEDC) 1:17-CV-00116-LMB-TCB                                                                                                                                                                                                                              | 2633900  |
| 23192339 | 6/25/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computer Docket System      | \$2.70   | New - - Old - PACER - - (VAEDC) 1:17-CV-00116-LMB-TCB DOCUMENT 31-0                                                                                                                                                                                                                | 2633900  |
| 23192340 | 6/25/2018 | 19335 | Gallenstein, Donald  | 999997 | 5556   | Computer Docket System      | \$0.40   | New - - Old - PACER - - (VAEDC) 1:17-CV-00116-LMB-TCB DOCUMENT 31-1                                                                                                                                                                                                                | 2633900  |



|          |           |       |                   |        |      |                             |          |                                                                                                                                          |         |
|----------|-----------|-------|-------------------|--------|------|-----------------------------|----------|------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23200983 | 7/13/2018 | 15255 | Gordon, Kimberly  | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                        | 2633900 |
| 23202880 | 7/17/2018 | 15255 | Gordon, Kimberly  | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                        | 2633900 |
| 23168520 | 7/18/2018 | 17220 | Harding, John     | 999997 | 5556 | Computerized Legal Research | \$270.08 |                                                                                                                                          | 2628796 |
| 23203787 | 7/18/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                        | 2633900 |
| 23203788 | 7/18/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 8-0                                                                           | 2633900 |
| 23203789 | 7/18/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$2.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 1-0                                                                           | 2633900 |
| 23203790 | 7/18/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 1-1                                                                           | 2633900 |
| 23203801 | 7/18/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 13-0                                                                          | 2633900 |
| 23175253 | 7/19/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Overtime Transportation     | \$32.49  | VENDOR: Flash Cab Company INVOICE#: 50443 DATE: 8/1/2018 NANCY WERTH-35WEST WACKER DRIVE/2623W LUNT AVE                                  | 2628796 |
| 23176250 | 7/19/2018 | 16329 | Sommer, Andrew    | 999997 | 5556 | Messenger Services          | \$68.95  | VENDOR: Washington Express, LLC INVOICE#: 168147 DATE: 7/31/2018 OrderNumber: 2801393 Sherri Southern-1700 K St NW/401 Courthouse Square | 2628796 |
| 23204103 | 7/19/2018 | 15255 | Gordon, Kimberly  | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                        | 2633900 |
| 23205343 | 7/19/2018 | 15255 | Gordon, Kimberly  | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                        | 2633900 |
| 23207386 | 7/23/2018 | 15255 | Gordon, Kimberly  | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                        | 2633900 |
| 23207767 | 7/24/2018 | 15255 | Gordon, Kimberly  | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                        | 2633900 |
| 23212841 | 7/31/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.40   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                        | 2633900 |
| 23212842 | 7/31/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 2-0                                                                           | 2633900 |
| 23212843 | 7/31/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 3-0                                                                           | 2633900 |
| 23212844 | 7/31/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 4-0                                                                           | 2633900 |
| 23212846 | 7/31/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 5-0                                                                           | 2633900 |
| 23212847 | 7/31/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 6-0                                                                           | 2633900 |
| 23212848 | 7/31/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 7-0                                                                           | 2633900 |
| 23212849 | 7/31/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 9-0                                                                           | 2633900 |
| 23212850 | 7/31/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 10-0                                                                          | 2633900 |
| 23212852 | 7/31/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 11-0                                                                          | 2633900 |
| 23212853 | 7/31/2018 | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 12-0                                                                          | 2633900 |
| 23233103 | 8/1/2018  | 17220 | Harding, John     | 999997 | 5556 | Computerized Legal Research | \$75.51  |                                                                                                                                          | 2633900 |
| 23241742 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 14-0                                                                          | 2633900 |
| 23241744 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 15-0                                                                          | 2633900 |
| 23241747 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 16-0                                                                          | 2633900 |
| 23241748 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 17-0                                                                          | 2633900 |
| 23241750 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$1.00   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 18-0                                                                          | 2633900 |
| 23241755 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 18-1                                                                          | 2633900 |
| 23241756 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 19-0                                                                          | 2633900 |
| 23241760 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 20-0                                                                          | 2633900 |
| 23241762 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 21-0                                                                          | 2633900 |
| 23241765 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 22-0                                                                          | 2633900 |
| 23241768 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 23-0                                                                          | 2633900 |
| 23241769 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 24-0                                                                          | 2633900 |
| 23241774 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 27-0                                                                          | 2633900 |
| 23241777 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 28-0                                                                          | 2633900 |
| 23241778 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 28-1                                                                          | 2633900 |
| 23241783 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.50   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 29-0                                                                          | 2633900 |
| 23241785 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 26-1                                                                          | 2633900 |
| 23241786 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$3.00   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 26-2                                                                          | 2633900 |
| 23241787 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$3.00   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 26-3                                                                          | 2633900 |
| 23241788 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$1.80   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 26-4                                                                          | 2633900 |
| 23241789 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$3.00   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 26-5                                                                          | 2633900 |
| 23241792 | 8/1/2018  | 11018 | Wertheimer, Nancy | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 26-6                                                                          | 2633900 |



|          |            |       |                      |        |      |                               |          |                                                                                                                                                                          |         |
|----------|------------|-------|----------------------|--------|------|-------------------------------|----------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23241794 | 8/1/2018   | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$0.20   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 26-7                                                                                                          | 2633900 |
| 23241796 | 8/1/2018   | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 32-0                                                                                                          | 2633900 |
| 23233104 | 8/20/2018  | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$161.80 |                                                                                                                                                                          | 2633900 |
| 23233105 | 8/23/2018  | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$118.23 |                                                                                                                                                                          | 2633900 |
| 23220791 | 8/24/2018  | 18795 | Gianino, Vincent     | 999997 | 5556 | Computerized Legal Research   | \$0.00   |                                                                                                                                                                          | 2633900 |
| 23233106 | 8/24/2018  | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$0.00   |                                                                                                                                                                          | 2633900 |
| 23220792 | 8/25/2018  | 18795 | Gianino, Vincent     | 999997 | 5556 | Computerized Legal Research   | \$25.94  |                                                                                                                                                                          | 2633900 |
| 23233107 | 8/26/2018  | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$0.00   |                                                                                                                                                                          | 2633900 |
| 23220793 | 8/27/2018  | 18795 | Gianino, Vincent     | 999997 | 5556 | Computerized Legal Research   | \$287.54 |                                                                                                                                                                          | 2633900 |
| 23233108 | 8/27/2018  | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$7.19   |                                                                                                                                                                          | 2633900 |
| 23275953 | 9/7/2018   | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$0.00   |                                                                                                                                                                          | 2639097 |
| 23275954 | 9/10/2018  | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$310.69 |                                                                                                                                                                          | 2639097 |
| 23297491 | 9/10/2018  | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.20   | New - Old - PACER - (VAEDC) 1:15-cv-01214-LMB-TCB                                                                                                                        | 2656689 |
| 23297492 | 9/10/2018  | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$1.20   | New - Old - PACER - (VAEDC) 1:15-cv-01214-LMB-TCB Document 39-0                                                                                                          | 2656689 |
| 23297493 | 9/10/2018  | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.10   | New - Old - PACER - (VAEDC) 1:15-cv-01214-LMB-TCB Document 39-1                                                                                                          | 2656689 |
| 23298955 | 9/11/2018  | 11294 | Southern, Sherri     | 999997 | 5556 | Computer Docket System        | \$0.50   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                        | 2656689 |
| 23299200 | 9/11/2018  | 11294 | Southern, Sherri     | 999997 | 5556 | Computer Docket System        | \$0.50   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                        | 2656689 |
| 23262916 | 9/12/2018  | 16529 | Bennett, Yolanda     | 999997 | 5556 | Business Meals                | \$135.53 | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 2991023 DATE: 9/16/2018                                                                                           | 2639097 |
| 23300342 | 9/12/2018  | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.50   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                        | 2656689 |
| 23275955 | 9/13/2018  | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$0.00   |                                                                                                                                                                          | 2639097 |
| 23260602 | 9/14/2018  | 17220 | Harding, John        | 999997 | 5556 | Travel - Local Transportation | \$10.00  | VENDOR: Harding, John W. INVOICE#: 2773085009201800 DATE: 9/20/2018<br>Parking; 09/14/2018 - 09/14/2018; Parking for Hearing                                             | 2639097 |
| 23275956 | 9/14/2018  | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$50.34  |                                                                                                                                                                          | 2639097 |
| 23326293 | 9/14/2018  | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Travel - Local Transportation | \$22.41  | VENDOR: Uber Technologies, Inc. INVOICE#: 32CA84 DATE: 9/30/2018<br>Cyrus Frelinghuysen-908 17th St NW Washington DC 20006 USA/2086 Jamieson Ave Alexandria VA 22314 USA | 2656689 |
| 23323121 | 10/16/2018 | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$115.75 |                                                                                                                                                                          | 2656689 |
| 23343686 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$3.00   | New - Old - PACER - (WAWDC) 2:17-cv-01297-MJP                                                                                                                            | 2656689 |
| 23343690 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.60   | New - Old - PACER - (WAWDC) 2:17-cv-01297-MJP Document 318-0                                                                                                             | 2656689 |
| 23343783 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.10   | New - Old - PACER - (00PCL) All Courts; Case Number 1297; Case Year 2017; Case Number 2:17-cv-01297; Office 2; Case Type cv; Jurisdiction CV; Page: 1                    | 2656689 |
| 23343841 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.10   | New - Old - PACER - (00PCL) All Courts; Case Number 1597; Case Year 2017; Case Number 1:17-cv-01597; Office 1; Case Type cv; Page: 1                                     | 2656689 |
| 23343848 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.10   | New - Old - PACER - (00PCL) All Courts; Case Number 2459; Case Year 2017; Case Number 1:17-cv-02459; Office 1; Case Type cv; Page: 1                                     | 2656689 |
| 23343893 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.10   | New - Old - PACER - (00PCL) All Courts; Case Number 1597; Case Year 2017; Case Number 1:17-cv-01597; Office 1; Case Type cv; Page: 1                                     | 2656689 |
| 23343918 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$3.00   | New - Old - PACER - (DCDC) 1:17-cv-01597-CKK                                                                                                                             | 2656689 |
| 23343919 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.90   | New - Old - PACER - (DCDC) 1:17-cv-01597-CKK Document 76-0                                                                                                               | 2656689 |
| 23343920 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$3.00   | New - Old - PACER - (MDDC) 1:17-cv-02459-GLR                                                                                                                             | 2656689 |
| 23343921 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.50   | New - Old - PACER - (MDDC) 1:17-cv-02459-GLR Document 210-0                                                                                                              | 2656689 |
| 23343922 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.10   | New - Old - PACER - (MDDC) 1:17-cv-02459-GLR Document 210-1                                                                                                              | 2656689 |
| 23343923 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.30   | New - Old - PACER - (MDDC) 1:17-cv-02459-GLR Document 170-0                                                                                                              | 2656689 |
| 23343924 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.40   | New - Old - PACER - (MDDC) 1:17-cv-02459-GLR Document 100-0                                                                                                              | 2656689 |
| 23343927 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.80   | New - Old - PACER - (MDDC) 1:17-cv-02459-GLR Document 102-0                                                                                                              | 2656689 |
| 23343936 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$3.00   | New - Old - PACER - (DCDC) 1:17-cv-01597-CKK                                                                                                                             | 2656689 |
| 23343937 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$1.20   | New - Old - PACER - (DCDC) 1:17-cv-01597-CKK Document 97-0                                                                                                               | 2656689 |
| 23343940 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$2.10   | New - Old - PACER - (DCDC) 1:17-cv-01597-CKK Document 108-0                                                                                                              | 2656689 |
| 23343941 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.20   | New - Old - PACER - (DCDC) 1:17-cv-01597-CKK Document 108-1                                                                                                              | 2656689 |



|          |            |       |                      |        |      |                             |          |                                                                                                                                                                            |         |
|----------|------------|-------|----------------------|--------|------|-----------------------------|----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23343942 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (DCDC) 1:17-cv-01597-CKK Document 108-2                                                                                                                | 2656689 |
| 23343943 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (DCDC) 1:17-cv-01597-CKK Document 108-3                                                                                                                | 2656689 |
| 23343944 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (DCDC) 1:17-cv-01597-CKK Document 108-4                                                                                                                | 2656689 |
| 23343945 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (DCDC) 1:17-cv-01597-CKK Document 108-5                                                                                                                | 2656689 |
| 23343946 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$0.30   | New - Old - PACER - (DCDC) 1:17-cv-01597-CKK Document 108-6                                                                                                                | 2656689 |
| 23343947 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$1.10   | New - Old - PACER - (DCDC) 1:17-cv-01597-CKK Document 108-7                                                                                                                | 2656689 |
| 23343948 | 10/16/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$0.80   | New - Old - PACER - (DCDC) 1:17-cv-01597-CKK Document 110-0                                                                                                                | 2656689 |
| 23344253 | 10/17/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$3.00   | New - Old - PACER - (WAWDC) 2:17-cv-01297-MJP                                                                                                                              | 2656689 |
| 23344254 | 10/17/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$1.90   | New - Old - PACER - (WAWDC) 2:17-cv-01297-MJP Document 245-0                                                                                                               | 2656689 |
| 23344255 | 10/17/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$0.20   | New - Old - PACER - (WAWDC) 2:17-cv-01297-MJP Document 245-1                                                                                                               | 2656689 |
| 23344261 | 10/17/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$1.60   | New - Old - PACER - (WAWDC) 2:17-cv-01297-MJP Document 266-0                                                                                                               | 2656689 |
| 23344262 | 10/17/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$0.90   | New - Old - PACER - (WAWDC) 2:17-cv-01297-MJP Document 273-0                                                                                                               | 2656689 |
| 23344370 | 10/17/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (00PCL) All Courts; Case Number 1297; Case Year 2017; Case Number 2:17-cv-01297; Office 2; Case Type cv; Page: 1                                       | 2656689 |
| 23323113 | 10/18/2018 | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research | \$75.68  |                                                                                                                                                                            | 2656689 |
| 23323122 | 10/18/2018 | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research | \$100.91 |                                                                                                                                                                            | 2656689 |
| 23345247 | 10/19/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (00PCL) All Courts; Case Number 641; Case Year 2018; Case Number 18-cv-00641; Case Type cv; Page: 1                                                    | 2656689 |
| 23345274 | 10/19/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System      | \$0.60   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                          | 2656689 |
| 23345275 | 10/19/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD Document 59-0                                                                                                            | 2656689 |
| 23292261 | 10/22/2018 | 17220 | Harding, John        | 999997 | 5556 | Transcript Fees             | \$98.10  | VENDOR: Anneliese J. Thomson INVOICE#: 20180183 DATE: 10/22/2018<br>Transcription Fee of 9/14/18 Motions Hearing in Nick Harrison, et al. v. James N. Mattis, et al.       | 2656689 |
| 23346328 | 10/22/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (00PCL) All Courts; Case Number 3448; Case Year 2013; Case Number 1:13-cv-03448; Office 1; Case Type cv; Page: 1                                       | 2656689 |
| 23346330 | 10/22/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (00PCL) All Courts; Case Number 2459; Case Year 2017; Case Number 1:17-cv-02459; Office 1; Case Type cv; Page: 1                                       | 2656689 |
| 23346337 | 10/22/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$2.80   | New - Old - PACER - (NYEDC) 1:13-cv-03448-PKC-JO                                                                                                                           | 2656689 |
| 23346338 | 10/22/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$1.10   | New - Old - PACER - (NYEDC) 1:13-cv-03448-PKC-JO Document 20-1                                                                                                             | 2656689 |
| 23346339 | 10/22/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$0.70   | New - Old - PACER - (NYEDC) 1:13-cv-03448-PKC-JO Document 20-2                                                                                                             | 2656689 |
| 23346343 | 10/22/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$3.00   | New - Old - PACER - (MDDC) 1:17-cv-02459-GLR                                                                                                                               | 2656689 |
| 23346345 | 10/22/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$1.50   | New - Old - PACER - (MDDC) 1:17-cv-02459-GLR Document 177-5                                                                                                                | 2656689 |
| 23346346 | 10/22/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System      | \$1.70   | New - Old - PACER - (MDDC) 1:17-cv-02459-GLR Document 177-6                                                                                                                | 2656689 |
| 23347497 | 10/24/2018 | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System      | \$1.70   | New - Old - PACER - (SDDC) 4:17-cv-04130-KES Document 83-0                                                                                                                 | 2656689 |
| 23349083 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System      | \$3.00   | New - Old - PACER - (WAWDC) 2:17-cv-01297-MJP                                                                                                                              | 2656689 |
| 23349333 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (00PCL) All Courts; Case Number 1297; Case Year 2017; Case Number 2:17-cv-01297; Office 2; Case Title Karnoski v. Trump; Case Type cv; Jurisdiction CV | 2656689 |
| 23349335 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (00PCL) All Courts; Case Number 1297; Case Year 2017; Case Number 2:17-cv-01297; Office 2; Case Title Karnoski v. Trump; Case Type cv; Jurisdiction CV | 2656689 |
| 23349336 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (00PCL) All Courts; Case Number 1297; Case Year 2017; Case Number 17-cv-01297; Case Title Karnoski v. Trump; Case Type cv; Jurisdiction CV             | 2656689 |
| 23349337 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (00PCL) All Courts; Case Number 1297; Case Year 2017; Case Number 17-cv-01297; Case Type cv; Jurisdiction CV; Page: 1                                  | 2656689 |
| 23349379 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System      | \$0.10   | New - Old - PACER - (00PCL) All Courts; Case Number 116; Case Year 2017; Case Number 17-cv-00116; Case Title Aziz et al v. Trump et al. ; Case Type cv; Jurisdiction CV    | 2656689 |



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|----------|------------|-------|----------------------|--------|------|-------------------------------|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23349380 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.10     | New - Old - PACER - (00PCL) All Courts; Case Number 116; Case Year 2017; Case Number 17-cv-00116; Case Type cv; Jurisdiction CV; Page: 1                                                                                         | 2656689 |
| 23349389 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.10     | New - Old - PACER - (00PCL) All Courts; Case Number 2459; Case Year 2017; Case Number 17-cv-02459; Case Title Stone v. Trump; Case Type cv                                                                                       | 2656689 |
| 23349391 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.10     | New - Old - PACER - (00PCL) All Courts; Case Number 2459; Case Year 2017; Case Number 17-cv-02459; Case Type cv; Page: 1                                                                                                         | 2656689 |
| 23349437 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.30     | New - Old - PACER - (VAEDC) 1:17-cv-00116-LMB-TCB                                                                                                                                                                                | 2656689 |
| 23349449 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.60     | New - Old - PACER - (MDDC) 1:17-cv-02459-GLR                                                                                                                                                                                     | 2656689 |
| 23349450 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.20     | New - Old - PACER - (MDDC) 1:17-cv-02459-GLR Document 50-0                                                                                                                                                                       | 2656689 |
| 23349456 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.40     | New - Old - PACER - (MDDC) 1:17-cv-02459-GLR Document 110-0                                                                                                                                                                      | 2656689 |
| 23349458 | 10/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$1.30     | New - Old - PACER - (MDDC) 1:17-cv-02459-GLR Document 111-0                                                                                                                                                                      | 2656689 |
| 23332384 | 11/1/2018  | 99990 | Firm Attorney (FW)   | 999997 | 5556 | Electronic Discovery Services | \$1,527.00 | VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 18110276 DATE: 11/1/2018 For October services rendered, including license fees, hosting, imports, processing, project management, etc                                              |         |
| 23379210 | 11/2/2018  | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$0.10     | New - Old - PACER - (SDDC) 4:17-cv-04130-KES Document 89-0                                                                                                                                                                       | 2656689 |
| 23379213 | 11/2/2018  | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$0.50     | New - Old - PACER - (SDDC) 4:17-cv-04130-KES Document 82-0                                                                                                                                                                       | 2656689 |
| 23379214 | 11/2/2018  | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$1.20     | New - Old - PACER - (SDDC) 4:17-cv-04130-KES Document 82-1                                                                                                                                                                       | 2656689 |
| 23379215 | 11/2/2018  | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$1.10     | New - Old - PACER - (SDDC) 4:17-cv-04130-KES Document 82-2                                                                                                                                                                       | 2656689 |
| 23379216 | 11/2/2018  | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$0.60     | New - Old - PACER - (SDDC) 4:17-cv-04130-KES Document 82-3                                                                                                                                                                       | 2656689 |
| 23379217 | 11/2/2018  | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$0.40     | New - Old - PACER - (SDDC) 4:17-cv-04130-KES Document 82-4                                                                                                                                                                       | 2656689 |
| 23379218 | 11/2/2018  | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$0.30     | New - Old - PACER - (SDDC) 4:17-cv-04130-KES Document 82-5                                                                                                                                                                       | 2656689 |
| 23379219 | 11/2/2018  | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$0.50     | New - Old - PACER - (SDDC) 4:17-cv-04130-KES Document 82-6                                                                                                                                                                       | 2656689 |
| 23379220 | 11/2/2018  | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$0.80     | New - Old - PACER - (SDDC) 4:17-cv-04130-KES Document 82-7                                                                                                                                                                       | 2656689 |
| 23379221 | 11/2/2018  | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$0.30     | New - Old - PACER - (SDDC) 4:17-cv-04130-KES Document 80-0                                                                                                                                                                       | 2656689 |
| 23379222 | 11/2/2018  | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$0.20     | New - Old - PACER - (SDDC) 4:17-cv-04130-KES Document 79-0                                                                                                                                                                       | 2656689 |
| 23379224 | 11/2/2018  | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$1.20     | New - Old - PACER - (SDDC) 4:17-cv-04130-KES Document 72-0                                                                                                                                                                       | 2656689 |
| 23371784 | 11/3/2018  | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$25.17    |                                                                                                                                                                                                                                  | 2656689 |
| 23380288 | 11/6/2018  | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.60     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                                                | 2656689 |
| 23456718 | 11/7/2018  | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Document Retrieval            | \$56.45    | VENDOR: Wisconsin TechSearch INVOICE#: 18NOV8610 DATE: 11/30/2018 Wisconsin TechSearch, Standard for articles, 11/7/18 by T. Woodward for N. Wertheimer                                                                          | 2663295 |
| 23371750 | 11/9/2018  | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$100.67   |                                                                                                                                                                                                                                  | 2656689 |
| 23371751 | 11/12/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$31.80    |                                                                                                                                                                                                                                  | 2656689 |
| 23371752 | 11/13/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$25.23    |                                                                                                                                                                                                                                  | 2656689 |
| 23371785 | 11/13/2018 | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$302.74   |                                                                                                                                                                                                                                  | 2656689 |
| 23416603 | 11/13/2018 | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Document Retrieval            | \$39.95    | VENDOR: Diners Club Commercial INVOICE#: 55282800685548151118 DATE: 11/15/2018 Order for article, Changing Clinical Phenotypes of HIV-Associated Neurocognitive Disorders, from Springer by C. Lundin for N. Wertheimer 11/13/18 | 2656689 |
| 23371786 | 11/14/2018 | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$695.36   |                                                                                                                                                                                                                                  | 2656689 |
| 23385297 | 11/16/2018 | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$2.70     | New - Old - PACER - (DEDC) 1:16-cv-01114-RGA Start date: 1/1/1970 End date: 11/16/2018                                                                                                                                           | 2656689 |
| 23385922 | 11/19/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.60     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                                                | 2656689 |
| 23371787 | 11/20/2018 | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$75.68    |                                                                                                                                                                                                                                  | 2656689 |
| 23386434 | 11/20/2018 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.60     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                                                | 2656689 |
| 23377411 | 11/21/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Messenger Services            | \$34 90    | VENDOR: Washington Express, LLC INVOICE#: 172557 DATE: 11/30/2018 Order Number: 2866579 Sherri Southern-1700 K St NW/401 Courthouse Square                                                                                       | 2656689 |
| 23387181 | 11/21/2018 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.60     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                                                | 2656689 |
| 23371753 | 11/23/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$0.00     |                                                                                                                                                                                                                                  | 2656689 |
| 23371788 | 11/23/2018 | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$850.54   |                                                                                                                                                                                                                                  | 2656689 |



|          |            |       |                      |        |      |                               |            |                                                                                                                                                                                      |         |
|----------|------------|-------|----------------------|--------|------|-------------------------------|------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23371754 | 11/24/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$0.00     |                                                                                                                                                                                      | 2656689 |
| 23371755 | 11/26/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$0.00     |                                                                                                                                                                                      | 2656689 |
| 23371756 | 11/27/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$1,215.81 |                                                                                                                                                                                      | 2656689 |
| 23371757 | 11/28/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$458.80   |                                                                                                                                                                                      | 2656689 |
| 23371758 | 11/29/2018 | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$25.23    |                                                                                                                                                                                      | 2656689 |
| 23377412 | 11/29/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Messenger Services            | \$104.70   | VENDOR: Washington Express, LLC INVOICE#: 172557 DATE: 11/30/2018 Order Number: 2869739 Sherri Southern-1700 K St NW/401 Courthouse Square                                           | 2656689 |
| 23389630 | 11/29/2018 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.70     | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                | 2656689 |
| 23371759 | 11/30/2018 | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$0.00     |                                                                                                                                                                                      | 2656689 |
| 23374422 | 11/30/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Travel - Local Transportation | \$9.00     | VENDOR: Frelinghuysen, Cyrus T. INVOICE#: 2960540012072102 DATE: 12/7/2018 Parking; 11/30/2018 - 11/30/2018; Parking while attending hearing                                         | 2656689 |
| 23393878 | 11/30/2018 | 17220 | Harding, John        | 999997 | 5556 | Travel - Local Transportation | \$10.00    | VENDOR: Harding, John W. INVOICE#: 2993121212191921 DATE: 12/19/2018 Parking; 11/30/2018 - 11/30/2018; 11/30/18 Parking to Attend Hearing Re Motion to Compel                        | 2656689 |
| 23391521 | 12/1/2018  | 99990 | Firm Attorney (FW)   | 999997 | 5556 | Electronic Discovery Services | \$967.50   | VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 18120271 DATE: 12/1/2018 For November services rendered, including license fees, hosting, imports, processing, project management, etc |         |
| 23402596 | 12/3/2018  | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$0.00     |                                                                                                                                                                                      | 2656689 |
| 23419413 | 12/3/2018  | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$3.00     | New - - Old - PACER - - (MDDC) 1:17-cv-02459-GLR Start date: 12/03/2017                                                                                                              | 2656689 |
| 23419414 | 12/3/2018  | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$3.00     | New - - Old - PACER - - (MDDC) 1:17-cv-02459-GLR Document 209-0                                                                                                                      | 2656689 |
| 23419415 | 12/3/2018  | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.10     | New - - Old - PACER - - (MDDC) 1:17-cv-02459-GLR Document 209-1                                                                                                                      | 2656689 |
| 23419416 | 12/3/2018  | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.20     | New - - Old - PACER - - (MDDC) 1:17-cv-02459-GLR Document 228-0                                                                                                                      | 2656689 |
| 23402597 | 12/4/2018  | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$629.04   |                                                                                                                                                                                      | 2656689 |
| 23373885 | 12/6/2018  | 17220 | Harding, John        | 999997 | 5556 | Transcript Fees               | \$57.75    | VENDOR: Anneliese J. Thomson INVOICE#: 20180211 DATE: 12/6/2018 Transcript of 11/30/18 Motion Hearing in Harrison v. Mattis                                                          | 2656689 |
| 23402621 | 12/11/2018 | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$25.23    |                                                                                                                                                                                      | 2656689 |
| 23402622 | 12/12/2018 | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$25.23    |                                                                                                                                                                                      | 2656689 |
| 23402598 | 12/13/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$199.31   |                                                                                                                                                                                      | 2656689 |
| 23415721 | 12/13/2018 | 17220 | Harding, John        | 999997 | 5556 | Air Courier                   | \$7.71     | VENDOR: FedEx INVOICE#: 640793776 DATE: 12/21/2018 Robert Norway WASHINGTON DC 20005 US                                                                                              | 2656689 |
| 23402601 | 12/14/2018 | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$0.00     |                                                                                                                                                                                      | 2656689 |
| 23415729 | 12/14/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Air Courier                   | \$12.77    | VENDOR: FedEx INVOICE#: 640793776 DATE: 12/21/2018 Honorable Ivan Davis ALEXANDRIA VA 22314 US                                                                                       | 2656689 |
| 23402599 | 12/18/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$25.23    |                                                                                                                                                                                      | 2656689 |
| 23402602 | 12/18/2018 | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$50.46    |                                                                                                                                                                                      | 2656689 |
| 23402603 | 12/19/2018 | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$50.46    |                                                                                                                                                                                      | 2656689 |
| 23428761 | 12/19/2018 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.80     | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                | 2656689 |
| 23459883 | 12/19/2018 | 16329 | Sommer, Andrew       | 999997 | 5556 | Court Costs and Fees          | \$75.00    | VENDOR: Diners Club Commercial INVOICE#: 55282800685691930119 DATE: 1/15/2019 Pro Hac Vice filing fee for Julie Bauer in Roe et al v. Defense et al, 18-cv-1565                      | 2663295 |
| 23459884 | 12/19/2018 | 16329 | Sommer, Andrew       | 999997 | 5556 | Court Costs and Fees          | \$75.00    | VENDOR: Diners Club Commercial INVOICE#: 55282800685691930119 DATE: 1/15/2019 Pro Hac Vice filing fee for Kara Nicole Ingelhart in Roe et al v. Defense et al, 18-cv-1565            | 2663295 |
| 23459885 | 12/19/2018 | 16329 | Sommer, Andrew       | 999997 | 5556 | Court Costs and Fees          | \$75.00    | VENDOR: Diners Club Commercial INVOICE#: 55282800685691930119 DATE: 1/15/2019 Pro Hac Vice filing fee for Lauren Gailey in Roe et al v. Defense et al, 18-cv-1565                    | 2663295 |



|          |            |       |                      |        |      |                               |            |                                                                                                                                                                                     |         |
|----------|------------|-------|----------------------|--------|------|-------------------------------|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23459886 | 12/19/2018 | 16329 | Sommer, Andrew       | 999997 | 5556 | Court Costs and Fees          | \$75.00    | VENDOR: Diners Club Commercial INVOICE#: 55282800685691930119 DATE: 1/15/2019 Pro Hac Vice filing fee for Peter Perkowski in Roe et al v. Defense et al, 18-cv-1565                 | 2663295 |
| 23459887 | 12/19/2018 | 16329 | Sommer, Andrew       | 999997 | 5556 | Court Costs and Fees          | \$75.00    | VENDOR: Diners Club Commercial INVOICE#: 55282800685691930119 DATE: 1/15/2019 Pro Hac Vice filing fee for Scott Schoettes in Roe et al v. Defense et al, 18-cv-1565                 | 2663295 |
| 23459888 | 12/19/2018 | 16329 | Sommer, Andrew       | 999997 | 5556 | Filing and Other Fees         | \$400.00   | VENDOR: Diners Club Commercial INVOICE#: 55282800685691930119 DATE: 1/15/2019 New complaint filing fee in Roe et al v. Defense et al, 18-cv-1565                                    | 2663295 |
| 23402600 | 12/20/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$489.01   |                                                                                                                                                                                     | 2656689 |
| 23418073 | 12/20/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Messenger Services            | \$47.50    | VENDOR: Washington Express, LLC INVOICE#: 173541 DATE: 12/31/2018 Order Number: 2880808 Sherri Southern-1700 K St NW/401 Courthouse Square                                          | 2656689 |
| 23429257 | 12/20/2018 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.80     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                   | 2656689 |
| 23429316 | 12/20/2018 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.80     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                   | 2656689 |
| 23402745 | 12/21/2018 | 17220 | Harding, John        | 999997 | 5556 | Travel - Local Transportation | \$9.00     | VENDOR: Harding, John W. INVOICE#: 3000680612211903 DATE: 12/21/2018 Parking; 12/21/2018 - 12/21/2018; Parking to Attend Hearing                                                    | 2656689 |
| 23402842 | 12/21/2018 | 17220 | Harding, John        | 999997 | 5556 | Court Reporter                | \$5.40     | VENDOR: Anneliese J. Thomson INVOICE#: 20180221 DATE: 12/21/2018 Transcript of 12/21/18 Hearing                                                                                     | 2656689 |
| 23418074 | 12/21/2018 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Messenger Services            | \$42.70    | VENDOR: Washington Express, LLC INVOICE#: 173541 DATE: 12/31/2018 Order Number: 2881693 Sherri Southern-1700 K St NW/401 Courthouse Square                                          | 2656689 |
| 23429673 | 12/21/2018 | 11018 | Wertheimer, Nancy    | 999997 | 5556 | Computer Docket System        | \$0.80     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                   | 2656689 |
| 23437515 | 1/1/2019   | 99990 | Firm Attorney (FW)   | 999997 | 5556 | Electronic Discovery Services | \$3,676.80 | VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19010275 DATE: 1/1/2019 For December services rendered, including license fees, hosting, imports, processing, project management, etc |         |
| 23463037 | 1/4/2019   | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.90     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                   | 2663295 |
| 23436590 | 1/8/2019   | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$51.94    |                                                                                                                                                                                     | 2663295 |
| 23449888 | 1/8/2019   | 14877 | Garcia, Angela       | 999997 | 5556 | Business Meals                | \$251.48   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3062394 DATE: 1/13/2019 OrderID: 1984625608 Fresh Connections Catering [DC] Harrison/Deposition 12N Yolanda Bennett          | 2663295 |
| 23436591 | 1/10/2019  | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$0.00     |                                                                                                                                                                                     | 2663295 |
| 23451262 | 1/11/2019  | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$697.27   |                                                                                                                                                                                     | 2663295 |
| 23451263 | 1/13/2019  | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$151.58   |                                                                                                                                                                                     | 2663295 |
| 23459836 | 1/15/2019  | 15255 | Gordon, Kimberly     | 999997 | 5556 | Messenger Services            | \$35.79    | VENDOR: Washington Express, LLC INVOICE#: 174453 DATE: 1/31/2019 Order Number: 2889182 Kim Gordon-1700 K St NW/401 Courthouse Square                                                | 2663295 |
| 23459837 | 1/15/2019  | 15255 | Gordon, Kimberly     | 999997 | 5556 | Messenger Services            | \$35.79    | VENDOR: Washington Express, LLC INVOICE#: 174453 DATE: 1/31/2019 Order Number: 2889183 Kim Gordon-401 Courthouse Square/1700 K St NW                                                | 2663295 |
| 23459838 | 1/22/2019  | 15255 | Gordon, Kimberly     | 999997 | 5556 | Messenger Services            | \$50.79    | VENDOR: Washington Express, LLC INVOICE#: 174453 DATE: 1/31/2019 Order Number: 2891605 Kim Gordon-1700 K St NW/401 Courthouse Square                                                | 2663295 |
| 23459839 | 1/22/2019  | 15255 | Gordon, Kimberly     | 999997 | 5556 | Messenger Services            | \$35.79    | VENDOR: Washington Express, LLC INVOICE#: 174453 DATE: 1/31/2019 Order Number: 2891606 Kim Gordon-401 Courthouse Square/1700 K St NW                                                | 2663295 |
| 23451242 | 1/24/2019  | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$8.48     |                                                                                                                                                                                     | 2663295 |
| 23451264 | 1/25/2019  | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$485.06   |                                                                                                                                                                                     | 2663295 |
| 23459840 | 1/28/2019  | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Messenger Services            | \$48.54    | VENDOR: Washington Express, LLC INVOICE#: 174453 DATE: 1/31/2019 Order Number: 2893880 Sherri Southern-1700 K St NW/401 Courthouse Square                                           | 2663295 |
| 23472576 | 1/28/2019  | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.90     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                   | 2663295 |
| 23451265 | 1/29/2019  | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$697.27   |                                                                                                                                                                                     | 2663295 |
| 23451266 | 1/30/2019  | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$1,931.53 |                                                                                                                                                                                     | 2663295 |
| 23456454 | 1/30/2019  | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$1,931.53 |                                                                                                                                                                                     | 2663295 |



|          |           |       |                      |        |      |                               |              |                                                                                                                                                                                                                 |         |
|----------|-----------|-------|----------------------|--------|------|-------------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23456441 | 1/31/2019 | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                                                 | 2663295 |
| 23456455 | 1/31/2019 | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$51.94      |                                                                                                                                                                                                                 | 2663295 |
| 23459841 | 1/31/2019 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Messenger Services            | \$90.31      | VENDOR: Washington Express, LLC INVOICE#: 174453 DATE: 1/31/2019 Order Number: 2895782 Sherri Southern-1700 K St NW/401 Courthouse Square                                                                       | 2663295 |
| 23474679 | 1/31/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$1.00       | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                           | 2663295 |
| 23474680 | 1/31/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.90       | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD Document 112-5                                                                                                                                            | 2663295 |
| 23459997 | 2/1/2019  | 17220 | Harding, John        | 999997 | 5556 | Travel - Local Transportation | \$10.00      | VENDOR: Harding, John W. INVOICE#: 3099571302111901 DATE: 2/11/2019 Parking; 02/01/2019 - 02/08/2019; Parking Re Attendance at Hearing in Harrison Matter                                                       | 2665738 |
| 23475261 | 2/1/2019  | 99990 | Firm Attorney (FW)   | 999997 | 5556 | Electronic Discovery Services | \$2,149.20   | VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19020273 DATE: 2/1/2019 For January services rendered, including license fees, hosting, imports, processing, project management, etc                              |         |
| 23458645 | 2/4/2019  | 17220 | Harding, John        | 999997 | 5556 | Court Reporter                | \$92.65      | VENDOR: Anneliese J. Thomson INVOICE#: 20190025 DATE: 2/4/2019 Transcript of 2/1/19 Motion Hearing                                                                                                              | 2665738 |
| 23500660 | 2/4/2019  | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$1.00       | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                           | 2665738 |
| 23512301 | 2/4/2019  | 15255 | Gordon, Kimberly     | 999997 | 5556 | Messenger Services            | \$35.79      | VENDOR: Washington Express, LLC INVOICE#: 175414 DATE: 2/28/2019 Order Number: 2896942 Kim Gordon-1700 K St NW/401 Courthouse Square                                                                            | 2665738 |
| 23512302 | 2/4/2019  | 15255 | Gordon, Kimberly     | 999997 | 5556 | Messenger Services            | \$35.79      | VENDOR: Washington Express, LLC INVOICE#: 175414 DATE: 2/28/2019 Order Number: 2896943 Kim Gordon-401 Courthouse Square/1700 K St NW                                                                            | 2665738 |
| 23458340 | 2/5/2019  | 99990 | Firm Attorney (FW)   | 999997 | 5556 | Electronic Discovery Services | (\$1,527.00) | Cancellation of: VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 18110276 DATE: 11/1/2018 For October services rendered, including license fees, hosting, imports, processing, project management, etc            |         |
| 23458359 | 2/5/2019  | 99990 | Firm Attorney (FW)   | 999997 | 5556 | Electronic Discovery Services | (\$967.50)   | Cancellation of: VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 18120271 DATE: 12/1/2018 For November services rendered, including license fees, hosting, imports, processing, project management, etc           |         |
| 23501975 | 2/5/2019  | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$1.00       | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                           | 2665738 |
| 23482160 | 2/7/2019  | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$30.32      |                                                                                                                                                                                                                 | 2665738 |
| 23495430 | 2/7/2019  | 11098 | Skogg, Gregory       | 999997 | 5556 | Document Imaging & OCR        | \$29.76      | email print                                                                                                                                                                                                     | 2665738 |
| 23495686 | 2/7/2019  | 11098 | Skogg, Gregory       | 999997 | 5556 | Color Copies                  | \$46.40      | email print                                                                                                                                                                                                     | 2665738 |
| 23496045 | 2/7/2019  | 11098 | Skogg, Gregory       | 999997 | 5556 | Copy Center Charges           | \$1.60       | Tabs                                                                                                                                                                                                            | 2665738 |
| 23459998 | 2/8/2019  | 17220 | Harding, John        | 999997 | 5556 | Travel - Local Transportation | \$6.00       | VENDOR: Harding, John W. INVOICE#: 3099571302111901 DATE: 2/11/2019 Parking; 02/01/2019 - 02/08/2019; Parking Re Attendance at Hearing in Harrison Matter                                                       | 2665738 |
| 23494227 | 2/12/2019 | 14877 | Garcia, Angela       | 999997 | 5556 | Business Meals                | \$104.28     | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3082513 DATE: 2/17/2019 OrderID: 1992729000 W. Millar & Co. Catering (4PM CUT Off! NO ORDERS ACCEPTED AFTER 4PM) Deposition breakout 12K Sherri Southern | 2665738 |
| 23506466 | 2/15/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.70       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                           | 2665738 |
| 23506528 | 2/15/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.70       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                           | 2665738 |
| 23507378 | 2/19/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$1.10       | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                           | 2665738 |
| 23494245 | 2/21/2019 | 14877 | Garcia, Angela       | 999997 | 5556 | Business Meals                | \$318.57     | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3083804 DATE: 2/24/2019 OrderID: 1994725765 Baja Grille Catering Lunch for Weisen Deposition 12G Myrna Taylor                                            | 2665738 |
| 23499643 | 2/22/2019 | 14877 | Garcia, Angela       | 999997 | 5556 | Business Meals                | \$121.20     | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3092188 DATE: 3/3/2019 OrderID: 1995020358 VIPS Catering Deposition Preparation 12F Myrna Taylor                                                         | 2665738 |
| 23499646 | 2/26/2019 | 14877 | Garcia, Angela       | 999997 | 5556 | Business Meals                | \$219.19     | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3092188 DATE: 3/3/2019 OrderID: 1995677566 Fresh Connections Catering [DC] Lunch Blaylock Deposition 12G Myrna Taylor                                    | 2665738 |



|          |           |       |                    |        |      |                               |            |                                                                                                                                                                                                                        |         |
|----------|-----------|-------|--------------------|--------|------|-------------------------------|------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23486643 | 2/27/2019 | 17220 | Harding, John      | 999997 | 5556 | Court Reporter                | \$71.40    | VENDOR: Anneliese J. Thomson INVOICE#: 20190042 DATE: 2/27/2019<br>Transcript of 2/22/19 Motion Hearing                                                                                                                | 2665738 |
| 23489667 | 2/27/2019 | 99991 | Firm Attorney (CH) | 999997 | 5556 | Computerized Legal Research   | \$93.52    |                                                                                                                                                                                                                        | 2665738 |
| 23493073 | 2/27/2019 | 99992 | Firm Attorney (DC) | 999997 | 5556 | Computerized Legal Research   | \$30.32    |                                                                                                                                                                                                                        | 2665738 |
| 23499649 | 2/28/2019 | 14877 | Garcia, Angela     | 999997 | 5556 | Business Meals                | \$133.80   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3092188 DATE: 3/3/2019 OrderID: 1996369290 VIPs Catering Lunch for A. Taylor Deposition 12G Myrna Taylor                                                        | 2665738 |
| 23513761 | 3/1/2019  | 99990 | Firm Attorney (FW) | 999997 | 5556 | Electronic Discovery Services | \$3,023.95 | VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19030270 DATE: 3/1/2019                                                                                                                                                  | 2670883 |
| 23519129 | 3/1/2019  | 14367 | Newby, Paula       | 999997 | 5556 | Secretarial Overtime          | \$37.50    | Alicia Lynn                                                                                                                                                                                                            | 2670883 |
| 23514491 | 3/4/2019  | 14877 | Garcia, Angela     | 999997 | 5556 | Business Meals                | \$187.19   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3093539 DATE: 3/10/2019 OrderId: 1996976630 W. Millar & Co. Catering (4PM CUT Off! NO ORDERS ACCEPTED AFTER 4PM) Lunch for Ciminera Deposition 12G Myrna Taylor | 2670883 |
| 23514489 | 3/5/2019  | 14877 | Garcia, Angela     | 999997 | 5556 | Business Meals                | \$198.80   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3093539 DATE: 3/10/2019 OrderId: 1997318506 Baja Grille Catering Lunch for Soper Deposition 12G Myrna Taylor                                                    | 2670883 |
| 23514488 | 3/6/2019  | 14877 | Garcia, Angela     | 999997 | 5556 | Business Meals                | \$181.65   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3093539 DATE: 3/10/2019 OrderId: 1997659162 Fresh Connections Catering [DC] Lunch for Navy Deposition 12G Myrna Taylor                                          | 2670883 |
| 23561207 | 3/6/2019  | 18748 | Cooley, Laura      | 999997 | 5556 | HVAC                          | \$43.20    | VENDOR: 1700 K. Street Associates, LLC INVOICE#: 716101700776 DATE: 3/11/2019 Overtime HVAC on 3/6/19 until 10 pm on the 12th floor                                                                                    | 2677084 |
| 23499104 | 3/7/2019  | 16329 | Sommer, Andrew     | 999997 | 5556 | Court Reporter                | \$1,197.61 | VENDOR: Alderson Court Reporting INVOICE#: 110560 DATE: 3/7/2019 For professional court reporting services in Harrison, et al. v. Shanahan                                                                             | 2670883 |
| 23514486 | 3/7/2019  | 14877 | Garcia, Angela     | 999997 | 5556 | Business Meals                | \$192.13   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3093539 DATE: 3/10/2019 OrderId: 1997980689 G Street Food (Corporate Catering) Lunch for Shell Deposition 12G Myrna Taylor                                      | 2670883 |
| 23518922 | 3/11/2019 | 14877 | Garcia, Angela     | 999997 | 5556 | Business Meals                | \$181.65   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3098153 DATE: 3/17/2019 OrderId: 1998601052 Fresh Connections Catering [DC] Lunch for Aswell Deposition 12G Myrna Taylor                                        | 2670883 |
| 23537410 | 3/11/2019 | 16329 | Sommer, Andrew     | 999997 | 5556 | Court Reporter                | \$76.20    | VENDOR: Alderson Court Reporting INVOICE#: 110830 DATE: 3/19/2019 For Professional court reporter services rendered in March 2019                                                                                      | 2670883 |
| 23537456 | 3/11/2019 | 16329 | Sommer, Andrew     | 999997 | 5556 | Court Reporter                | \$699.34   | VENDOR: Alderson Court Reporting INVOICE#: 110619 DATE: 3/11/2019 Professional court reporting services in Harrison, et al. v. Shanahan                                                                                | 2670883 |
| 23518923 | 3/12/2019 | 14877 | Garcia, Angela     | 999997 | 5556 | Business Meals                | \$112.06   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3098153 DATE: 3/17/2019 OrderId: 1998887567 VIPs Catering Roe/Voe Preparation 12H/P Myrna Taylor                                                                | 2677084 |
| 23518924 | 3/12/2019 | 14877 | Garcia, Angela     | 999997 | 5556 | Business Meals                | \$260.06   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3098153 DATE: 3/17/2019 OrderId: 1998890257 MGM Roast Beef Catering Lunch for Navy deposition 12G Myrna Taylor                                                  | 2670883 |
| 23518925 | 3/13/2019 | 14877 | Garcia, Angela     | 999997 | 5556 | Business Meals                | \$201.84   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3098153 DATE: 3/17/2019 OrderId: 1999260061 G Street Food (Corporate Catering) DOD Breakout Room for Navy Deposition 12G Myrna Taylor                           | 2670883 |
| 23540279 | 3/16/2019 | 10800 | Bauer, Julie       | 999997 | 5556 | Lodging                       | \$1,524.24 | VENDOR: Bauer, Julie A INVOICE#: 3213570804041604 DATE: 3/29/2019 Hotel - Lodging; 03/16/2019 - 03/16/2019; Hotel for [Redacted] re N. Harrison et al v. J. Mattis et al.                                              | 2670883 |
| 23540293 | 3/16/2019 | 10800 | Bauer, Julie       | 999997 | 5556 | Lodging                       | \$1,524.24 | VENDOR: Bauer, Julie A INVOICE#: 3213536104041604 DATE: 3/29/2019 Hotel - Lodging; 03/16/2019 - 03/16/2019; Hotel for [Redacted] re N. Harrison et al v. J. Mattis et al                                               | 2670883 |



|          |           |       |                     |        |      |                                |            |                                                                                                                                                                                                              |         |
|----------|-----------|-------|---------------------|--------|------|--------------------------------|------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23537398 | 3/19/2019 | 16329 | Sommer, Andrew      | 999997 | 5556 | Court Reporter                 | \$817.46   | VENDOR: Alderson Court Reporting INVOICE#: 110827 DATE: 3/19/2019 For professional court reporter services rendered in March 2019 e David Earl Neal Jr.                                                      | 2670883 |
| 23539126 | 3/19/2019 | 16329 | Sommer, Andrew      | 999997 | 5556 | Court Reporter                 | \$2,820.89 | VENDOR: Alderson Court Reporting INVOICE#: 110822 DATE: 3/19/2019 For professional court reporter services in re Harrison rendered in March 2019                                                             | 2670883 |
| 23546932 | 3/19/2019 | 11098 | Skogg, Gregory      | 999997 | 5556 | Court Reporter                 | \$1,139.75 | VENDOR: U.S. Legal Support INVOICE#: 130096943 DATE: 3/19/2019 Court reporting services from U.S. Legal Support for the 2/28/19 deposition of Anthony Blevins in the Harrison et al. v. Shanahan et al. case | 2677084 |
| 23537416 | 3/20/2019 | 16329 | Sommer, Andrew      | 999997 | 5556 | Court Reporter                 | \$1,402.17 | VENDOR: Alderson Court Reporting INVOICE#: 110842 DATE: 3/20/2019 For professional court reporter services rendered in March 2019 re Redacted                                                                | 2670883 |
| 23556983 | 3/20/2019 | 17220 | Harding, John       | 999997 | 5556 | Computer Docket System         | \$0.80     | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                        | 2677084 |
| 23539109 | 3/21/2019 | 16329 | Sommer, Andrew      | 999997 | 5556 | Court Reporter                 | \$319.65   | VENDOR: Alderson Court Reporting INVOICE#: 110925 DATE: 3/21/2019 For professional court reporting services rendered in March 2019 re Derrick Long                                                           | 2670883 |
| 23539573 | 3/21/2019 | 16329 | Sommer, Andrew      | 999997 | 5556 | Court Reporter                 | \$910.58   | VENDOR: Alderson Court Reporting INVOICE#: 110877 DATE: 3/21/2019 For professional court reporting services rendered in March 2019 re Redacted                                                               | 2670883 |
| 23557286 | 3/21/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System         | \$0.80     | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                        | 2677084 |
| 23537374 | 3/22/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Video/Equipment Rental Expense | \$1,877.50 | VENDOR: Veritext INVOICE#: CHI3700388 DATE: 3/22/2019 video services                                                                                                                                         | 2670883 |
| 23537396 | 3/22/2019 | 16329 | Sommer, Andrew      | 999997 | 5556 | Court Reporter                 | \$547.50   | VENDOR: Veritext INVOICE#: CHI3693811 DATE: 3/22/2019 For professional court reporter services re M. Melillo                                                                                                 | 2670883 |
| 23537399 | 3/22/2019 | 19511 | Hemmings, Alexandra | 999997 | 5556 | Transcript Fees                | \$2,853.45 | VENDOR: Veritext INVOICE#: CHI3697477 DATE: 3/22/2019 Transcript services                                                                                                                                    | 2670883 |
| 23537401 | 3/22/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Video/Equipment Rental Expense | \$1,972.50 | VENDOR: Veritext INVOICE#: CHI3702495 DATE: 3/22/2019 Video services                                                                                                                                         | 2670883 |
| 23537423 | 3/22/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Transcript Fees                | \$2,649.35 | VENDOR: Veritext INVOICE#: CHI3697475 DATE: 3/22/2019 Transcript services                                                                                                                                    | 2670883 |
| 23537460 | 3/22/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Transcript Fees                | \$1,109.00 | VENDOR: Veritext INVOICE#: CHI3699868 DATE: 3/22/2019 Transcript Services                                                                                                                                    | 2670883 |
| 23537464 | 3/22/2019 | 16329 | Sommer, Andrew      | 999997 | 5556 | Court Reporter                 | \$772.10   | VENDOR: Veritext INVOICE#: CHI3692982 DATE: 3/22/2019 For professional court reporter services rendered re M. Melillo                                                                                        | 2670883 |
| 23539121 | 3/22/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Transcript Fees                | \$1,745.20 | VENDOR: Veritext INVOICE#: CHI3702925 DATE: 3/22/2019 Transcript services                                                                                                                                    | 2670883 |
| 23541070 | 3/22/2019 | 14893 | Geiger, Sharisse    | 999997 | 5556 | Air Courier                    | \$9.19     | VENDOR: FedEx INVOICE#: 650545966 DATE: 3/29/2019 Harold Holt CHICAGO IL 60601 US                                                                                                                            | 2677084 |
| 23558174 | 3/22/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System         | \$1.20     | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                        | 2677084 |
| 23539102 | 3/25/2019 | 10800 | Bauer, Julie        | 999997 | 5556 | Transcript Fees                | \$2,138.64 | VENDOR: Veritext INVOICE#: CHI3704952 DATE: 3/25/2019 Court reporter transcript fees for deposition of K. Cron on March 15, 2019 in Tampa, FL                                                                | 2670883 |
| 23544522 | 3/25/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Messenger Services             | \$35.79    | VENDOR: Washington Express, LLC INVOICE#: 176916 DATE: 3/31/2019 OrderNumber: Sherri Southern-1700 K St NW/401 Courthouse Square                                                                             | 2677084 |
| 23558531 | 3/25/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System         | \$1.20     | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                        | 2677084 |
| 23537375 | 3/26/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Video/Equipment Rental Expense | \$1,592.50 | VENDOR: Veritext INVOICE#: CHI3708688 DATE: 3/26/2019 Video Services                                                                                                                                         | 2670883 |
| 23537402 | 3/26/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Video/Equipment Rental Expense | \$547.50   | VENDOR: Veritext INVOICE#: CHI3708696 DATE: 3/26/2019 Video Services                                                                                                                                         | 2670883 |
| 23537414 | 3/26/2019 | 10800 | Bauer, Julie        | 999997 | 5556 | Transcript Fees                | \$1,457.50 | VENDOR: Veritext INVOICE#: CHI3708701 DATE: 3/26/2019 Court reporter transcript fee for deposition of K. Cron on March 15, 2019 in Tampa, FL                                                                 | 2670883 |
| 23537462 | 3/26/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Transcript Fees                | \$797.20   | VENDOR: Veritext INVOICE#: CHI3707508 DATE: 3/26/2019 Transcript services                                                                                                                                    | 2670883 |
| 23534907 | 3/27/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computerized Legal Research    | \$21.62    |                                                                                                                                                                                                              | 2670883 |
| 23559509 | 3/27/2019 | 17220 | Harding, John       | 999997 | 5556 | Computer Docket System         | \$0.10     | New - - Old - PACER - - (00PCL) All Courts; Case Number 641; Case Year 2018; Case Number 18-cv-641; Case Title Harrison; Case Type cv; Jurisdiction CV; Page: 1                                              | 2677084 |



|          |           |       |                      |        |      |                               |              |                                                                                                                                                                                                            |         |
|----------|-----------|-------|----------------------|--------|------|-------------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23559524 | 3/27/2019 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.10       | New - - Old - PACER - - (00PCL) All Courts; Case Number 2459; Case Year 2017; Case Number 17-cv-2459; Case Title Stone; Case Type cv; Page: 1                                                              | 2677084 |
| 23559570 | 3/27/2019 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$1.20       | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                      | 2677084 |
| 23559572 | 3/27/2019 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.90       | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD Document 112-5                                                                                                                                       | 2677084 |
| 23559581 | 3/27/2019 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$2.40       | New - - Old - PACER - - (MDDC) 1:17-cv-02459-GLR Start date: 12/27/2018                                                                                                                                    | 2677084 |
| 23559582 | 3/27/2019 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.60       | New - - Old - PACER - - (MDDC) 1:17-cv-02459-GLR Document 249-0                                                                                                                                            | 2677084 |
| 23559583 | 3/27/2019 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$3.00       | New - - Old - PACER - - (MDDC) 1:17-cv-02459-GLR Start date: 03/27/2018                                                                                                                                    | 2677084 |
| 23559585 | 3/27/2019 | 17220 | Harding, John        | 999997 | 5556 | Computer Docket System        | \$0.20       | New - - Old - PACER - - (MDDC) 1:17-cv-02459-GLR Document 228-0                                                                                                                                            | 2677084 |
| 23534908 | 3/28/2019 | 18748 | Cooley, Laura        | 999997 | 5556 | Computerized Legal Research   | \$38.16      |                                                                                                                                                                                                            | 2670883 |
| 23560031 | 3/28/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.90       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                      | 2677084 |
| 23560032 | 3/28/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$1.20       | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                      | 2677084 |
| 23560043 | 3/28/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.90       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                      | 2677084 |
| 23531439 | 3/29/2019 | 17220 | Harding, John        | 999997 | 5556 | Travel - Local Transportation | \$6.00       | VENDOR: Harding, John W. INVOICE#: 3213727103291607 DATE: 3/29/2019<br>Parking; 03/29/2019 - 03/29/2019; Parking to Attend Harrison Hearing                                                                | 2670883 |
| 23544495 | 3/29/2019 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Messenger Services            | \$62.98      | VENDOR: Washington Express, LLC INVOICE#: 176916 DATE: 3/31/2019<br>OrderNumber: Sherri Southern-1700 K St NW/401 Courthouse Square                                                                        | 2677084 |
| 23540181 | 3/31/2019 | 18748 | Cooley, Laura        | 999997 | 5556 | Court Reporter                | \$1,046.50   | VENDOR: Veritext INVOICE#: CHI3711418 DATE: 3/31/2019 Court Reporter and<br>Transcript Services for P. Aswell Deposition on 3/12/19                                                                        | 2670883 |
| 23540182 | 3/31/2019 | 18748 | Cooley, Laura        | 999997 | 5556 | Court Reporter                | \$1,416.60   | VENDOR: Veritext INVOICE#: CHI3716333 DATE: 3/31/2019 Court Reporter and<br>Transcript Services for Gary Brown Deposition on 3/14/19                                                                       | 2670883 |
| 23540185 | 3/31/2019 | 18748 | Cooley, Laura        | 999997 | 5556 | Court Reporter                | \$1,242.20   | VENDOR: Veritext INVOICE#: CHI3712316 DATE: 3/31/2019 Court Reporter and<br>Transcript Services for R. Beland Deposition on 3/13/19                                                                        | 2670883 |
| 23542603 | 4/1/2019  | 99990 | Firm Attorney (FW)   | 999997 | 5556 | Electronic Discovery Services | \$2,971.00   | VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19040269 DATE: 4/1/2019<br>For March services rendered, including license fees, hosting, imports, processing,<br>project management, etc                     |         |
| 23574744 | 4/1/2019  | 18748 | Cooley, Laura        | 999997 | 5556 | Computerized Legal Research   | \$30.32      |                                                                                                                                                                                                            | 2677084 |
| 23574746 | 4/1/2019  | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$1,159.51   |                                                                                                                                                                                                            | 2677084 |
| 23574776 | 4/1/2019  | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$394.11     |                                                                                                                                                                                                            | 2677084 |
| 23537706 | 4/2/2019  | 99990 | Firm Attorney (FW)   | 999997 | 5556 | Electronic Discovery Services | (\$3,676.80) | Cancellation of: VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19010275<br>DATE: 1/1/2019 For December services rendered, including license fees,<br>hosting, imports, processing, project management, etc |         |
| 23537721 | 4/2/2019  | 99990 | Firm Attorney (FW)   | 999997 | 5556 | Electronic Discovery Services | (\$2,149.20) | Cancellation of: VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19020273<br>DATE: 2/1/2019 For January services rendered, including license fees, hosting,<br>imports, processing, project management, etc  |         |
| 23567821 | 4/2/2019  | 99991 | Firm Attorney (CH)   | 999997 | 5556 | Computerized Legal Research   | \$93.52      |                                                                                                                                                                                                            | 2677084 |
| 23574747 | 4/2/2019  | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$2,129.39   |                                                                                                                                                                                                            | 2677084 |
| 23574749 | 4/2/2019  | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$190.38     |                                                                                                                                                                                                            | 2677084 |
| 23574777 | 4/2/2019  | 99992 | Firm Attorney (DC)   | 999997 | 5556 | Computerized Legal Research   | \$1,364.22   |                                                                                                                                                                                                            | 2677084 |
| 23584339 | 4/3/2019  | 17220 | Harding, John        | 999997 | 5556 | Filing and Other Fees         | \$75.00      | VENDOR: Diners Club Commercial INVOICE#: 55282800685691930419 DATE:<br>4/15/2019 Pro hac vice filing fee for Alexandra Jane Hemming in 18-cv-1565.<br>Filing under John Harding.                           | 2688231 |
| 23584340 | 4/3/2019  | 17220 | Harding, John        | 999997 | 5556 | Filing and Other Fees         | \$75.00      | VENDOR: Diners Club Commercial INVOICE#: 55282800685691930419 DATE:<br>4/15/2019 Pro hac vice filing fee for Alexandra Jane Hemming in 18-cv-641.<br>Filing under John Harding.                            | 2688231 |
| 23606911 | 4/3/2019  | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$1.30       | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                      | 2688231 |
| 23541631 | 4/4/2019  | 16329 | Sommer, Andrew       | 999997 | 5556 | Court Reporter                | \$289.40     | VENDOR: Alderson Court Reporting INVOICE#: 111197 DATE: 4/4/2019 For<br>professional court reporting services rendered in April 2019 re Keith Rowe, Jr.                                                    | 2677084 |



|          |           |       |                      |        |      |                               |              |                                                                                                                                                                                     |         |
|----------|-----------|-------|----------------------|--------|------|-------------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23585397 | 4/4/2019  | 17220 | Harding, John        | 999997 | 5556 | Messenger Services            | \$36.72      | VENDOR: Washington Express, LLC INVOICE#: 177940 DATE: 4/30/2019<br>OrderNumber: 2926658 Sherri Southern-1700 K St NW/401 Courthouse Square                                         | 2688231 |
| 23541639 | 4/8/2019  | 18748 | Cooley, Laura        | 999997 | 5556 | Court Reporter                | \$1,022.50   | VENDOR: Veritext INVOICE#: CHI3719785 DATE: 4/8/2019 Video services for deposition of Russell Beland on 3/13/19                                                                     | 2677084 |
| 23541643 | 4/8/2019  | 18748 | Cooley, Laura        | 999997 | 5556 | Court Reporter                | \$1,592.50   | VENDOR: Veritext INVOICE#: CHI3720344 DATE: 4/8/2019 Video services for Deposition of Paul Ciminera on 3/5/19                                                                       | 2677084 |
| 23541645 | 4/8/2019  | 18748 | Cooley, Laura        | 999997 | 5556 | Court Reporter                | \$1,117.50   | VENDOR: Veritext INVOICE#: CHI3720678 DATE: 4/8/2019 Video services for deposition of A. Taylor on 3-1-19                                                                           | 2677084 |
| 23544529 | 4/8/2019  | 18748 | Cooley, Laura        | 999997 | 5556 | Court Reporter                | \$1,307.50   | VENDOR: Veritext INVOICE#: CHI3718860 DATE: 4/8/2019 Video Services for G. Brown Deposition on 3/14/19                                                                              | 2677084 |
| 23567822 | 4/9/2019  | 99991 | Firm Attorney (CH)   | 999997 | 5556 | Computerized Legal Research   | \$31.17      |                                                                                                                                                                                     | 2677084 |
| 23574750 | 4/11/2019 | 17220 | Harding, John        | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                     | 2677084 |
| 23610081 | 4/11/2019 | 18748 | Cooley, Laura        | 999997 | 5556 | Computer Docket System        | \$0.30       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                               | 2688231 |
| 23612184 | 4/16/2019 | 16472 | Pesick, Jason        | 999997 | 5556 | Computer Docket System        | \$0.20       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD Document 112-0                                                                                                                | 2688231 |
| 23612516 | 4/17/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.10       | New - - Old - PACER - - (04CA) Name: McCotter, Richard (aty) (XML)                                                                                                                  | 2688231 |
| 23612838 | 4/18/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.10       | New - - Old - PACER - - (04CA) 19-1410                                                                                                                                              | 2688231 |
| 23612856 | 4/18/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.10       | New - - Old - PACER - - (04CA) Case: 19-1410 (XML)                                                                                                                                  | 2688231 |
| 23612857 | 4/18/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.10       | New - - Old - PACER - - (04CA) 19-1410                                                                                                                                              | 2688231 |
| 23612984 | 4/18/2019 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computer Docket System        | \$0.20       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD Document 112-0                                                                                                                | 2688231 |
| 23627148 | 4/18/2019 | 16472 | Pesick, Jason        | 999997 | 5556 | Document Retrieval            | \$227.14     | VENDOR: Wisconsin TechSearch INVOICE#: 19MAY9674 DATE: 5/31/2019<br>Wisconsin TechSearch, 8-hour rush for articles, 4/18/19 by T. Woodward for J. Pesick                            | 2688231 |
| 23614861 | 4/23/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.10       | New - - Old - PACER - - (04CA) 19-1410                                                                                                                                              | 2688231 |
| 23577975 | 4/25/2019 | 11098 | Skogg, Gregory       | 999997 | 5556 | Document Imaging & OCR        | \$38.40      | email print                                                                                                                                                                         | 2677084 |
| 23577976 | 4/25/2019 | 11098 | Skogg, Gregory       | 999997 | 5556 | Document Imaging & OCR        | \$61.68      | email print                                                                                                                                                                         | 2677084 |
| 23578041 | 4/25/2019 | 11098 | Skogg, Gregory       | 999997 | 5556 | Document Imaging & OCR        | \$59.68      | email print                                                                                                                                                                         | 2677084 |
| 23578401 | 4/25/2019 | 11098 | Skogg, Gregory       | 999997 | 5556 | Binding                       | \$3.00       | Binds                                                                                                                                                                               | 2677084 |
| 23578476 | 4/25/2019 | 11098 | Skogg, Gregory       | 999997 | 5556 | Binding                       | \$1.50       | Binds                                                                                                                                                                               | 2677084 |
| 23578653 | 4/25/2019 | 11098 | Skogg, Gregory       | 999997 | 5556 | Copy Center Charges           | \$1.20       | Tabs                                                                                                                                                                                | 2677084 |
| 23578666 | 4/25/2019 | 11098 | Skogg, Gregory       | 999997 | 5556 | Copy Center Charges           | \$0.90       | Tabs                                                                                                                                                                                | 2677084 |
| 23578667 | 4/25/2019 | 11098 | Skogg, Gregory       | 999997 | 5556 | Copy Center Charges           | \$0.90       | Tabs                                                                                                                                                                                | 2677084 |
| 23563275 | 4/26/2019 | 99990 | Firm Attorney (FW)   | 999997 | 5556 | Electronic Discovery Services | (\$3,023.95) | Cancellation of: VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19030270<br>DATE: 3/1/2019                                                                                           | 2671772 |
| 23616168 | 4/26/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.10       | New - - Old - PACER - - (04CA) 19-1410                                                                                                                                              | 2688231 |
| 23616348 | 4/26/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$1.30       | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                               | 2688231 |
| 23616349 | 4/26/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$1.00       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                               | 2688231 |
| 23574745 | 4/29/2019 | 18748 | Cooley, Laura        | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                     | 2677084 |
| 23574748 | 4/29/2019 | 16406 | Frelinghuysen, Cyrus | 999997 | 5556 | Computerized Legal Research   | \$837.94     |                                                                                                                                                                                     | 2677084 |
| 23591517 | 4/29/2019 | 14877 | Garcia, Angela       | 999997 | 5556 | Business Meals                | \$116.69     | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3123738 DATE: 5/5/2019<br>OrderId: 2005621536 VIPS Catering Breakout room for Colonel Murray deposition 12P Cindy Soto-Hopp  | 2688231 |
| 23617648 | 4/30/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.20       | New - - Old - PACER - - (04CA) 19-1410                                                                                                                                              | 2688231 |
| 23617649 | 4/30/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.20       | New - - Old - PACER - - (04CA) Case: 19-1410, Document: 9                                                                                                                           | 2688231 |
| 23617650 | 4/30/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.10       | New - - Old - PACER - - (04CA) Case: 19-1410, Document: 6                                                                                                                           | 2688231 |
| 23617651 | 4/30/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.20       | New - - Old - PACER - - (04CA) Case: 19-1410, Document: 7                                                                                                                           | 2688231 |
| 23617652 | 4/30/2019 | 15255 | Gordon, Kimberly     | 999997 | 5556 | Computer Docket System        | \$0.20       | New - - Old - PACER - - (04CA) Case: 19-1410, Document: 8                                                                                                                           | 2688231 |
| 23585094 | 5/1/2019  | 99990 | Firm Attorney (FW)   | 999997 | 5556 | Electronic Discovery Services | \$1,627.85   | VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19050275 DATE: 5/1/2019<br>For April services rendered, including license fees, hosting, imports, processing, project management, etc |         |
| 23603725 | 5/1/2019  | 18748 | Cooley, Laura        | 999997 | 5556 | Computerized Legal Research   | \$121.26     |                                                                                                                                                                                     | 2688231 |



|          |           |       |                     |        |      |                               |            |                                                                                                                                                                                                              |         |
|----------|-----------|-------|---------------------|--------|------|-------------------------------|------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23603726 | 5/2/2019  | 18748 | Cooley, Laura       | 999997 | 5556 | Computerized Legal Research   | \$90.95    |                                                                                                                                                                                                              | 2688231 |
| 23591340 | 5/3/2019  | 14877 | Garcia, Angela      | 999997 | 5556 | Business Meals                | \$133.26   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3127314 DATE: 5/12/2019 OrderId: 2006245939 Baja Grille Catering Harrison Expert Witness Prep 12G Cindy Soto-Hopp                                     | 2688231 |
| 23591518 | 5/3/2019  | 14877 | Garcia, Angela      | 999997 | 5556 | Business Meals                | \$121.25   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3123738 DATE: 5/5/2019 OrderId: 2006192054 Devon & Blakely (18th St NW) Catering Deposition of Dr. Peel (Breakout Room) and Lunch 12P Yolanda Bennett | 2688231 |
| 23596409 | 5/3/2019  | 99991 | Firm Attorney (CH)  | 999997 | 5556 | Computerized Legal Research   | \$31.17    |                                                                                                                                                                                                              | 2688231 |
| 23596410 | 5/6/2019  | 99991 | Firm Attorney (CH)  | 999997 | 5556 | Computerized Legal Research   | \$93.52    |                                                                                                                                                                                                              | 2688231 |
| 23596411 | 5/7/2019  | 99991 | Firm Attorney (CH)  | 999997 | 5556 | Computerized Legal Research   | \$31.17    |                                                                                                                                                                                                              | 2688231 |
| 23584395 | 5/8/2019  | 19511 | Hemmings, Alexandra | 999997 | 5556 | Court Reporter                | \$1,832.50 | VENDOR: Veritext INVOICE#: CHI3748395 DATE: 5/8/2019 Video Services for Lt. Col. Jason Okulicz, MD on 3/20/19                                                                                                | 2688231 |
| 23584431 | 5/8/2019  | 19511 | Hemmings, Alexandra | 999997 | 5556 | Court Reporter                | \$617.50   | VENDOR: Veritext INVOICE#: CHI3769053 DATE: 5/8/2019 Video services for Guy Palumbo Deposition on 20/19                                                                                                      | 2688231 |
| 23584445 | 5/8/2019  | 19511 | Hemmings, Alexandra | 999997 | 5556 | Court Reporter                | \$2,475.75 | VENDOR: Veritext INVOICE#: CHI3722426 DATE: 5/8/2019 Court reporter for Guy Palumbo Deposition on 3/20/19                                                                                                    | 2688231 |
| 23663692 | 5/8/2019  | 19511 | Hemmings, Alexandra | 999997 | 5556 | Court Reporter                | \$617.50   | VENDOR: Veritext INVOICE#: MW3769053 DATE: 5/8/2019 Video Services                                                                                                                                           | 2688231 |
| 23591348 | 5/9/2019  | 14877 | Garcia, Angela      | 999997 | 5556 | Business Meals                | \$122.30   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3127314 DATE: 5/12/2019 OrderId: 2006796461 Devon & Blakely (18th St NW) Catering Depo Prep - Dr. Hendrix 12F Somchay Chinyavong                      | 2688231 |
| 23603727 | 5/10/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computerized Legal Research   | \$0.00     |                                                                                                                                                                                                              | 2688231 |
| 23603728 | 5/13/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computerized Legal Research   | \$121.26   |                                                                                                                                                                                                              | 2688231 |
| 23621409 | 5/13/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Court Costs and Fees          | \$221.00   | VENDOR: Diners Club Commercial INVOICE#: 55282800685691930519 DATE: 5/15/2019 4th Circuit bar admission fee for Laura Cooley                                                                                 | 2688231 |
| 23635247 | 5/13/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computer Docket System        | \$0.10     | New - Old - PACER - - (04CA) Case: 19-1410 (XML)                                                                                                                                                             | 2688231 |
| 23645748 | 5/13/2019 | 14877 | Garcia, Angela      | 999997 | 5556 | Business Meals                | \$122.06   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3129153 DATE: 5/19/2019 OrderId:2007116748 Who's Cookin Catering Deposition of Dr. Hoppe 12M Yolanda Bennett                                          | 2688231 |
| 23603729 | 5/14/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computerized Legal Research   | \$0.00     |                                                                                                                                                                                                              | 2688231 |
| 23635968 | 5/14/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$1.10     | New - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                          | 2688231 |
| 23636072 | 5/14/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$1.40     | New - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                          | 2688231 |
| 23603730 | 5/15/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computerized Legal Research   | \$181.90   |                                                                                                                                                                                                              | 2688231 |
| 23636451 | 5/15/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computer Docket System        | \$0.10     | New - Old - PACER - - (00PCL) All Courts; Case Number 1565; Case Year 2018; Case Number 18-1565; Jurisdiction CV; Page: 1                                                                                    | 2688231 |
| 23636494 | 5/15/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computer Docket System        | \$1.10     | New - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                          | 2688231 |
| 23645752 | 5/15/2019 | 14877 | Garcia, Angela      | 999997 | 5556 | Business Meals                | \$211.58   | VENDOR: GrubHub Holdings Inc. d/b/a Seamless INVOICE#: 3129153 DATE: 5/19/2019 OrderId:2007427320 Fresh Connections Catering [DC] Pro Bono Harrison Team Strategy Meeting 12F Patty Brown                    | 2688231 |
| 23585333 | 5/16/2019 | 17220 | Harding, John       | 999997 | 5556 | Travel - Local Transportation | \$6.00     | VENDOR: Harding, John W. INVOICE#: 3330786105161602 DATE: 5/16/2019 Parking; 05/16/2019 - 05/16/2019; Parking to Attend Final Pre-Trial Conference                                                           | 2688231 |
| 23588411 | 5/17/2019 | 11098 | Skogg, Gregory      | 999997 | 5556 | Court Reporter                | \$2,786.35 | VENDOR: Veritext INVOICE#: PA3777921 DATE: 5/17/2019 Transcript services for witness - Colonel Clinton K. Murray, M.D.                                                                                       | 2688231 |
| 23603731 | 5/17/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computerized Legal Research   | \$0.00     |                                                                                                                                                                                                              | 2688231 |
| 23624693 | 5/17/2019 | 12889 | McConnell, Gregory  | 999997 | 5556 | Professional/Consulting Fees  | \$1,862.51 | VENDOR: Perkowski Legal, PC INVOICE#: 148 DATE: 5/17/2019 Deposition - K.R (rescheduled)                                                                                                                     | 2688231 |
| 23624708 | 5/17/2019 | 12889 | McConnell, Gregory  | 999997 | 5556 | Professional/Consulting Fees  | \$2,490.08 | VENDOR: Perkowski Legal, PC INVOICE#: 149 DATE: 5/17/2019 Depositions K.R., Roe and Voe                                                                                                                      | 2688231 |
| 23628736 | 5/17/2019 | 12889 | McConnell, Gregory  | 999997 | 5556 | Professional/Consulting Fees  | \$1,552.16 | VENDOR: Perkowski Legal, PC INVOICE#: 147 DATE: 5/17/2019 Andy Blevins - deposition                                                                                                                          | 2688231 |



|          |           |       |                     |        |      |                              |            |                                                                                                                                                                    |         |
|----------|-----------|-------|---------------------|--------|------|------------------------------|------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23628737 | 5/17/2019 | 12889 | McConnell, Gregory  | 999997 | 5556 | Professional/Consulting Fees | \$908.38   | VENDOR: Perkowski Legal, PC INVOICE#: 152 DATE: 5/17/2019 S.H /D.L. Depositions                                                                                    | 2688231 |
| 23637683 | 5/17/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$1.10     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                  | 2688231 |
| 23637684 | 5/17/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$1.50     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                  | 2688231 |
| 23648099 | 5/17/2019 | 12889 | McConnell, Gregory  | 999997 | 5556 | Professional/Consulting Fees | \$1,801.63 | VENDOR: Perkowski Legal, PC INVOICE#: 151 DATE: 5/17/2019 Roe PI - preliminary injunction motion hearing, moot, and team strategy meetings                         | 2688231 |
| 23663906 | 5/17/2019 | 12889 | McConnell, Gregory  | 999997 | 5556 | Professional/Consulting Fees | \$713.41   | VENDOR: Perkowski Legal, PC INVOICE#: 150 DATE: 5/17/2019 Q.S. deposition                                                                                          | 2688231 |
| 23668981 | 5/20/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Messenger Services           | \$73.43    | VENDOR: Washington Express, LLC INVOICE#: 178897 DATE: 5/31/2019 OrderNumber: 2948863 Sherri Southern-1700 K St NW/401 Courthouse Square                           | 2693500 |
| 23588408 | 5/21/2019 | 10800 | Bauer, Julie        | 999997 | 5556 | Transcript Fees              | \$1,457.55 | VENDOR: Alderson Court Reporting INVOICE#: 112352 DATE: 5/21/2019 Court reporter and transcript fees for deposition of W. Hardy, M.D. on May 7, 2019               | 2688231 |
| 23638618 | 5/21/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computer Docket System       | \$0.10     | New - Old - PACER - (00PCL) All Courts; Case Number 1410; Case Year 2019; Case Number 19-1410; Page: 1                                                             | 2688231 |
| 23638649 | 5/21/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computer Docket System       | \$0.10     | New - Old - PACER - (04CA) Case: 19-1410 (XML)                                                                                                                     | 2688231 |
| 23638653 | 5/21/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computer Docket System       | \$0.10     | New - Old - PACER - (04CA) Case: 19-1410 (XML)                                                                                                                     | 2688231 |
| 23638674 | 5/21/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computer Docket System       | \$0.10     | New - Old - PACER - (04CA) 19-1410                                                                                                                                 | 2688231 |
| 23638675 | 5/21/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computer Docket System       | \$0.10     | New - Old - PACER - (04CA) Case: 19-1410, Document: 6                                                                                                              | 2688231 |
| 23638715 | 5/21/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$0.20     | New - Old - PACER - (04CA) 19-1410                                                                                                                                 | 2688231 |
| 23643300 | 5/21/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Court Costs and Fees         | \$75.00    | VENDOR: Diners Club Commercial INVOICE#: 55282800685691930619 DATE: 6/15/2019 PHV filing fee for co-counsel. Filing completed by Kim Gordon.                       | 2688231 |
| 23603755 | 5/22/2019 | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computerized Legal Research  | \$121.26   |                                                                                                                                                                    | 2688231 |
| 23623156 | 5/23/2019 | 10800 | Bauer, Julie        | 999997 | 5556 | Transcript Fees              | \$2,117.75 | VENDOR: Alderson Court Reporting INVOICE#: 112519 DATE: 5/23/2019 Court reporter and transcript fee for deposition of C Hendrix, M.D. on May 10, 2019              | 2688231 |
| 23603756 | 5/24/2019 | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computerized Legal Research  | \$403.44   |                                                                                                                                                                    | 2688231 |
| 23640254 | 5/24/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$1.20     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                  | 2688231 |
| 23589987 | 5/27/2019 | 19511 | Hemmings, Alexandra | 999997 | 5556 | Transcript Fees              | \$2,311.07 | VENDOR: Veritext INVOICE#: PA3791098 DATE: 5/27/2019 Case: Richard, Roe et al. v. Shanahan, Patrick M. for witness Sheila Peel, Ph.D. re transcript services, etc. | 2688231 |
| 23589985 | 5/28/2019 | 10800 | Bauer, Julie        | 999997 | 5556 | Transcript Fees              | \$572.90   | VENDOR: Alderson Court Reporting INVOICE#: 112599 DATE: 5/28/2019 Court reporter and transcript service for deposition of T. Hoppe on May 14, 2019                 | 2688231 |
| 23640824 | 5/28/2019 | 11098 | Skogg, Gregory      | 999997 | 5556 | Computer Docket System       | \$0.10     | New - Old - PACER - (04CA) Case: 19-1410 (XML)                                                                                                                     | 2688231 |
| 23640825 | 5/28/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$0.60     | New - Old - PACER - (04CA) Case: 19-1410, Document: 2                                                                                                              | 2688231 |
| 23640826 | 5/28/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$0.10     | New - Old - PACER - (04CA) Case: 19-1410, Document: 1                                                                                                              | 2688231 |
| 23640827 | 5/28/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$0.20     | New - Old - PACER - (04CA) Case: 19-1410, Document: 3                                                                                                              | 2688231 |
| 23640828 | 5/28/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$0.10     | New - Old - PACER - (04CA) Case: 19-1410, Document: 4                                                                                                              | 2688231 |
| 23641291 | 5/29/2019 | 11098 | Skogg, Gregory      | 999997 | 5556 | Computer Docket System       | \$0.10     | New - Old - PACER - (04CA) Case: 19-1410 (XML)                                                                                                                     | 2688231 |
| 23641292 | 5/29/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$0.20     | New - Old - PACER - (04CA) 19-1410                                                                                                                                 | 2688231 |
| 23641319 | 5/29/2019 | 11098 | Skogg, Gregory      | 999997 | 5556 | Computer Docket System       | \$0.20     | New - Old - PACER - (04CA) 19-1410                                                                                                                                 | 2688231 |
| 23641321 | 5/29/2019 | 11098 | Skogg, Gregory      | 999997 | 5556 | Computer Docket System       | \$0.20     | New - Old - PACER - (04CA) 19-1410 (XML)                                                                                                                           | 2688231 |
| 23641324 | 5/29/2019 | 11098 | Skogg, Gregory      | 999997 | 5556 | Computer Docket System       | \$0.20     | New - Old - PACER - (04CA) 19-1410                                                                                                                                 | 2688231 |
| 23641643 | 5/29/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$0.40     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                  | 2688231 |
| 23641644 | 5/29/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$1.50     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                  | 2688231 |
| 23641645 | 5/29/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$3.00     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD Document 144-0                                                                                                   | 2688231 |
| 23641646 | 5/29/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$0.50     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD Document 144-1                                                                                                   | 2688231 |
| 23641647 | 5/29/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$0.60     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD Document 144-2                                                                                                   | 2688231 |
| 23641648 | 5/29/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System       | \$0.70     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD Document 144-3                                                                                                   | 2688231 |



|          |           |       |                    |        |      |                               |              |                                                                                                                                                                                                      |         |
|----------|-----------|-------|--------------------|--------|------|-------------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23641649 | 5/29/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$1.00       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD Document 144-4                                                                                                                                 | 2688231 |
| 23641650 | 5/29/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$0.40       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD Document 144-5                                                                                                                                 | 2688231 |
| 23641651 | 5/29/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$0.30       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD Document 144-6                                                                                                                                 | 2688231 |
| 23641652 | 5/29/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$0.50       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD Document 144-7                                                                                                                                 | 2688231 |
| 23641653 | 5/29/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$1.20       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                | 2688231 |
| 23641654 | 5/29/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$1.20       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                | 2688231 |
| 23641670 | 5/29/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$1.20       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                | 2688231 |
| 23622353 | 5/31/2019 | 17220 | Harding, John      | 999997 | 5556 | Travel - Local Transportation | \$9.00       | VENDOR: Harding, John W. INVOICE#: 3371375706031807 DATE: 6/3/2019<br>Parking; 05/31/2019 - 05/31/2019; Parking Re Hearing on Motion to Dismiss                                                      | 2688231 |
| 23626194 | 6/1/2019  | 99990 | Firm Attorney (FW) | 999997 | 5556 | Electronic Discovery Services | \$2,052.65   | VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19060279 DATE: 6/1/2019<br>For May services rendered, including license fees, hosting, imports, processing, project management, etc                    |         |
| 23645646 | 6/2/2019  | 11098 | Skogg, Gregory     | 999997 | 5556 | Overtime Transportation       | \$23.29      | VENDOR: Flash Cab Company INVOICE#: 58417 DATE: 6/17/2019 GREG SKOGG-<br>35 W WACKER DR/5415 N SHERIDAN RD                                                                                           | 2688231 |
| 23603880 | 6/3/2019  | 99990 | Firm Attorney (FW) | 999997 | 5556 | Electronic Discovery Services | (\$2,971.00) | Cancellation of: VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19040269<br>DATE: 4/1/2019 For March services rendered, including license fees, hosting, imports, processing, project management, etc |         |
| 23658458 | 6/3/2019  | 99992 | Firm Attorney (DC) | 999997 | 5556 | Computerized Legal Research   | \$166.58     |                                                                                                                                                                                                      | 2688231 |
| 23658431 | 6/4/2019  | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                                      | 2688231 |
| 23658459 | 6/4/2019  | 99992 | Firm Attorney (DC) | 999997 | 5556 | Computerized Legal Research   | \$106.11     |                                                                                                                                                                                                      | 2688231 |
| 23627147 | 6/12/2019 | 17220 | Harding, John      | 999997 | 5556 | Court Reporter                | \$32.40      | VENDOR: Anneliese J. Thomson INVOICE#: 20190110 DATE: 6/12/2019<br>Transcript of 5/31/19 Hearing in Harrison/Roe v. Shanahan, et al.                                                                 | 2688231 |
| 23676581 | 6/14/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$0.30       | New - - Old - PACER - - (04CA) 19-1410                                                                                                                                                               | 2693500 |
| 23676641 | 6/14/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computer Docket System        | \$0.10       | New - - Old - PACER - - (04CA) Case: 19-1410 (XML)                                                                                                                                                   | 2693500 |
| 23677517 | 6/18/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$1.70       | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                | 2693500 |
| 23678663 | 6/20/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$0.30       | New - - Old - PACER - - (04CA) 19-1410                                                                                                                                                               | 2693500 |
| 23678666 | 6/20/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$0.30       | New - - Old - PACER - - (04CA) 19-1410                                                                                                                                                               | 2693500 |
| 23658432 | 6/21/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research   | \$303.11     |                                                                                                                                                                                                      | 2688231 |
| 23658433 | 6/22/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research   | \$159.16     |                                                                                                                                                                                                      | 2688231 |
| 23658434 | 6/23/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research   | \$159.16     |                                                                                                                                                                                                      | 2688231 |
| 23658435 | 6/24/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research   | \$53.05      |                                                                                                                                                                                                      | 2688231 |
| 23658460 | 6/24/2019 | 99992 | Firm Attorney (DC) | 999997 | 5556 | Computerized Legal Research   | \$212.21     |                                                                                                                                                                                                      | 2688231 |
| 23658436 | 6/25/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research   | \$13.36      |                                                                                                                                                                                                      | 2688231 |
| 23658461 | 6/25/2019 | 99992 | Firm Attorney (DC) | 999997 | 5556 | Computerized Legal Research   | \$106.11     |                                                                                                                                                                                                      | 2688231 |
| 23667216 | 7/1/2019  | 99990 | Firm Attorney (FW) | 999997 | 5556 | Electronic Discovery Services | \$2,482.00   | VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19070249 DATE: 7/1/2019<br>For June services rendered, including license fees, hosting, imports, processing, project management, etc                   |         |
| 23688758 | 7/2/2019  | 16472 | Pesick, Jason      | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                                      | 2693500 |
| 23688821 | 7/2/2019  | 99991 | Firm Attorney (CH) | 999997 | 5556 | Computerized Legal Research   | \$109.11     |                                                                                                                                                                                                      | 2693500 |
| 23671455 | 7/8/2019  | 10800 | Bauer, Julie       | 999997 | 5556 | Transcript Fees               | \$1,779.26   | VENDOR: Alderson Court Reporting INVOICE#: 113609 DATE: 7/8/2019 Court<br>reporter and transcript fees for deposition of A. Blevins on July 2, 2019                                                  | 2693500 |
| 23688822 | 7/8/2019  | 99991 | Firm Attorney (CH) | 999997 | 5556 | Computerized Legal Research   | \$177.78     |                                                                                                                                                                                                      | 2693500 |
| 23695756 | 7/8/2019  | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                                      | 2693500 |
| 23695757 | 7/9/2019  | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research   | \$146.17     |                                                                                                                                                                                                      | 2693500 |
| 23706952 | 7/9/2019  | 18748 | Cooley, Laura      | 999997 | 5556 | Messenger Services            | \$52.98      | VENDOR: Washington Express, LLC INVOICE#: 180791 DATE: 7/31/2019<br>OrderNumber: 2970560 Paula Trimble-1700 K St NW/401 Courthouse Square                                                            | 2698821 |
| 23695758 | 7/10/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research   | \$106.11     |                                                                                                                                                                                                      | 2693500 |
| 23728166 | 7/11/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$1.50       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                | 2698821 |
| 23695759 | 7/12/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research   | \$53.05      |                                                                                                                                                                                                      | 2693500 |
| 23728680 | 7/12/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$1.50       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                | 2698821 |
| 23728767 | 7/12/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System        | \$1.50       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                | 2698821 |



|          |           |       |                    |        |      |                                 |            |                                                                                                                                                                                    |         |
|----------|-----------|-------|--------------------|--------|------|---------------------------------|------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23728768 | 7/12/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$1.80     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                  | 2698821 |
| 23728805 | 7/12/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$1.80     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                  | 2698821 |
| 23688754 | 7/14/2019 | 18795 | Gianino, Vincent   | 999997 | 5556 | Computerized Legal Research     | \$296.04   |                                                                                                                                                                                    | 2693500 |
| 23688755 | 7/15/2019 | 18795 | Gianino, Vincent   | 999997 | 5556 | Computerized Legal Research     | \$109.11   |                                                                                                                                                                                    | 2693500 |
| 23695760 | 7/15/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research     | \$238.92   |                                                                                                                                                                                    | 2693500 |
| 23706953 | 7/15/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Messenger Services              | \$113.45   | VENDOR: Washington Express, LLC INVOICE#: 180791 DATE: 7/31/2019<br>OrderNumber: 2973395 Myrna Taylor-1700 K St NW/401 Courthouse Square                                           | 2698821 |
| 23670134 | 7/16/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Transcript Fees                 | \$70.85    | VENDOR: Anneliese J. Thomson INVOICE#: 20190130 DATE: 7/16/2019<br>Transcript order                                                                                                | 2693500 |
| 23695761 | 7/16/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research     | \$53.05    |                                                                                                                                                                                    | 2693500 |
| 23695762 | 7/17/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research     | \$218.52   |                                                                                                                                                                                    | 2693500 |
| 23688756 | 7/18/2019 | 18821 | Parker, Chris      | 999997 | 5556 | Computerized Legal Research     | \$218.22   |                                                                                                                                                                                    | 2693500 |
| 23695763 | 7/18/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research     | \$0.00     |                                                                                                                                                                                    | 2693500 |
| 23730523 | 7/18/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$0.40     | New - Old - PACER - (04CA) 19-1410                                                                                                                                                 | 2698821 |
| 23688757 | 7/19/2019 | 18821 | Parker, Chris      | 999997 | 5556 | Computerized Legal Research     | \$272.77   |                                                                                                                                                                                    | 2693500 |
| 23706954 | 7/19/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Messenger Services              | \$47.98    | VENDOR: Washington Express, LLC INVOICE#: 180791 DATE: 7/31/2019<br>OrderNumber: 2975900 Sherri Southern-1700 K St NW/401 Courthouse Square                                        | 2698821 |
| 23731314 | 7/19/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$1.90     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                  | 2698821 |
| 23731315 | 7/19/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$1.70     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                  | 2698821 |
| 23731316 | 7/19/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$1.70     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                  | 2698821 |
| 23731317 | 7/19/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$1.90     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                  | 2698821 |
| 23688759 | 7/20/2019 | 16472 | Pesick, Jason      | 999997 | 5556 | Computerized Legal Research     | \$0.00     |                                                                                                                                                                                    | 2693500 |
| 23688760 | 7/22/2019 | 16472 | Pesick, Jason      | 999997 | 5556 | Computerized Legal Research     | \$0.00     |                                                                                                                                                                                    | 2693500 |
| 23695764 | 7/22/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research     | \$0.00     |                                                                                                                                                                                    | 2693500 |
| 23704886 | 7/23/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Air Courier                     | \$8.23     | VENDOR: FedEx INVOICE#: 662437359 DATE: 7/26/2019 Anneliese J. Thomson<br>ALEXANDRIA VA 22314 US                                                                                   | 2693500 |
| 23732250 | 7/23/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$1.90     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                  | 2698821 |
| 23732251 | 7/23/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$1.80     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                  | 2698821 |
| 23695765 | 7/24/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Computerized Legal Research     | \$0.00     |                                                                                                                                                                                    | 2693500 |
| 23706955 | 7/24/2019 | 18748 | Cooley, Laura      | 999997 | 5556 | Messenger Services              | \$47.98    | VENDOR: Washington Express, LLC INVOICE#: 180791 DATE: 7/31/2019<br>OrderNumber: 2977804 Paula Trimble-1700 K St NW/401 Courthouse Square                                          | 2698821 |
| 23732601 | 7/24/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$0.50     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD Start date: 07/17/2019                                                                                                           | 2698821 |
| 23732602 | 7/24/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$0.50     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD Start date: 07/17/2019                                                                                                           | 2698821 |
| 23732747 | 7/24/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$1.90     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                  | 2698821 |
| 23733357 | 7/26/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$1.90     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                  | 2698821 |
| 23733361 | 7/26/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$1.90     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                  | 2698821 |
| 23734209 | 7/30/2019 | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$2.00     | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                  | 2698821 |
| 23696610 | 7/31/2019 | 16472 | Pesick, Jason      | 999997 | 5556 | Business Meals - Conference Roo | \$80.00    | Order ID: 160015 Conference Room 47G 4 Lunch: Hot: Greek Themed J. Pesick - Client Meeting                                                                                         | 2693500 |
| 23723709 | 7/31/2019 | 16472 | Pesick, Jason      | 999997 | 5556 | Business Meals - Conference Roo | \$80.00    | Order ID: 160015 Conference Room 47G 4 Lunch: Hot: Greek Themed J. Pesick - Client Meeting                                                                                         | 2698821 |
| 23709560 | 8/1/2019  | 99990 | Firm Attorney (FW) | 999997 | 5556 | Electronic Discovery Services   | \$3,004.65 | VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19080260 DATE: 8/1/2019<br>For July services rendered, including license fees, hosting, imports, processing, project management, etc |         |
| 23700493 | 8/2/2019  | 18748 | Cooley, Laura      | 999997 | 5556 | Court Reporter                  | \$1,804.66 | VENDOR: Hoffman Reporting & Video Service INVOICE#: 1032562 DATE: 8/2/2019 Oral and video deposition/Col. P. Danaher                                                               | 2698821 |
| 23741307 | 8/2/2019  | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System          | \$1.90     | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                  | 2703834 |



|          |           |       |                     |        |      |                               |              |                                                                                                                                                                                                         |         |
|----------|-----------|-------|---------------------|--------|------|-------------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23716461 | 8/5/2019  | 18795 | Gianino, Vincent    | 999997 | 5556 | Computerized Legal Research   | \$54.55      |                                                                                                                                                                                                         | 2698821 |
| 23716462 | 8/6/2019  | 18795 | Gianino, Vincent    | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                                         | 2698821 |
| 23716463 | 8/8/2019  | 18795 | Gianino, Vincent    | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                                         | 2698821 |
| 23716464 | 8/9/2019  | 18795 | Gianino, Vincent    | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                                         | 2698821 |
| 23716465 | 8/12/2019 | 18795 | Gianino, Vincent    | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                                         | 2698821 |
| 23716466 | 8/13/2019 | 18795 | Gianino, Vincent    | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                                         | 2698821 |
| 23745728 | 8/16/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$0.80       | New - Old - PACER - (04CA) 19-1410                                                                                                                                                                      | 2703834 |
| 23745729 | 8/16/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$0.80       | New - Old - PACER - (04CA) 19-1410                                                                                                                                                                      | 2703834 |
| 23746753 | 8/20/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$2.00       | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                       | 2703834 |
| 23746756 | 8/20/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$1.90       | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                       | 2703834 |
| 23746758 | 8/20/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$0.80       | New - Old - PACER - (04CA) 19-1410                                                                                                                                                                      | 2703834 |
| 23723328 | 8/26/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                                         | 2698821 |
| 23737118 | 8/26/2019 | 16472 | Pesick, Jason       | 999997 | 5556 | Document Imaging & OCR        | \$21.12      | email print                                                                                                                                                                                             | 2698821 |
| 23737536 | 8/26/2019 | 16472 | Pesick, Jason       | 999997 | 5556 | Binding                       | \$1.50       | Binds                                                                                                                                                                                                   | 2698821 |
| 23737725 | 8/26/2019 | 16472 | Pesick, Jason       | 999997 | 5556 | Copy Center Charges           | \$0.70       | Tabs                                                                                                                                                                                                    | 2698821 |
| 23710350 | 8/27/2019 | 19511 | Hemmings, Alexandra | 999997 | 5556 | Court Reporter                | (\$617.50)   | Cancellation of: VENDOR: Veritext INVOICE#: MW3769053 DATE: 5/8/2019<br>Video Services                                                                                                                  | 2698821 |
| 23723329 | 8/27/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                                         | 2698821 |
| 23749929 | 8/27/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$2.00       | New - Old - PACER - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                       | 2703834 |
| 23749930 | 8/27/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$1.90       | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                       | 2703834 |
| 23749931 | 8/27/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$0.80       | New - Old - PACER - (04CA) 19-1410                                                                                                                                                                      | 2703834 |
| 23723330 | 8/28/2019 | 18748 | Cooley, Laura       | 999997 | 5556 | Computerized Legal Research   | \$0.00       |                                                                                                                                                                                                         | 2698821 |
| 23711661 | 8/30/2019 | 99990 | Firm Attorney (FW)  | 999997 | 5556 | Electronic Discovery Services | (\$1,627.85) | Cancellation of: VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19050275<br>DATE: 5/1/2019 For April services rendered, including license fees, hosting,<br>imports, processing, project management, etc |         |
| 23711701 | 8/30/2019 | 99990 | Firm Attorney (FW)  | 999997 | 5556 | Electronic Discovery Services | (\$2,052.65) | Cancellation of: VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19060279<br>DATE: 6/1/2019 For May services rendered, including license fees, hosting,<br>imports, processing, project management, etc   |         |
| 23711711 | 8/30/2019 | 99990 | Firm Attorney (FW)  | 999997 | 5556 | Electronic Discovery Services | (\$2,482.00) | Cancellation of: VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19070249<br>DATE: 7/1/2019 For June services rendered, including license fees, hosting,<br>imports, processing, project management, etc  |         |
| 23751647 | 8/30/2019 | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$2.00       | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                       | 2703834 |
| 23759823 | 9/1/2019  | 99990 | Firm Attorney (FW)  | 999997 | 5556 | Electronic Discovery Services | \$1,050.15   | VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19090269 DATE: 9/1/2019<br>For August services rendered, including license fees, hosting, imports, processing,<br>project management, etc                 |         |
| 23773299 | 9/15/2019 | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computerized Legal Research   | \$1,877.26   |                                                                                                                                                                                                         | 2703834 |
| 23795029 | 9/15/2019 | 19511 | Hemmings, Alexandra | 999997 | 5556 | Computer Docket System        | \$0.10       | New - Old - PACER - (00PCL) All Courts; Case Number 1565; Case Year 2018;<br>Case Number 1:18-cv-01565; Office 1; Case Type cv; Page: 1                                                                 | 2709723 |
| 23795033 | 9/15/2019 | 19511 | Hemmings, Alexandra | 999997 | 5556 | Computer Docket System        | \$0.60       | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                       | 2709723 |
| 23795034 | 9/15/2019 | 19511 | Hemmings, Alexandra | 999997 | 5556 | Computer Docket System        | \$2.30       | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD Document 216-0                                                                                                                                        | 2709723 |
| 23795035 | 9/15/2019 | 19511 | Hemmings, Alexandra | 999997 | 5556 | Computer Docket System        | \$1.00       | New - Old - PACER - (VAEDC) 1:18-cv-01565-LMB-IDD Document 216-1                                                                                                                                        | 2709723 |
| 23795036 | 9/15/2019 | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computer Docket System        | \$0.10       | New - Old - PACER - (04CA) Case: 18-01565                                                                                                                                                               | 2709723 |
| 23795037 | 9/15/2019 | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computer Docket System        | \$0.10       | New - Old - PACER - (04CA) Case: 18-01565                                                                                                                                                               | 2709723 |
| 23795038 | 9/15/2019 | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computer Docket System        | \$0.10       | New - Old - PACER - (04CA) Name: gailey, lauren (pty)                                                                                                                                                   | 2709723 |
| 23795039 | 9/15/2019 | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computer Docket System        | \$0.10       | New - Old - PACER - (04CA) Name: gailey, lauren (aty)                                                                                                                                                   | 2709723 |
| 23795040 | 9/15/2019 | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computer Docket System        | \$0.20       | New - Old - PACER - (04CA) 19-1410                                                                                                                                                                      | 2709723 |
| 23795041 | 9/15/2019 | 19511 | Hemmings, Alexandra | 999997 | 5556 | Computer Docket System        | \$0.10       | New - Old - PACER - (00PCL) All Courts; Case Number 1410; Case Year 2019;<br>Case Number 19-1410; Page: 1                                                                                               | 2709723 |
| 23795042 | 9/15/2019 | 19511 | Hemmings, Alexandra | 999997 | 5556 | Computer Docket System        | \$0.10       | New - Old - PACER - (00PCL) All Courts; Case Number 1410; Case Year 2019;<br>Case Number 19-1410; Jurisdiction AP; Page: 1                                                                              | 2709723 |
| 23795045 | 9/15/2019 | 19511 | Hemmings, Alexandra | 999997 | 5556 | Computer Docket System        | \$0.10       | New - Old - PACER - (04CA) 19-1410                                                                                                                                                                      | 2709723 |



|          |            |       |                     |        |      |                               |              |                                                                                                                                                                                                        |         |
|----------|------------|-------|---------------------|--------|------|-------------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 23795046 | 9/15/2019  | 19511 | Hemmings, Alexandra | 999997 | 5556 | Computer Docket System        | \$3.00       | New - - Old - PACER - - (04CA) Case: 19-1410, Document: 59                                                                                                                                             | 2709723 |
| 23773300 | 9/16/2019  | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computerized Legal Research   | \$53.05      |                                                                                                                                                                                                        | 2703834 |
| 23781661 | 10/1/2019  | 99990 | Firm Attorney (FW)  | 999997 | 5556 | Electronic Discovery Services | \$300.15     | VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19100268 DATE: 10/1/2019 For September services rendered, including license fees, hosting, imports, processing, project management, etc                  |         |
| 23830688 | 10/4/2019  | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$2.00       | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                  | 2715432 |
| 23816338 | 10/7/2019  | 11098 | Skogg, Gregory      | 999997 | 5556 | Document Imaging & OCR        | \$8.40       | email print                                                                                                                                                                                            | 2709723 |
| 23816921 | 10/7/2019  | 11098 | Skogg, Gregory      | 999997 | 5556 | Binding                       | \$1.50       | Binds                                                                                                                                                                                                  | 2709723 |
| 23817153 | 10/7/2019  | 11098 | Skogg, Gregory      | 999997 | 5556 | Copy Center Charges           | \$0.70       | Tabs                                                                                                                                                                                                   | 2709723 |
| 23813739 | 10/22/2019 | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computerized Legal Research   | \$106.11     |                                                                                                                                                                                                        | 2709723 |
| 23803549 | 11/1/2019  | 99990 | Firm Attorney (FW)  | 999997 | 5556 | Electronic Discovery Services | (\$3,004.65) | Cancellation of: VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19080260 DATE: 8/1/2019 For July services rendered, including license fees, hosting, imports, processing, project management, etc       |         |
| 23803563 | 11/1/2019  | 99990 | Firm Attorney (FW)  | 999997 | 5556 | Electronic Discovery Services | (\$1,050.15) | Cancellation of: VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19090269 DATE: 9/1/2019 For August services rendered, including license fees, hosting, imports, processing, project management, etc     |         |
| 23822833 | 11/1/2019  | 99990 | Firm Attorney (FW)  | 999997 | 5556 | Electronic Discovery Services | \$825.15     | VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19110260 DATE: 11/1/2019 For October services rendered, including license fees, hosting, imports, processing, project management, etc                    |         |
| 23857917 | 11/5/2019  | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computerized Legal Research   | \$53.05      |                                                                                                                                                                                                        | 2715432 |
| 23847749 | 11/27/2019 | 99990 | Firm Attorney (FW)  | 999997 | 5556 | Electronic Discovery Services | (\$300.15)   | Cancellation of: VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19100268 DATE: 10/1/2019 For September services rendered, including license fees, hosting, imports, processing, project management, etc |         |
| 23918671 | 12/19/2019 | 19511 | Hemmings, Alexandra | 999997 | 5556 | Computer Docket System        | \$0.10       | New - - Old - PACER - - (00PCL) ALL COURTS; CASE NUMBER 1410; CASE YEAR 2019; CASE NUMBER 19-1410; CASE TITLE ROE                                                                                      | 2723948 |
| 23890922 | 1/2/2020   | 99990 | Firm Attorney (FW)  | 999997 | 5556 | Electronic Discovery Services | (\$825.15)   | Cancellation of: VENDOR: Winston & Strawn LLP - EDSS INVOICE#: 19110260 DATE: 11/1/2019 For October services rendered, including license fees, hosting, imports, processing, project management, etc   |         |
| 23953853 | 1/9/2020   | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$0.80       | New - - Old - PACER - - (04CA) 19-1410                                                                                                                                                                 | 2731600 |
| 23955502 | 1/13/2020  | 10786 | Bach, Edward        | 999997 | 5556 | Computer Docket System        | \$0.10       | New - - Old - PACER - - (04CA) Case: 19-1410 (XML)                                                                                                                                                     | 2731600 |
| 23955503 | 1/13/2020  | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$0.80       | New - - Old - PACER - - (04CA) 19-1410                                                                                                                                                                 | 2731600 |
| 23957644 | 1/17/2020  | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$2.00       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                  | 2731600 |
| 23963732 | 1/31/2020  | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$0.80       | New - - Old - PACER - - (04CA) 19-1410                                                                                                                                                                 | 2731600 |
| 24016958 | 2/14/2020  | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computer Docket System        | \$2.00       | Gordon, Kimberly Docket Report (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                           | 2738860 |
| 24020057 | 2/25/2020  | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computer Docket System        | \$0.80       | Gordon, Kimberly Docket Report (filtered) (04CA) 19-1410                                                                                                                                               | 2738860 |
| 24032200 | 4/7/2020   | 99992 | Firm Attorney (DC)  | 999997 | 5556 | Computerized Legal Research   | \$40.07      |                                                                                                                                                                                                        | 2744078 |
| 24066175 | 4/29/2020  | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$2.10       | (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                                          | 2744078 |
| 24066186 | 4/29/2020  | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$2.10       | (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                                          | 2744078 |
| 24066187 | 4/29/2020  | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$2.10       | (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                                          | 2744078 |
| 24066205 | 4/29/2020  | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$0.80       | (04CA) 19-1410                                                                                                                                                                                         | 2744078 |
| 24066206 | 4/29/2020  | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$0.80       | (04CA) 19-1410                                                                                                                                                                                         | 2744078 |
| 24072055 | 5/4/2020   | 19321 | Steeg, Aaron        | 999997 | 5556 | Computerized Legal Research   | \$82.31      |                                                                                                                                                                                                        | 2744078 |
| 24073184 | 5/4/2020   | 19336 | Rogers, Siarra      | 999997 | 5556 | Computerized Legal Research   | \$53.05      |                                                                                                                                                                                                        | 2744078 |
| 24081474 | 5/4/2020   | 11098 | Skogg, Gregory      | 999997 | 5556 | Document Imaging & OCR        | \$1.76       | Null                                                                                                                                                                                                   | 2744078 |
| 24081571 | 5/4/2020   | 11098 | Skogg, Gregory      | 999997 | 5556 | Document Imaging & OCR        | \$1.76       | Null                                                                                                                                                                                                   | 2744078 |
| 24140413 | 5/4/2020   | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$2.10       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                  | 2762265 |
| 24140414 | 5/4/2020   | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$2.10       | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                                                                                  | 2762265 |
| 24140729 | 5/5/2020   | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$0.80       | New - - Old - PACER - - (04CA) 19-1410                                                                                                                                                                 | 2762265 |
| 24140730 | 5/5/2020   | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$0.80       | New - - Old - PACER - - (04CA) 19-1410                                                                                                                                                                 | 2762265 |
| 24140732 | 5/5/2020   | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$2.20       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                  | 2762265 |
| 24140733 | 5/5/2020   | 15255 | Gordon, Kimberly    | 999997 | 5556 | Computer Docket System        | \$2.20       | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                                                                                  | 2762265 |



|          |            |       |                    |        |      |                             |          |                                                                                                                                                 |         |
|----------|------------|-------|--------------------|--------|------|-----------------------------|----------|-------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| 24140743 | 5/5/2020   | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System      | \$2.20   | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                           | 2762265 |
| 24140745 | 5/5/2020   | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System      | \$2.20   | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                           | 2762265 |
| 24141135 | 5/5/2020   | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System      | \$2.20   | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                           | 2762265 |
| 24141136 | 5/5/2020   | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System      | \$2.20   | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                           | 2762265 |
| 24141137 | 5/5/2020   | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System      | \$1.20   | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD Document 257-35                                                                           | 2762265 |
| 24141732 | 5/6/2020   | 17220 | Harding, John      | 999997 | 5556 | Computer Docket System      | \$0.10   | New - - Old - PACER - - (00PCL) All Courts; Case Number 1565; Case Year 2018; Case Number 18-cv-01565; Case Type cv; Page: 1                    | 2762265 |
| 24141775 | 5/6/2020   | 17220 | Harding, John      | 999997 | 5556 | Computer Docket System      | \$0.70   | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                           | 2762265 |
| 24141777 | 5/6/2020   | 17220 | Harding, John      | 999997 | 5556 | Computer Docket System      | \$0.70   | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                           | 2762265 |
| 24142060 | 5/7/2020   | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System      | \$2.20   | New - - Old - PACER - - (VAEDC) 1:18-cv-00641-LMB-IDD                                                                                           | 2762265 |
| 24142067 | 5/7/2020   | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System      | \$2.20   | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                           | 2762265 |
| 24142068 | 5/7/2020   | 15255 | Gordon, Kimberly   | 999997 | 5556 | Computer Docket System      | \$2.20   | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD                                                                                           | 2762265 |
| 24145153 | 5/14/2020  | 11098 | Skogg, Gregory     | 999997 | 5556 | Computer Docket System      | \$0.50   | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD Start date: 02/14/2020                                                                    | 2762265 |
| 24145154 | 5/14/2020  | 11098 | Skogg, Gregory     | 999997 | 5556 | Computer Docket System      | \$0.30   | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD Document 265-0                                                                            | 2762265 |
| 24145155 | 5/14/2020  | 11098 | Skogg, Gregory     | 999997 | 5556 | Computer Docket System      | \$0.20   | New - - Old - PACER - - (VAEDC) 1:18-cv-01565-LMB-IDD Document 265-1                                                                            | 2762265 |
| 24087533 | 6/5/2020   | 16472 | Pesick, Jason      | 999997 | 5556 | Computerized Legal Research | \$54.55  |                                                                                                                                                 | 2753578 |
| 24087534 | 6/6/2020   | 16472 | Pesick, Jason      | 999997 | 5556 | Computerized Legal Research | \$0.00   |                                                                                                                                                 | 2753578 |
| 24092716 | 6/19/2020  | 99992 | Firm Attorney (DC) | 999997 | 5556 | Computerized Legal Research | \$340.21 |                                                                                                                                                 | 2753578 |
| 24092717 | 6/22/2020  | 99992 | Firm Attorney (DC) | 999997 | 5556 | Computerized Legal Research | \$371.37 |                                                                                                                                                 | 2753578 |
| 24094935 | 6/30/2020  | 11098 | Skogg, Gregory     | 999997 | 5556 | Computerized Legal Research | \$0.00   |                                                                                                                                                 | 2753578 |
| 24128910 | 7/6/2020   | 14488 | Stull, Mark        | 999997 | 5556 | Messenger Services          | \$122.88 | VENDOR: Washington Express, LLC INVOICE#: 190096 DATE: 7/31/2020 OrderNumber: 3112960 Dimika Evans-1901 L St NW/401 Courthouse Square           | 2762265 |
| 24117303 | 7/15/2020  | 11098 | Skogg, Gregory     | 999997 | 5556 | Document Imaging & OCR      | \$17.44  | email print                                                                                                                                     | 2762265 |
| 24117671 | 7/15/2020  | 11098 | Skogg, Gregory     | 999997 | 5556 | Binding                     | \$1.50   | Binds                                                                                                                                           | 2762265 |
| 24117756 | 7/15/2020  | 11098 | Skogg, Gregory     | 999997 | 5556 | Copy Center Charges         | \$0.30   | Tabs                                                                                                                                            | 2762265 |
| 24112412 | 7/24/2020  | 16472 | Pesick, Jason      | 999997 | 5556 | Computerized Legal Research | \$54.55  |                                                                                                                                                 | 2762265 |
| 24171600 | 9/11/2020  | 14488 | Stull, Mark        | 999997 | 5556 | Messenger Services          | \$73.40  | VENDOR: Washington Express, LLC INVOICE#: 191211 DATE: 9/30/2020 Sabrina Cabbagestalk-1901 L St NW/400 Courthouse Square                        | 2769284 |
| 24193982 | 9/14/2020  | 99992 | Firm Attorney (DC) | 999997 | 5556 | Computer Docket System      | \$2.50   | (VAE99992) 1:18-cv-00641-LMB-IDD                                                                                                                | 2769284 |
| 24173691 | 10/13/2020 | 17220 | Harding, John      | 999997 | 5556 | Court Reporter              | \$124.10 | VENDOR: Anneliese J. Thomson INVOICE#: 20200141 DATE: 10/13/2020 9/14/2020 Motions Hearing Transcript Re Harrison/Roe v. Mark Esper             | 2777933 |
| 24397421 | 4/7/2021   | 17220 | Harding, John      | 999997 | 5556 | Filing and Other Fees       | \$75.00  | VENDOR: Diners Club Commercial INVOICE#: 5528286869590421 DATE: 4/15/2021 PHV filing fee for Gregory Nevins re: Roe et al v. Defense et al      | 2827233 |
| 24397422 | 4/7/2021   | 17220 | Harding, John      | 999997 | 5556 | Filing and Other Fees       | \$75.00  | VENDOR: Diners Club Commercial INVOICE#: 5528286869590421 DATE: 4/15/2021 PHV filing fee for Gregory Nevins re: Harrison et al v. Spencer et al | 2827233 |
| 24446811 | 10/30/2021 | 11098 | Skogg, Gregory     | 999997 | 5556 | Computerized Legal Research | \$328.09 |                                                                                                                                                 | 2833353 |
| 24553471 | 3/1/2022   | 17220 | Harding, John      | 999997 | 5556 | Computerized Legal Research | \$0.00   |                                                                                                                                                 | 2855796 |
| 24575323 | 4/19/2022  | 17220 | Harding, John      | 999997 | 5556 | Computerized Legal Research | \$239.30 |                                                                                                                                                 | 2867585 |
| 24575324 | 4/20/2022  | 17220 | Harding, John      | 999997 | 5556 | Computerized Legal Research | \$79.77  |                                                                                                                                                 | 2867585 |
| 24575325 | 4/21/2022  | 17220 | Harding, John      | 999997 | 5556 | Computerized Legal Research | \$0.00   |                                                                                                                                                 | 2867585 |
| 24575326 | 4/25/2022  | 17220 | Harding, John      | 999997 | 5556 | Computerized Legal Research | \$100.91 |                                                                                                                                                 | 2867585 |
| 24575327 | 4/26/2022  | 17220 | Harding, John      | 999997 | 5556 | Computerized Legal Research | \$0.00   |                                                                                                                                                 | 2867585 |
| 24575328 | 4/27/2022  | 17220 | Harding, John      | 999997 | 5556 | Computerized Legal Research | \$0.00   |                                                                                                                                                 | 2867585 |
| 24595904 | 5/1/2022   | 17220 | Harding, John      | 999997 | 5556 | Computerized Legal Research | \$0.00   |                                                                                                                                                 | 0       |
| 24595905 | 5/3/2022   | 17220 | Harding, John      | 999997 | 5556 | Computerized Legal Research | \$79.77  |                                                                                                                                                 | 0       |
| 24615757 | 6/1/2022   | 17220 | Harding, John      | 999997 | 5556 | Computerized Legal Research | \$159.53 |                                                                                                                                                 | 0       |
| 24615758 | 6/15/2022  | 17220 | Harding, John      | 999997 | 5556 | Computerized Legal Research | \$0.00   |                                                                                                                                                 | 0       |



| Disb ID  | Date      | Tkpr  | TKPR Name       | Client | Matter | Cost Desc                             | Base Amt   | Narrative                                                                                                                                                     | Bill Num |
|----------|-----------|-------|-----------------|--------|--------|---------------------------------------|------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|
| 23817800 | 9/3/2019  | 14552 | Eaton, Geoffrey | 999997 | 6131   | Travel - Long Distance Transportation | \$19.00    | VENDOR: Uber Technologies, Inc. INVOICE#: AF0191 DATE: 9/30/2019 Geoffrey Eaton-1730 K St NW Washington DC 20006 USA/4 Aviation Cir Arlington VA 22202 USA -- | 2709723  |
| 23817801 | 9/3/2019  | 14552 | Eaton, Geoffrey | 999997 | 6131   | Travel - Long Distance Transportation | \$2.00     | VENDOR: Uber Technologies, Inc. INVOICE#: AF0191 DATE: 9/30/2019 Geoffrey Eaton-1730 K St NW Washington DC 20006 USA/4 Aviation Cir Arlington VA 22202 USA -- | 2709723  |
| 23817874 | 9/4/2019  | 14552 | Eaton, Geoffrey | 999997 | 6131   | Travel - Long Distance Transportation | \$39.29    | VENDOR: Uber Technologies, Inc. INVOICE#: AF0191 DATE: 9/30/2019 Geoffrey Eaton-35 W Wacker Dr Chicago IL 60601 USA/Chicago IL 60666 USA --                   | 2709723  |
| 23817875 | 9/4/2019  | 14552 | Eaton, Geoffrey | 999997 | 6131   | Travel - Long Distance Transportation | \$5.69     | VENDOR: Uber Technologies, Inc. INVOICE#: AF0191 DATE: 9/30/2019 Geoffrey Eaton-35 W Wacker Dr Chicago IL 60601 USA/Chicago IL 60666 USA --                   | 2709723  |
| 23773284 | 9/16/2019 | 14552 | Eaton, Geoffrey | 999997 | 6131   | Computerized Legal Research           | \$1,634.02 |                                                                                                                                                               | 2703834  |
| 23773285 | 9/17/2019 | 14552 | Eaton, Geoffrey | 999997 | 6131   | Computerized Legal Research           | \$2,320.17 |                                                                                                                                                               | 2703834  |
| 23777847 | 9/17/2019 | 10800 | Bauer, Julie    | 999997 | 6131   | Travel - Long Distance Transportation | \$45.00    | VENDOR: Bauer, Julie A INVOICE#: 3670623010031605 DATE: 10/2/2019 Taxi; 09/17/2019 - 09/18/2019; Travel to Virginia to attend oral argument                   | 2703834  |
| 23777848 | 9/17/2019 | 10800 | Bauer, Julie    | 999997 | 6131   | Business Meals                        | \$38.73    | VENDOR: Bauer, Julie A INVOICE#: 3670623010031605 DATE: 10/2/2019 Dinner; 09/17/2019 - 09/18/2019; Travel to Virginia to attend oral argument, Julie Bauer    | 2703834  |
| 23777849 | 9/18/2019 | 10800 | Bauer, Julie    | 999997 | 6131   | Travel - Long Distance Transportation | \$51.00    | VENDOR: Bauer, Julie A INVOICE#: 3670623010031605 DATE: 10/2/2019 Parking 09/17/2019 - 09/18/2019; Travel to Virginia to attend oral argument                 | 2703834  |
| 23777850 | 9/18/2019 | 10800 | Bauer, Julie    | 999997 | 6131   | Lodging                               | \$350.10   | VENDOR: Bauer, Julie A INVOICE#: 3670623010031605 DATE: 10/2/2019 Hotel - Lodging; 09/17/2019 - 09/18/2019; Travel to Virginia to attend oral argument        | 2703834  |

# EXHIBIT 2

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

RICHARD ROE, ET AL.,

PLAINTIFFS,

v.

LLOYD AUSTIN, ET AL.,  
DEFENDANTS.

CIVIL ACTION NO. 1:18-cv-01565

NICHOLAS HARRISON, ET AL.,

PLAINTIFFS,

v.

LLOYD AUSTIN, ET AL.,  
DEFENDANTS.

CIVIL ACTION NO. 1:18-CV-00641

**AFFIDAVIT OF CHARLES B. MOLSTER, III**

COMES NOW the affiant, Mr. Charles B. Molster, III, Esq., and under oath hereby submits the following affidavit in support of the Motion for Attorneys' Fees and Costs filed herein on behalf of counsel for Plaintiffs. *Harrison*, ECF No. 328; *Roe*, ECF No. 342.

1. I am a practicing attorney with my own firm, the Law Offices of Charles B. Molster, III PLLC. I obtained my J.D. from the University of Richmond School of Law in 1983. From 1983-1984, I served as a law clerk for the Hon. James C. Cacheris in the Eastern District of Virginia. I have been licensed to practice law since 1984. I worked for the law firm of Grove & Engelberg from 1984 – 1986. We were acquired by Keck, Mahin & Cate, where I worked from 1986-1996, and where I served as General Counsel for the firm's Washington, D.C. office, and served on the firm's Associate Committee and Associate Compensation Committee. I worked for the law firm of Winston & Strawn from 1996-2016, where I served on the firm's Compensation

Committee, Finance Committee, Diversity Committee, and Audit Committee. I started my own law firm in July 2016, and have been operating that firm through the present.

2. I am admitted to practice before all courts in the Commonwealth of Virginia, the United States District Court for the Eastern District of Virginia, the United States District Court for the District of Columbia, the United States District Court for the District of Colorado, and the United States Court of Appeals for the Fourth Circuit.

3. I am a Past President and former long-time Board Member of the Northern Virginia Chapter of the Federal Bar Association. I was previously Chair, and then Chair Emeritus, of the Virginia State Bar's Special Committee on Technology and the Practice of Law. I am a Board Member (and Secretary) of the Virginia State Bar Intellectual Property Section, and a Permanent Member of the Fourth Circuit Judicial Conference. I am a former Member of the Virginia Bar Association's Committee on Federal Judgeships in the Eastern District of Virginia. I am a long-time faculty member of the National Institute of Trial Advocacy.

4. During my long career, I have tried cases involving complex litigation of all types in the Eastern District of Virginia, as well as other state and federal courts around the Country, including in Virginia, Texas, New York, California, Washington, D.C., Georgia, South Carolina, North Carolina, Illinois, Colorado, Nebraska, Florida, Delaware, Pennsylvania, Michigan and New Jersey.

5. I have also presented numerous CLE programs around the country, including numerous national webcasts, as well as live programs in Washington, D.C., Texas, Rhode Island, Tokyo, Japan and Mainland China.

6. I have also moderated and/or presented numerous CLE presentations in Virginia, including a CLE on Trade Secrets at the Patent & Trademark office in January 2017, as well as an annual CLE on Patent Infringement Litigation in the Rocket Docket (held at the Alexandria Federal Courthouse from 2008 – 2019, with Judges Trenga, O’Grady, Anderson and other EDVA practitioners), and an annual Nuts & Bolts of EDVA Civil Practice (again held at the Alexandria Federal Courthouse (or remotely) from 2017 – 2022, again with Federal Judges and other EDVA practitioners). I also moderated a CLE in the Norfolk Division regarding Intellectual Property cases with Judge Henry Morgan, U.S. Magistrate Judge Doug Miller, and Norfolk IP practitioner Steve Noona on February 18, 2021. I have also presented several CLEs sponsored by the Virginia State Bar, including for the VSB 30<sup>th</sup> Annual Intellectual Property Section Seminar in September 2018.

7. I have also authored several articles in the Virginia Lawyer, including two (2) articles on Trade Secrets (co-authored with Mary Zensner of Troutman): The Defend Trade Secrets Act of 2016: New Choices for Litigators and Corporate Counsel (February 2017); and A Fresh Look: The Defend Trade Secrets Act and Recent Developments (April 2019).

8. As a result of my extensive experience as a trial lawyer in the Eastern District of Virginia (including in the Alexandria, Richmond and Norfolk Divisions), I am familiar with the prevailing and customary rates and effort required to litigate complex civil litigation in the Eastern District of Virginia. I am also familiar with the pace of litigation and other idiosyncrasies unique to litigation in the Eastern District of Virginia, including in the Alexandria Division.

9. During my long career, I have tried cases involving litigation of all types. I also have decades of experience in litigating complex civil matters. I have extensive experience

litigating these and other cases in the Eastern District of Virginia, as well as other state and federal courts.

10. I have previously served as an expert witness regarding attorney fee petitions in Virginia, and I have been involved in litigating other fee petitions in the Eastern District of Virginia and elsewhere. Most recently, I served as an expert witness regarding attorney's fees in an arbitration in Northern Virginia, and before that as an expert regarding attorney's fees in a Circuit Court case in Fairfax, Virginia.

11. My affidavit and the opinions herein are based on my personal knowledge and experience, my review of the docket for the above-captioned matters (including the Motion for Attorneys' Fees and Costs and all associated briefing), the Court's Memorandum Opinion (*Roe*, ECF No. 321) and other rulings, the Fourth Circuit opinion and associated briefing, and my independent investigation. I have discussed this case with John Harding and Andrew Sommer. I have reviewed the declarations of Andrew Sommer, John Harding, Julie Bauer, Kara Ingelhart, Scott Schoettes, and Peter Perkowski and the supporting exhibits thereto.

12. I understand that most attorneys in this case are seeking fees based on the statutory rate under the Equal Access of Justice Act (EAJA) with a cost-of-living adjustment based on the U.S. Department of Labor's Consumer Price Index–Urban. However, attorneys with a specialized experience or expertise are seeking fees at the standard prevailing rate for attorneys practicing in Northern Virginia. Additionally, I have also been asked to opine on the prevailing market rates of law clerks, and other support staff like legal librarians.

13. Courts in the Eastern District of Virginia have historically adopted the *Vienna Metro* Matrix developed by Craig C. Reilly in 2011 when determining the reasonable rates in the



northern Virginia area. *Vienna Metro LLC v. Pulte Home Corp.*, No. 1:10-cv-502, 2011 WL 13369780, at \*6 (E.D. Va. Aug. 24, 2011). *See also, Prudential Ins. Co. of Am. v. pru.com*, 2021 WL 6332355, at \*3 (E.D. Va. Mar. 9, 2021) (The Court consistently employs the *Vienna Metro* matrix in determining the customary rates for attorneys engaged in commercial litigation in northern Virginia); *JK Moving & Storage, Inc. v. Winmar Constr., Inc.*, No. 117-CV-1213, 2018 WL 4365573, at \*3 (E.D. Va. June 20, 2018) (“[T]he Court finds no reason to deviate from the reasonable range of rates provided in the *Vienna Metro* matrix.”).

14. The Matrix is as follows:

| <b>Years of Experience</b> | <b>Paralegal</b> | <b>1-3</b> | <b>4-7</b> | <b>8-10</b> | <b>11-19</b> | <b>20+</b> |
|----------------------------|------------------|------------|------------|-------------|--------------|------------|
| <b>Hourly Rate</b>         | \$130-350        | \$250-435  | \$350-600  | \$465-640   | \$520-770    | \$505-820  |

15. While, the Matrix may need to be updated, especially in areas such as intellectual property where I regularly practice, it is a reasonable and *conservative* estimate of the prevailing market rate in Northern Virginia.

16. While law clerks, legal librarians, and litigation support are not included in the *Vienna Metro* Matrix, based on my experience in Northern Virginia, I believe that the prevailing market rate for a law clerk would be above the EAJA statutory maximum adjusted for inflation and the prevailing hourly rate for a legal librarian and litigation support staff would be approximately \$100.

17. In my opinion, based on the complexity of the case, the duration of the case (four years); the excellent result obtained on summary judgment – thereby avoiding a trial which would

have cost even more time and money, the time spent by counsel for Plaintiffs in connection with the prosecution of these matters is reasonable and appropriate given the complexities of the issues involved and the hard-fought course of litigation.

18. The following table provides a timeline of events for the two related cases, including appeal. Black text reflects either events in the *Harrison* case only or events that occurred in both cases on the same date. Where appropriate, the case and the docket entry are identified. Red text indicates events in the *Roe* case only. Orange cells indicate court appearances before either Judge Brinkema or Judge Davis. All but one of the thirteen appearances was in person at the courthouse. Green cells indicate events before the United States Court of Appeals for the Fourth Circuit. Discovery motions and objections are identified in yellow and dispositive motions are identified in blue. The preliminary injunction motions are identified in bold text.

| Harrison Phase | Roe Phase  | Date               | Description                                                                                                                      |
|----------------|------------|--------------------|----------------------------------------------------------------------------------------------------------------------------------|
| Pre-Filing     |            | 2017-May 2018      | Developing case, drafting pleadings                                                                                              |
|                |            | May 30, 2018       | <i>Harrison</i> Complaint filed (Dkt. 1)                                                                                         |
| Early Motions  |            | July 19, 2018      | <b>Plaintiff’s Motion for Preliminary Injunction (Dkt. 25)</b>                                                                   |
|                |            | August 16, 2018    | Defendants Motion to Dismiss for Failure to State a Claim; Defendants’ Motion to Dismiss for Lack of Jurisdiction (Dkt. 41 & 42) |
|                | Pre-Filing | September 14, 2018 | Hearing on Plaintiff’s Motion for Preliminary Injunction and Defendants’ Motions to Dismiss (Dkt. 59)                            |
| Discovery      |            | November 20, 2018  | Plaintiff’s Motion to Compel (Dkt. 72)                                                                                           |
|                |            | November 30, 2018  | Hearing on Plaintiff’s Motion to Compel (Dkt. 80)                                                                                |
|                |            | December 14, 2018  | Plaintiff’s Motion to Compel (Dkt. 82)                                                                                           |
|                |            | December 14, 2018  | Defendants’ Objections to Magistrate Judge Davis’s Ruling or Recommendation (Dkt. 85)                                            |

| Harrison Phase | Roe Phase     | Date              | Description                                                                                                                       |
|----------------|---------------|-------------------|-----------------------------------------------------------------------------------------------------------------------------------|
|                | Early Motions | December 19, 2018 | Complaint Filed (Dkt. 1)                                                                                                          |
|                |               | December 21, 2018 | Hearing on Defendants' Objections to Judge Davis's Ruling or Recommendation (Dkt. 96)                                             |
|                |               | January 3, 2019   | Plaintiff and Defendant Reach Compromise Mooting Plaintiff's Motion to Compel (Dkt. 101)                                          |
|                |               | January 11, 2019  | <b>Motion for Preliminary Injunction (Dkt. 33)</b>                                                                                |
|                |               | January 25, 2019  | Plaintiff's Motion to Compel Documents Withheld on Basis of Deliberative Process Privilege (Dkt. 107)                             |
|                |               |                   | Defendants' Motion to Dismiss for Lack of Jurisdiction; Defendants' Motion to Dismiss for Failure to State a Claim (Dkt. 48 & 49) |
|                |               | February 1, 2019  | Hearing on Plaintiff's Motion to Compel Documents Withheld on Basis of Deliberative Process Privilege (Dkt. 107)                  |
|                |               | February 8, 2019  | Second Hearing on Plaintiff's Motion to Compel Documents Withheld on Basis of Deliberative Process Privilege (Dkt. 107)           |
|                |               | February 15, 2019 | Hearing on Plaintiff's Motion for Preliminary Injunction and Defendants' Motions to Dismiss (Dkt. 71)                             |
|                | Discovery     | February 22, 2019 | Third Hearing on Plaintiff's Motion to Compel Documents Withheld on Basis of Deliberative Process Privilege (Dkt. 107)            |
|                |               | March 22, 2019    | Defendants' Motion to Stay Deadline to Comply With Magistrate Judge Davis's Order (Dkt. 132)                                      |
|                |               |                   | Plaintiff's Motion to Compel Documents Withheld on Basis of Deliberative Process Privilege (Dkt. 95)                              |
|                |               | March 28, 2019    | Defendants' Objections to Judge Davis's Ruling or Recommendation on Deliberative Process Privilege (Dkt. 137)                     |
|                |               | March 29, 2019    | Hearing on Defendants' Motion to Stay Deadline to Comply With Magistrate Judge                                                    |

| Harrison Phase      | Roe Phase        | Date            | Description                                                                                                                         |
|---------------------|------------------|-----------------|-------------------------------------------------------------------------------------------------------------------------------------|
|                     |                  |                 | Davis's Order ( <i>Harrison</i> , Dkt. 140; <i>Roe</i> , Dkt. 100)                                                                  |
|                     |                  | April 12, 2019  | Hearing on Defendants' Objections to Judge Davis's Ruling or Recommendation on Deliberative Process Privilege (Dkt. 148)            |
|                     |                  | April 16, 2019  | Defendants' Notice of Appeal (Dkt. 112)                                                                                             |
| Dispositive Motions |                  | May 3, 2019     | Defendants' Motion to Dismiss In Part ( <i>Harrison</i> , Dkt. 154; <i>Roe</i> , Dkt. 118)                                          |
|                     |                  | May 16, 2019    | Final Pretrial Conference                                                                                                           |
|                     |                  | May 28, 2019    | Appellants' Opening Brief To the Fourth Circuit (Appeal Dkt. 18)                                                                    |
|                     |                  | May 31, 2019    | Hearing on Defendants' Motion to Dismiss In Part ( <i>Harrison</i> , Dkt. 154; <i>Roe</i> , Dkt. 146)                               |
| Pretrial            | Pretrial; Appeal | June 5, 2019    | Witness Lists, Exhibit Lists, Statement of Undisputed Facts Filed in both <i>Harrison</i> and <i>Roe</i> cases                      |
|                     |                  | June 17, 2019   | Objections to Exhibit and Witness Lists Filed in both <i>Harrison</i> and <i>Roe</i> cases                                          |
|                     |                  | July 12, 2019   | Motion to Compel Documents Withheld on the Basis of Deliberative Process Privilege (Dkt. 184)                                       |
|                     |                  | July 12, 2019   | Additional Briefing in Opposition to Defendants' Motion to Dismiss In Part (Dkt. 205)                                               |
|                     |                  | July 18, 2019   | Appellees' Responsive Brief filed with the Fourth Circuit (Appellate Dkt. 34)                                                       |
|                     |                  | July 19, 2019   | Defendants' Motion to Stay Summary Judgment and Trial Pending Appellate Ruling ( <i>Harrison</i> , Dkt. 219; <i>Roe</i> , Dkt. 214) |
|                     |                  | July 23, 2019   | Motion for Partial Summary Judgment (Counts II and III) (Dkt. 230)                                                                  |
|                     |                  | July 25, 2019   | Amicus Briefs Filed with Fourth Circuit (Appellate Dkts. 36, 38, 39, 40)                                                            |
|                     |                  | August 1, 2019  | Case Stayed Pending Fourth Circuit Appeal                                                                                           |
|                     | Appeal           | August 13, 2019 | Appellants' Reply Brief Filed with Fourth Circuit (Appellate Dkt. 59)                                                               |

| Harrison Phase      | Roe Phase           | Date               | Description                                                                                                                     |
|---------------------|---------------------|--------------------|---------------------------------------------------------------------------------------------------------------------------------|
|                     |                     | September 18, 2019 | Oral Argument Before U.S. Court of Appeals for the Fourth Circuit (Appellate Dkt. 64)                                           |
|                     |                     | January 10, 2020   | Fourth Circuit Opinion and Judgment – Affirming Grant of Preliminary Injunction (Dkt. 249 & 250)                                |
|                     |                     | March 3, 2020      | Mandate Issues from Fourth Circuit (Dkt. 253)                                                                                   |
| Dispositive Motions | Dispositive Motions | March 5, 2020      | Telephonic Hearing Held re case management (Dkt. 249)                                                                           |
|                     |                     | March 11, 2020     | Stay Lifted; Summary Judgment Briefing Schedule Set ( <i>Harrison</i> , Dkt. 249; <i>Roe</i> , Dkt. 260)                        |
|                     |                     | May 4, 2020        | Plaintiffs’ Motion for Summary Judgment Filed ( <i>Harrison</i> , Dkt. 256; <i>Roe</i> , Dkt. 269)                              |
|                     |                     | June 3, 2020       | Defendants’ Combined Opposition and Cross-Motion for Summary Judgment Filed ( <i>Harrison</i> , Dkt 263; <i>Roe</i> , Dkt. 275) |
|                     |                     | June 3, 2020       | Defendants’ Motion to Exclude Evidence (Dkt. 274)                                                                               |
|                     |                     | June 4, 2020       | Defendants’ Motion to Exclude Evidence (Dkt. 286)                                                                               |
|                     |                     | September 14, 2020 | Hearing on Cross-Motions for Summary Judgment ( <i>Harrison</i> , Dkt. 298; <i>Roe</i> , Dkt. 310)                              |
|                     |                     | April 6, 2022      | Summary Judgment Granted ( <i>Harrison</i> , Dkt. 307; <i>Roe</i> , Dkt. 321)                                                   |
|                     |                     | June 6, 2022       | Defendants’ Notice of Appeal ( <i>Harrison</i> , Dkt. 317; <i>Roe</i> , Dkt. 331)                                               |
|                     |                     | July 11, 2022      | Defendants’ Motion to Dismiss Appeal Granted ( <i>Harrison</i> , Dkt. 322; <i>Roe</i> , Dkt. 336)                               |

19. There were multiple motions to dismiss (and renewed motions to dismiss) filed by Defendants, a successful motion for preliminary injunction filed by Plaintiffs, which was later unsuccessfully appealed by Defendants to the Fourth Circuit, and multiple rounds of summary

judgment briefing. Indeed, in the Court's Summary Judgment Opinion, Judge Brinkema noted that there were over 1,500 pages of materials filed in connection with Roe and Voe's motion for preliminary injunction alone. *Roe*, ECF 321 at 4.

20. Defendants' approach to discovery also required significant time and effort to be expended by counsel for Plaintiffs in order to protect the interests of their clients. Particularly, there were multiple motions to compel the production of documents by Plaintiffs, numerous depositions, and significant expert discovery.

21. Based on the tight time frame, especially in 2018 and 2019, and the hard-fought nature of the litigation, the size and seniority of the Plaintiffs' litigation team was—in my professional opinion—necessary and reasonable. The sheer volume of work necessitated by the schedule, Defendants' resistance to discovery, motions and renewed motions, and the number of depositions from various service branches, required intense effort on multiple fronts, and justifies the size and experience of Plaintiffs' counsel team in this action. The work simply could not have been accomplished by a leaner-staffed or less-experienced team in the time-frame set for this case.

22. The detailed time records submitted by counsel for Plaintiffs demonstrate that counsel spent a reasonable and appropriate amount of time addressing the issues in this case, and staffed various workstreams efficiently, given the multiple tasks being performed simultaneously under this Court's rigorous schedule. The time records also reflect an appropriate division of labor between partners and associate-level attorneys, as well as between firms.

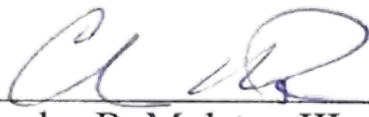
23. In preparing this declaration, I worked 7.8 hours. My rate is \$695 an hour. An exception to the statutory rate is warranted for my time because of the distinctive knowledge I



possess concerning the prevailing and customary rates and idiosyncrasies unique to litigation in the Eastern District of Virginia.

I declare under penalty of perjury the foregoing is true and correct to the best of my knowledge and belief.

Executed this 5<sup>th</sup> day of August, 2022.

  
\_\_\_\_\_  
Charles B. Molster, III

# EXHIBIT 3

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

RICHARD ROE, ET AL.,

PLAINTIFFS,

v.

LLOYD AUSTIN, ET AL.,

DEFENDANTS.

CIVIL ACTION NO. 1:18-cv-01565

NICHOLAS HARRISON, ET AL.,

PLAINTIFFS,

v.

LLOYD AUSTIN, ET AL.,

DEFENDANTS.

CIVIL ACTION NO. 1:18-CV-00641

**DECLARATION OF KARA N. INGELHART**

I, Kara N. Ingelhart, hereby declare as follows:

1. I am an attorney licensed in Illinois. If called upon to testify about this declaration, I can and will do so.
2. I have personal knowledge of the statements contained herein. The statements are true and correct to the best of my knowledge, information, and belief.
3. I submit this declaration in support of Plaintiffs Nicholas Harrison, Richard Roe, Victor Voe, and the Modern Military Association of America's motion for attorneys' fees as prevailing parties in these actions.
4. I have personal knowledge of the statements contained herein. The statements are true and correct to the best of my knowledge, information, and belief.

5. I am Senior Attorney with Lambda Legal Defense and Education Fund, Inc.

(“Lambda Legal”), and one of the attorneys for Plaintiffs. Since September 2015, I have been employed by Lambda Legal Defense and Education, Inc. (“Lambda Legal”), a 501(c)(3) nonprofit organization “committed to achieving the full civil rights of lesbians, gay men, bisexuals, transgender (“LGBT”) people and everyone living with HIV through impact litigation, public policy work and education. I graduated from the University of Chicago Law School in 2015. I work in its Midwestern Regional Office, which is based in Chicago, Illinois.

6. Attached as Exhibit A to this declaration is a true and correct copy of my billing records for the above-captioned cases.

7. Attached as Exhibit B is a true and correct copy of Lambda Legal’s expense records for the above-captioned cases.

8. Attached as Exhibit C to this declaration is a copy of my professional resume detailing my practice experience representing and advocating for LGBT people and people living with HIV.

9. It is my regular practice to enter my time spent on a matter at the time I work on a particular task. My time entries reflect time I actually spent working on this matter. I have exercised billing judgment to ensure that the time for which fees are sought was reasonable and necessary under the circumstances. As part of that process, I eliminated time that could be deemed unnecessary, duplicative, or excessive. For example, there were instances in which I had spent time on these actions, such as, in the review of certain email correspondence or travel time, where I did not enter time.

10. Lambda Legal has been party counsel in several leading cases challenging government discrimination against LGBT people and people living with HIV across various

contexts, with many of its cases establishing important precedent in the field or achieving policy change through settlement after significant litigation success. *See, e.g., Karnoski v. Trump*, 926 F.3d 1180, 1200 (9th Cir. 2019) (holding, in case challenging ban on open military service by transgender people, that discrimination against transgender people requires heightened scrutiny under equal protection); *Obergefell v. Hodges*, 576 U.S. 644 (2015) (holding that the fourteenth amendment guarantees fundamental right to marriage for same-sex couples); *Rhoades v. State*, 848 N.W.2d 22 (Iowa 2014) (the first state supreme court reversal of a (felony) conviction for exposing a person to HIV through sexual contact, holding a person's HIV-positive status alone is insufficient to establish risk of HIV transmission without further evidence); *Glenn v. Brumby*, 663 F.3d 1312 (11th Cir. 2011) (holding, in case on behalf of transgender public employee, that discrimination against transgender people is sex discrimination); *Taylor v. Rice*, 451 F.3d 898 (D.C. Cir. 2006) (reversing and remanding summary judgment for the U.S. State Department in a challenge to its policy of refusing to employ foreign service officers living with HIV); *Lawrence v. Texas*, 539 U.S. 558 (2003) (invalidating sodomy laws, holding that the fourteenth amendment guarantees fundamental right to consensual same-sex sexual activity). As here, Lambda Legal's impact litigation often involves novel or cutting-edge legal issues that require specialized knowledge and experience. We recognize that when we undertake such litigation, the rights of many others in the LGBT community and communities most impacted by HIV may be directly affected. That is a responsibility we take seriously.

11. Lambda Legal has particular expertise in litigating the issue of discrimination against people living with HIV in the context of employment as first responders and health care workers based on purported presentation of a "direct threat" to the health and safety of others. *See, e.g., Pierce v. Ackal*, No. 17-cv-01365 (W.D. La. Dismissed pursuant to settlement June 30, 2020);

*Moore v. Air Evac EMS, Inc.*, No. 15-cv-01395 (E.D. Mo. dismissed pursuant to settlement Feb. 1, 2017). This expertise has created a base of institutional knowledge and experience that uniquely equips the organization's attorneys to deliver effective and efficient representation working as a team.

12. Even at a national level, the pool of attorneys with experience litigating the issue of discrimination against people living with HIV, risk of HIV transmission, and the legality or constitutionality of such differential treatment, is very limited.

13. I have represented Plaintiffs in the *Roe v. Austin* (No. 18-cv-01565) case from its inception, prior when the action was filed on December 19, 2018 and have been part of the *Harrison v. Austin* litigation team as well since the spring of 2019 when discovery was combined in the two matters.

14. I have specialized in litigation concerning the civil rights of LGBT people and people living with HIV in my litigation practice at Lambda Legal since 2015.

15. I have significant experience representing people living with HIV seeking relief under federal civil rights laws and pursuing federal constitutional claims on their behalf.

16. During my time at Lambda Legal, I have attended the annual LGBTQ Litigators Roundtable—a three-day conference convening the nation's leading LGBTQ and HIV rights impact litigators to present and attend panels on cutting edge litigation and policy matters presented by the advocates leading that work—every year since 2015.

17. During my time at Lambda Legal, I have acquired specialized experience and knowledge litigating constitutional claims on behalf of LGBT people, including equal protection claims, which I relied upon in representing Plaintiffs in this litigation. Examples of the cases that I have litigated include serving as counsel in: a challenge to ban on open military service by

transgender people (*Karnoski v. Trump*, 926 F.3d 1180 (9th Cir. 2019); multiple cases challenging bars to transgender individuals from correcting the gender markers on their birth certificates (*Ray v. McCloud*, No. 18-272 (S.D. Ohio); *Foster v. Andersen*, No. 18-2552 (D. Kansas); *Arroyo González v. Rosselló*, No. 17-1457 (D.P.R.); *F.V. v. Jeppesen*, No. 17-170 (D. Idaho)); and challenging bans against transgender people accessing sex-segregated spaces (*Evancho v. Pine Richland Sch. Dist.*, 237 F. Supp. 3d 267 (W.D. Pa. 2017)).

18. During my time at Lambda Legal, I have acquired specialized experience and knowledge litigating claims on behalf of people living with HIV and filing amicus brief that focus on the rights of people living with HIV. *See, e.g., Doe v. AJ Boggs & Co.*, No. 565456 (Cal. Superior Ct., S.F. Cnty.) (party counsel for settlement class of plaintiffs whose HIV statuses were compromised in data breach); *Stinson v. Florida*, No. 1D18-3506 (Fla. Circuit Ct, First Judicial Circuit, Walton Cnty.) (party counsel in challenge to improper use of HIV-positive status as a criminal sentencing factor); *Dorn v. Mich. Dep't of Corr.*, No. 15-359 (W.D. Mich.) (same); *Doe v. Kink.com*, No. A 155384 (Cal. Ct. App.) (amicus counsel in brief re medical privacy implications of HIV testing); *Erotic Serv. Provider Legal, Educ. and Rsch. Project v. Gascón*, No. 16-15927 (9th Cir.) (amicus counsel in brief regarding the harmful public health implications of criminal prostitution and solicitation laws, including impact on HIV transmission rates and access to health care for people living with HIV).

19. I have sought hourly rates for \$345 for 2018, \$455 for 2019, \$455 for 2020, \$455 for 2021, and \$455 for 2022. These are justified as follows:

a. I believe that my knowledge and experience, described above, entitles me to enhanced rates beyond those allowed by the Equal Access to Justice Act.

b. To determine my enhanced rate, I used the guidance commonly referred to as the “*Vienna Metro Matrix*,” which reflect the prevailing rates within the jurisdiction for



non-EAJA attorney fee awards. (A chart of the *Vienna Metro* Matrix is reflected in the Affidavit of Charles Molster III, filed concurrently, and shown below.)

| Year | Years of Experience | Paralegal | 1-3       | 4-7       | 8-10      | 11-19     | 20+       |
|------|---------------------|-----------|-----------|-----------|-----------|-----------|-----------|
| 2011 | Hourly Rate         | \$130-350 | \$250-435 | \$350-600 | \$465-640 | \$520-770 | \$505-820 |

c. Specifically, in 2018, I had three years of experience, so for time billed in those years, I selected an hourly rate of \$345, which is just about the middle of the range of the \$4250-435 in the Matrix. In 2018 and after, I had four-seven years of experience, so I selected the \$455 average hourly rate, which is less than the middle of the Matrix's range of \$350-600. I understand that the *Vienna Metro* Matrix rates are from 2011, and hourly rates have risen in the last 11 years. Accordingly, my enhanced rate is within the range of prevailing rates—and likely the low range—in this jurisdiction.

20. Lambda Legal is a 501(c)(3) non-profit organization that does not charge its clients for legal services. Neither it, nor any of Plaintiffs' counsel, charged Plaintiffs here for the legal services provided in this litigation. Lambda Legal instead relies upon the recovery of attorneys' fees as part of its budget to sustain its operations. The contingent nature of the representation here meant that Plaintiffs' counsel needed to invest hundreds of hours without any assurance of compensation. That expenditure of time also necessarily precluded other work that would have been done in its place.

21. Plaintiffs have not sought fees for a variety of legal work performed by Lambda Legal staff. For example, although Lambda Legal paralegals with many years of litigation experience devoted extensive time to this case, plaintiffs have not sought any fees to reflect that contribution in these matters. Three attorneys employed by Lambda Legal were staff on these matters who contributed more than one-hundred hours of work each: Scott A. Schoettes, Anthony

Pinggera, and me. Additional Lambda Legal attorneys in Lambda Legal legal department leadership including Sharon McGowan, Diana Flynn, and Camilla Taylor also contributed significant legal assistance in these matters. Plaintiff's request for fees does not include request for fees for Sharon McGowan, Diana Flynn, or Camilla Taylor and is further discounted as Anthony Pinggera's time is excluded because a significant amount of detail regarding his time was lost when we discontinued use of a prior billing system.

22. Additionally, both motion practice as well as fact and expert discovery in these cases were extensive and labor-intensive. Plaintiffs filed two preliminary injunction motions, opposed several motions to dismiss, moved for summary judgment twice, and opposed summary judgment in each case with discovery entailing Plaintiffs filing numerous motions to compel in addition to thirty-one fact witness depositions, 316 written discovery requests, five expert reports, and five expert depositions.

23. Lambda Legal incurred a range of out-of-pocket costs as a result of this litigation. They seek to recover \$44,221.99 in costs incurred in these matters.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

August 5, 2022

By:   
KARA N. INGELHART

# Exhibit A

| Date         | Name           | Hours       | Rate              | Description                                                                                                                 |
|--------------|----------------|-------------|-------------------|-----------------------------------------------------------------------------------------------------------------------------|
| 12/04/18     | Kara Ingelhart | 1           | \$345             | Study deploy or get out policy and review re Voe & Roe facts.                                                               |
| 12/05/18     | Kara Ingelhart | 1           | \$345             | Participate in weekly team telephone conference re Roe client investigations for potential complaint.                       |
| 12/07/18     | Kara Ingelhart | 1           | \$345             | Telephone conference with Voe & Roe & team re complaint.                                                                    |
| 12/07/18     | Kara Ingelhart | 0.5         | \$345             | Draft Lambda Legal retainers for Voe & Roe.                                                                                 |
| 12/08/18     | Kara Ingelhart | 0.5         | \$345             | Telephone conference with Roe re Redacted                                                                                   |
| 12/09/18     | Kara Ingelhart | 0.6         | \$345             | Finalize Voe retainer.                                                                                                      |
| 12/09/18     | Kara Ingelhart | 0.4         | \$345             | Review and confirm Voe facts.                                                                                               |
| 12/09/18     | Kara Ingelhart | 0.6         | \$345             | Finalize Roe retainer.                                                                                                      |
| 12/09/18     | Kara Ingelhart | 0.4         | \$345             | Review and confirm Roe facts.                                                                                               |
| 12/11/18     | Kara Ingelhart | 1           | \$345             | Participate in team litigation call re Complaint.                                                                           |
| 12/11/18     | Kara Ingelhart | 1           | \$345             | Review and edit Complaint and pleading papers.                                                                              |
| 12/12/18     | Kara Ingelhart | 1           | \$345             | Incorporate Lambda edits Complaint and pleading papers.                                                                     |
| 12/13/18     | Kara Ingelhart | 0.4         | \$345             | Review factual timeline & incorporate line edits to Complaint.                                                              |
| 12/13/18     | Kara Ingelhart | 0.3         | \$345             | Edit Voe & Roe retainers to final and transmit to litigation director for review and execution.                             |
| 12/17/18     | Kara Ingelhart | 6           | \$345             | Draft complaint.                                                                                                            |
| 12/17/18     | Kara Ingelhart | 1           | \$345             | Meeting with Voe & Roe re Redacted                                                                                          |
| 12/17/18     | Kara Ingelhart | 1           | \$345             | Participate in team litigation call re Complaint.                                                                           |
| 12/18/18     | Kara Ingelhart | 5.6         | \$345             | Incorporate team edits to finalize complaint and transmit to litigation team for review, formatting.                        |
| 12/18/18     | Kara Ingelhart | 0.7         | \$345             | Finalize client retainer execution.                                                                                         |
| 12/19/18     | Kara Ingelhart | 1           | \$345             | Review and respond to email correspondence re filing complaint.                                                             |
| 12/19/18     | Kara Ingelhart | 0.5         | \$345             | Participate in weekly team telephone conference re complaint filing.                                                        |
| <b>TOTAL</b> |                | <b>25.5</b> | <b>\$8,797.50</b> |                                                                                                                             |
| 01/02/19     | Kara Ingelhart | 1           | \$455             | Prepare team drafting schedule for preliminary injunction pleading drafting responsibilities.                               |
| 01/07/19     | Kara Ingelhart | 0.5         | \$455             | Team strategy call re preliminary injunction.                                                                               |
| 01/09/19     | Kara Ingelhart | 2.2         | \$455             | Incorporate team edits to preliminary injunction pleadings.                                                                 |
| 01/10/19     | Kara Ingelhart | 1           | \$455             | Incorporate team edits to and proofread preliminary injunction pleadings.                                                   |
| 01/10/19     | Kara Ingelhart | 1           | \$455             | Lead meeting to reconcile substantive notes to final preliminary injunction pleadings.                                      |
| 01/28/19     | Kara Ingelhart | 0.8         | \$455             | Participate in team telephone conference re response to Defendants' Motion to Dismiss and Reply ISO Preliminary Injunction. |
| 02/14/19     | Kara Ingelhart | 2           | \$455             | Prepare for and participate in preliminary injunction hearing moot.                                                         |
| 02/15/19     | Kara Ingelhart | 0.7         | \$455             | Participate in team telephone conference re discovery.                                                                      |
| 02/20/19     | Kara Ingelhart | 1           | \$455             | Participate in weekly team telephone conference re discovery.                                                               |
| 02/21/19     | Kara Ingelhart | 0.5         | \$455             | Participate in team telephone conference re Blaylock deposition preparation.                                                |
| 02/25/19     | Kara Ingelhart | 0.2         | \$455             | Communication with Jason Pesick re experts.                                                                                 |
| 02/25/19     | Kara Ingelhart | 2.5         | \$455             | Prepare Blaylock deposition outline.                                                                                        |
| 02/26/19     | Kara Ingelhart | 3           | \$455             | Prepare to defend Declarant Q.S. deposition.                                                                                |
| 02/26/19     | Kara Ingelhart | 1.2         | \$455             | Prepare Blaylock deposition outline.                                                                                        |



|          |                |     |       |                                                                                                                                                                                                                  |
|----------|----------------|-----|-------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/27/19 | Kara Ingelhart | 0.3 | \$455 | Participate in team telephone conference re discovery.                                                                                                                                                           |
| 02/27/19 | Kara Ingelhart | 0.3 | \$455 | Telephone conference with Peter Perkowskie in advacnce of deposition.                                                                                                                                            |
| 02/27/19 | Kara Ingelhart | 2   | \$455 | Prepare to defend Declarant Q.S. deposition.                                                                                                                                                                     |
| 02/28/19 | Kara Ingelhart | 1   | \$455 | Meeting with Declarant Q.S. for deposition preparation; Peter Perkowski joining via telephone conference.                                                                                                        |
| 02/28/19 | Kara Ingelhart | 3.4 | \$455 | Prepare to defend Declarant Q.S. deposition.                                                                                                                                                                     |
| 03/01/19 | Kara Ingelhart | 0.7 | \$455 | Prepare to defend Declarant Q.S. deposition.                                                                                                                                                                     |
| 03/01/19 | Kara Ingelhart | 2.5 | \$455 | Defend Q.S. deposition with Peter Perkowski second chair.                                                                                                                                                        |
| 03/03/19 | Kara Ingelhart | 1.5 | \$455 | Prepare to defend Declarant S.H. deposition.                                                                                                                                                                     |
| 03/04/19 | Kara Ingelhart | 1.5 | \$455 | Prepare to defend Declarant S.H. deposition.                                                                                                                                                                     |
| 03/04/19 | Kara Ingelhart | 2   | \$455 | Meeting with Declarant S.H. for deposition preparation.                                                                                                                                                          |
| 03/05/19 | Kara Ingelhart | 2   | \$455 | Defend S.H. deposition.                                                                                                                                                                                          |
| 03/06/19 | Kara Ingelhart | 2   | \$455 | Participate in Nick Harrison deposition preparation meeting.                                                                                                                                                     |
| 03/11/19 | Kara Ingelhart | 1.5 | \$455 | Prepare to defend Declarant D.N. deposition.                                                                                                                                                                     |
| 03/11/19 | Kara Ingelhart | 2   | \$455 | Meeting with Declarant D.N. for deposition preparation.                                                                                                                                                          |
| 03/11/19 | Kara Ingelhart | 0.7 | \$455 | Participate in team meeting re experts.                                                                                                                                                                          |
| 03/12/19 | Kara Ingelhart | 2   | \$455 | Defend D.N. deposition.                                                                                                                                                                                          |
| 03/12/19 | Kara Ingelhart | 3.5 | \$455 | Prepare to defend Voe & Roe depositions.                                                                                                                                                                         |
| 03/12/19 | Kara Ingelhart | 2   | \$455 | Prepare to defend Voe & Roe depositions.                                                                                                                                                                         |
| 03/13/19 | Kara Ingelhart | 2   | \$455 | Meeting with Voe & Roe for deposition preparation with Peter Perkowski.                                                                                                                                          |
| 03/14/19 | Kara Ingelhart | 3   | \$455 | Defend Roe deposition.                                                                                                                                                                                           |
| 03/15/19 | Kara Ingelhart | 3   | \$455 | Defend Voe deposition.                                                                                                                                                                                           |
| 03/19/19 | Kara Ingelhart | 1.8 | \$455 | Review deposition transcripts for Q.S. and S.H.; email correspondence to Q.S. and S.H.                                                                                                                           |
| 03/14/19 | Kara Ingelhart | 0.5 | \$455 | Assist T. Hoppe with expert report.                                                                                                                                                                              |
| 03/19/19 | Kara Ingelhart | 0.5 | \$455 | Assist T. Hoppe with expert report and deposition outline prep.                                                                                                                                                  |
| 03/20/19 | Kara Ingelhart | 0.6 | \$455 | Assist T. Hoppe with expert report and email to litigation team re same.                                                                                                                                         |
| 03/20/19 | Kara Ingelhart | 0.5 | \$455 | J. Pessick meeting re discovery.                                                                                                                                                                                 |
| 03/25/19 | Kara Ingelhart | 0.6 | \$455 | Errata sheet review.                                                                                                                                                                                             |
| 03/26/19 | Kara Ingelhart | 1.5 | \$455 | Review deposition transcripts for Q.S., S.H., Nick, Roe, Voe; email correspondence with Q.S, S.H., Nick, Roe, Voe.                                                                                               |
| 03/28/19 | Kara Ingelhart | 0.6 | \$455 | Telephone conference with Q.S.                                                                                                                                                                                   |
| 03/29/19 | Kara Ingelhart | 0.5 | \$455 | Telephone conference with S.H.                                                                                                                                                                                   |
| 03/29/19 | Kara Ingelhart | 0.7 | \$455 | Telephone conference with Voe.                                                                                                                                                                                   |
| 04/08/19 | Kara Ingelhart | 0.2 | \$455 | Review S.H. email correspondence.                                                                                                                                                                                |
| 04/08/19 | Kara Ingelhart | 0.5 | \$455 | Review client email correspondence.                                                                                                                                                                              |
| 04/11/19 | Kara Ingelhart | 0.3 | \$455 | Review N.H. and D.N. email correspondence.                                                                                                                                                                       |
| 04/15/19 | Kara Ingelhart | 0.5 | \$455 | Review Nick Harrison email correspondence; telephone with D.L.                                                                                                                                                   |
| 04/17/19 | Kara Ingelhart | 0.7 | \$455 | Participate in weekly team telephone conference re trial preparation and discovery.                                                                                                                              |
| 04/17/19 | Kara Ingelhart | 0.3 | \$455 | Review Voe email correspondence.                                                                                                                                                                                 |
| 04/18/19 | Kara Ingelhart | 0.2 | \$455 | Review Roe email correspondence.                                                                                                                                                                                 |
| 05/05/19 | Kara Ingelhart | 4.2 | \$455 | Review and analyze Defendants' Motion to Dismiss Plaintiff Outserve; Review research on organizational standing; Draft outline for Response in Opposition to MTD; telephone conference with P Perkowski re same. |

|          |                |     |       |                                                                                                          |
|----------|----------------|-----|-------|----------------------------------------------------------------------------------------------------------|
| 05/06/19 | Kara Ingelhart | 0.6 | \$455 | Participate in team telephone conference re trial preparation.                                           |
| 05/06/19 | Kara Ingelhart | 0.5 | \$455 | Participate in telephone conference re Outserve standing for MTD.                                        |
| 05/06/19 | Kara Ingelhart | 0.3 | \$455 | Research organizational standing for Response in Opposition to MTD.                                      |
| 05/07/19 | Kara Ingelhart | 3   | \$455 | Draft Response in Opposition to MTD.                                                                     |
| 05/08/19 | Kara Ingelhart | 1   | \$455 | Participate in weekly team telephone conference re trial preparation.                                    |
| 05/08/19 | Kara Ingelhart | 2.7 | \$455 | Draft Response in Opposition to MTD.                                                                     |
| 05/09/19 | Kara Ingelhart | 7.7 | \$455 | Draft Response in Opposition to MTD.                                                                     |
| 05/09/19 | Kara Ingelhart | 0.5 | \$455 | Participate in team telephone conference re trial preparation.                                           |
| 05/10/19 | Kara Ingelhart | 6.6 | \$455 | Draft Response in Opposition to MTD.                                                                     |
| 05/10/19 | Kara Ingelhart | 0.2 | \$455 | Send Lambda Legal Litigation Director Opposition to MTD to review.                                       |
| 05/11/19 | Kara Ingelhart | 2.5 | \$455 | Review draft opposition to MTD Outserve.                                                                 |
| 05/13/19 | Kara Ingelhart | 2.5 | \$455 | Review draft opposition to MTD Outserve.                                                                 |
| 05/14/19 | Kara Ingelhart | 5   | \$455 | Review draft opposition to MTD Outserve.                                                                 |
| 05/15/19 | Kara Ingelhart | 3.5 | \$455 | Review draft opposition incorporating edits to MTD Outserve.                                             |
| 05/15/19 | Kara Ingelhart | 2.5 | \$455 | Prepare opposition for formatting and filing.                                                            |
| 05/17/19 | Kara Ingelhart | 2.5 | \$455 | Facilitate filing of opposition papers.                                                                  |
| 05/19/19 | Kara Ingelhart | 2.2 | \$455 | Prepare for Outserve MTD argument.                                                                       |
| 05/20/19 | Kara Ingelhart | 2.3 | \$455 | Prepare for Outserve MTD argument.                                                                       |
| 05/21/19 | Kara Ingelhart | 0.8 | \$455 | Review pre-trial disclosures.                                                                            |
| 05/21/19 | Kara Ingelhart | 2.2 | \$455 | Prepare for Outserve MTD argument.                                                                       |
| 05/22/19 | Kara Ingelhart | 2.5 | \$455 | Prepare for Outserve MTD argument.                                                                       |
| 05/23/19 | Kara Ingelhart | 3.2 | \$455 | Prepare for Outserve MTD argument.                                                                       |
| 05/24/19 | Kara Ingelhart | 2.2 | \$455 | Prepare for Outserve MTD argument.                                                                       |
| 05/25/19 | Kara Ingelhart | 2.7 | \$455 | Prepare for Outserve MTD argument.                                                                       |
| 05/28/19 | Kara Ingelhart | 8   | \$455 | Prepare for oral argument MTD.                                                                           |
| 05/28/19 | Kara Ingelhart | 1   | \$455 | Moot for MTD argument with J Davidson (counsel at ACLU) re preparation for Outserve MTD argument.        |
| 05/29/19 | Kara Ingelhart | 5   | \$455 | Prepare for oral argument MTD; moot with team.                                                           |
| 05/30/19 | Kara Ingelhart | 1   | \$455 | Telephone conference with Scott Schoettes re MTD hearing.                                                |
| 05/31/19 | Kara Ingelhart | 1   | \$455 | MTD Outserve hearing. Attend with Peter Perkowski and John Harding.                                      |
| 06/05/19 | Kara Ingelhart | 0.5 | \$455 | Participate in weekly team telephone conference re trial preparation.                                    |
| 06/10/19 | Kara Ingelhart | 1.5 | \$455 | Participate in weekly team telephone conference re trial preparation.                                    |
| 06/13/19 | Kara Ingelhart | 0.5 | \$455 | Call with Schoettes, Perkowski and team re challenge to organizational plaintiff standing                |
| 07/07/19 | Kara Ingelhart | 0.2 | \$455 | Telephone conference with Peter Perkowski re supplemental briefing on organizational plaintiff standing. |
| 07/08/19 | Kara Ingelhart | 1.5 | \$455 | Draft outline for Supplemental Response in Opposition to Renewed Motion to Dismiss                       |
| 07/09/19 | Kara Ingelhart | 5.5 | \$455 | Draft Supplemental Response in Opposition to Renewed Motion to Dismiss.                                  |
| 07/10/19 | Kara Ingelhart | 2.7 | \$455 | Edits to Supplemental Response in Opposition to Renewed Motion to Dismiss.                               |
| 07/11/19 | Kara Ingelhart | 4.2 | \$455 | Edits to Supplemental Response in Opposition to Renewed Motion to Dismiss.                               |
| 07/12/19 | Kara Ingelhart | 3.8 | \$455 | Incorporate finale edits to Supplemental brief and support filing.                                       |

|              |                |              |                    |                                                                                                                 |
|--------------|----------------|--------------|--------------------|-----------------------------------------------------------------------------------------------------------------|
| 07/17/19     | Kara Ingelhart | 2.2          | \$455              | Draft Reply in Response to D's Supplemental Response to Renewed Motion to Dismiss.                              |
| 07/18/19     | Kara Ingelhart | 4.3          | \$455              | Draft Reply in Response to D's Supplemental Response to Renewed Motion to Dismiss.                              |
| 07/18/19     | Kara Ingelhart | 2.8          | \$455              | Incorporate finale edits to Supplemental brief and support filing.                                              |
| <b>TOTAL</b> |                | <b>176.6</b> | <b>\$80,353.00</b> |                                                                                                                 |
| 01/10/20     | Kara Ingelhart | 1            | \$455              | Read and analyze 4th Cir decision upholding PI.                                                                 |
| 01/15/20     | Kara Ingelhart | 0.2          | \$455              | Meeting with Scott Schoettes re client.                                                                         |
| 01/27/20     | Kara Ingelhart | 0.7          | \$455              | Participate in client call for cases.                                                                           |
| 02/12/20     | Kara Ingelhart | 0.5          | \$455              | Participate in weekly team telephone conference re trial preparation.                                           |
| 03/18/20     | Kara Ingelhart | 0.25         | \$455              | Participate in weekly team telephone conference re trial preparation.                                           |
| 03/25/20     | Kara Ingelhart | 0.8          | \$455              | Participate in weekly team telephone conference re trial preparation.                                           |
| 03/27/20     | Kara Ingelhart | 1.5          | \$455              | Read and analyze EDVA decision denying motion to dismiss Outserve.                                              |
| 04/08/20     | Kara Ingelhart | 0.2          | \$455              | Participate in weekly team telephone conference re trial preparation.                                           |
| 04/15/20     | Kara Ingelhart | 0.5          | \$455              | Participate in weekly team telephone conference re trial preparation.                                           |
| 04/22/20     | Kara Ingelhart | 0.6          | \$455              | Participate in weekly team telephone conference re trial preparation.                                           |
| 06/08/20     | Kara Ingelhart | 0.25         | \$455              | Telephone conference with Scott Schoettes re attorneys fees research question.                                  |
| 06/09/20     | Kara Ingelhart | 1.2          | \$455              | Correspondence with Jason Pessick re Harrison case facts.                                                       |
| 06/10/20     | Kara Ingelhart | 0.8          | \$455              | Participate in weekly team telephone conference re summary judgment.                                            |
| 06/17/20     | Kara Ingelhart | 0.3          | \$455              | Research standards for seeking attorneys fees.                                                                  |
| 06/22/20     | Kara Ingelhart | 1.3          | \$455              | Research standards for seeking attorneys fees.                                                                  |
| 06/23/20     | Kara Ingelhart | 1.5          | \$455              | Research standards for seeking attorneys fees.                                                                  |
| 06/24/20     | Kara Ingelhart | 3            | \$455              | research nondeployable/deployment Qs                                                                            |
| 07/01/20     | Kara Ingelhart | 0.5          | \$455              | Participate in weekly team telephone conference re summary judgment motion.                                     |
| 07/01/20     | Kara Ingelhart | 0.5          | \$455              | Review pre-trial disclosures.                                                                                   |
| 07/02/20     | Kara Ingelhart | 1.1          | \$455              | Assist team with summary judgment filing.                                                                       |
| 09/10/20     | Kara Ingelhart | 2.5          | \$455              | Prepare for and attend moot for summary judgment hearing.                                                       |
| 09/14/20     | Kara Ingelhart | 1.5          | \$455              | Remotely attend Harrison & Roe summary judgment hearing.                                                        |
| 09/16/20     | Kara Ingelhart | 0.5          | \$455              | Participate in weekly team telephone conference re analysis of summary judgment hearing.                        |
| <b>TOTAL</b> |                | <b>21.2</b>  | <b>\$9,646.00</b>  |                                                                                                                 |
| 08/18/21     | Kara Ingelhart | 0.5          | \$455              | Participate in team meeting re prospective settlement demands.                                                  |
| 08/18/21     | Kara Ingelhart | 0.5          | \$455              | Conference with Greg Nevins re team meeting.                                                                    |
| 09/07/21     | Kara Ingelhart | 0.20         | \$455              | Review Scott Schoettes email correspondence regarding communication with DOJ.                                   |
| 09/08/21     | Kara Ingelhart | 0.2          | \$455              | Review Drew Sommer & John Harding email correspondence regarding communication with DOJ.                        |
| 09/16/21     | Kara Ingelhart | 0.3          | \$455              | Review email correspondence from opposing counsel re scheduling a status conference.                            |
| 10/13/21     | Kara Ingelhart | 1            | \$455              | Participate in team meeting between counsel and clients.                                                        |
| 10/15/21     | Kara Ingelhart | 0.2          | \$455              | Review email correspondence from Drew Sommer re potential settlement.                                           |
| 10/22/21     | Kara Ingelhart | 0.5          | \$455              | Review litigation team email correspondence re potential settlement.                                            |
| 11/09/21     | Kara Ingelhart | 0.7          | \$455              | Review litigation team email correspondence re communication plan with defense counsel re potential settlement. |



|              |                |            |                   |                                                                                                                                                      |
|--------------|----------------|------------|-------------------|------------------------------------------------------------------------------------------------------------------------------------------------------|
| 11/09/21     | Kara Ingelhart | 0.7        | \$455             | Participate in litigation team meeting with John Harding, Peter Perkowski, and Scott Schoettes re call with defense counsel re potential settlement. |
| 11/10/21     | Kara Ingelhart | 0.5        | \$455             | Email correspondence with internal Lambda Legal legal department leadership regarding communication with the DOJ.                                    |
| 11/10/21     | Kara Ingelhart | 0.2        | \$455             | Telephone conference with Lambda Dir of Lit re communication with DOJ.                                                                               |
| 11/10/21     | Kara Ingelhart | 0.2        | \$455             | Telephone conference with Scott Schoettes re communication with DOJ.                                                                                 |
| 11/10/21     | Kara Ingelhart | 0.5        | \$455             | Telephone conference between counsel for Plaintiffs and Defendants (DOJ) re potential settlement.                                                    |
| 11/10/21     | Kara Ingelhart | 0.2        | \$455             | Telephone conference with Scott Schoettes and John Harding after conference with DOJ.                                                                |
| 11/11/21     | Kara Ingelhart | 1          | \$455             | Litigation team meeting with client .                                                                                                                |
| <b>TOTAL</b> |                | <b>7.4</b> | <b>\$3,367.00</b> |                                                                                                                                                      |
| 04/06/22     | Kara Ingelhart | 1.5        | \$455             | Review decision and orders granting motion for summary judgment.                                                                                     |
| 04/08/22     | Kara Ingelhart | 0.5        | \$455             | Telephone conference with colleague regarding moving for fees and costs.                                                                             |
| 04/09/22     | Kara Ingelhart | 0.25       | \$455             | Review time keeping records.                                                                                                                         |
| 04/10/22     | Kara Ingelhart | 2.5        | \$455             | Review time keeping records.                                                                                                                         |
| 04/11/22     | Kara Ingelhart | 2          | \$455             | Review time keeping records.                                                                                                                         |
| 04/12/22     | Kara Ingelhart | 0.5        | \$455             | Telephone conference with John Harding, Drew Sommer, Scott Schoettes, Bryce Cooper, and Peter Perkowski regarding order.                             |
| 04/19/22     | Kara Ingelhart | 0.5        | \$455             | review email to DOJ re proposed redactions to order                                                                                                  |
| 04/20/22     | Kara Ingelhart | 0.25       | \$455             | Collecting information and relay via email correspondence Lambda litigation costs to John Harding. Review Lambda team members time keeping records.  |
| 04/21/22     | Kara Ingelhart | 0.5        | \$455             | Research attorneys fees standards.                                                                                                                   |
| 04/22/22     | Kara Ingelhart | 0.25       | \$455             | Email correspondence with co-counsel re direct appeal.                                                                                               |
| 04/25/22     | Kara Ingelhart | 0.25       | \$455             | Research attorneys fees standards.                                                                                                                   |
| 04/26/22     | Kara Ingelhart | 0.5        | \$455             | Email correspondence to co-counsel re fees.                                                                                                          |
| 04/28/22     | Kara Ingelhart | 0.25       | \$455             | Review email correspondence with opposing counsel re attorneys fees and costs.                                                                       |
| 05/02/22     | Kara Ingelhart | 0.25       | \$455             | Review email correspondence to and from opposing counsel re motion for clarification. Review draft motion for clarification.                         |
| 05/03/22     | Kara Ingelhart | 0.25       | \$455             | Correspondence with Lambda legal colleagues regarding appeal strategy.                                                                               |
| 05/19/22     | Kara Ingelhart | 1          | \$455             | Prepare for and attend meeting with co-counsel re appeal strategy.                                                                                   |
| 05/23/22     | Kara Ingelhart | 1          | \$455             | Attend meeting with Civil Appellate DOJ attorneys re direct appeal.                                                                                  |
| 05/23/22     | Kara Ingelhart | 0.5        | \$455             | Meeting with co-counsel re appeal strategy.                                                                                                          |
| 06/02/22     | Kara Ingelhart | 0.25       | \$455             | Telephone conference with DOJ trial counsel to confer regarding fees settlement.                                                                     |
| 06/03/22     | Kara Ingelhart | 0.25       | \$455             | Provide update to co-counsel regarding meeting with DOJ Civil Appellate counsel re direct appeal.                                                    |
| 06/07/22     | Kara Ingelhart | 3.75       | \$455             | Review communication from DOJ and DoD re 503D letters and DODI new policy.                                                                           |
| 06/28/22     | Kara Ingelhart | 0.25       | \$455             | Email correspondence with co-counsel re fee settlement.                                                                                              |
| 06/29/22     | Kara Ingelhart | 0.5        | \$455             | Telephone conference with Lambda colleague re seeking fees and email correspondence to co-counsel re same.                                           |
| 07/01/22     | Kara Ingelhart | 0.75       | \$455             | Research regarding seeking fees.                                                                                                                     |
| 07/08/22     | Kara Ingelhart | 0.25       | \$455             | Correspondence with co-counsel re settling with DOJ regarding attorneys fees and costs.                                                              |

|              |                |             |                    |                                                                                                                                                |
|--------------|----------------|-------------|--------------------|------------------------------------------------------------------------------------------------------------------------------------------------|
| 07/11/22     | Kara Ingelhart | 0.9         | \$455              | Telephone conference with Lambda colleague re seeking fees; email correspondence to co-counsel re same.                                        |
| 07/19/22     | Kara Ingelhart | 0.2         | \$455              | Review draft motion to extend deadline to move for costs and attorneys fees under federal rules.                                               |
| 07/20/22     | Kara Ingelhart | 2.5         | \$455              | Correspondence with co-counsel regarding fees motion.                                                                                          |
| 07/26/22     | Kara Ingelhart | 0.5         | \$455              | Email correspondence with co-counsel re fee settlement strategy                                                                                |
| 07/28/22     | Kara Ingelhart | 1           | \$455              | Attorneys fees research and co-counsel email communication.                                                                                    |
| 07/29/22     | Kara Ingelhart | 0.25        | \$455              | Meet & confer with opposing counsel re costs and attorneys fee settlement efforts and motion to enforce injunction.                            |
| 07/29/22     | Kara Ingelhart | 0.25        | \$455              | Attend meeting with Peter Perkowski, Scott Schoettes, and John Harding in preparation of meet and confer with opposing counsel.                |
| 07/29/22     | Kara Ingelhart | 0.25        | \$455              | Attend meeting with Peter Perkowski and Scott Schoettes to confer on next steps regarding fees and enforcement after meet and confer with DOJ. |
| 08/02/22     | Kara Ingelhart | 2           | \$455              | Draft declaration in support of plaintiffs' fee petition.                                                                                      |
| 08/03/22     | Kara Ingelhart | 1.5         | \$455              | Draft declaration in support of plaintiffs' fee petition.                                                                                      |
| <b>TOTAL</b> |                | <b>28.1</b> | <b>\$12,785.50</b> |                                                                                                                                                |

# Exhibit B



| HARRISON V. AUSTIN                                   |                        |              |        |              |
|------------------------------------------------------|------------------------|--------------|--------|--------------|
| Account description                                  | Vendor name            | Invoice date | Amount | Payment date |
| Expert Fees                                          | William David Hardy MD | 12/21/2020   | 75.00  | 2/25/2021    |
| Lodging                                              | SCOTT SCHOETTES        | 11/10/2020   | 167.28 | 11/30/2020   |
| Lodging                                              | SCOTT SCHOETTES        | 11/10/2020   | 167.27 | 11/30/2020   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 11/10/2020   | 23.91  | 11/30/2020   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 11/10/2020   | 22.01  | 11/30/2020   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 11/10/2020   | 22.19  | 11/30/2020   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 11/10/2020   | 35.34  | 11/30/2020   |
| Meals & Food                                         | SCOTT SCHOETTES        | 11/10/2020   | 8.02   | 11/30/2020   |
| Meals & Food                                         | SCOTT SCHOETTES        | 11/10/2020   | 10.87  | 11/30/2020   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 11/10/2020   | 156.20 | 11/30/2020   |
| Meals & Food                                         | SCOTT SCHOETTES        | 11/10/2020   | 8.02   | 11/30/2020   |
| Meals & Food                                         | SCOTT SCHOETTES        | 11/10/2020   | 28.99  | 11/30/2020   |
| Meals & Food                                         | SCOTT SCHOETTES        | 9/30/2020    | 12.40  | 9/22/2020    |
| Meals & Food                                         | SCOTT SCHOETTES        | 9/30/2020    | 9.98   | 9/22/2020    |
| Meals & Food                                         | SCOTT SCHOETTES        | 9/30/2020    | 2.75   | 9/22/2020    |
| Meals & Food                                         | SCOTT SCHOETTES        | 9/30/2020    | 1.06   | 9/22/2020    |
| Office Supplies                                      | SCOTT SCHOETTES        | 9/30/2020    | 4.91   | 9/22/2020    |
| Meals & Food                                         | SCOTT SCHOETTES        | 9/30/2020    | 6.96   | 9/22/2020    |
| Meals & Food                                         | SCOTT SCHOETTES        | 9/30/2020    | 22.76  | 9/22/2020    |
| Meals & Food                                         | SCOTT SCHOETTES        | 9/30/2020    | 54.48  | 9/22/2020    |
| Office Supplies                                      | SCOTT SCHOETTES        | 9/30/2020    | 9.33   | 9/22/2020    |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 9/16/2020    | 226.20 | 12/1/2020    |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 8/13/2020    | 226.20 | 11/30/2020   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 8/13/2020    | 226.20 | 12/1/2020    |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 1/11/2020    | 319.30 | 12/6/2019    |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 1/11/2020    | 166.30 | 12/6/2019    |
| Meals & Food                                         | SCOTT SCHOETTES        | 10/2/2019    | 12.91  | 10/7/2019    |
| Accounts Payable                                     | SCOTT SCHOETTES        | 10/2/2019    | 3.51   | 10/7/2019    |
| Meals & Food                                         | SCOTT SCHOETTES        | 10/2/2019    | 17.42  | 10/7/2019    |
| Meals & Food                                         | SCOTT SCHOETTES        | 10/2/2019    | 20.68  | 10/7/2019    |
| Lodging                                              | SCOTT SCHOETTES        | 10/2/2019    | 210.75 | 10/7/2019    |
| Lodging                                              | SCOTT SCHOETTES        | 10/2/2019    | 210.75 | 10/7/2019    |
| Lodging                                              | SCOTT SCHOETTES        | 10/2/2019    | 243.87 | 10/7/2019    |
| Lodging                                              | SCOTT SCHOETTES        | 10/2/2019    | 243.85 | 10/7/2019    |
| Lodging                                              | SCOTT SCHOETTES        | 10/2/2019    | 243.85 | 10/7/2019    |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 10/2/2019    | 319.30 | 10/7/2019    |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 8/5/2019     | 17.00  | 8/7/2019     |
| Meals & Food                                         | SCOTT SCHOETTES        | 8/5/2019     | 19.00  | 8/7/2019     |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 8/5/2019     | 11.47  | 8/7/2019     |

[illegible]

|                                                      |                 |           |        |           |
|------------------------------------------------------|-----------------|-----------|--------|-----------|
| Lodging                                              | SCOTT SCHOETTES | 7/22/2019 | 129.23 | 8/12/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 7/15/2019 | 26.31  | 7/19/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 7/15/2019 | 8.80   | 7/19/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 7/15/2019 | 12.28  | 7/19/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 7/15/2019 | 17.63  | 7/19/2019 |
| Expert Fees                                          | TREVOR HOPPE    | 7/2/2019  | 37.50  | 7/10/2019 |
| Expert Fees                                          | TREVOR HOPPE    | 7/2/2019  | 750.00 | 7/10/2019 |
| Expert Fees                                          | TREVOR HOPPE    | 7/2/2019  | 23.64  | 7/10/2019 |
| Expert Fees                                          | TREVOR HOPPE    | 7/2/2019  | 48.15  | 7/10/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/28/2019 | 372.68 | 6/5/2019  |
| Employee Training & Prof Develop                     | SCOTT SCHOETTES | 5/16/2019 | 15.32  | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 3.00   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 5.00   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 18.49  | 5/30/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/16/2019 | 20.84  | 5/30/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/16/2019 | 12.32  | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 9.54   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 11.84  | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 7.42   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 1.50   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 14.95  | 5/30/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/16/2019 | 9.16   | 5/30/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/16/2019 | 4.40   | 5/30/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/16/2019 | 1.90   | 5/30/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/16/2019 | 18.04  | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 9.66   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 3.00   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 1.80   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 3.00   | 5/30/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/16/2019 | 4.86   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 1.00   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 9.15   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 2.00   | 5/30/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/16/2019 | 13.88  | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 2.00   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 10.45  | 5/30/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/16/2019 | 13.40  | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 2.00   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 2.00   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 2.00   | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/16/2019 | 12.48  | 5/30/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/16/2019 | 4.91   | 5/30/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/16/2019 | 11.43  | 5/30/2019 |



|                                                      |                        |           |          |           |
|------------------------------------------------------|------------------------|-----------|----------|-----------|
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/16/2019 | 12.79    | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/16/2019 | 2.50     | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/16/2019 | 21.97    | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/16/2019 | 6.00     | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/16/2019 | 3.00     | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/16/2019 | 17.67    | 5/30/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/16/2019 | 313.00   | 5/28/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/16/2019 | 238.30   | 5/28/2019 |
| Lodging                                              | SCOTT SCHOETTES        | 5/16/2019 | 133.28   | 5/28/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/16/2019 | 280.30   | 5/28/2019 |
| Meals & Food                                         | SCOTT SCHOETTES        | 5/16/2019 | 80.92    | 5/28/2019 |
| Meals & Food                                         | SCOTT SCHOETTES        | 5/16/2019 | 14.95    | 5/28/2019 |
| Lodging                                              | SCOTT SCHOETTES        | 5/16/2019 | 374.54   | 5/28/2019 |
| Lodging                                              | SCOTT SCHOETTES        | 5/16/2019 | 374.49   | 5/28/2019 |
| Lodging                                              | SCOTT SCHOETTES        | 5/16/2019 | 374.49   | 5/28/2019 |
| Lodging                                              | SCOTT SCHOETTES        | 5/16/2019 | 374.49   | 5/28/2019 |
| Lodging                                              | SCOTT SCHOETTES        | 5/16/2019 | 374.49   | 5/28/2019 |
| Lodging                                              | SCOTT SCHOETTES        | 5/16/2019 | 374.49   | 5/28/2019 |
| Lodging                                              | SCOTT SCHOETTES        | 5/16/2019 | 374.49   | 5/28/2019 |
| Lodging                                              | SCOTT SCHOETTES        | 5/16/2019 | 215.26   | 5/28/2019 |
| Lodging                                              | SCOTT SCHOETTES        | 5/16/2019 | 215.26   | 5/28/2019 |
| Expert Fees                                          | TREVOR HOPPE           | 5/14/2019 | 2,000.00 | 6/24/2019 |
| Expert Fees                                          | TREVOR HOPPE           | 5/14/2019 | 483.09   | 6/24/2019 |
| Expert Fees                                          | TREVOR HOPPE           | 5/14/2019 | 26.15    | 6/24/2019 |
| Expert Fees                                          | TREVOR HOPPE           | 5/14/2019 | 880.86   | 6/24/2019 |
| Expert Fees                                          | TREVOR HOPPE           | 5/14/2019 | 76.50    | 6/24/2019 |
| Expert Fees                                          | TREVOR HOPPE           | 5/14/2019 | 119.82   | 6/24/2019 |
| Expert Fees                                          | TREVOR HOPPE           | 5/14/2019 | 119.82   | 6/5/2019  |
| Expert Fees                                          | TREVOR HOPPE           | 5/14/2019 | 76.50    | 6/5/2019  |
| Expert Fees                                          | TREVOR HOPPE           | 5/14/2019 | 880.86   | 6/5/2019  |
| Expert Fees                                          | TREVOR HOPPE           | 5/14/2019 | 26.15    | 6/5/2019  |
| Expert Fees                                          | TREVOR HOPPE           | 5/14/2019 | 483.09   | 6/5/2019  |
| Expert Fees                                          | TREVOR HOPPE           | 5/14/2019 | 2,000.00 | 5/29/2019 |
| Expert Fees                                          | William David Hardy MD | 5/10/2019 | 450.00   | 5/22/2019 |
| Expert Fees                                          | William David Hardy MD | 5/10/2019 | 1,500.00 | 5/22/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/7/2019  | 5.00     | 5/14/2019 |
| Meals & Food                                         | SCOTT SCHOETTES        | 5/7/2019  | 17.73    | 5/14/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/7/2019  | 2.00     | 5/14/2019 |
| Meals & Food                                         | SCOTT SCHOETTES        | 5/7/2019  | 9.16     | 5/14/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/7/2019  | 3.19     | 5/14/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/7/2019  | 12.67    | 5/14/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES        | 5/7/2019  | 7.42     | 5/14/2019 |

|                                                      |                 |           |          |           |
|------------------------------------------------------|-----------------|-----------|----------|-----------|
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/7/2019  | 7.00     | 5/14/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/7/2019  | 2.00     | 5/14/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/7/2019  | 2.00     | 5/14/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/7/2019  | 10.08    | 5/14/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/7/2019  | 10.88    | 5/14/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/7/2019  | 7.42     | 5/14/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/7/2019  | 20.93    | 5/14/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/7/2019  | 2.00     | 5/14/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/7/2019  | 3.56     | 5/14/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 5/7/2019  | 10.47    | 5/14/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 5/7/2019  | 12.64    | 5/14/2019 |
| Expert Fees                                          | TREVOR HOPPE    | 3/23/2019 | 1,125.00 | 3/26/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 7.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 14.61    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 3.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 10.00    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 16.67    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 21.31    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 3.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 3.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 3.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 23.21    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 4.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 4.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 29.98    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 5.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 19.43    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 3.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 5.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 15.90    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 10.00    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 39.38    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 2.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 3.50     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 8.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 17.09    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 19.40    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 3.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 50.25    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 8.00     | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 38.02    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 21.36    | 3/4/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 5.00     | 3/4/2019  |

|                                                      |                 |          |       |          |
|------------------------------------------------------|-----------------|----------|-------|----------|
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 37.45 | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 6.50  | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 17.30 | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 10.00 | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 8.00  | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 2.00  | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 43.64 | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 36.01 | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 10.00 | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 4.00  | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 24.92 | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 7.00  | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 18.28 | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 7.00  | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 5.00  | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 4.00  | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 10.00 | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 9.33  | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 14.70 | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 2.00  | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019 | 3.00  | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 30.61 | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 31.08 | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 7.46  | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 10.07 | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 6.83  | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 2.41  | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 1.67  | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 17.84 | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 21.93 | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 9.74  | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 9.76  | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 12.14 | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 6.83  | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 4.85  | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 6.83  | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 2.49  | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 20.34 | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 19.18 | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 18.05 | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 19.36 | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 10.17 | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019 | 10.12 | 3/4/2019 |

|                                                      |                 |            |        |            |
|------------------------------------------------------|-----------------|------------|--------|------------|
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019   | 18.00  | 3/4/2019   |
| Lodging                                              | SCOTT SCHOETTES | 3/4/2019   | 202.96 | 3/4/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 2/25/2019  | 24.16  | 4/2/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 2/25/2019  | 7.67   | 4/2/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 2/25/2019  | 16.70  | 4/2/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 2/25/2019  | 9.17   | 4/2/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 2/25/2019  | 37.29  | 4/2/2019   |
| Meals & Food                                         | SCOTT SCHOETTES | 2/25/2019  | 13.07  | 4/2/2019   |
| Lodging                                              | SCOTT SCHOETTES | 2/25/2019  | 123.11 | 4/2/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 2/25/2019  | 11.20  | 4/2/2019   |
| Meals & Food                                         | SCOTT SCHOETTES | 2/1/2019   | 8.46   | 2/6/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 2/1/2019   | 4.00   | 2/6/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 2/1/2019   | 47.40  | 2/6/2019   |
| Meals & Food                                         | SCOTT SCHOETTES | 2/1/2019   | 2.41   | 2/6/2019   |
| Hosted Services                                      | SCOTT SCHOETTES | 2/1/2019   | 10.00  | 2/6/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 2/1/2019   | 3.00   | 2/6/2019   |
| Meals & Food                                         | SCOTT SCHOETTES | 2/1/2019   | 26.14  | 2/6/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 2/1/2019   | 11.00  | 2/6/2019   |
| Meals & Food                                         | SCOTT SCHOETTES | 2/1/2019   | 20.84  | 2/6/2019   |
| Meals & Food                                         | SCOTT SCHOETTES | 2/1/2019   | 11.15  | 2/6/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 2/1/2019   | 3.00   | 2/6/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 1/18/2019  | 371.20 | 3/1/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 1/18/2019  | 226.20 | 3/1/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 1/18/2019  | 277.20 | 3/1/2019   |
| Meals & Food                                         | SCOTT SCHOETTES | 12/31/2018 | 15.21  | 12/31/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 12/31/2018 | 29.97  | 12/31/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 12/31/2018 | 5.00   | 12/31/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 12/31/2018 | 18.38  | 12/31/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 12/31/2018 | 6.83   | 12/31/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 12/31/2018 | 34.29  | 12/31/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 12/31/2018 | 23.98  | 12/31/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 12/31/2018 | 9.94   | 12/31/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 12/31/2018 | 3.57   | 12/31/2018 |
| Employee Training & Prof Develop                     | SCOTT SCHOETTES | 12/31/2018 | 1.67   | 12/31/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 12/31/2018 | 11.19  | 12/31/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 12/31/2018 | 3.88   | 12/31/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 12/31/2018 | 24.23  | 12/31/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 12/31/2018 | 5.00   | 12/31/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 12/31/2018 | 2.49   | 12/31/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 12/31/2018 | 6.00   | 12/31/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 12/31/2018 | 33.96  | 12/31/2018 |
| Lodging                                              | SCOTT SCHOETTES | 12/31/2018 | 107.09 | 1/31/2019  |
| Lodging                                              | SCOTT SCHOETTES | 12/31/2018 | 107.09 | 1/31/2019  |



|                                                      |                 |            |                    |            |
|------------------------------------------------------|-----------------|------------|--------------------|------------|
| Meals & Food                                         | SCOTT SCHOETTES | 12/31/2018 | 7.65               | 1/31/2019  |
| Expert Fees                                          | TREVOR HOPPE    | 12/24/2018 | 2,175.00           | 1/30/2019  |
| Expert Fees                                          | TREVOR HOPPE    | 12/24/2018 | 750.00             | 1/30/2019  |
| Expert Fees                                          | TREVOR HOPPE    | 12/24/2018 | 225.00             | 1/30/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 10.28              | 10/17/2018 |
| Employee Training & Prof Develop                     | SCOTT SCHOETTES | 10/12/2018 | 10.99              | 10/17/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 10/12/2018 | 13.56              | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 4.00               | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 33.74              | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 21.07              | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 23.13              | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 22.06              | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 24.65              | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 20.22              | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 3.00               | 10/17/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 10/12/2018 | 5.61               | 10/17/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 10/12/2018 | 8.36               | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 2.00               | 10/17/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 10/12/2018 | 110.13             | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 3.00               | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 45.91              | 10/17/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 10/12/2018 | 8.90               | 10/17/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 10/12/2018 | 129.80             | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 5.00               | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 4.00               | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 5.00               | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 18.20              | 10/17/2018 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/12/2018 | 43.10              | 10/17/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 10/12/2018 | 21.07              | 10/17/2018 |
| Meals & Food                                         | SCOTT SCHOETTES | 10/12/2018 | 3.87               | 10/17/2018 |
| <b>TOTAL</b>                                         |                 |            | <b>\$28,979.73</b> |            |

| ROE V. AUSTIN                                        |                 |              |        |              |
|------------------------------------------------------|-----------------|--------------|--------|--------------|
| Account description                                  | Vendor name     | Invoice date | Amount | Payment date |
| Meals & Food                                         | SCOTT SCHOETTES | 10/3/2019    | 44.06  | 10/21/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/3/2019    | 381.18 | 10/21/2019   |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/3/2019    | 41.23  | 10/21/2019   |
| Meals & Food                                         | SCOTT SCHOETTES | 10/3/2019    | 43.77  | 10/21/2019   |

|                                                      |                 |           |        |           |
|------------------------------------------------------|-----------------|-----------|--------|-----------|
| Meals & Food                                         | SCOTT SCHOETTES | 10/2/2019 | 9.51   | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/2/2019 | 7.39   | 10/7/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 10/2/2019 | 2.94   | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/2/2019 | 30.55  | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/2/2019 | 1.50   | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/2/2019 | 1.50   | 10/7/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 10/2/2019 | 11.81  | 10/7/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 10/2/2019 | 18.84  | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/2/2019 | 7.39   | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/2/2019 | 21.65  | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/2/2019 | 6.11   | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/2/2019 | 3.00   | 10/7/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 10/2/2019 | 16.91  | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/2/2019 | 1.50   | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/2/2019 | 7.48   | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/2/2019 | 17.28  | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/2/2019 | 4.33   | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 10/2/2019 | 6.87   | 10/7/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 10/2/2019 | 3.41   | 10/7/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 9/24/2019 | 7.73   | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 9/24/2019 | 22.74  | 10/7/2019 |
| Lodging                                              | SCOTT SCHOETTES | 9/24/2019 | 112.70 | 10/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 8/6/2019  | 223.20 | 8/13/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 8/6/2019  | 33.93  | 8/13/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 8/6/2019  | 48.03  | 8/13/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 8/6/2019  | 34.97  | 8/13/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 8/6/2019  | 29.00  | 8/13/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 8/6/2019  | 38.16  | 8/13/2019 |



|                                                      |                 |           |        |           |
|------------------------------------------------------|-----------------|-----------|--------|-----------|
| Meals & Food                                         | SCOTT SCHOETTES | 8/5/2019  | 15.21  | 8/7/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 8/5/2019  | 6.78   | 8/7/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 8/5/2019  | 12.61  | 8/7/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 8/5/2019  | 5.24   | 8/7/2019  |
| Lodging                                              | SCOTT SCHOETTES | 7/22/2019 | 129.23 | 8/12/2019 |
| Lodging                                              | SCOTT SCHOETTES | 7/22/2019 | 129.24 | 8/12/2019 |
| Lodging                                              | SCOTT SCHOETTES | 7/22/2019 | 129.24 | 8/12/2019 |
| Lodging                                              | SCOTT SCHOETTES | 7/22/2019 | 129.24 | 8/12/2019 |
| Lodging                                              | SCOTT SCHOETTES | 7/22/2019 | 129.24 | 8/12/2019 |
| Lodging                                              | SCOTT SCHOETTES | 7/22/2019 | 129.24 | 8/12/2019 |
| Lodging                                              | SCOTT SCHOETTES | 7/22/2019 | 129.24 | 8/12/2019 |
| Lodging                                              | SCOTT SCHOETTES | 7/22/2019 | 129.24 | 8/12/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 7/15/2019 | 48.60  | 7/19/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 7/15/2019 | 17.42  | 7/19/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 7/2/2019  | 11.48  | 7/11/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 7/2/2019  | 6.65   | 7/11/2019 |
| Court Fees                                           | SCOTT SCHOETTES | 7/2/2019  | 221.00 | 7/11/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 7/2/2019  | 5.32   | 7/11/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 7/2/2019  | 8.10   | 7/11/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 7/2/2019  | 71.88  | 7/11/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 7/2/2019  | 35.40  | 7/11/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 7/2/2019  | 9.80   | 7/11/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 7/2/2019  | 10.88  | 7/11/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 7/2/2019  | 34.00  | 7/11/2019 |
| Lodging                                              | KARA INGELHART  | 7/1/2019  | 282.49 | 7/3/2019  |
| Lodging                                              | KARA INGELHART  | 7/1/2019  | 13.13  | 7/3/2019  |
| Lodging                                              | KARA INGELHART  | 7/1/2019  | 13.13  | 7/3/2019  |
| Lodging                                              | KARA INGELHART  | 7/1/2019  | 366.49 | 7/3/2019  |

|                                                      |                |           |          |           |
|------------------------------------------------------|----------------|-----------|----------|-----------|
| Meals & Food                                         | KARA INGELHART | 7/1/2019  | 20.00    | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 3.00     | 7/3/2019  |
| Meals & Food                                         | KARA INGELHART | 7/1/2019  | 26.26    | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 6.37     | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 13.62    | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 361.30   | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 39.09    | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 3.00     | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 4.12     | 7/3/2019  |
| Employee Training & Prof Develop                     | KARA INGELHART | 7/1/2019  | 2.10     | 7/3/2019  |
| Dues                                                 | KARA INGELHART | 7/1/2019  | 221.00   | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 5.47     | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 27.49    | 7/3/2019  |
| Meals & Food                                         | KARA INGELHART | 7/1/2019  | 14.85    | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 18.35    | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 36.49    | 7/3/2019  |
| Employee Training & Prof Develop                     | KARA INGELHART | 7/1/2019  | 6.27     | 7/3/2019  |
| Meals & Food                                         | KARA INGELHART | 7/1/2019  | 10.65    | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 93.99    | 7/3/2019  |
| Comp. Hardware < \$2,500                             | KARA INGELHART | 7/1/2019  | 32.64    | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 42.51    | 7/3/2019  |
| Meals & Food                                         | KARA INGELHART | 7/1/2019  | 33.00    | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 7/1/2019  | 7.05     | 7/3/2019  |
| Meals & Food                                         | KARA INGELHART | 7/1/2019  | 43.62    | 7/3/2019  |
| Meals & Food                                         | KARA INGELHART | 7/1/2019  | 29.78    | 7/3/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 5/20/2019 | 679.96   | 5/28/2019 |
| Court Fees                                           | VERITEXT LLC   | 5/17/2019 | 2,786.35 | 6/7/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART | 4/10/2019 | 37.80    | 4/25/2019 |

|                                                      |                 |           |        |           |
|------------------------------------------------------|-----------------|-----------|--------|-----------|
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 4/10/2019 | 28.55  | 4/25/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 30.00  | 4/25/2019 |
| Lodging                                              | KARA INGELHART  | 4/10/2019 | 260.45 | 4/25/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 4/10/2019 | 200.00 | 4/25/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 36.31  | 4/25/2019 |
| Lodging                                              | KARA INGELHART  | 4/10/2019 | 290.19 | 4/18/2019 |
| Lodging                                              | KARA INGELHART  | 4/10/2019 | 290.17 | 4/18/2019 |
| Lodging                                              | KARA INGELHART  | 4/10/2019 | 290.17 | 4/18/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 6.87   | 4/18/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 116.00 | 4/18/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 115.00 | 4/18/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 13.70  | 4/18/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 14.36  | 4/18/2019 |
| Lodging                                              | KARA INGELHART  | 4/10/2019 | 189.10 | 4/18/2019 |
| Lodging                                              | KARA INGELHART  | 4/10/2019 | 50.07  | 4/18/2019 |
| Lodging                                              | KARA INGELHART  | 4/10/2019 | 50.07  | 4/18/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 6.43   | 4/18/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 8.33   | 4/18/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 20.01  | 4/18/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 4.61   | 4/18/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 20.50  | 4/18/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 11.00  | 4/18/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 13.37  | 4/18/2019 |
| Meals & Food                                         | KARA INGELHART  | 4/10/2019 | 22.80  | 4/18/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 4/10/2019 | 28.56  | 4/18/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 4/10/2019 | 28.95  | 4/18/2019 |
| Lodging                                              | KARA INGELHART  | 3/19/2019 | 16.21  | 3/7/2019  |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 37.93  | 4/2/2019  |

|                                                      |                 |           |       |          |
|------------------------------------------------------|-----------------|-----------|-------|----------|
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 18.00 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 21.22 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 3.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 7.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 15.87 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 2.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 19.78 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 3.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 23.22 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 13.30 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 4.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 19.00 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 2.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 18.64 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 12.39 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 3.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 2.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 17.99 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 5.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 28.90 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 5.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 24.53 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 3.20  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 3.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 30.03 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 5.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 18.54 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 3.00  | 4/2/2019 |

|                                                      |                 |           |       |          |
|------------------------------------------------------|-----------------|-----------|-------|----------|
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 34.82 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 5.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 8.90  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 46.80 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 12.00 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 34.36 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 2.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 2.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 3.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 5.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 7.74  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 20.88 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 8.19  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 15.02 | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 2.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 3.00  | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/18/2019 | 4.00  | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 9.74  | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 15.54 | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 13.28 | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 15.46 | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 5.48  | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 24.75 | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 4.00  | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 2.22  | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 4.40  | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 3.23  | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 3.85  | 4/2/2019 |

|                                                      |                 |           |        |          |
|------------------------------------------------------|-----------------|-----------|--------|----------|
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 2.70   | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 24.57  | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 9.15   | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 4.32   | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 19.34  | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 10.92  | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 59.80  | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 1.75   | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 1.75   | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 1.75   | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 5.19   | 4/2/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/18/2019 | 9.08   | 4/2/2019 |
| Internet Expense                                     | SCOTT SCHOETTES | 3/18/2019 | 14.00  | 4/2/2019 |
| Meals & Food                                         | KARA INGELHART  | 3/7/2019  | 10.52  | 3/7/2019 |
| Meals & Food                                         | KARA INGELHART  | 3/7/2019  | -      | 3/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 3/7/2019  | 57.86  | 3/7/2019 |
| Lodging                                              | KARA INGELHART  | 3/7/2019  | 157.80 | 3/7/2019 |
| Meals & Food                                         | KARA INGELHART  | 3/7/2019  | 5.26   | 3/7/2019 |
| Meals & Food                                         | KARA INGELHART  | 3/7/2019  | 5.26   | 3/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 3/7/2019  | 899.48 | 3/7/2019 |
| Meals & Food                                         | KARA INGELHART  | 3/7/2019  | 73.64  | 3/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 3/7/2019  | 52.60  | 3/7/2019 |
| Meals & Food                                         | KARA INGELHART  | 3/7/2019  | 5.26   | 3/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 3/7/2019  | 15.78  | 3/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 3/7/2019  | 10.52  | 3/7/2019 |
| Meals & Food                                         | KARA INGELHART  | 3/7/2019  | 31.57  | 3/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 3/7/2019  | 21.04  | 3/7/2019 |
| Meals & Food                                         | KARA INGELHART  | 3/7/2019  | 10.52  | 3/7/2019 |
| Meals & Food                                         | KARA INGELHART  | 3/7/2019  | 10.52  | 3/7/2019 |



|                                                      |                 |           |                  |          |
|------------------------------------------------------|-----------------|-----------|------------------|----------|
| Meals & Food                                         | KARA INGELHART  | 3/7/2019  | 10.52            | 3/7/2019 |
| Meals & Food                                         | KARA INGELHART  | 3/7/2019  | 5.26             | 3/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 3/7/2019  | 252.48           | 3/7/2019 |
| Lodging                                              | KARA INGELHART  | 3/7/2019  | 347.17           | 3/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 3/7/2019  | 120.98           | 3/7/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 3/6/2019  | 248.98           | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 3/6/2019  | 53.99            | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | KARA INGELHART  | 3/6/2019  | 629.96           | 4/2/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 21.40            | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 5.00             | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 3.00             | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 3.50             | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 17.52            | 3/4/2019 |
| Transportation: Airfare/Rail/Car (Staff Travel Only) | SCOTT SCHOETTES | 3/4/2019  | 29.74            | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019  | 20.15            | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019  | 5.76             | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019  | 82.17            | 3/4/2019 |
| Meals & Food                                         | SCOTT SCHOETTES | 3/4/2019  | 2.21             | 3/4/2019 |
| Lodging                                              | SCOTT SCHOETTES | 2/25/2019 | 123.11           | 4/2/2019 |
| Lodging                                              | SCOTT SCHOETTES | 2/25/2019 | 123.11           | 4/2/2019 |
| Lodging                                              | SCOTT SCHOETTES | 2/25/2019 | 167.25           | 4/2/2019 |
| Lodging                                              | SCOTT SCHOETTES | 2/25/2019 | 167.25           | 4/2/2019 |
| Lodging                                              | SCOTT SCHOETTES | 2/25/2019 | 167.25           | 4/2/2019 |
| Lodging                                              | SCOTT SCHOETTES | 2/25/2019 | 167.25           | 4/2/2019 |
| Lodging                                              | SCOTT SCHOETTES | 2/25/2019 | 5.50             | 4/2/2019 |
| Lodging                                              | SCOTT SCHOETTES | 2/25/2019 | 5.50             | 4/2/2019 |
| <b>TOTAL</b>                                         |                 |           | <b>15,242.26</b> |          |

# Exhibit C

## EXPERIENCE

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### **Lambda Legal Defense and Education Fund, Chicago, Illinois**

*Senior Attorney*

*February 2022-Present*

*Staff Attorney*

*February 2019-February 2022*

*Law Fellow Attorney*

*September 2017-January 2019*

*Skadden Fellow Attorney*

*September 2015-September 2017*

- Active in all facets of cutting-edge impact litigation, public policy, and education on issues involving the rights of lesbian, gay, bisexual, and transgender people and people living with HIV.
- Represent individuals in federal and state litigation, including cases involving equal access to military service for transgender people and people living with HIV, public health, conditions of confinement for incarcerated individuals, HIV criminalization, the privacy rights of PLWHIV, identity documents for transgender people, housing discrimination, and equal access to sex-segregated facilities for transgender students.
- Participate in federal, state, and municipal policy working groups, prepare formal comments regarding legislation and regulations, educate Congressional staffers, and author presidential transition memoranda.
- Review and assess legal intakes for potential litigation or advocacy opportunities.
- Serve as spokesperson for Lambda Legal, clients, and partners.
- Help develop and execute effective media strategies.
- Collaborate with other Lambda Legal departments including communications and development.
- Conduct trainings and educational programs on all aspects of Lambda Legal's mission.
- Hire and manage law fellows, paralegals, and legal interns.
- Skadden Fellowship designed to serve low-income LGBTQ youth with juvenile or criminal records by addressing barriers that they face in accessing housing, employment, and educational opportunities.

## EDUCATION

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### **The University of Chicago Law School, Chicago, Illinois**

*Juris Doctor*

*June 2015*

- Student Attorney, Mandel Legal Aid Clinic Mental Health Project
- Student Leadership: OutLaw, President & Law Students for Reproductive Justice, Vice President

### **The University of Chicago School of Social Service Administration, Chicago, Illinois**

*Certificate – Graduate Program in Health Administration and Policy, Global Health Concentration*

*June 2015*

### **Indiana University, Bloomington, Indiana**

*Bachelor of Arts in Biology & Gender Studies, Highest Honors*

*May 2012*

- Phi Beta Kappa Society Member
- Research Assistant 2009-12, The Kinsey Institute for Research in Sex, Gender & Reproduction

## REPRESENTATIVE CASES

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### *Doe v. AJ Boggs & Company* (Superior Court, San Francisco County, California)

Counsel for certified class of 93 low-income Californians living with HIV whose confidential medical records – including their HIV status – were compromised by a data breach of A.J. Boss's California AIDS Drug Assistance Program (ADAP) online enrollment system.

### *Hicklin v. Precythe* (E.D. Mo.)

Counsel for transgender woman challenging Missouri Department of Corrections (MDOC) "freeze-frame" policy barring access to gender affirming surgery for inmates and others in custody.

*Stinson v. Florida* (Fla. 1st Dist. Ct. of App.; Cir. Ct. 1st Judicial Circuit, Walton Cnty, Fla.)

Counsel for senior citizen seeking post-conviction relief from a more than three-fold sentencing enhancement (twenty-one years over the recommended sentence) based on his HIV-positive status.

*B.L. v. Mahanoy Area School District* (U.S. Sup. Ct.)

Co-authored *amicus* brief regarding schools' obligation to address legitimately harmful speech such as bullying, harassment, and threats of violence – whether or not it occurs on school grounds – but must be very specific and distinct with their actions to not overextend their authority.

*Walter v. Walter* (Ind. Ct. of Appeals)

Co-authored *amicus* brief in support of a lesbian mother appealing a decision (seeking transfer to the state high court) denying her primary custody after her ex-husband argued that she should lose custody because of her lesbian relationship.

*Ray v. McCloud* (S.D. Ohio); *Foster v. Andersen* (D. Kansas); *Arroyo González v. Rosselló* (D. P.R.); & *F.V. v. Jeppesen* (D. Idaho)

Counsel for transgender people challenging Kansas's, Ohio's, Puerto Rico's, and Idaho's refusal to allow transgender people to correct the gender marker on their birth certificates.

*Hobby Lobby v. Ill. Human Rights Comm'n; Ill. Dept. of Human Rights; & Meggan Sommerville* (Ill. App. Ct. 2nd Dist.)

Co-authored *amicus* brief regarding the application of laws barring discrimination because of "sex" to transgender people, including the requirement of equal access to sex-segregated facilities.

*Roe v. Austin* (E.D. Va.); *Harrison v. Austin* (E.D. Va.); *Deese v. Austin* (D. Md.)

Counsel for U.S. military service members and military academy cadets refused commission or facing discharge based on their HIV-positive status.

*Judd v. Judd* (Ill. App. Ct. 2nd Dist.)

Counsel for Illinois non-biological mother whose former spouse appealed determination of shared custody of their daughter.

*Karnoski v. Trump* (W.D. Wash., 9th Cir., U.S. Sup. Ct.)

Counsel for transgender people challenging the constitutionality of the Trump Administration's ban on military service by transgender individuals.

*Dorn v. Michigan Department of Corrections* (W.D. Mich.)

Counsel for formerly incarcerated individual who was disproportionately punished for his HIV-positive status, including spending nearly a year in solitary confinement, under discriminatory Michigan statute and corresponding procedures.

*Wetzel v. Glen St. Andrew Living Community* (N.D. Ill., 7th Cir.)

Counsel for older lesbian woman facing discrimination based on her sex and sexual orientation in independent living community, through claims under the Fair Housing Act and the Illinois Human Rights Act.

*Evancho v. Pine Richland School District* (W.D. Pa.)

Counsel for transgender students in Pine Richland School District challenging a School District resolution that requires transgender student to use restrooms according to their sex assigned at birth.

*Anders v. San Francisco County Superior Court, aka Doe v. Kink.com* (Cal. Ct. App.)

Co-authored *amicus* brief regarding medical privacy rights, HIV-related stigma, public health goals, and statutory intent in the context of HIV testing.

*Erotic Service Provider Legal, Education and Research Project v. Gascón* (9th Cir.)

Co-authored *amicus* brief regarding intersection of due process and criminal prostitution and solicitation laws as they relate to public health and HIV.

*Whole Woman's Health v. Hellerstedt* (U.S. Sup. Ct.)

Co-authored *amicus* brief regarding intersection of fundamental rights and equal protection as they relate to reproductive justice.

## SELECTED PRESENTATIONS, TESTIMONY, & POSTERS

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### University of Chicago Law School

October 2021

Presentation: *Harm Reduction Models of Legal Modernization – Sex Worker Rights & Criminalization*

### Lavender Law Conference

July 2021

Plenary (with Judge Michael Jacobs, Ezra Young, Alexander Chen, Nancy Marcus, Sarah Warbelow, Josh Blecher-Cohen, Imani Rupert-Gordon, and Bendita Malakia): *Bridging the Gap in LGBTQ+ Rights Litigation: A Community Discussion on Bisexual Visibility in the Law*

Presentation (with Arli Christian, Charlie Arrowood, Omar Gonzalez-Pagan, & AC Dumlao): *New Era of Access to IDs for Trans and Non-Binary People*

Presentation (with Sean Bland, Benjamin Brooks, & Tamika Spellman): *Protecting LGBTQ+ Sex Workers Through Decriminalization and Intersectional Policy Approaches*

### Connecticut Bar Association

June 2021

Presentation: *Discrimination Against Members of the Military Who Are HIV-Positive*

### Schiff Hardin LLP

June 2021

Presentation: *Pride Month 2021 Program*

### Chicago Bar Association, Labor & Employment Division

May 2021

Sex Discrimination Seminar: Emerging Trends and Issues

Presentation: *Non-Discrimination Protections for LGBTQ Employees in Illinois After Bostock*

Panel (with Jennifer Jones & Deborah Hamilton): *Recent Trends and Issues in Sex Discrimination*

### University of Chicago Law School

April 2021

Diversity Scholar Series: *Transgender Inclusion*

### Indiana University McKinney School of Law, Indianapolis, IN

February 2021

Guest Lecture: *Litigating LGBTQ+ Issues – LGBTQ+ Students' Rights*

### Baker McKenzie LLP

November 2020

Presentation (with Scott Schoettes & Shelly Skeen): *Improving the Lives of People Living with – And Communities Most Affected by – HIV*

### Illinois State Bar Association Labor & Employment Law Section

October 2020

Presentation (with Aaron B. Maduff): *LGBTQ Rights after Bostock v Clayton County (USSC) – Implications for Employees and Employers*

### Lavender Law Conference

August 2020

Presentation (with Eric Paulk, Amir Sadeghi, Bamby Salcedo, & Brad Sears): *The Criminalization of Disease – Lessons from HIV, Hepatitis, and COVID-19*

### University of Chicago Law School

January 2020

Panelist (with Professors Mary Anne Case & Steve Sanders): *Title VII, Sexual Orientation, & Gender Identity*

### Pritzker Military Library

December 2019

Panelist (with Scott Schoettes, Sgt. Nick Harrison, & Sasha Buchert): *Transgender & HIV Military Ban Panel with U.S. Rep. Mike Quigley*

### North Dakota Advisory Committee to the U.S. Commission on Civil Rights Briefing

June 2019

Public Hearing Testimony (with North Dakota State Rep. Ruth Buffalo, Hukun Abdullahi, Laetitia Mizero Hellerud, Barry Nelson, Jack Russell Weinstein, & Miriam Zeidman): *Hate Crimes in North Dakota*

### University of Chicago Law School

April 2019

Panelist (with Scott Schoettes, Peter Perkowski, & Julie Bauer): *HIV & the Military*



- Indiana University Maurer School of Law, Bloomington, IN** March 2019  
Presentation (with Professor Steve Sanders): *LGBTQ Equality in the Courts: An Update on Current Controversies*
- Cook County Board of Commissioners** February 2019  
Public Hearing Testimony: *Resolution Condemning Trump Administration Treatment of Transgender, Gender Non-Conforming, & Intersex Individuals*
- National Asian Pacific American Bar Association Conference** November 2018  
Panelist (with Rachel See, Brynn Tannehill, & Kage Adams): *Stories from the Front Lines: Military Policies Regarding Openly Transgender Americans*
- Ohio State Bar Association** September 2018  
Presentation (with Susan Becker & Alana Jochum): *Seventh Annual LGBTQ & Allies Diversity & Inclusion Conference*
- Defense Research Institute (DRI) Employment & Labor Law Conference** May 2018  
Panelist (with Craig R. Thorstensen): *Addressing Claims of Discrimination Involving the LGBT Community*
- Defense Research Institute (DRI) Retail & Hospitality Litigation Conference** May 2018  
Panelist (with Leon B. Silver, Katina Thornock, & Kristen Wilson): *Transgender Bathrooms: Where Can We Go Wrong?*
- DePaul College of Law** March 2018  
Panelist (with Miles Shultz & Lori Ecker): *Journal of Women, Gender & Law Symposium*
- Chicago Bar Association** February 2018  
Panelist (with John Knight, Lark Mulligan, Maria Pahl, & Mike Ziri): *Serving LGBT Clients in 2018: What You Need to Know*
- Congressional LGBT Equality Caucus Staff Briefing** January 2018  
Panelist (with Shayla Schlossenberg, Preston Mitchum, Magalie Lerman, & Kate D'Adamo): *The Impact of Sex Work Laws on LGBTQ Community*
- Creating Change Conference** January 2018  
Presentation (with Daniel Bruner, Guillaume Bagal III, & Kate D'Adamo): *Criminalizing Sex Work: Exploring the Full Scope of the Law*
- Wake Forest University School of Law** November 2017  
Presentation (with Nii-Quartelai Quartey, Paula Kohut, & Yemi Adegbonmire): *LGBT Advocacy and Aging*
- Lavender Law Conference** August 2017  
Presentation (with Daniel Bruner, Maria Carmen Hinayon, & Richard Saenz): *Sex Workers and the Criminal Law: An LGBT Issue*
- Creating Change Conference** January 2017  
Presentation (with Meghan Maury & Shelby Chestnut): *Reentry: Breaking the Cycle of Incarceration for LGBTQ People and PLHIV*  
Presentation (with Candace Bond-Theriault): *Stop the Stigma: Queer Identity, Abortion Stigma and Politics of the Closet*  
Presentation (with Kate D'Adamo, Victoria Roldriguez-Roldan, & Joanna Cifredo): *Decriminalization of the Sex Trade*
- Coalition for Juvenile Justice Conference** April 2016  
Poster: *LGBTQ Youth & Disproportionate Juvenile & Criminal Justice System Contact: Policing, Prosecution and Sentencing & the Collateral Effects of a Record*
- Creating Change Conference** January 2016



Presentation (with Rachel Brady, Candace Moore, & Geoffrey Winder): *Perspectives on Policing Young People in Schools*

Presentation (with Lam Ho): *Sex Work Decriminalization: A History, Personal Experiences, and Advocacy Tools*

#### ADMISSIONS, AWARDS, & AFFILIATIONS

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- State Bar Admission: Illinois
- U.S. District Courts: Northern District of Illinois & Western District of Michigan
- U.S. Courts of Appeals: Fourth Circuit, Seventh Circuit, & Ninth Circuit
- U.S. Supreme Court
- Illinois State Bar Association
- Chicago Bar Association
- National LGBT Bar Association
- Indiana University College of Arts & Sciences 20 Under 40 Alumni, 2021
- National LGBT Bar Association 40 Best Lawyers Under 40 Award, 2020
- Windy City Times 30 Under 30 Award, 2016  
(awarded for contributions made to the Chicago LGBTQ community)

# EXHIBIT 4

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

RICHARD ROE, ET AL.,

Plaintiffs,

v.

LLOYD J. AUSTIN, ET AL.,

Defendants.

Civil Action No. 1:18-cv-01565

NICHOLAS HARRISON, ET AL.,

Plaintiffs,

v.

LLOYD J. AUSTIN, ET AL.,

Defendants.

Civil Action No. 1:18-cv-00641

**DECLARATION OF NICHOLAS HARRISON**

I, Nicholas Harrison, declare as follows:

1. I am over the age of 18 and competent to make this declaration. I am the plaintiff in the matter *Harrison v. Austin*, No. 1:18-cv-00641, currently pending before this Court. I make this declaration in support of the request for attorney fees and costs as the prevailing party in the litigation.

2. I am a private individual, and my net worth at the time this action was filed did not exceed, nor has it ever exceeded, the amount of \$2,000,000.

3. I previously retained Counsel of Record to retain me in this case pro bono. I have not been billed for, nor have I paid, any attorney fees or expenses in this matter. I authorize the recovery of fees and expenses to my attorneys to compensate them for work performed on my behalf and for costs incurred in doing their work.

4. To the best of my knowledge, I do not owe any debt to the United States federal government.

Under 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing statements are true and correct. Executed on the date below at Washington, District of Columbia.

Dated: August 3, 2022

  
Nicholas Harrison

# EXHIBIT 5

Filed Under Seal

# EXHIBIT 6

Filed Under Seal



# EXHIBIT 7

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

RICHARD ROE et al.,  
  
Plaintiffs,  
v.

LLOYD J. AUSTIN et al.,  
  
Defendants.

Civil Action No. 1:18-cv-01565

NICHOLAS HARRISON et al.,  
  
Plaintiffs,  
v.

LLOYD J. AUSTIN et al.,  
  
Defendants.

Civil Action No. 1:18-cv-00641

**DECLARATION OF PETER E. PERKOWSKI**

I, Peter E. Perkowski, declare as follows:

1. I am an attorney at law and over the age of 18 years old. I am a principal of the law firm of Perkowski Legal, PC, one of the counsel of record for plaintiffs in these matters. The information stated below is of my own personal knowledge.

2. I have represented the plaintiffs in these matters from their inception. I make this declaration in support of plaintiffs' motion for attorney fees and expenses and to provide relevant context and support for the request.

**Summary of Relevant Experience and Qualifications**

***General litigation experience***

3. I graduated with highest honors (often referred to as *magna cum laude*) from George Washington University Law School in 1998, with a grade point average that put me in

the top 3% of over 460 graduating students. Later that year, after passing the California bar exam, I was sworn in to practice before all courts of the State of California and became a member of the California Bar.

4. After law school, I practiced complex civil litigation in Los Angeles at several law firms, including large multi-national “Big Law” firms of Gibson, Dunn & Crutcher and Winston & Strawn. Winston & Strawn made me a partner in 2007. During over 15 years of practice at these firms, I litigated a wide range of large and complex matters, including mass-tort and class-action defense, securities fraud, consumer and business torts, general business litigation, entertainment and intellectual property disputes, and patent infringement and patent invalidity cases. The litigation undertaken on behalf of plaintiffs in the matters before this Court is no less complex than the civil litigation that I practiced at those law firms.

5. Throughout my career, I have litigated cases in federal district courts and courts of appeal across the country. My work has led me to become admitted to practice before numerous courts, including the United States Supreme Court, the U.S. Courts of Appeals for the Third, Fifth, Ninth, and Federal Circuits, and the U.S. District Courts for the Northern, Central, and Southern Districts of California, the Eastern District of Michigan, the Eastern District of Texas, the District of Columbia, and the Southern District of New York. In addition, I have been admitted to practice *pro hac vice* in at least 40 additional litigation matters in federal courts in the District of Connecticut, District of Delaware, Southern District of Indiana, Northern District of Illinois, District of Maryland, District of Massachusetts, Eastern District of Missouri, District of Nevada, District of New Jersey, Southern District of New York, Eastern District of Virginia, and the Western District of Washington.

6. In 2013, I was sworn in by the District of Columbia Court of Appeals and thereby admitted to the District of Columbia Bar.

7. I left Winston & Strawn in 2015, as a partner in the litigation department. At the time, my hourly rate was well over \$900 per hour. After leaving Winston & Strawn, I started my own solo practice, Perkowski Legal, where my work continues to be primarily litigation-based.

8. In 2022, I was sworn in by the Supreme Court of the State of New York, Appellate Division, Third Judicial Department, and thereby admitted to the New York Bar.

9. A copy of my current resume/CV is attached as Exhibit A.

***Specialized knowledge and experience in LGBTQ+ & HIV matters***

10. For well over a decade and a half, my work has included a substantial amount of pro bono work on behalf of lesbian, gay, bisexual, transgender, and queer (LGBTQ+) people and people living with HIV.

11. While at Gibson Dunn and Winston & Strawn, I represented immigrants seeking asylum in the United States: nearly all my clients had either experienced persecution or feared being persecuted in their home countries based on their sexual orientation, gender identity, and/or HIV status.

12. For many years, I also represented civil-rights advocacy groups in support of LGBTQ+ immigrants and immigrants with HIV, preparing and filing amicus briefs in the U.S. Courts of Appeals in several cases. Representative matters are listed on my CV.

13. I also participated—again as amicus counsel—in many of the highest profile LGBTQ+ civil rights cases of the past fifteen years. In 2007, I represented community health organizations before the California Court of Appeal and California Supreme Court, authoring amicus briefs that described the damaging effects that allowing doctors to refuse to provide

reproductive healthcare services would have on health outcomes and welfare of LGBTQ+ people. I participated in two LGBTQ+ marriage-equality cases before the California Supreme Court in 2007 and 2009. In a Fifth Circuit case, I co-authored an amicus brief on behalf of mental-health and child-welfare advocacy groups regarding the informational privacy of LGBTQ+ youth and the harmful effects that involuntary outing by school officials would have on them. These cases and others are reflected in the “Representative Cases” portion of my CV.

14. Because of my specialized knowledge and experience in LGBTQ+ and HIV matters, I have had the opportunity to speak on the subject many times. Those presentations are reflected on the “Select Publications & Presentations” section of my CV.

***Specialized knowledge and experience in military law and policy***

15. I have also developed specialized experience and knowledge in military law and policy, particularly as it relates to issues of discrimination based on sexual orientation, gender identity, or HIV status.

16. In 2012, I joined the Board of Directors of Servicemembers Legal Defense Network, which was established in 1993 as a non-partisan, non-profit, legal services, watchdog and policy organization dedicated to ending discrimination against and harassment of military personnel affected by the policy known as “Don’t Ask, Don’t Tell” (DADT). At the time I joined the Board, DADT had just been repealed, and the organization was focused on the work needed to integrate openly serving lesbian, gay, and bisexual people into our Armed Forces. Not long after I joined the Board, the organization merged with OutServe—a previously “underground” group of actively serving LGBTQ service members advocating for repeal of DADT—to form OutServe-SLDN. (In 2019, OutServe-SLDN merged with American Military Partner Association to form Modern Military Association of America (MMAA), as it is now known.)

17. I served on the Board of OutServe-SLDN for about two years. In 2014, I resigned from the Board and assumed a position as a pro bono legal consultant with some shared responsibilities over the legal services function. My work included responding to inquiries to the Legal Help Desk by LGBTQ+ people who were serving in the military or who had previously served, as well as working with partner law firms to assist LGBTQ+ veterans who had been involuntarily separated under DADT (and prior policies that policed and criminalized their sexual orientation, gender identity, and consensual sexual conduct) with applications to upgrade their discharges.

18. In late 2015, I went on staff for OutServe-SLDN—first as Counsel, then Legal Director, then Legal & Policy Director. I managed and oversaw all aspects of OutServe-SLDN's legal services department, and I am therefore familiar with all its legal programs.

19. During my time at OutServe-SLDN, I directed the legal services function, which focused on addressing the legal needs of LGBTQ+ and HIV+ service members as to equal access, equal treatment, and equal service. My responsibilities included setting and implementing the strategic direction of the organization's legal work, supervising legal and policy staff, and managing relationships with law firms, coalition partners, and other civil rights organizations. My work included advocacy to Congress, the Defense and Veterans Affairs Departments, and state governments on behalf of individuals and the broader LGBTQ/HIV+ military community. I facilitated the organization's participation in impact litigation and amicus briefs in matters implicating the interests of LGBTQ+ military and veterans and their families. I also directly assisted LGBTQ+/HIV+ service members and veterans, including preparing discharge upgrade applications and waivers and exceptions to policy, and providing representation in disciplinary actions, administrative separations, and courts martial.



20. My association with OutServe-SLDN (as Board member, volunteer, and staff) provided me with specialized knowledge and experience in military law and policy as it applies to LGBTQ+ service members and veterans, and service members and veterans with HIV.

a. My advocacy and policy work included advising and assisting Outserve-SLDN's Executive Director in working with Congress to change or approve legislation and regulations affecting LGBTQ+ service members or those serving with HIV, as well as working directly with the military agencies on these issues.

b. OutServe-SLDN's primary legal-services program was known as Restore Honor, Restore Dignity. This program assisted veterans who were discharged under DADT—or earlier policies that prohibited LGB people from serving in the Armed Forces—in obtaining an “upgrade” to discharge paperwork that (a) reflected a discharge characterization that is less than Honorable, (b) reflected stigmatizing or offensive language as a narrative reason for discharge, or (c) reflected a “re-enlist” code that improperly shows the veteran is ineligible for re-enlistment. Colloquially these were known as “discharge upgrades.” As a result of this program, and the large number of veterans who sought assistance under it, I became familiar with how historical military policies affected LGBTQ+ service members and those who served with HIV.

c. The Legal Help Desk continued while I was on staff, and I supervised other staff members in the legal department (as well as interns and volunteers) in doing intake calls and providing advice and assistance to LGBTQ+ people and people with HIV who called for help. Callers had a wide range of issues: many were veterans looking for help with discharge upgrades, or benefits eligibility issues with the Department of Veterans Affairs because of involuntary discharge under previous discriminatory policies.

Many were still in service and dealing with issues of harassment, discrimination, and other issues. Many others wanted to serve but were prevented from doing so due to discriminatory “bans” against transgender service and HIV enlistment. All calls required a working knowledge of current and previous military policies and regulations as they pertained to LGBTQ+/HIV+ people.

d. In 2015, the Obama Administration announced that it would stop enforcing the policy that banned transgender people from serving in the military while the policy underwent a review. A year later, the Secretary of Defense announced that the policy was rescinded, and that transgender people could serve openly. Many people who called our Help Desk or who were referred to us by other organizations were transgender people who needed our advice and assistance. Later, once the Trump Administration reversed the policy, our work focused on getting as many people as possible eligible to continue serving under the “grandfather” clause of President Trump’s directives.

e. Legal services work also included participating as amicus in cases involving issues of concern to the LGBTQ+/HIV+ military and veteran communities. I directed the organization’s efforts in preparing amicus briefs—and coordinating the sign-on of other military-veteran stakeholder organizations, as well as former Secretaries of the military departments on several occasions—that described the effect of Court rulings on service members, veterans, and their families. Under my direction, the organization participated in many high-profile Supreme Court cases, such as *Masterpiece Cakeshop, Ltd. v. Colorado Civil Rights Commission*, *Bostock v. Clayton County*, *Fulton v. City of Philadelphia*, and *Department of Homeland Security v. Regents of the University of California*. A full list is included in the “Representative Cases” portion of my CV.

f. I also provided direct representation—in administrative, disciplinary, and criminal proceedings—to service members who identify as LGBTQ or who were living with HIV. My work included defending service members with HIV in administrative separation boards and courts martial, as well as providing legal assistance, cultural-competency consultation, education and information, and training to Judge Advocate General (JAG) defense lawyers defending those service members. Representative cases are listed on my CV.

g. My work included filing and litigating impact litigation to change Department of Defense policies. In addition to these two cases, there were others: *Deese v. Austin*, still pending in the District of Maryland, which challenged the military's refusal to commission a Navy midshipman and an Air Force cadet because of their HIV status; and *Karnoski v. Trump*, filed in the Western District of Washington, which challenged the Trump Administration's ban on transgender people serving in the Armed Forces.

h. During my time at OutServe-SLDN, I also co-authored and edited a revised edition of *Freedom to Serve: The Definitive Guide to LGBTQ Military Service*, an online publication that provides critically important information about military service to the populations that OutServe-SLDN serves. The prior edition of *Freedom to Serve* had been published in 2010, *before* the repeal of DADT. Our 2018 edition was extensively revised and updated to include new information about serving openly as LGBTQ+, including critical advice about sex and relationships in the military as well as details about how an HIV diagnosis affects one's service.

21. While I was on staff, OutServe-SLDN expanded its legal and policy work related to HIV. Before their merger in 2012, both SLDN and OutServe had focused primarily on issues facing LGB people in the military—namely, DADT’s prohibition on open military service. After DADT’s repeal, and the merger to form OutServe-SLDN, the organization started to broaden its focus to include additional constituencies: for example, advocating for open and authentic military service by transgender people. But the organization lost all its staff in 2013, temporarily halting any further expansion of programs and services. For a period, OutServe-SLDN was operated by a volunteer board assisted by ad hoc consultants (including myself, as described above). The efforts in 2015 to re-hire permanent staff—in particular legal staff, again including myself—facilitated the expansion of legal services to include not just legacy programs (like Restore Honor, Restore Dignity) but also assisting individual members who were facing issues related to sexual orientation, gender identity, or HIV status.

22. As a result of the increased capacity, the calls to the Legal Help Desk from service members living with HIV steadily increased. Such calls fell into several categories: (a) people being denied entry into the military, or being separated soon after enlistment because of a positive HIV test during initial medical evaluation; (b) people being denied a commission, either from enlisted to officer ranks or after completing education at a military academy, because of a positive HIV test; (c) people being placed on restricted duties, such as losing flight status, because of a positive HIV test; (d) people being denied re-enlistment or being subject to administrative discharge because their HIV status restricts them from deploying; (e) people being unable to obtain the waivers or approvals necessary to deploy or go temporary duty. I advised and assisted these callers directly. Many of these cases are reflected in the “Representative Cases” section of my CV.

23. I left OutServe-SLDN (by then known as MMAA) in February 2021. Through my over five years of experience there, however, I am familiar with its corporate organization. At the time these Complaints were filed, OutServe-SLDN was a Delaware corporation and a non-profit under Section 501(c)(3) of the Internal Revenue Code. Currently, to my knowledge, MMAA is also a Delaware corporation and a non-profit under Section 501(c)(3) of the Internal Revenue Code. For the entire period of this litigation, OutServe-SLDN/MMAA has been based in Washington, D.C. Although it provides legal services to its membership, OutServe-SLDN/MMAA does not and never has charged for such services.

24. My specialized knowledge and experience in military law and policy as it relates to issues of discrimination based on sexual orientation, gender identity, or HIV status has been recognized by others:

a. I have frequently been asked to speak and present about military law and policy as it relates to issues of discrimination based on sexual orientation, gender identity, or HIV status. Those presentations are reflected in the “Select Publications & Presentations” section of my CV.

b. I have also been asked to act as an expert witness to provide historical context of the military treatment of LGBTQ+ servicemembers, demonstrating how systemic bias and personal prejudice may have played a role in negative outcomes they experienced. This experience is reflected in the “Expert Testimony” section of my CV.

c. I have been asked by Congress to provide testimony on issues that relate to LGBTQ+/HIV+ veterans. That testimony is reflected in the “Congressional Testimony” section of my CV. At least some of that testimony has focused on the historical treatment of LGBTQ+/HIV+ people in the military and its ongoing effect on

VA benefit eligibility and negative outcomes for LGBTQ+/HIV+ veterans.

***Other relevant knowledge and experience on HIV***

25. In addition to my legal and policy work described above, I have other relevant knowledge and experience on HIV that is relevant to these matters.

26. First, my personal experiences give me distinctive qualifications to litigate these cases. I have been living with HIV since 1998, and so I came to these matters with extensive knowledge and lived experience regarding HIV, HIV treatment, the transmission of HIV, and the stigma and discrimination—including employment discrimination—that sometimes affect people living with HIV.

27. Second, I have served on the Board of Directors of several non-profit organizations with a primarily focus on HIV and health. In 2013, I joined the Board of AIDS Project Los Angeles, one of the largest non-profit AIDS-service organizations, and a year later joined the Board of its related federally qualified health center APLA Health & Wellness. (The two entities merged in 2018.). APLA Health provides free or low-cost primary medical and oral health care, behavioral health services, HIV specialty care and prevention, and sexual health services, with a focus on low-income gay and bisexual men of color and transgender people—especially those living with, affected by, or at risk of HIV. In 2016, I was elected Chair of the Board of both organizations. I am also Director of non-profit organization with a focus on advocating internationally for equal access to effective HIV prevention, care, treatment, and support services for gay men and other MSM, including those living with HIV, while promoting their health and human rights worldwide.

**Billing and Fees Being Sought**

28. My firm Perkowski Legal uses a computer software program known as Clio to



record and track the billing of time and expenses. I used this program to track my time from inception to the present in these matters, both while I was working as Legal & Policy Director of OutServe-SLDN/MMAA, and when I was not. Though other OutServe-SLDN/MMAA employees or contractors may have devoted time or incurred expenses in these matters, I am the only one seeking fees on behalf of that organization. I am also seeking fees and expenses on behalf of Perkowski Legal.

29. It is my regular practice to keep track of the time spent on tasks for a matter at the time that I work on that task. This has been my practice for at least ten years. I track my time in a Microsoft Word file, where I type the time spent on a task and a detailed description of the work performed. Periodically—usually monthly, but sometimes more frequently—I enter the time into the Clio program using the Microsoft Word document that I had prepared at the time the work was performed.

30. For these matters and all matters for OutServe-SLDN/MMAA, I typically billed in quarter-hour (.25) increments.

31. I similarly kept track of expenses when they were incurred. No less frequently than monthly, I prepared an employee expense reimbursement report that was processed according to the applicable policies of my firm, Perkowski Legal. Approved expenses were entered from the employee reimbursement report into Clio and associated to the relevant matter to which they applied. After the close of each month, an invoice was created containing both the time entries and expenses associated with each matter.

32. For the purposes of this motion, I exported from Clio a spreadsheet containing the time and expense details for each matter from inception to the present. The spreadsheets contained the date of the task or expense, the amount of time spent on the task or the amount of

the expense, a detailed description of the task or expense, the person performing the task or incurring the expense, and other miscellaneous data fields (such as date entered, invoice number, and the like).

33. I carefully reviewed every entry on the spreadsheets. I have exercised billing judgment to ensure that the time for which fees are sought was reasonable and necessary under the circumstances. As part of that process, I eliminated some time entries where I concluded that the work performed could be deemed unnecessary, duplicative, or excessive. On occasion, I also revised the task descriptions to more clearly express or explain the work that was performed.

34. After my review, I combined the spreadsheets into one spreadsheet containing all time entries for both cases. The spreadsheet contains two worksheets: one for time spent on tasks while I was Legal & Policy Director of OutServe-SLDN/MMAA, and one for time spent working for Perkowski Legal. Expenses that OutServe-SLDN/MMAA reimbursed to me are listed on the worksheet for OutServe-SLDN/MMAA. For some expenses, Perkowski Legal incurred the expense and/or reimbursed my out-of-pocket expenses. Those expenses are listed on the worksheet for Perkowski Legal.

35. A copy of the spreadsheet containing my time and expenses is attached as Exhibit B. The time entries on Exhibit B reflect time I actually spent working on this matter, and the expenses reflect actual out-of-pocket costs I incurred. I sometimes did not enter time for quick or routine actions such as reviewing or responding to an email or making a short phone call. I exercised judgment, consistent with ethical obligations, in determining whether time I spent warranted being entered; I also exercised reasonable discretion and judgment to reduce or write off any charges for work when I considered it appropriate.

36. Based on my experience, Exhibit B reflects the time entries and expenses that

ordinarily would be billed—and over many years have been billed—to fee-paying clients in a litigation matter of this type.

### **Reasonableness of Rate**

37. Neither OutServe-SLDN/MMAA nor Perkowski Legal charged the plaintiffs in these cases for any legal services provided, nor did they seek reimbursement from plaintiffs for any out-of-pocket expense. Instead, OutServe-SLDN/MMAA relied on the potential recovery of fees and expenses. The contingent nature of the representation here meant that I needed to invest hundreds of hours without any assurance of compensation. That expenditure of time also necessarily precluded other work, including paid work, that I could have done in its place.

38. I believe that my personal knowledge and experience in military law and policy as it relates to people living with HIV was invaluable to these cases. The bulk of that knowledge and experience was developed even before these cases were filed, and even separate from the cases themselves it deepened while the litigations were ongoing. Even at a national level, I am aware of no other person who, at the time these cases were filed, had the same level of knowledge and experience with the specific issues of this case—namely, military regulations concerning HIV, their history, and their effect on service members with HIV and people with HIV who want to serve. This is because OutServe-SLDN was the only organization whose mission included providing legal services and advocacy to people affected by the military's discriminatory policies related to HIV—and I was the person who developed that capability while at OutServe-SLDN.

39. On Exhibit B, I have sought hourly rates of \$625 for time spent in 2017 and 2018, and \$670 for time spent from 2019 through the present. These are justified as follows:

a. I believe that my invaluable knowledge and experience, described above, entitles me to enhanced rates above those allowed by the Equal Access to Justice Act.

b. To determine my enhanced rate, I used the guidance commonly referred to as the “*Vienna Metro Matrix*,” which reflect the prevailing rates within the jurisdiction for non-EAJA attorney fee awards. (A chart of the *Vienna Metro Matrix* is reflected in the Affidavit of Charles Molster III, filed concurrently, and shown below.)

| <b>Years of Experience</b> | <b>Paralegal</b> | <b>1-3</b>       | <b>4-7</b>       | <b>8-10</b>      | <b>11-19</b>     | <b>20+</b>       |
|----------------------------|------------------|------------------|------------------|------------------|------------------|------------------|
| <b>Hourly Rate</b>         | <b>\$130-350</b> | <b>\$250-435</b> | <b>\$350-600</b> | <b>\$465-640</b> | <b>\$520-770</b> | <b>\$505-820</b> |

In 2017 and 2018, I had 18 and 19 years of experience, respectively, so for time billed in those years I selected an hourly rate of \$625, which is below the middle of the range of \$520-770 in the Matrix. In 2019 and after, I had 20 years or more of experience, so I selected an hourly rate of \$670, which is approximately in the middle of the Matrix’s range of \$505-820.

c. I understand that the *Vienna Metro Matrix* rates are from 2011, and hourly rates have risen in the last 11 years. Accordingly, my enhanced rate is within the range of prevailing rates—and likely the low range—in this jurisdiction.

d. This is consistent with my personal experience: when I left practice with Winston & Strawn in 2015, as a litigation partner of over seven years (albeit in the Los Angeles office), my regular hourly rate was well above \$950 per hour.

In accordance with 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing statements are true and correct.

Dated: August 5, 2022



# Exhibit A

**PETER E. PERKOWSKI**

515 S. Flower St. Suite 1800 | Los Angeles, CA 90071 | 213-340-5796  
*peter@perkowskilegal.com*

**EXPERIENCE**

**PERKOWSKI LEGAL, PC, Los Angeles, CA**

*July 2015–present*

**Founder** of solo practice serving the legal needs of individuals and businesses in the creative-cultural industries, including entertainment, sports, technology, art, and photography, among others; consult and advise on legal issues arising in context of new and growing businesses; negotiate and prepare contracts and other deal work; assist with the protection, monetization, and enforcement of intellectual property; and provide representation in litigation matters.

**OKULARITY, INC., Los Angeles, CA**

*Sept. 2017–present*

**General Counsel** of information technology services company using specially designed software to protect intellectual property from unauthorized uses online; advise on internal legal matters as well as intellectual-property enforcement matters for company clients.

**MINORITY VETERANS OF AMERICA**

*Mar. 2021–present*

**Legal Counsel & Policy Manager** (2021-2022), **Legal & Policy Director** of non-profit organization representing veterans from historically marginalized communities. Advocate before Congress and federal agencies on matters affecting minority and underserved veterans; prepare and submit draft legislation and policy guidance, written testimony on pending legislation, comments on proposed regulations, and other materials; work with Congressional staff on legislative and policy initiatives.

**LEGAL SERVICES CENTER OF HARVARD LAW SCHOOL, Jamaica Plain, MA**

*Apr. 2021–Dec. 2021*

**Clinical Instructor** in the Veterans Legal Clinic, providing free legal representation to low-income disabled veterans, including discharge upgrades, federal court and administrative appeals, and policy advocacy. Served as lead or co-counsel in Clinic cases, trained and supervised law students and summer law interns, and supported other Clinic lawyers and instructors.

**MODERN MILITARY ASSOC. OF AM. f/k/a OUTSERVE-SLDN, INC., Washington, DC** *Nov. 2015–Feb. 2021*

**Counsel, Legal Director, and Legal & Policy Director** of non-profit civil-rights organization dedicated to ending discrimination and harassment of military personnel based on sexual orientation, gender identity, or HIV status. Led and directed the legal services function, addressing the legal needs of members as to equal access, equal treatment, and equal service. Set and implemented the strategic direction of the organization's legal work, supervised staff, and managed relationships with law firms, coalition partners, and other civil rights organizations. Engaged in advocacy before Congress, the Defense and Veterans Affairs Departments, and state governments on behalf of individuals and the community. Facilitated participation in impact litigation and amicus briefs in matters implicating liberty and equality for the LGBTQ/HIV+ military community. Directly assisted service members and veterans, including preparing discharge upgrades, clemency petitions, and waivers and exceptions to policy, and provided representation in disciplinary actions, administrative separations, and courts martial.

**CALIFORNIA STATE UNIVERSITY, LONG BEACH, Long Beach, CA**

*Aug. 2011–Feb. 2021*

**Adjunct Faculty** in the Graduate Program in Sport Management, teaching *Legal & Ethical Issues in Sport*, a survey course on legal principles as they apply in the sports and entertainment industry.

**WINSTON & STRAWN LLP, Los Angeles, CA**

*Apr. 2005–June 2015*

**Partner** (2007–2015) in the litigation department; managed all aspects of litigation, including appellate work. Duties involved working closely with in-house counsel and coordinating and supervising teams of lawyers.

**Associate** (2005–2007): managed day-to-day aspects of legal matters, including supervising case teams, interacting with clients and counsel, and appearing in court.



**GIBSON, DUNN & CRUTCHER, LLP**, Los Angeles, CA

*Feb. 2001–Mar. 2005*

**Associate**; litigated complex cases in federal and state courts with a focus on commercial disputes, class and mass actions, securities fraud, intellectual property, and writs and appeals.

**TROOP STEUBER PASICH REDDICK & TOBEY, LLP**, Los Angeles, CA *Summer 1997; Aug. 1998– Dec. 2000*

**Associate** (1998–2000) and **Summer Associate** (1997); litigated commercial cases with a focus on entertainment disputes, including intellectual property matters, film and television rights and contracts, talent performance issues, and license and distribution valuation disputes.

**GOLDSTEIN & ASSOCIATES**, Washington, DC

*Sept. 1997–July 1998*

**Law Clerk**; researched and prepared pleadings, briefs, and communications to clients, opposing counsel, and third parties; worked part time while taking classes as well as almost full time while studying for the bar and in the weeks leading up to the bar exam.

**U.S. DEPT. OF JUSTICE, CIVIL RIGHTS DIVISION**, Washington, DC

*Summer 1996*

**Intern** in Special Litigation Section; researched Eighth Amendment and due process protections for inmates and institutionalized youth, prepared attorney-reference tool on the ADA in state prison context, and evaluated complaints against state law enforcement.

**EDUCATION**

**THE GEORGE WASHINGTON UNIVERSITY LAW SCHOOL**, Washington, DC

J.D., with highest honors, May 1998, GPA: 3.791, Rank 13/467 (top 3%), Order of the Coif

**Activities:** Managing Editor, Volume 66, *The George Washington Law Review*  
Moot Court Board: Finalist, Government Contracts Moot Court Competition 1998

**CALIFORNIA STATE UNIVERSITY, LONG BEACH**, Long Beach, CA

M.A., Kinesiology (Sport Management option), May 2011, GPA: 4.0

**Recognition:** Outstanding Capstone Project

**UNIVERSITY OF ROCHESTER**, Rochester, NY

B.A., Mathematics (Statistics and Economics concentrations), May 1992, Dean's List

**REPRESENTATIVE CASES**

*L.V. v. McDonough, J.K v. McDonough, F.M. v. McDonough* (Ct. App. Vet. Claims). Representing survivors of deceased veterans being denied veterans benefits because historical state laws prevented them from meeting marriage-related eligibility requirements.

*Nat'l Coalition for Men v. Selective Serv. Sys.* (U.S.). Led coalition of military and veteran advocacy groups in *amicus* brief on the effect of "male only" selective-service registration on women and transgender people.

*Dept. of Homeland Sec. v. Regents of the Univ. of Cal.* (U.S.). Led coalition of military and veteran advocacy groups and former Service Secretaries in *amicus* brief supporting the DACA program regarding important military interests in recruiting foreign nationals for military service.

*Fulton v. City of Philadelphia* (U.S.). Co-counsel for military and veteran service organization and former Service Secretaries on *amicus* brief regarding the effect of religious-based discrimination on LGBTQ service members and families.

*In re B.C., In re B.W., In re D.R.* Advise and assist service members seeking waivers or exceptions to policy because of duty restrictions and other limitations imposed due to HIV status.

*Kuang v. Dept. of Defense* (9th Cir., U.S.). Led coalition of interest groups and individuals in an *amicus* brief urging reversal of a procedural ruling that could limit future legal challenges to military policies.

*Roe v. Austin* (E.D. Va., 4th Cir.), *Harrison v. Austin* (E.D. Va., 4th Cir.), *Deese v. Austin* (D. Md.). Co-counsel for U.S. service members denied equal opportunity and involuntarily separated based on HIV status.

*United States v. M.L., United States v. B.G.* Civilian defense co-counsel in courts martial involving criminal charges against service members based on non-disclosure of HIV status.

*United States v. L.N.* Civilian defense co-counsel in court martial of gay man accused of abusive sexual contact.

*Bostock v. Clayton County* (U.S.). Led coalition of military and veteran advocacy groups in *amicus* brief on the effect of LGBTQ discrimination on service members, families, and veterans and the need to extend Title VII to prohibit such discrimination.

*Karnoski v. Trump* (W.D. Wash., 9th Cir., U.S.). Co-counsel for transgender service members challenging Trump Administration's ban on military service by transgender people.

*In re J.J.B.* Represented Army NCO in administrative separation board based on accusation of failure to follow a safe sex order pertaining to HIV.

*In re E.P.* Advised and assisted Marine NCO facing criminal charges and involuntary separation based on false accusations by a disgruntled ex-boyfriend that the NCO failed to disclose his HIV status.

*In re R.C., In re M.B., In re J.D., In re B.G.* Advised and assisted gay men facing disciplinary actions, including administrative separation, based on alleged misconduct related to sexual orientation or HIV status.

*Masterpiece Cakeshop, Ltd. v. Colo. Civil Rights Comm'n* (U.S.). Co-counsel for military and veteran groups as *amici* regarding the effect of LGBTQ discrimination on service members, veterans, and their families.

*U.S. v. Forbes* (Ct. App. Armed Forces). Authored *amicus* brief to the Court of Appeals for the Armed Forces regarding legal and policy justifications for overturning conviction on charges based on the non-disclosure of HIV status and ending criminalization of HIV under the Uniform Code of Military Justice.

*Hernandez v. Lynch* (9th Cir.), *Moreno v. Holder* (9th Cir.), *Hernandez v. Holder* (9th Cir.), *Garcia-Reyes v. Holder* (9th Cir.). Authored *amicus* brief for civil-rights organizations on the persecution of LGBTQ people in Mexico and its effect on transgender woman's asylum request.

*Bringas-Rodriguez v. Holder* (9th Cir.), *Bibiano v. Holder* (9th Cir.), *Lopez Berera v. Holder* (9th Cir.). Authored *amicus* brief for civil-rights organizations on the persecution of LGBTQ people and people living with HIV in Mexico and its effect on asylum requests by a gay man and trans women with HIV/AIDS.

*Wyatt v. Fletcher* (5th Cir.). Co-authored *amicus* brief on behalf of mental-health and child-welfare advocacy groups regarding the informational privacy of LGBTQ youth and the harmful effects of their involuntary outing by school officials.

*Strauss v. Horton* (Cal. Supr. Ct.). Counsel for coalition of faith organizations and religious leaders as *amici* in support of challenge to California Prop 8, which outlawed marriage by members of the same sex.

*Winter v. Nat. Res. Def. Council* (U.S.). Co-authored *amicus* brief on the harmful effects on marine mammals of military exercises using high-frequency sonar without sufficient mitigation efforts.

*In re Marriage Cases* (Cal. Supr. Ct.). Co-counsel for national LGBTQ organization in *amicus* brief supporting the equal access to marriage by same-sex couples in California.

*N. Coast Women's Care Med. Group, Inc. v. Superior Court (Benitez)* (Cal. Ct. App., Cal. Supr. Ct.). Authored *amicus* brief on behalf of community-health advocacy organizations regarding religious-based objections to providing reproductive healthcare to LGBTQ couples and the effect of such discrimination on health outcomes.

### **SELECT PUBLICATIONS & PRESENTATIONS**

"Legal Empowerment Strategies to Expand Military Opportunities for People Living with HIV," Lavender Law (panel), July 27, 2022.

"Emerging Civil Rights Issues: How Past Victories Inform New Challenges," ABA HIV Law & Practice Conference (panel), May 10, 2022

"Invisible No More: A Transgender Day of Visibility Conversation," N.Y. State Veterans' Services (panel), Mar. 31, 2022

"Trans(cending) Hate: The Fight Ahead," Minority Veterans of America (panel), Mar. 12, 2022

"Veterans Lived Experience Series: Bad Paper Discharges," Veterans Health & Wellness Foundation (panel), Dec. 14, 2021

“Minority Veterans & Public Policy,” Minority Veterans of America Equity, Inclusion & Justice Summit (panel), Nov. 13, 2021

“Moving the Military’s HIV Policies Out of the 1990s,” ABA HIV Impact Project (panel), Mar. 16, 2020

“Fighting For Our Lives: What the Trans Military Ban Means for the Broader Trans Rights Movement,” Trans Law Institute (panel), Lavender Law: LGBTQ+ Bar Annual Conference, Aug. 8, 2019

“Open and Authentic Service: Update and Strategies re Transgender Service Members,” Lavender Law: LGBTQ+ Bar Annual Conference (panel), Aug. 7, 2019

“What Do You Mean My HIV Prevents Me From Serving My Country?” Lavender Law (panel), Aug. 7, 2019

“Litigating LGBT Civil Rights in Military Service,” Queens County Bar Association (panel), May. 16, 2019

“Trump’s Transgender Military Ban: What’s Next?” Univ. of LaVerne Law School (panel), Mar. 21, 2019

“Transgender People in the Military: A Legal Update,” Lavender Law: LGBTQ+ Bar Annual Conference (panel), Aug. 9, 2018

OutServe-SLDN, *Freedom to Serve: The Definitive Guide to LGBTQ Military Service* (2018) (co-author and editor).

“Law, Politics, & Person: LGBTQ/HIV Activism Then and Now,” University of Rochester, Oct. 2018

“Battling for Equality: LGBTQ & HIV Legal Issues in the Military,” University of Rochester, Mar. 1, 2018

“Framing the Issues: U.S. Military Policies,” ABA HIV Law & Practice Conference: Symposium on HIV and Criminal Law (panel), Feb. 22, 2018

“Karnoski v. Trump: Battling the Transgender Military Ban,” Cornell Law School, Nov. 15, 2017

“What Every LGBT Servicemember Needs to Know: A Review of our Lawsuit ‘Karnoski v. Trump,’” OutServe-SLDN Leadership Conference (panel), Oct. 20, 2017

“Giving Our Positive Servicemembers Support and Access to Care,” OutServe-SLDN Leadership Conference (panel), Oct. 20, 2017

“A Dynamic ‘Trans’-ition: A Path Forward on the Recognition of Transgender Rights, Employment Equality, and Integration of Transgender Troops Into the U.S. Military,” American Bar Association, Young Lawyers Division (panel), Aug. 5, 2016

“HIV Advocacy for the Hardest Hit and Hardest to Reach: Working Within Systems that Manage the Marginalized,” Lavender Law: LGBTQ+ Bar Annual Conference (panel), Aug. 5, 2015

“LGBT & the Military: Challenges & Opportunities,” Battlemind to Home V Conference (panel), Purdue University, Aug. 21, 2014

### **SELECT CONGRESSIONAL TESTIMONY**

*Open Session Legis. Hearing Before the Subcomm. on Oversight & Investigations of the H. Comm. on Veterans’ Affairs*, 117th Cong. (Sept. 22, 2021) (written statement and oral testimony of Peter Perkowski on the effects of prior military policies on LGBTQ+ veterans’ eligibility and access to VA benefits).

*Statement for the Record: Open Session Legis. Hearing Before the Subcomm. on Disab. & Mem’l Affairs of the H. Comm. on Veterans’ Affairs*, 117th Cong. (Mar. 29, 2022) (statement of Minority Veterans of America).

*Open Session Legis. Hearing Before the Subcomm. on Oversight & Investigations of the H. Comm. on Veterans’ Affairs*, 117th Cong. (Mar. 30, 2022) (written statement of Minority Veterans of America).

*Open Session Legis. Hearing Before the Subcomm. on Health of the H. Comm. on Veterans’ Affairs*, 117th Cong. (June 22, 2022) (written statement of Minority Veterans of America).

### **EXPERT TESTIMONY**

*In re A.V.* Provide expert opinion in support of gay veteran convicted under U.C.M.J. in 1993 to provide historical context of the military treatment of LGB servicemembers, demonstrating how systemic bias and personal prejudice may have played a role in the conviction.

### **SELECT HONORS & AWARDS**

Managing Intellectual Property, *IP Stars*, 2013 (Cal.), 2014 (U.S.), 2015-2017, 2018/19 (Global), 2019/20 (Cal.), 2020/21 (Cal.), 2022 (Trademarks)

Intellectual Asset Management *IAM Patent 1000*: Bronze rating, 2012, 2013, 2014, 2015

*Super Lawyers* Magazine, Southern California Super Lawyer, 2012–2015, 2019-2022; “Rising Star,” 2008–2010

National LGBTQ+ Bar Association *Best LGBT Lawyers Under 40*, 2010 (inaugural year)

### **SELECT VOLUNTEER & PRO BONO ACTIVITIES**

Board of Directors, *AIDS Project Los Angeles*, 2013–2018; *APLA Health & Wellness*, 2014–present.  
Director of one of the largest non-profit AIDS-service organizations and related federally qualified health center (merged in 2018), providing free or low-cost primary medical and oral health care, behavioral health services, HIV specialty care and prevention, and sexual health services, with a focus on low-income gay and bisexual men of color and transgender people. Elected Chair of the Board of both organizations in 2016.

Board of Directors, *MPact f/k/a Global Forum on MSM and HIV*, 2014–present.  
Director of non-profit organization with a focus on advocating for equal access to effective HIV prevention, care, treatment, and support services for gay men and other MSM, including those living with HIV, while promoting their health and human rights worldwide.

Board of Directors, *OutServe-SLDN f/k/a Servicemembers Legal Defense Network*, 2012–2014

Pro bono representation of veterans separated under Don’t Ask Don’t Tell, and prior policies policing and criminalizing sexual orientation, gender identity, consensual sexual conduct, and gender non-conforming behavior, preparing and submitting applications for discharge upgrade and clemency.

### **BAR AND COURT ADMISSIONS**

California, New York, and District of Columbia

U.S. Supreme Court

U.S. Courts of Appeals for the Third, Fifth, Ninth, and Federal Circuits

U.S. Court of Appeals for Armed Forces

U.S. Court of Appeals for Veterans Claims

U.S. District Courts for the Central, Northern & Southern Districts of California, the Eastern District of Texas, the Eastern District of Michigan, for the Southern District of New York, and for the District of Columbia

# Exhibit B

| TOTAL FEES AND EXPENSES BY ENTITY |                      |                     |                       |                    |                    |
|-----------------------------------|----------------------|---------------------|-----------------------|--------------------|--------------------|
| FEES                              |                      |                     | EXPENSES              |                    |                    |
| Billers:                          | Peter Perkowski      | Peter Perkowski     | Firm/Entity           | OutServe-SLDN/MMAA | Perkowski Legal    |
| Firm/Entity:                      | OutServe-SLDN/MMAA   | Perkowski Legal     | 2017                  | \$ -               | \$ -               |
| Experience:                       | 1998                 | 1998                | 2018                  | \$ 454.90          | \$ 67.23           |
|                                   |                      |                     | 2019                  | \$ -               | \$ 6,161.23        |
| 2017 Hours                        | 2.5                  |                     | 2020                  | \$ -               | \$ -               |
| 2017 Rate                         | 625                  |                     | 2021                  | \$ -               | \$ -               |
| 2017 Fees                         | \$ 1,562.50          |                     | 2022                  | \$ -               | \$ 105.41          |
| 2018 Hours                        | 124.8                |                     |                       |                    |                    |
| 2018 Rate                         | 625                  |                     | <b>EXPENSE TOTALS</b> | <b>\$ 454.90</b>   | <b>\$ 6,333.87</b> |
| 2018 Fees                         | \$ 78,000.00         |                     |                       |                    |                    |
| 2019 Hours                        | 502.3                |                     |                       |                    |                    |
| 2019 Rate                         | 670                  |                     |                       |                    |                    |
| 2019 Fees                         | \$ 336,541.00        |                     |                       |                    |                    |
| 2020 Hours                        | 32.75                |                     |                       |                    |                    |
| 2020 Rate                         | 670                  |                     |                       |                    |                    |
| 2020 Fees                         | \$ 21,942.50         |                     |                       |                    |                    |
| 2021 Hours                        |                      | 8                   |                       |                    |                    |
| 2021 Rate                         |                      | 670                 |                       |                    |                    |
| 2021 Fees                         | \$ -                 | \$ 5,360.00         |                       |                    |                    |
| 2022 Hours                        |                      | 51.75               |                       |                    |                    |
| 2022 Rate                         |                      | 670                 |                       |                    |                    |
| 2022 Fees                         | \$ -                 | \$ 34,672.50        |                       |                    |                    |
| <b>FEE TOTALS</b>                 | <b>\$ 438,046.00</b> | <b>\$ 40,032.50</b> |                       |                    |                    |



| OUTSERVE-SLDN/MMAA |       |            |                                                                                                                 |         |       |                 |
|--------------------|-------|------------|-----------------------------------------------------------------------------------------------------------------|---------|-------|-----------------|
| Date               | Hours | Total      | Description                                                                                                     | Expense | Total | User            |
| <b>2017</b>        |       |            |                                                                                                                 |         |       |                 |
| 11/2/2017          | 0.25  |            | Call with S. Schoettes (Lambda Legal) re potentially coordinating HIV accession litigation                      |         |       | Peter Perkowski |
| 11/6/2017          | 0.25  |            | Email Winston re coordinating with Lambda on HIV accession                                                      |         |       | Peter Perkowski |
| 11/17/2017         | 1.25  |            | Strategy and planning conference with Lambda and Winston re coordinating HIV accessions litigation              |         |       | Peter Perkowski |
| 12/20/2017         | 0.75  |            | Email to S. Schoettes of Lambda Legal re potential HIV lawsuit                                                  |         |       | Peter Perkowski |
| <b>TOTAL 2017</b>  |       | <b>2.5</b> |                                                                                                                 |         |       |                 |
| <b>2018</b>        |       |            |                                                                                                                 |         |       |                 |
| 1/8/2018           | 0.25  |            | Call with S. Schoettes re strategy for challenging accessions regulations re HIV                                |         |       | Peter Perkowski |
| 1/15/2018          | 0.5   |            | Email with Winston re collaborating with Lambda; email introductions with Winston and Lambda                    |         |       | Peter Perkowski |
| 1/22/2018          | 0.25  |            | Emails with co-counsel re litigation planning                                                                   |         |       | Peter Perkowski |
| 1/25/2018          | 0.25  |            | Planning and strategy emails with co-counsel re preparing and filing lawsuit                                    |         |       | Peter Perkowski |
| 2/17/2018          | 0.5   |            | Emails to case teams re case development status, planning and coordination                                      |         |       | Peter Perkowski |
| 2/26/2018          | 2     |            | Work on co-counsel agreements; exchange emails with team re planning, next steps                                |         |       | Peter Perkowski |
| 3/1/2018           | 1     |            | Participate in team planning and strategy teleconference re preparing and filing lawsuit                        |         |       | Peter Perkowski |
| 3/17/2018          | 0.75  |            | Work on co-counsel agreement                                                                                    |         |       | Peter Perkowski |
| 3/21/2018          | 0.75  |            | Telephone call with team and N. Harrison re next steps for preparing and opening case                           |         |       | Peter Perkowski |
| 4/27/2018          | 0.75  |            | Work on co-counsel agreement; email to team re timing and venue                                                 |         |       | Peter Perkowski |
| 4/25/2018          | 0.5   |            | Call with Greg McConnell re co-counsel agreement                                                                |         |       | Peter Perkowski |
| 5/3/2018           | 0.5   |            | Work on co-counsel agreement                                                                                    |         |       | Peter Perkowski |
| 5/7/2018           | 0.75  |            | Emails with S. Schoettes and Winston re co-counsel agreement                                                    |         |       | Peter Perkowski |
| 5/8/2018           | 0.5   |            | Telephone call with G. McConnell re co-counsel agreement                                                        |         |       | Peter Perkowski |
| 5/8/2018           | 1.25  |            | Team strategy and planning call re case development and filing                                                  |         |       | Peter Perkowski |
| 5/9/2018           | 0.75  |            | Call with S. Schoettes re HiV cases                                                                             |         |       | Peter Perkowski |
| 5/14/2018          | 0.5   |            | Work on co-counsel agreement                                                                                    |         |       | Peter Perkowski |
| 5/15/2018          | 0.75  |            | Finalize and circulate co-counsel agreement                                                                     |         |       | Peter Perkowski |
| 5/16/2018          | 1.25  |            | Strategy and planning call with co-counsel                                                                      |         |       | Peter Perkowski |
| 5/19/2018          | 1     |            | Call with S. Schoettes; communicate internally re case strategy; communicate with team re planning and strategy |         |       | Peter Perkowski |

|           |      |                                                                                                                                                                 |  |  |                 |
|-----------|------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--|-----------------|
| 5/20/2018 | 1    | Communicate internally re strategy; emails with S. Schoettes re claims strategy                                                                                 |  |  | Peter Perkowski |
| 5/20/2018 | 1.5  | Review and comment on revised draft complaint                                                                                                                   |  |  | Peter Perkowski |
| 5/21/2018 | 0.25 | Planning call with co-counsel re finalizing and complaint                                                                                                       |  |  | Peter Perkowski |
| 5/21/2018 | 0.75 | Communicate internally and with co-counsel re OutServe as plaintiff; communicate internally re timing of filings                                                |  |  | Peter Perkowski |
| 5/22/2018 | 0.25 | Communicate with team re planning, finalizing complaints, filing                                                                                                |  |  | Peter Perkowski |
| 5/23/2018 | 0.5  | Communicate with co-counsel re OutServe as plaintiff                                                                                                            |  |  | Peter Perkowski |
| 5/25/2018 | 2.25 | Participate in strategy and planning all-call; follow-up emails; follow-up re complaints, status, strategy                                                      |  |  | Peter Perkowski |
| 5/25/2018 | 3    | Prepare factual allegations for OutServe as organizational plaintiff; research and factual investigation re same; review and comment on revised draft complaint |  |  | Peter Perkowski |
| 5/29/2018 | 2    | Planning and strategy all-call with co-counsel for filing complaint; follow-up re same                                                                          |  |  | Peter Perkowski |
| 5/29/2018 | 0.75 | Prepare pro hac vice motion for admission; engagement letter; financial disclosure for OutServe as plaintiff                                                    |  |  | Peter Perkowski |
| 5/30/2018 | 2    | Attention to filing complaints; communicate internally re same; follow-up re internal issues and filings                                                        |  |  | Peter Perkowski |
| 6/1/2018  | 1    | Call with co-counsel re preliminary injunction strategy                                                                                                         |  |  | Peter Perkowski |
| 6/4/2018  | 0.5  | Communicate with team re expert witnesses                                                                                                                       |  |  | Peter Perkowski |
| 6/5/2018  | 0.5  | Communicate with co-counsel re strategy of adding plaintiffs                                                                                                    |  |  | Peter Perkowski |
| 6/5/2018  | 0.5  | Call with Roe re Redacted; follow-up re same                                                                                                                    |  |  | Peter Perkowski |
| 6/6/2018  | 1    | Communicate internally and with co-counsel re plaintiff issues, strategy, next steps                                                                            |  |  | Peter Perkowski |
| 6/8/2018  | 0.5  | Strategy call with co-counsel re filing PI motion                                                                                                               |  |  | Peter Perkowski |
| 6/15/2018 | 0.75 | HIV cases strategy all call with co-counsel                                                                                                                     |  |  | Peter Perkowski |
| 6/17/2018 | 0.5  | Email to G. McConnell re staffing and administrative issues                                                                                                     |  |  | Peter Perkowski |
| 6/17/2018 | 0.75 | Receive and analyze documents from Redacted re pending separation due to HIV; follow-up call with Redacted                                                      |  |  | Peter Perkowski |
| 6/18/2018 | 0.25 | Email to co-counsel re scheduling weekly meeting                                                                                                                |  |  | Peter Perkowski |
| 6/19/2018 | 0.5  | Review and analyze additional documents from Redacted re pending separation due to HIV                                                                          |  |  | Peter Perkowski |
| 6/25/2018 | 0.25 | Research re right to amend as of right; communicate with co-counsel re same                                                                                     |  |  | Peter Perkowski |
| 6/26/2018 | 0.25 | Call with Redacted re pending separation due to HIV                                                                                                             |  |  | Peter Perkowski |
| 7/2/2018  | 0.25 | Communicate with team re preliminary injunction strategy                                                                                                        |  |  | Peter Perkowski |
| 7/9/2018  | 1    | Emails re preliminary injunction planning and strategy                                                                                                          |  |  | Peter Perkowski |
| 7/10/2018 | 0.25 | SOFA research for preliminary injunction                                                                                                                        |  |  | Peter Perkowski |
| 7/11/2018 | 0.5  | Participate in strategy call re HIV cases                                                                                                                       |  |  | Peter Perkowski |
| 7/12/2018 | 3.5  | Research and writing on SOFA issue for preliminary injunction                                                                                                   |  |  | Peter Perkowski |

|           |      |                                                                                                                                      |        |  |                 |
|-----------|------|--------------------------------------------------------------------------------------------------------------------------------------|--------|--|-----------------|
| 7/17/2018 | 0.25 | Work on preliminary injunction brief                                                                                                 |        |  | Peter Perkowski |
| 7/17/2018 | 1    | Call with team re strategy and planning; follow-up                                                                                   |        |  | Peter Perkowski |
| 7/18/2018 | 2.5  | Work on preliminary injunction brief                                                                                                 |        |  | Peter Perkowski |
| 7/19/2018 | 0.75 | Emails re strategy, preliminary injunction                                                                                           |        |  | Peter Perkowski |
| 7/24/2018 | 0.5  | Communicate re HIV policies                                                                                                          |        |  | Peter Perkowski |
| 7/25/2018 | 0.25 | Email to team re Air Force memo re fitness determinations/HIV                                                                        |        |  | Peter Perkowski |
| 7/31/2018 |      | Westlaw research (2018 July)                                                                                                         | 151.96 |  | Peter Perkowski |
| 8/1/2018  | 0.75 | Team strategy call re HIV cases                                                                                                      |        |  | Peter Perkowski |
| 8/2/2018  | 0.25 | Review and comment on opposition to motion to consolidate                                                                            |        |  | Peter Perkowski |
| 8/4/2018  | 0.25 | Call with Tom Carpenter re assistance with lawsuit                                                                                   |        |  | Peter Perkowski |
| 8/13/2018 | 0.25 | Discuss evidence and argument filed by government with client                                                                        |        |  | Peter Perkowski |
| 8/15/2018 | 0.5  | Participate in team strategy and planning all-call                                                                                   |        |  | Peter Perkowski |
| 8/17/2018 | 1.75 | Read government's opposition/motion papers; analyze Army and Air Force declarations; participate in team strategy call re same       |        |  | Peter Perkowski |
| 8/22/2018 | 1.25 | Communicate with team re draft brief, arguments, and strategy                                                                        |        |  | Peter Perkowski |
| 8/29/2018 | 0.5  | Team strategy call re completing PI briefing                                                                                         |        |  | Peter Perkowski |
| 8/31/2018 | 0.75 | Read and analyze brief in opposition to motion to dismiss and in support of preliminary injunction                                   |        |  | Peter Perkowski |
| 9/1/2018  | 0.25 | Emails with team re PI                                                                                                               |        |  | Peter Perkowski |
| 9/4/2018  | 0.75 | Team strategy and planning teleconference re PI motion, and follow-up                                                                |        |  | Peter Perkowski |
| 9/5/2018  | 0.25 | Team strategy and planning all call                                                                                                  |        |  | Peter Perkowski |
| 9/5/2018  | 0.5  | Read research memo re organizational standing and emails with law clerk re same                                                      |        |  | Peter Perkowski |
| 9/10/2018 | 1.75 | Team strategy call; email follow-up; research for brief insert for sur-reply; prepare insert for sur-reply brief                     |        |  | Peter Perkowski |
| 9/11/2018 | 3.5  | Work on insert for sur-reply brief; emails re same; follow-up; research re organizational standing and emails with law clerk re same |        |  | Peter Perkowski |
| 9/11/2018 |      | Uber - home to LAX (hearing in federal court Alexandria)                                                                             | 29.28  |  | Peter Perkowski |
| 9/12/2018 | 0.25 | Emails re organizational standing                                                                                                    |        |  | Peter Perkowski |
| 9/13/2018 | 1.75 | Participate in moot argument                                                                                                         |        |  | Peter Perkowski |
| 9/13/2018 | 5    | Travel to DC/VA for hearing                                                                                                          |        |  | Peter Perkowski |
| 9/13/2018 | 0.25 | Confer with S. Schoettes re oral argument prep                                                                                       |        |  | Peter Perkowski |
| 9/14/2018 | 3    | Hearing on motion to dismiss and motion for preliminary injunction; follow-up                                                        |        |  | Peter Perkowski |
| 9/14/2018 |      | Hotel - hearing in Alexandria federal court                                                                                          | 222.81 |  | Peter Perkowski |
| 9/14/2018 |      | Uber - LAX to home (Harrison trip - federal court hearing)                                                                           | 46.07  |  | Peter Perkowski |
| 9/14/2018 |      | Metro fare to/from hotel (hearing in fed court Alexandria)                                                                           | 4.8    |  | Peter Perkowski |
| 9/18/2018 | 0.25 | Communicate with external stakeholders re summary of hearing                                                                         |        |  | Peter Perkowski |
| 9/19/2018 | 0.5  | Participate in all-call strategy and planning conference                                                                             |        |  | Peter Perkowski |
| 10/3/2018 | 0.5  | All-teams strategy and planning teleconference                                                                                       |        |  | Peter Perkowski |



|            |      |                                                                                                                         |  |  |                 |
|------------|------|-------------------------------------------------------------------------------------------------------------------------|--|--|-----------------|
| 10/10/2018 | 0.5  | Telephone call with Drew Sommer re OutServe organizational documents and standing issues                                |  |  | Peter Perkowski |
| 10/17/2018 | 0.5  | All-teams strategy and planning teleconference                                                                          |  |  | Peter Perkowski |
| 10/24/2018 | 0.75 | All-team strategy call                                                                                                  |  |  | Peter Perkowski |
| 10/30/2018 | 1    | Document collection for production to DOJ; call with Winston re same                                                    |  |  | Peter Perkowski |
| 10/31/2018 | 1    | All-team strategy call                                                                                                  |  |  | Peter Perkowski |
| 11/9/2018  | 0.5  | Texts and emails with client re SAF decision; review and analyze SAF decision re separation                             |  |  | Peter Perkowski |
| 11/13/2018 | 1    | Calls and texts re strategy for addressing separation decision; follow-up re same                                       |  |  | Peter Perkowski |
| 11/14/2018 | 1    | Texts, emails, and call with client Voe re Redacted                                                                     |  |  | Peter Perkowski |
| 11/14/2018 | 1    | All-team planning and strategy teleconference                                                                           |  |  | Peter Perkowski |
| 11/15/2018 | 1    | Emails with team re update and potential strategy for AF separation matter                                              |  |  | Peter Perkowski |
| 11/16/2018 | 0.5  | Further emails re strategy for challenging AF separation actions                                                        |  |  | Peter Perkowski |
| 11/17/2018 | 0.25 | Review and comment on discovery requests                                                                                |  |  | Peter Perkowski |
| 11/19/2018 | 0.5  | Review and comment on motion to compel                                                                                  |  |  | Peter Perkowski |
| 11/19/2018 | 1.5  | Call with A. Sommer re strategy re AF separations; follow-up re same; emails to client                                  |  |  | Peter Perkowski |
| 11/20/2018 | 1.75 | Planning and strategy call with full team re AF separations; follow-up call with S. Schoettes and A. Sommer re strategy |  |  | Peter Perkowski |
| 11/21/2018 | 0.5  | Follow-up email to AF client re strategy and next steps                                                                 |  |  | Peter Perkowski |
| 11/21/2018 | 1.25 | All-team strategy and planning teleconference                                                                           |  |  | Peter Perkowski |
| 11/23/2018 | 0.25 | Email to team and AF clients re introduction and scheduling all-team conference                                         |  |  | Peter Perkowski |
| 11/26/2018 | 1    | Planning call with Winston team re AF separations case                                                                  |  |  | Peter Perkowski |
| 11/28/2018 | 0.25 | Emails with team re planning and strategy for injunctive relief [AF]                                                    |  |  | Peter Perkowski |
| 11/28/2018 | 0.5  | Emails with team re injunctive relief strategy [AF]                                                                     |  |  | Peter Perkowski |
| 11/28/2018 | 0.75 | Participate in team strategy and planning call (all cases)                                                              |  |  | Peter Perkowski |
| 11/29/2018 | 1    | Work on Bevins declaration; emails re motion to compel                                                                  |  |  | Peter Perkowski |
| 11/30/2018 | 0.5  | Team call re motion to compel hearing summary and next steps re same                                                    |  |  | Peter Perkowski |
| 11/30/2018 | 0.25 | Emails re injunctive relief strategy; review draft Voe declaration                                                      |  |  | Peter Perkowski |
| 12/1/2018  | 1    | Review and revise draft AF plaintiff declarations                                                                       |  |  | Peter Perkowski |
| 12/5/2018  | 1.5  | All team strategy and planning call                                                                                     |  |  | Peter Perkowski |
| 12/7/2018  | 1.5  | Team strategy and planning call for PI motion; emails and texts re same [Roe]                                           |  |  | Peter Perkowski |
| 12/8/2018  | 1.5  | Review and analyze APA claims [Roe]                                                                                     |  |  | Peter Perkowski |
| 12/9/2018  | 3.25 | Call with clients re Redacted; revise declarations; miscellaneous emails re same [Roe]                                  |  |  | Peter Perkowski |

|                   |      |                                                                                                                                                            |  |              |                 |
|-------------------|------|------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--------------|-----------------|
| 12/10/2018        | 1    | Emails and texts with client re [Redacted]; emails with team [Roe]                                                                                         |  |              | Peter Perkowski |
| 12/13/2018        | 2    | Review and edit/revise draft complaint [Roe]                                                                                                               |  |              | Peter Perkowski |
| 12/14/2018        | 0.25 | Emails with team re discovery matters [Harrison]                                                                                                           |  |              | Peter Perkowski |
| 12/15/2018        | 1.5  | Review and edit revised complaint; research re APA [Roe]                                                                                                   |  |              | Peter Perkowski |
| 12/16/2018        | 3.25 | Review and edit further revised draft complaint; work on plaintiff declarations [Roe]                                                                      |  |              | Peter Perkowski |
| 12/17/2018        | 1.5  | Team call re strategy and planning for finalizing and filing complaint and working on PI motion [Roe]                                                      |  |              | Peter Perkowski |
| 12/18/2018        | 7    | Calls and emails with clients and team; prep and follow-up; review and finalize complaint [Roe]                                                            |  |              | Peter Perkowski |
| 12/19/2018        | 1.5  | Follow-up work re filing of complaint; telephone calls with additional Airman affected by separation policy [Roe]                                          |  |              | Peter Perkowski |
| 12/19/2018        | 0.75 | All-team strategy and planning teleconference [Harrison/Roe]                                                                                               |  |              | Peter Perkowski |
| 12/22/2018        | 2    | Work on chart/list of follow-on clients re AF HIV separation issue [Roe]                                                                                   |  |              | Peter Perkowski |
| 12/26/2018        | 1    | Team strategy and planning teleconferences [Harrison/Roe]                                                                                                  |  |              | Peter Perkowski |
| 12/26/2018        | 0.5  | Emails re strategy, planning [Roe]                                                                                                                         |  |              | Peter Perkowski |
| 12/27/2018        | 2    | Edit and revise plaintiff declarations for PI motion; email to clients; work on OutServe declaration [Roe]                                                 |  |              | Peter Perkowski |
| 12/28/2018        | 1    | Review and revise plaintiff declarations for PI motion, circulate to team [Roe]                                                                            |  |              | Peter Perkowski |
| <b>TOTAL 2018</b> |      | <b>124.8</b>                                                                                                                                               |  |              |                 |
| <b>EXP 2018</b>   |      |                                                                                                                                                            |  | <b>454.9</b> |                 |
|                   |      |                                                                                                                                                            |  |              |                 |
| 2019              |      |                                                                                                                                                            |  |              |                 |
| 1/2/2019          | 0.5  | Email to follow-on clients re assisting with case [Roe]                                                                                                    |  |              | Peter Perkowski |
| 1/3/2019          | 1.75 | Calls and emails to additional follow-on clients; communicate internally re discovery consolidation issue                                                  |  |              | Peter Perkowski |
| 1/4/2019          | 0.25 | Work on declaration in support of preliminary injunction motion; communicate internally re consolidation issue                                             |  |              | Peter Perkowski |
| 1/5/2019          | 1.5  | Work on Blevins declaration in support of preliminary injunction [Roe]                                                                                     |  |              | Peter Perkowski |
| 1/7/2019          | 2.5  | Review clients comments re PI motion and discuss same; work on PI motion [Roe]                                                                             |  |              | Peter Perkowski |
| 1/7/2019          | 1    | Team strategy call re PI motion; follow-up [Roe]                                                                                                           |  |              | Peter Perkowski |
| 1/8/2019          | 2.5  | Work on PI motion and supporting docs; work on OutServe declaration; call with additional follow-on clients; follow-up emails re same [Roe]                |  |              | Peter Perkowski |
| 1/9/2019          | 3.5  | Work on PI motion and supporting documents [Roe]                                                                                                           |  |              | Peter Perkowski |
| 1/10/2019         | 3.75 | Team call and follow-up; call with additional follow-on client and follow-up re same; work on declaration in support of PI; review and edit PI brief [Roe] |  |              | Peter Perkowski |

|           |      |                                                                                                                                                                                                                                                 |  |  |                 |
|-----------|------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--|-----------------|
| 1/11/2019 | 2.5  | Assist with finalizing preliminary injunction brief and declarations [Roe]                                                                                                                                                                      |  |  | Peter Perkowski |
| 1/12/2019 | 0.25 | Communicate with team re PI motion status and planning [Roe]                                                                                                                                                                                    |  |  | Peter Perkowski |
| 1/16/2019 | 0.5  | Team strategy call re finalizing and filing PI motion [Roe]                                                                                                                                                                                     |  |  | Peter Perkowski |
| 1/18/2019 | 0.25 | Work on co-counseling agreement                                                                                                                                                                                                                 |  |  | Peter Perkowski |
| 1/22/2019 | 0.75 | Review proposed redactions for filing; emails with team re strategy, planning                                                                                                                                                                   |  |  | Peter Perkowski |
| 1/23/2019 | 0.75 | Team strategy call [NH/Roe]                                                                                                                                                                                                                     |  |  | Peter Perkowski |
| 1/27/2019 | 0.5  | Read government's brief ISO motion to dismiss and opposition to motion for preliminary injunction [Roe]                                                                                                                                         |  |  | Peter Perkowski |
| 1/28/2019 | 1.75 | Team strategy call re response to government brief; research, follow-up re same [Roe]                                                                                                                                                           |  |  | Peter Perkowski |
| 1/29/2019 | 7    | Review and comment on draft discovery; communicate with plaintiffs and review their comments to government brief; discuss re same; work on declarations in support of response; review and comment on government's proposed redactions [NH/Roe] |  |  | Peter Perkowski |
| 1/30/2019 | 7    | Work on declarations in support of response brief; assist with research and other matters for response brief; communicate with clients re arguments, strategy, and facts [Roe]                                                                  |  |  | Peter Perkowski |
| 1/31/2019 | 8    | Review and edit draft response brief; work on revising declarations [Roe]                                                                                                                                                                       |  |  | Peter Perkowski |
| 2/1/2019  | 2    | Attend to discovery and planning tasks; emails re same                                                                                                                                                                                          |  |  | Peter Perkowski |
| 2/5/2019  | 0.5  | Email to team re strategy [NH/Roe]                                                                                                                                                                                                              |  |  | Peter Perkowski |
| 2/6/2019  | 0.25 | Communicate with client re questions re case status and next steps [Roe]                                                                                                                                                                        |  |  | Peter Perkowski |
| 2/6/2019  | 0.25 | Call with Scott re prep for hearing re discovery matter [Harrison]                                                                                                                                                                              |  |  | Peter Perkowski |
| 2/6/2019  | 0.75 | Participate in team strategy and planning call [NH/Roe]                                                                                                                                                                                         |  |  | Peter Perkowski |
| 2/11/2019 | 0.5  | Texts and emails with team re deposition planning                                                                                                                                                                                               |  |  | Peter Perkowski |
| 2/12/2019 | 1.25 | Participate in team planning call; follow-up call re strategy                                                                                                                                                                                   |  |  | Peter Perkowski |
| 2/13/2019 | 6.5  | Travel to DC for preliminary injunction hearing and team strategy meeting [Roe]                                                                                                                                                                 |  |  | Peter Perkowski |
| 2/13/2019 | 1.5  | Attend to deposition scheduling and planning issues; emails with clients re same; attend to discovery                                                                                                                                           |  |  | Peter Perkowski |
| 2/13/2019 | 0.25 | Read ABCMR decision [Harrison]                                                                                                                                                                                                                  |  |  | Peter Perkowski |
| 2/14/2019 | 4    | Team meeting, moot court, prep for hearing, and strategy discussion [Roe]                                                                                                                                                                       |  |  | Peter Perkowski |
| 2/15/2019 | 9.5  | Attend preliminary injunction hearing; participate in team strategy meeting; follow-up re same; read PI opinion and follow-up [Roe]                                                                                                             |  |  | Peter Perkowski |
| 2/16/2019 | 10.5 | Return travel to LA; emails and texts with clients; deposition prep; communicate with team re strategy                                                                                                                                          |  |  | Peter Perkowski |



|           |      |                                                                                                                                                                                                                                                                                     |  |  |                 |
|-----------|------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--|-----------------|
| 2/17/2019 | 1    | Communicate internally, with team and clients, re strategy, planning for discovery                                                                                                                                                                                                  |  |  | Peter Perkowski |
| 2/17/2019 | 1    | Attend to discovery and document collection issues                                                                                                                                                                                                                                  |  |  | Peter Perkowski |
| 2/18/2019 | 3.5  | Work on reply brief re motion to modify; emails re Q.S./Guard strategy [Roe]                                                                                                                                                                                                        |  |  | Peter Perkowski |
| 2/19/2019 | 4.75 | Work on reply re motion to modify preliminary injunction; emails with team re Guard/Q.S. strategy; communicate re preparing witness kit for Dr. Okulicz; analyze AFGM re 1332.45 and prepare summary for team; communicate with team and clients re planning, strategy, tasks [Roe] |  |  | Peter Perkowski |
| 2/20/2019 | 1    | Review newly issued NAVINST 5300.30, prepare email summary; communicate with team re planning, strategy                                                                                                                                                                             |  |  | Peter Perkowski |
| 2/21/2019 | 3.5  | Attend to discovery matters; communicate with team re planning, deposition scheduling, strategy; teleconference with co-counsel re document collection and production issues; follow-up re same                                                                                     |  |  | Peter Perkowski |
| 2/22/2019 | 1    | Planning re discovery and depositions                                                                                                                                                                                                                                               |  |  | Peter Perkowski |
| 2/23/2019 | 1    | Communicate with team re planning for discovery and depositions                                                                                                                                                                                                                     |  |  | Peter Perkowski |
| 2/24/2019 | 7    | Travel to DC for deposition prep meetings; communicate with team planning                                                                                                                                                                                                           |  |  | Peter Perkowski |
| 2/25/2019 | 5.75 | Meeting with Andy Blevins re deposition prep; follow-up re same; telephone call with clients re prep, strategy; follow-ups re various tasks                                                                                                                                         |  |  | Peter Perkowski |
| 2/26/2019 | 2.25 | Communicate with team and witnesses re deposition planning etc.; attend to deposition prep tasks                                                                                                                                                                                    |  |  | Peter Perkowski |
| 2/27/2019 | 1    | Call with K. Ingelhart re witness prep; communicate with team re deposition and discovery issues                                                                                                                                                                                    |  |  | Peter Perkowski |
| 2/28/2019 | 10.5 | Defend deposition of A. Blevins; prep and follow-up re same; prepare and send summary of deposition to team; travel to Detroit for deposition of Q.S.                                                                                                                               |  |  | Peter Perkowski |
| 3/1/2019  | 6    | Defend deposition of Q.S.; follow-up; prepare summary for team                                                                                                                                                                                                                      |  |  | Peter Perkowski |
| 3/1/2019  | 6.5  | Return travel from DTW to LAX                                                                                                                                                                                                                                                       |  |  | Peter Perkowski |
| 3/3/2019  | 2.75 | Team strategy meeting; deposition planning and prep matters                                                                                                                                                                                                                         |  |  | Peter Perkowski |
| 3/4/2019  | 7.5  | Travel from LA to MIA; meet with D.L. to prep for deposition                                                                                                                                                                                                                        |  |  | Peter Perkowski |
| 3/5/2019  | 5    | Defend deposition of D.L.; work on written discovery responses; prepare letter to DOJ re A. Blevins deposition and supplemental document production                                                                                                                                 |  |  | Peter Perkowski |
| 3/5/2019  | 9.5  | Return travel to LA                                                                                                                                                                                                                                                                 |  |  | Peter Perkowski |
| 3/6/2019  | 6    | Call with Office of Airmen's Counsel re injunction, client matters; attend to deposition prep and planning; work on written discovery responses; telephonic meeting to prep N. Harrison for deposition                                                                              |  |  | Peter Perkowski |
| 3/7/2019  | 0.75 | Miscellaneous discovery tasks, planning for depositions                                                                                                                                                                                                                             |  |  | Peter Perkowski |

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|-----------|------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--|-----------------|
| 3/8/2019  | 13   | Travel to DC for depositions, meetings; review draft written discovery responses; communicate with client re deposition planning                                                                                                          |  |  | Peter Perkowski |
| 3/9/2019  | 1    | Continue preparing written discovery responses                                                                                                                                                                                            |  |  | Peter Perkowski |
| 3/10/2019 | 3.5  | Work on written discovery responses; participate in strategy call; communicate with client re deposition planning; communicate internally re strategy and planning                                                                        |  |  | Peter Perkowski |
| 3/11/2019 | 3.25 | Attend to deposition planning, preparation, other discovery matters; calls and emails re same; review and finalize discovery responses                                                                                                    |  |  | Peter Perkowski |
| 3/13/2019 | 6    | Meet with Roe and Voe [Redacted]                                                                                                                                                                                                          |  |  | Peter Perkowski |
| 3/14/2019 | 6    | Defend deposition of Roe; prep and follow-up re same; prepare and send summary of deposition to team; review and summarize deposition kit materials for LtC Okulicz                                                                       |  |  | Peter Perkowski |
| 3/15/2019 | 5.5  | Attend and defend deposition of Voe; prep and follow-up re same; prepare summary of deposition for team                                                                                                                                   |  |  | Peter Perkowski |
| 3/16/2019 | 10.5 | Return travel to LA                                                                                                                                                                                                                       |  |  | Peter Perkowski |
| 3/23/2019 | 9    | Travel to DC for deposition and meetings                                                                                                                                                                                                  |  |  | Peter Perkowski |
| 3/24/2019 | 5    | Meet with client to prepare for deposition; prep and follow-up re same                                                                                                                                                                    |  |  | Peter Perkowski |
| 3/25/2019 | 6    | Defend deposition of K.R.; prep and follow-up re same; prepare deposition summary and email to team; communicate internally re modification of preliminary injunction order; attend to deposition transcript review and signature issues; |  |  | Peter Perkowski |
| 3/26/2019 | 0.5  | Emails re representation of J.B., modifications to PI order; communicate with team re deposition transcript signatures                                                                                                                    |  |  | Peter Perkowski |
| 3/26/2019 | 10   | Return travel to LA                                                                                                                                                                                                                       |  |  | Peter Perkowski |
| 3/27/2019 | 1.5  | Emails re deposition transcript signatures; communicate re modification to PI order; prepare supplemental response to ROG1                                                                                                                |  |  | Peter Perkowski |
| 3/29/2019 | 1    | Communicate re deposition transcript issue, PI order modification; communications re strategy and planning                                                                                                                                |  |  | Peter Perkowski |
| 4/17/2019 | 1    | Participate in team strategy and planning teleconference                                                                                                                                                                                  |  |  | Peter Perkowski |
| 4/23/2019 | 0.25 | Emails re administrative issues                                                                                                                                                                                                           |  |  | Peter Perkowski |
| 4/25/2019 | 0.5  | Call re expert rebuttal case; emails re same                                                                                                                                                                                              |  |  | Peter Perkowski |
| 4/25/2019 | 0.25 | Gather material for expert deposition                                                                                                                                                                                                     |  |  | Peter Perkowski |
| 4/29/2019 | 0.5  | Call with potential rebuttal expert                                                                                                                                                                                                       |  |  | Peter Perkowski |
| 5/5/2019  | 1.25 | Read standing motion; telephone call with K. Ingelhart and emails re same; review keys documents and emails re same                                                                                                                       |  |  | Peter Perkowski |
| 5/6/2019  | 1    | Team strategy and planning call re motion to dismiss; follow-up research; call with J. Harding re same                                                                                                                                    |  |  | Peter Perkowski |
| 5/7/2019  | 0.5  | Miscellaneous trial prep                                                                                                                                                                                                                  |  |  | Peter Perkowski |
| 5/9/2019  | 2    | Team trial prep strategy call; work on brief and declarations in opposition to motion to dismiss                                                                                                                                          |  |  | Peter Perkowski |
| 5/12/2019 | 6    | Work on brief in opposition to motion to dismiss                                                                                                                                                                                          |  |  | Peter Perkowski |

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| 5/13/2019 | 6.5  | Work on brief in opposition to motion to dismiss                                                                                             |  |  | Peter Perkowski |
| 5/14/2019 | 3    | Work on brief; conduct research for same; work on declarations in support of opposition                                                      |  |  | Peter Perkowski |
| 5/15/2019 | 6.75 | Work on declarations in support of opposition to motion to dismiss; team prep and strategy call                                              |  |  | Peter Perkowski |
| 5/16/2019 | 7.5  | Work on declarations; participate in team strategy meeting; work on brief in opposition to motion to dismiss                                 |  |  | Peter Perkowski |
| 5/17/2019 | 1.5  | Final edits to brief; texts and emails re finalizing and filing brief and declarations                                                       |  |  | Peter Perkowski |
| 5/22/2019 | 1    | Team trial strategy and preparation call; prep and follow-up re same                                                                         |  |  | Peter Perkowski |
| 5/25/2019 | 0.5  | Emails re prep for hearing on motion to dismiss                                                                                              |  |  | Peter Perkowski |
| 5/29/2019 | 1.25 | Moot argument re motion to dismiss; team strategy discussion                                                                                 |  |  | Peter Perkowski |
| 5/30/2019 | 8    | Travel to DC for hearing on motion to dismiss; prep for hearing                                                                              |  |  | Peter Perkowski |
| 5/31/2019 | 13.5 | Hearing on motion to dismiss; travel to/from hearing; return travel to Los Angeles                                                           |  |  | Peter Perkowski |
| 5/31/2019 | 0.5  | Emails re prep for hearing on motion to dismiss                                                                                              |  |  | Peter Perkowski |
| 6/3/2019  | 0.75 | Discovery follow-up; call with co-counsel re same                                                                                            |  |  | Peter Perkowski |
| 6/4/2019  | 0.5  | Discuss potential outreach for amicus support on appeal [Roe]                                                                                |  |  | Peter Perkowski |
| 6/5/2019  | 0.25 | Call with Ray Mabus re potential amicus support [Roe]                                                                                        |  |  | Peter Perkowski |
| 6/5/2019  | 1    | Call with cilent and A Blevins re document collection and discovery project; participate in team strategy call                               |  |  | Peter Perkowski |
| 6/7/2019  | 1    | Texts, emails, and phone calls re standing-related discovery                                                                                 |  |  | Peter Perkowski |
| 6/10/2019 | 1.75 | Team planning and strategy call; email to A. Blevins re document collection                                                                  |  |  | Peter Perkowski |
| 6/11/2019 | 3.25 | Call re standing-related discovery; prep and follow-up; call re appeal; trial planning call; attend to document collection re standing       |  |  | Peter Perkowski |
| 6/14/2019 | 1    | Attend to OutServe document collection                                                                                                       |  |  | Peter Perkowski |
| 6/13/2019 | 0.5  | Call with co-counsel re strategy for challenge to OutServe's standing                                                                        |  |  | Peter Perkowski |
| 6/14/2019 | 1    | Emails re strategy; call with A. Blevins re standing-related discovery; prep and follow-up re same                                           |  |  | Peter Perkowski |
| 6/17/2019 | 2    | Prepare objections to standing-related interrogatories and document requests.                                                                |  |  | Peter Perkowski |
| 6/18/2019 | 2.75 | Continue preparing objections to interrogatories and document requests                                                                       |  |  | Peter Perkowski |
| 6/19/2019 | 1.75 | Team call re discovery planning and follow-up                                                                                                |  |  | Peter Perkowski |
| 6/19/2019 | 3.75 | Attend to document collection; review and redact documents for production                                                                    |  |  | Peter Perkowski |
| 6/20/2019 | 3.75 | Call with Lambda co-counsel re assisting with document production; attend to document collection and preparation; prepare written objections |  |  | Peter Perkowski |

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| 6/21/2019 | 1.5  | Strategy call re amicus outreach for appeal [Roe]; conduct research for standing-related discovery objections                               |  |  | Peter Perkowski |
| 6/22/2019 | 2.5  | Attend to discovery and document production; prepare interrogatory responses                                                                |  |  | Peter Perkowski |
| 6/23/2019 | 3.5  | Attend to discovery and document production issues; prepare interrogatory responses                                                         |  |  | Peter Perkowski |
| 6/24/2019 | 4.5  | Attend to discovery and document production matters; prepare interrogatory responses; emails with Lambda team re document production issues |  |  | Peter Perkowski |
| 6/25/2019 | 2.5  | Attend to document collection and preparation; prepare interrogatory responses                                                              |  |  | Peter Perkowski |
| 6/26/2019 | 3.75 | Prepare responses to interrogatory and requests for production                                                                              |  |  | Peter Perkowski |
| 6/27/2019 | 1.5  | Attend to document production and discovery matters                                                                                         |  |  | Peter Perkowski |
| 6/28/2019 | 3.5  | Attend to document production; prepare supplemental interrogatory responses                                                                 |  |  | Peter Perkowski |
| 6/30/2019 | 12.5 | Travel to DC for deposition of A. Blevins; continue preparing supplement interrogatory responses                                            |  |  | Peter Perkowski |
| 7/1/2019  | 6.5  | Meeting with A Blevins re deposition prep                                                                                                   |  |  | Peter Perkowski |
| 7/2/2019  | 7.5  | Defend deposition of Andy Blevins; follow-up                                                                                                |  |  | Peter Perkowski |
| 7/3/2019  | 9.5  | Return travel to LA (Blevins deposition)                                                                                                    |  |  | Peter Perkowski |
| 7/4/2019  | 1.5  | Review outline for military leaders amicus brief [Roe]                                                                                      |  |  | Peter Perkowski |
| 7/5/2019  | 0.5  | Emails with team re strategy, planning                                                                                                      |  |  | Peter Perkowski |
| 7/6/2019  | 1.5  | Read and analyze appeal opening brief; review and comment on draft opposition brief [Roe]                                                   |  |  | Peter Perkowski |
| 7/7/2019  | 2    | Confer with Kara Ingelhart re supplement briefing on OutServe standing; attend to collecting additional documents re standing               |  |  | Peter Perkowski |
| 7/7/2019  | 0.5  | Emails re coordinating amicus efforts in support of appeal [Roe]; review outline for summary judgment motion                                |  |  | Peter Perkowski |
| 7/8/2019  | 0.75 | Review and comment on outline for supplemental briefing re OutServe standing                                                                |  |  | Peter Perkowski |
| 7/8/2019  | 0.5  | Review revised outline re military leaders amicus [Roe]                                                                                     |  |  | Peter Perkowski |
| 7/9/2019  | 0.25 | Correspond with team re strategy, planning re motion to dismiss and appeal                                                                  |  |  | Peter Perkowski |
| 7/9/2019  | 0.25 | Communicate with counsel re military leaders amicus [Roe]                                                                                   |  |  | Peter Perkowski |
| 7/10/2019 | 0.5  | Team strategy and planning teleconference re appeal [Roe]                                                                                   |  |  | Peter Perkowski |
| 7/10/2019 | 5.5  | Communicate internally re briefing on DOJ's motion to dismiss OutServe; revise and edit supplement brief re OutServe standing               |  |  | Peter Perkowski |
| 7/11/2019 | 2.75 | Work on supplemental brief re OutServe standing; emails re same                                                                             |  |  | Peter Perkowski |
| 7/11/2019 | 1    | Emails re appeal strategy; review and comment on appeal brief [Roe]                                                                         |  |  | Peter Perkowski |
| 7/12/2019 | 2.5  | Work on/final comments on supplemental brief re OutServe standing                                                                           |  |  | Peter Perkowski |
| 7/12/2019 | 0.25 | Emails re military leaders amicus, sign-ons [Roe]                                                                                           |  |  | Peter Perkowski |

|           |      |                                                                                                                                                                                                                      |  |                 |
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| 7/12/2019 | 0.5  | Emails with team re strategy, planning [Harrison/Roe]                                                                                                                                                                |  | Peter Perkowski |
| 7/13/2019 | 0.5  | Read defendants' supplement brief re motion to dismiss OutServe                                                                                                                                                      |  | Peter Perkowski |
| 7/15/2019 | 0.5  | Review and comment on draft outline of reply to supplemental briefing on motion to dismiss OutServe                                                                                                                  |  | Peter Perkowski |
| 7/17/2019 | 3.25 | Review, edit draft reply brief re motion to dismiss OutServe; emails, texts, and call with co-counsel                                                                                                                |  | Peter Perkowski |
| 7/17/2019 | 0.5  | Team strategy all call (all cases)                                                                                                                                                                                   |  | Peter Perkowski |
| 7/18/2019 | 10   | Continue working on reply brief re motion to dismiss OutServe                                                                                                                                                        |  | Peter Perkowski |
| 7/19/2019 | 0.5  | Review and approve proposed redactions (OutServe filings)                                                                                                                                                            |  | Peter Perkowski |
| 7/19/2019 | 3.5  | Final review and comments on reply brief re motion to dismiss OutServe; review and approve exhibits                                                                                                                  |  | Peter Perkowski |
| 7/19/2019 | 1.25 | Read final appeal opposition brief; emails re coordinating amicus brief in response, and emails with counsel re draft military leaders amicus, sign ons re same [Roe]                                                |  | Peter Perkowski |
| 7/21/2019 | 0.5  | Read and comment on draft summary judgment motion                                                                                                                                                                    |  | Peter Perkowski |
| 7/22/2019 | 3.25 | Continue working on MSJ brief; follow-up emails re same; strategy call with team and follow-up                                                                                                                       |  | Peter Perkowski |
| 7/22/2019 | 3.5  | Strategy discussions re protecting Reserve/Guard in summary judgment, trial; review and edit draft opposition to motion to stay                                                                                      |  | Peter Perkowski |
| 7/22/2019 | 0.25 | Emails re sign-ons for military leaders amicus [Roe]                                                                                                                                                                 |  | Peter Perkowski |
| 7/22/2019 | 0.25 | Review, communicate internally re trial witness assignments                                                                                                                                                          |  | Peter Perkowski |
| 7/23/2019 | 1.75 | Team strategy call re trial prep and witness assignments                                                                                                                                                             |  | Peter Perkowski |
| 7/25/2019 | 0.5  | Attend to final push for military leaders amicus sign-ons [Roe]                                                                                                                                                      |  | Peter Perkowski |
| 7/24/2019 | 1    | Emails and texts re shepherding military leaders amicus and sign-ons [Roe]                                                                                                                                           |  | Peter Perkowski |
| 7/24/2019 | 2    | Review DOJ proposed redactions; call with co-counsel re deposition, trial strategy, and policy issues; communicate with clients (Roe/Voe) re summary judgment and stay; review and comment on draft motion in limine |  | Peter Perkowski |
| 7/24/2019 | 0.5  | Team strategy all-call (all cases)                                                                                                                                                                                   |  | Peter Perkowski |
| 7/26/2019 | 2    | Review proposed redactions; communicate re amicus filings; read stigma amicus; read medical amicus; read military leaders amicus                                                                                     |  | Peter Perkowski |
| 8/1/2019  | 0.5  | Communicate with clients re stay decision                                                                                                                                                                            |  | Peter Perkowski |
| 8/21/2019 | 0.5  | Strategy call re oral argument [Roe]                                                                                                                                                                                 |  | Peter Perkowski |
| 9/3/2019  | 8    | Travel to Chicago for appellate oral argument prep and moot [Roe]                                                                                                                                                    |  | Peter Perkowski |
| 9/4/2019  | 3.5  | Moot court appellate oral argument prep [Roe]                                                                                                                                                                        |  | Peter Perkowski |
| 9/5/2019  | 7    | Return travel to LA from Chicago (appellate moot court prep) [Roe]                                                                                                                                                   |  | Peter Perkowski |
| 9/10/2019 | 0.5  | Research for and email to Geoff for appellate oral argument [Roe]                                                                                                                                                    |  | Peter Perkowski |
| 9/11/2019 | 2    | Telephonic moot court appellate oral argument prep [Roe]                                                                                                                                                             |  | Peter Perkowski |
| 9/17/2019 | 9.5  | Travel to Richmond for appellate oral argument [Roe]                                                                                                                                                                 |  | Peter Perkowski |
| 9/18/2019 | 13   | Appellate oral argument; follow-up; return travel to LA [Roe]                                                                                                                                                        |  | Peter Perkowski |

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| 10/8/2019  | 0.5  |       | Texts with client K.R. re reenlistment and retraining issues [Roe]                                                                  |  |  | Peter Perkowski |
| 11/19/2019 | 0.25 |       | Texts with client Q.S. re update on status; email to team re update [Roe]                                                           |  |  | Peter Perkowski |
| TOTAL 2019 |      | 502.3 |                                                                                                                                     |  |  |                 |
|            |      |       |                                                                                                                                     |  |  |                 |
| 2020       |      |       |                                                                                                                                     |  |  |                 |
| 1/10/2020  | 2    |       | Read and analyze Fourth Circuit opinion; emails with team re same; emails with amicus and amicus counsel re outcome of appeal [Roe] |  |  | Peter Perkowski |
| 1/21/2020  | 1    |       | Team planning and strategy call re post-appeal next steps                                                                           |  |  | Peter Perkowski |
| 1/27/2020  | 0.5  |       | Strategy and update call with clients                                                                                               |  |  | Peter Perkowski |
| 2/5/2020   | 0.25 |       | Participate in team call re post-appeal planning for trial and MSJ                                                                  |  |  | Peter Perkowski |
| 2/26/2020  | 0.25 |       | Participate in team strategy call                                                                                                   |  |  | Peter Perkowski |
| 3/4/2020   | 1    |       | Participate in team strategy call re Harrison/Roe cases                                                                             |  |  | Peter Perkowski |
| 3/5/2020   | 0.75 |       | Court hearing/telephonic status conference in Harrison/Roe cases; communicate internally re MMAA party substitution                 |  |  | Peter Perkowski |
| 3/18/2020  | 0.25 |       | Participate in team Harrison/Roe strategy call                                                                                      |  |  | Peter Perkowski |
| 3/29/2020  | 0.5  |       | Read decision on motion to dismiss MMAA for lack of standing                                                                        |  |  | Peter Perkowski |
| 4/15/2020  | 0.5  |       | Team strategy call for Harrison/Roe/Voe MSJ                                                                                         |  |  | Peter Perkowski |
| 4/22/2020  | 0.5  |       | Harrison/Roe team strategy call re MSJ                                                                                              |  |  | Peter Perkowski |
| 4/22/2020  | 7.25 |       | Work on draft motion for summary judgment                                                                                           |  |  | Peter Perkowski |
| 4/29/2020  | 0.5  |       | Harrison/Roe team strategy call re MSJ tasks                                                                                        |  |  | Peter Perkowski |
| 6/5/2020   | 0.75 |       | Team call re DOJ summary judgment brief and strategy for opposition/reply                                                           |  |  | Peter Perkowski |
| 6/10/2020  | 0.25 |       | Team strategy and planning call re MSJ                                                                                              |  |  | Peter Perkowski |
| 6/24/2020  | 7    |       | Review and edit draft opposition/reply brief re summary judgment                                                                    |  |  | Peter Perkowski |
| 6/25/2020  | 0.25 |       | Communicate with team re draft opposition/reply for summary judgment                                                                |  |  | Peter Perkowski |
| 6/30/2020  | 1.5  |       | Review and edit draft opposition/reply re summary judgment                                                                          |  |  | Peter Perkowski |
| 7/1/2020   | 1.75 |       | Work on MSJ brief; research re standing issue; participate in strategy call                                                         |  |  | Peter Perkowski |
| 7/24/2020  | 2    |       | Team prep for MSJ hearing                                                                                                           |  |  | Peter Perkowski |
| 9/9/2020   | 0.25 |       | Legal team strategy call re MSJ hearing                                                                                             |  |  | Peter Perkowski |
| 9/10/2020  | 1.75 |       | Moot court practice in preparation for oral argument on summary judgment motions                                                    |  |  | Peter Perkowski |
| 9/14/2020  | 1.5  |       | Listen in on oral argument; follow-up/post mortem re same                                                                           |  |  | Peter Perkowski |
| 9/16/2020  | 0.5  |       | Legal team post mortem re oral argument                                                                                             |  |  | Peter Perkowski |
| TOTAL 2020 |      | 32.75 |                                                                                                                                     |  |  |                 |



| PERKOWSKI LEGAL |       |       |                                                                           |         |       |                 |
|-----------------|-------|-------|---------------------------------------------------------------------------|---------|-------|-----------------|
| Date            | Hours | Total | Description                                                               | Expense | Total | User            |
| 2018            |       |       |                                                                           |         |       |                 |
| 10/17/2018      |       |       | Westlaw charges (Sept 2018) - Harrison research                           | 67.23   |       | Peter Perkowski |
| EXP 2018        |       |       |                                                                           |         | 67.23 |                 |
| 2019            |       |       |                                                                           |         |       |                 |
| 1/31/2019       |       |       | Westlaw research (Jan) - PI motion                                        | 146.03  |       | Peter Perkowski |
| 2/13/2019       |       |       | Lyft home to LAX (PI hearing, strategy meetings)                          | 34.86   |       | Peter Perkowski |
| 2/16/2019       |       |       | Lyft LAX to home                                                          | 30.82   |       | Peter Perkowski |
| 2/16/2019       |       |       | Metro fare to/from DCA and hotel                                          | 5.40    |       | Peter Perkowski |
| 2/28/2019       |       |       | Westlaw charges (Feb 2019)                                                | 130.03  |       | Peter Perkowski |
| 5/21/2019       |       |       | American Airlines: LA-DC for hearing on motion to dismiss OutServe        | 650.60  |       | Peter Perkowski |
| 5/30/2019       |       |       | Lyft from home to LAX (hearing on motion to dismiss OutServe)             | 31.52   |       | Peter Perkowski |
| 5/30/2019       |       |       | Metro fare: DCA to hotel (hearing on motion to dismiss OutServe)          | 3.00    |       | Peter Perkowski |
| 5/31/2019       |       |       | Westlaw charges (May 2019)                                                | 126.31  |       | Peter Perkowski |
| 5/31/2019       |       |       | The Dupont Circle: Lodging for hearing on motion to dismiss OutServe      | 238.18  |       | Peter Perkowski |
| 5/31/2019       |       |       | Lyft to courthouse (hearing on motion to dismiss OutServe)                | 16.95   |       | Peter Perkowski |
| 5/31/2019       |       |       | Lyft from courthouse to hotel (hearing on motion to dismiss OutServe)     | 17.35   |       | Peter Perkowski |
| 5/31/2019       |       |       | Metro fare: to airport from hotel (hearing on motion to dismiss OutServe) | 2.55    |       | Peter Perkowski |
| 5/31/2019       |       |       | Lyft from LAX to home (hearing on motion to dismiss OutServe)             | 30.44   |       | Peter Perkowski |
| 6/27/2019       |       |       | LA-DC for Blevins preparation and deposition                              | 757.12  |       | Peter Perkowski |
| 6/27/2019       |       |       | Travel agent service fee                                                  | 50.00   |       | Peter Perkowski |
| 6/30/2019       |       |       | Lyft to LAX (Blevins dep)                                                 | 35.08   |       | Peter Perkowski |
| 7/2/2019        |       |       | Lyft - Blevins deposition back to hotel (rain)                            | 9.44    |       | Peter Perkowski |
| 7/3/2019        |       |       | Hotel for Blevins preparation and deposition                              | 746.84  |       | Peter Perkowski |
| 7/3/2019        |       |       | Metro fare to/from hotel and airport                                      | 5.10    |       | Peter Perkowski |
| 7/3/2019        |       |       | Lyft LAX back to home                                                     | 31.75   |       | Peter Perkowski |
| 9/1/2019        |       |       | AA: airfare LAX-ORD for trip to moot-court prep for oral argument         | 960.74  |       | Peter Perkowski |
| 9/3/2019        |       |       | Loews (Chicago): hotel stay for moot-court prep                           | 746.40  |       | Peter Perkowski |
| 9/1/2019        |       |       | Travel agency service fee (LAX-ORD)                                       | 50.00   |       | Peter Perkowski |
| 9/7/2019        |       |       | AA: LAX-RIC for oral argument re appeal                                   | 611.52  |       | Peter Perkowski |
| 9/7/2019        |       |       | Travel agency service fee (LAX-RIC)                                       | 50.00   |       | Peter Perkowski |
| 9/3/2019        |       |       | Lyft from home to LAX (Chicago-moot court)                                | 38.40   |       | Peter Perkowski |
| 9/4/2019        |       |       | Metro fare to/from ORD (moot court prep)                                  | 10.00   |       | Peter Perkowski |
| 9/5/2019        |       |       | Lyft LAX to home (Chicago-moot court prep)                                | 33.94   |       | Peter Perkowski |
| 9/5/2019        |       |       | Travel meals (Chicago trip)                                               | 77.03   |       | Peter Perkowski |
| 9/17/2019       |       |       | American Airlines: LA-DC for hearing on motion to dismiss OutServe        | 31.66   |       | Peter Perkowski |
| 9/17/2019       |       |       | Lyft RIC to hotel (appellate oral arg)                                    | 19.61   |       | Peter Perkowski |
| 9/18/2019       |       |       | Lyft from hotel to RIC (appellate oral arg)                               | 16.79   |       | Peter Perkowski |

|                   |      |  |                                                                                                                                                                               |          |                |                 |
|-------------------|------|--|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|----------------|-----------------|
| 9/18/2019         |      |  | Lyft from LAX to home (appellate oral arg)                                                                                                                                    | 44.06    |                | Peter Perkowski |
| 9/18/2019         |      |  | Travel meals (Richmond trip)                                                                                                                                                  | 54.65    |                | Peter Perkowski |
| 9/19/2019         |      |  | Marriott (Richmond): hotel stay for appellate oral argument                                                                                                                   | 316.96   |                | Peter Perkowski |
| <b>EXP 2019</b>   |      |  |                                                                                                                                                                               |          | <b>6161.13</b> |                 |
|                   |      |  |                                                                                                                                                                               |          |                |                 |
| <b>2020</b>       |      |  |                                                                                                                                                                               |          |                |                 |
| <b>NONE</b>       |      |  |                                                                                                                                                                               |          |                |                 |
|                   |      |  |                                                                                                                                                                               |          |                |                 |
| <b>2021</b>       |      |  |                                                                                                                                                                               |          |                |                 |
| 5/10/2021         | 1    |  | Review documents from Army 2LT threatened with separation from GPN program due to HIV; prepare summary of same and email co-counsel re potential request to modify injunction |          |                | Peter Perkowski |
| 5/17/2021         | 0.5  |  | Emails re scheduling call with plaintiffs re Redacted                                                                                                                         |          |                | Peter Perkowski |
| 5/19/2021         | 0.5  |  | Call with plaintiffs re Redacted                                                                                                                                              |          |                |                 |
| 8/18/2021         | 0.5  |  | Team all-call re strategy for moving case forward                                                                                                                             |          |                | Peter Perkowski |
| 9/15/2021         | 0.25 |  | Emails with co-counsel and opposing counsel re scheduling a status conference                                                                                                 |          |                | Peter Perkowski |
| 10/22/2021        | 0.25 |  | Emails with team re potential settlement                                                                                                                                      |          |                | Peter Perkowski |
| 11/4/2021         | 0.25 |  | Emails re scheduling a meeting to discuss settlement                                                                                                                          |          |                | Peter Perkowski |
| 11/5/2021         | 1.25 |  | Call with plaintiffs re Redacted; follow-up re same                                                                                                                           |          |                | Peter Perkowski |
| 11/9/2021         | 1    |  | Team allcall re settlement strategy; email follow-up re same                                                                                                                  |          |                | Peter Perkowski |
| 11/10/2021        | 0.5  |  | Settlement call with DOJ lawyers                                                                                                                                              |          |                | Peter Perkowski |
| 11/29/2021        | 0.5  |  | Emails re DOJ response to settlement, and proposed reply                                                                                                                      |          |                | Peter Perkowski |
| 11/30/2021        | 0.5  |  | Follow-up emails re response to DOJ email on settlement                                                                                                                       |          |                | Peter Perkowski |
| 12/21/2021        | 0.5  |  | Review and comment on draft status update to submit to court; emails re same                                                                                                  |          |                | Peter Perkowski |
| 12/22/2021        | 0.5  |  | Follow-up emails re finalizing status update to submit to court                                                                                                               |          |                | Peter Perkowski |
| <b>TOTAL 2021</b> |      |  |                                                                                                                                                                               | <b>8</b> |                |                 |
|                   |      |  |                                                                                                                                                                               |          |                |                 |
| <b>2022</b>       |      |  |                                                                                                                                                                               |          |                |                 |
| 4/6/2022          | 3.25 |  | Read court opinion in Harrison/Roe; prepare proposed redactions; communicate with clients and internally; internal call re strategy and next steps                            |          |                | Peter Perkowski |
| 4/8/2022          | 2    |  | Communicate with clients re Redacted [Harrison/Roe]                                                                                                                           |          |                | Peter Perkowski |
| 4/12/2022         | 0.5  |  | Team call re next steps post judgment and planning for appeal and enforcement [Harrison/Roe]                                                                                  |          |                | Peter Perkowski |
| 4/21/2022         | 4    |  | Collect and compile fees and cost information for OSSLDN/MMAA and Perkowski Legal for EAJA fee request                                                                        |          |                | Peter Perkowski |
| 4/25/2022         | 1    |  | Re-review opinion and injunction orders and follow-up with team re deployment issue [Harrison/Roe]                                                                            |          |                | Peter Perkowski |
| 4/28/2022         | 1.25 |  | Conduct research and analyze cases re amending injunction; communicate with team re same [Harrison/Roe]                                                                       |          |                | Peter Perkowski |

|                   |      |              |                                                                                                                                                                                                                       |        |               |                 |
|-------------------|------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|---------------|-----------------|
| 4/30/2022         |      |              | Westlaw research (modifying injunction) - April 2022                                                                                                                                                                  | 105.41 |               | Peter Perkowski |
| 5/7/2022          | 2    |              | Communicate with clients and potential clients, co-counsel, and counsel and advocates in other cases re summary judgment opinion and permanent injunction [Harrison/Roe]                                              |        |               | Peter Perkowski |
| 5/9/2022          | 0.5  |              | Emails with co-counsel re draft filings (status report, request for clarification) [Harrison/Roe]                                                                                                                     |        |               | Peter Perkowski |
| 5/19/2022         | 1    |              | Team strategy and prep call for call with DOJ appellate folks [Harrison/Roe]                                                                                                                                          |        |               | Peter Perkowski |
| 5/23/2022         | 1    |              | Call with DOJ appellate team re appeal [Harrison/Roe]                                                                                                                                                                 |        |               | Peter Perkowski |
| 6/7/2022          | 2    |              | Review DOJ 530B letters; follow-up and communicate with team re same                                                                                                                                                  |        |               | Peter Perkowski |
| 6/8/2022          | 0.75 |              | Call with N. Harrison re Redacted; follow-up email re same                                                                                                                                                            |        |               | Peter Perkowski |
| 6/9/2022          | 0.5  |              | Emails with team re issues with NH's commissioning                                                                                                                                                                    |        |               | Peter Perkowski |
| 6/10/2022         | 1    |              | Review revised and reissued policies re retention and deployment, and DOD Public Information summary re same; email team re same; emails with team re NH's issues with commissioning                                  |        |               | Peter Perkowski |
| 6/17/2022         | 1    |              | Call with N. Harrison and co-counsel re Redacted                                                                                                                                                                      |        |               | Peter Perkowski |
| 7/26/2022         | 1    |              | Additional work compiling fees and costs information for EAJA motion                                                                                                                                                  |        |               | Peter Perkowski |
| 7/31/2022         | 2.5  |              | Update resume for EAJA motion; work on declaration re same                                                                                                                                                            |        |               | Peter Perkowski |
| 8/1/2022          | 6.5  |              | Work on declaration in support of fee motion; update resume to make current and reflect relevant experience and knowledge; work on time sheet                                                                         |        |               | Peter Perkowski |
| 8/2/2022          | 5    |              | Prepare declarations for plaintiffs in support of fee motion; work on my declaration; continue revising resume and time sheet                                                                                         |        |               | Peter Perkowski |
| 8/3/2022          | 9    |              | Continue working on declaration in support of fee motion and finalizing time entries; emails with team re fee motion tasks                                                                                            |        |               | Peter Perkowski |
| 8/4/2022          | 6    |              | Review and edit draft motion for fees; telephone conference with team to plan re finalizing and filing motion and supporting documents; continue working on declaration; finalize declaration and supporting exhibits |        |               | Peter Perkowski |
| <b>TOTAL 2022</b> |      | <b>51.75</b> |                                                                                                                                                                                                                       |        |               |                 |
| <b>EXP 2022</b>   |      |              |                                                                                                                                                                                                                       |        | <b>105.41</b> |                 |

# EXHIBIT 8

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

RICHARD ROE, ET AL.,

PLAINTIFFS,

v.

LLOYD AUSTIN, ET AL.,

DEFENDANTS.

CIVIL ACTION NO. 1:18-cv-01565

NICHOLAS HARRISON, ET AL.,

PLAINTIFFS,

v.

LLOYD AUSTIN, ET AL.,

DEFENDANTS.

CIVIL ACTION NO. 1:18-CV-00641

**DECLARATION OF JULIE A. BAUER**

I, Julie A. Bauer, hereby declare as follows:

1. I am an attorney licensed to practice in the State of Illinois and in various United States district courts. If called upon to testify about this declaration, I can and will do so.

2. I have personal knowledge of the statements contained herein. The statements are true and correct to the best of my knowledge, information, and belief.

3. I submit this declaration in support of Plaintiffs Nicholas Harrison, Richard Roe, and Victor Voe's motion for attorneys' fees as prevailing parties in these actions. Richard Roe and Victor Voe are aliases for two of my clients.

4. I am currently Of Counsel with the law firm of Winston & Strawn LLP, attorneys for Plaintiffs in the actions identified in the caption. I graduated from the University of Illinois

College of Law *magna cum laude* in 1985. I clerked for the Hon. Charles P. Kocoras on the United States District Court for the Northern District of Illinois from 1985-1987. I then joined the law firm of Winston & Strawn LLP where I practiced as an associate and partner handling litigation from 1987-2017. In 2018, I became of counsel to the firm, handling pro bono litigation, including impact litigation, and supervising associates handling pro bono litigation.

5. I began working on these matters in the fall of 2018, shortly before the filing of the complaint in *Roe et al. v. Austin*, No. 18 CV 1565. I also supervised numerous associates, paralegals, summer associates and other timekeepers who worked on these cases, in particular, Laura Cooley, Lauren Gailey, Allie Hemmings, Jason Pesick and Mike Trucco.

6. I have reviewed the billing records for the Winston & Strawn timekeepers for these cases. The time entries appear to consistent with the tasks they performed on these cases.

7. It is my regular practice to enter my time spent on a matter at or shortly after the time I work on a particular task. This has been a regular part of my billing practices for as long as I can remember. My time entries reflect time I actually spent working on this matter. In some instances I did not enter small amounts of time spent on these matters, such as reviewing email correspondence or brief phone calls. I exercised reasonable billing judgment consistent with my ethical duties in determining whether time I spent warranted being entered.

8. For many years, it has been the policy of Winston & Strawn to require timekeepers to submit client-billable and pro bono time on a matter on a regular basis. The Winston & Strawn timekeepers did so on these cases.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

Dated: August 5, 2022



By: Julie A. Bauer  
JULIE A. BAUER 8-5-22

# EXHIBIT 9

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

RICHARD ROE, ET AL.,

PLAINTIFFS,

v.

LLOYD AUSTIN, ET AL.,  
DEFENDANTS.

CIVIL ACTION NO. 1:18-cv-01565

NICHOLAS HARRISON, ET AL.,

PLAINTIFFS,

V.

LLOYD AUSTIN, ET AL.,  
DEFENDANTS.

CIVIL ACTION NO. 1:18-CV-00641

**DECLARATION OF ANDREW R. SOMMER**

I, Andrew R. Sommer, hereby declare as follows:

1. I am an attorney licensed in Virginia and the District of Columbia. If I called upon to testify about this declaration, I can and will do so.

2. I am currently a Shareholder with the law firm of Greenberg Traurig, LLP, attorneys for Plaintiffs in the actions identified in the caption. I have held my position since May 2019. Greenberg Traurig is a law firm with 33 offices in the United States, five offices in Europe, three offices in Asia, an office in Mexico City, Mexico, and an office in Tel Aviv, Israel. Greenberg Traurig has over 2500 attorneys spread across these offices, though the majority practice in the United States. Greenberg Traurig placed 15<sup>th</sup> on the American Lawyer's 2022 Am Law 200 rankings.

3. Before joining Greenberg Traurig I was a Partner at the law firm of Winston & Strawn LLP when these cases were filed in 2018. I have been continuously practicing civil litigation and before the United States Patent & Trademark Office for almost 18 years except for a thirteen-month period in 2006-2007 during which I worked as a law clerk for the Honorable Kimberly A. Moore, Chief Judge, United States Court of Appeals for the Federal Circuit.

4. I have personal knowledge of the statements contained herein. The statements are true and correct to the best of my knowledge, information, and belief.

5. I submit this declaration of Plaintiff Nicholas Harrison, Richard Roe, and Victor Voe's motion for attorneys' fees as a prevailing party in these actions. Richard Roe and Victor Voe are aliases for two of my clients.

6. Attached as Exhibit A to this declaration is a true and correct copy of my billing records for these cases from the time I arrived at Greenberg Traurig in May 2019 to the present.

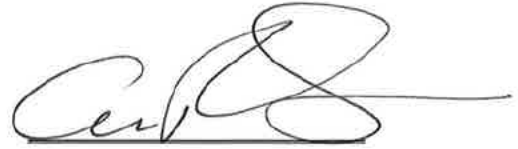
7. I have reviewed Exhibit A to the declaration of John W. Harding. Exhibit A to Mr. Harding's declaration includes true and correct copies of my time entries for these cases from the pre-filing stages through my departure from Winston & Strawn LLP at the end of April 2019.

8. It is my regular practice to enter my time spent on a matter at the time I work on a particular task. This has been a regular part of my billing practices for as long as I can remember. My time entries reflect time I actually spent working on this matter. There were instances in which I had spent time on these actions, such as, for instance in the review of certain email correspondence, mentoring younger attorneys, or having telephone conversations related to general matter management, where I did not enter time. I exercised reasonable billing judgment consistent with my ethical duties in determining whether time I spent warranted being entered.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

Executed August 2, 2022 in McLean, VA

By:

A handwritten signature in black ink, appearing to read 'Andrew R. Sommer', with a long horizontal line extending to the right.

ANDREW R. SOMMER

# Exhibit A



| <u>Date</u> | <u>TKPR Name</u> | <u>Client</u> | <u>Matter</u> | <u>Bs Hrs</u> | <u>Narrative</u>                                                                                                                                                                                                                         |
|-------------|------------------|---------------|---------------|---------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 5/2/2019    | Sommer, Drew     | 44444         | 802900        | 2.8           | Confer with J. Bauer re trial preparation and case management tasks                                                                                                                                                                      |
| 5/3/2019    | Sommer, Drew     | 44444         | 802900        | 2.1           | Analyze deposition transcript of C. Murray; confer with team re status of document production from C. Murray                                                                                                                             |
| 5/7/2019    | Sommer, Drew     | 44444         | 802900        | 1.9           | Prepare for pre-trial conference; analyze memorandum re potential summary judgment motions; correspond with team re trial preparation                                                                                                    |
| 5/6/2019    | Sommer, Drew     | 44444         | 802900        | 1             | Prepare for and participate in telephone conference re government's motion to dismiss                                                                                                                                                    |
| 5/8/2019    | Sommer, Drew     | 44444         | 802900        | 3.4           | Trial preparation conference call with J. Bauer; analyze issues for trial and consider trial presentation; attend team telephone conference re case status and strategy                                                                  |
| 5/9/2019    | Sommer, Drew     | 44444         | 802900        | 3.1           | Prepare for and attend telephone conference re meet and confer re Dr. Murray's files and searches of same;                                                                                                                               |
| 5/10/2019   | Sommer, Drew     | 44444         | 802900        | 2.5           | confer with team re decisions to be made before final pre-trial conference                                                                                                                                                               |
|             |                  |               |               |               | Analyze Supreme Court case law re equal protection claims                                                                                                                                                                                |
|             |                  |               |               |               | Analyze Supreme Court cases related to equal protection; coordinate meetings related to final pre-trial conference and trial strategy; confer with J. Bauer re trial strategy; analyze motion re amending pre-trial filing deadlines and |
| 5/13/2019   | Sommer, Drew     | 44444         | 802900        | 3.8           | confer with team re same                                                                                                                                                                                                                 |
| 5/15/2019   | Sommer, Drew     | 44444         | 802900        | 0.5           | Prepare and participate for team meeting re case status and strategy, strategy for final pre-trial conference                                                                                                                            |
|             |                  |               |               |               | Continue analyzing equal protection case law and preparing for trial; prepare for and attend meet and confer re                                                                                                                          |
| 5/14/2019   | Sommer, Drew     | 44444         | 802900        | 3.7           | trial preparation; and confer with J. Bauer re trial strategy                                                                                                                                                                            |
| 5/16/2019   | Sommer, Drew     | 44444         | 802900        | 7.9           | Prepare for and appear at final pre-trial conference; prepare for and attend team meeting re trial strategy                                                                                                                              |
| 5/17/2019   | Sommer, Drew     | 44444         | 802900        | 1.4           | Analyze opposition to motion to dismiss OutServe for lack of standing and correspond with team re comments on same                                                                                                                       |
|             |                  |               |               |               | Confer with J. Harding re order re production of documents being withheld on privilege grounds; trial preparation                                                                                                                        |
| 5/22/2019   | Sommer, Drew     | 44444         | 802900        | 1.5           | call with P. Perkowski and J. Bauer; attend team telephone conference re case status and strategy                                                                                                                                        |
| 5/28/2019   | Sommer, Drew     | 44444         | 802900        | 0.9           | Confer with J. Bauer re exhibit list; analyze email re meet and confer over deliberative process privilege and AF documents and respond to same                                                                                          |
| 5/29/2019   | Sommer, Drew     | 44444         | 802900        | 3.4           | Prepare for and attend moot court session related to standing issues; prepare for and attend team telephone conference re case status and strategy; confer with team re exhibit list                                                     |
| 5/30/2019   | Sommer, Drew     | 44444         | 802900        | 1.2           | Telephone conference re trial exhibits                                                                                                                                                                                                   |
| 6/5/2019    | Sommer, Drew     | 44444         | 802900        | 0.8           | Attend team telephone conference re case status and strategy                                                                                                                                                                             |
|             |                  |               |               |               | Analyze recently-produced documents from defendants and consider adding same to exhibit list; confer with J. Bauer re trial tasks and preparation for same                                                                               |
| 6/9/2019    | Sommer, Drew     | 44444         | 802900        | 5.7           |                                                                                                                                                                                                                                          |
| 6/8/2019    | Sommer, Drew     | 44444         | 802900        | 5.2           | Analyze recently-produced documents from defendants and consider adding same to exhibit list                                                                                                                                             |
|             |                  |               |               |               | Analyze final set of objections to trial exhibits and provide comments on same to team; review proposed                                                                                                                                  |
| 6/15/2019   | Sommer, Drew     | 44444         | 802900        | 3.4           | supplemental exhibit list and prepare email re additional deposition testimony                                                                                                                                                           |
|             |                  |               |               |               | Analyze pleadings and various exhibits to prepare for motion for summary judgment in Roe / Voe case telephone                                                                                                                            |
| 6/11/2019   | Sommer, Drew     | 44444         | 802900        | 2.4           | conference with L. Gailey to discuss summary judgment strategy                                                                                                                                                                           |
| 6/14/2019   | Sommer, Drew     | 44444         | 802900        | 5.7           | Analyze draft objections to trial exhibits and correspond with team re same                                                                                                                                                              |
|             |                  |               |               |               | Continue analyzing Defendants' trial exhibits and review draft objections to same; correspond with team re same                                                                                                                          |
| 6/13/2019   | Sommer, Drew     | 44444         | 802900        | 5.9           | Prepare draft exhibit objections; confer with team re objections to exhibit list and strategy for same; confer with case team re trial schedule and preparation tasks                                                                    |
| 6/10/2019   | Sommer, Drew     | 44444         | 802900        | 3.2           | Attend telephone conference re case status and strategy; confer with L. Cooley re supplementing exhibit list;                                                                                                                            |
| 6/12/2019   | Sommer, Drew     | 44444         | 802900        | 2.6           | analyze draft objections and correspond with team re same                                                                                                                                                                                |

|           |              |       |        |     |                                                                                                                                                                                                                                                                                                         |
|-----------|--------------|-------|--------|-----|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 6/16/2019 | Sommer, Drew | 44444 | 802900 | 3.4 | Continue analysis and review of remaining trial exhibits and objections to same; correspond with team re finalization of objections to exhibit list                                                                                                                                                     |
| 6/21/2019 | Sommer, Drew | 44444 | 802900 | 1.8 | Telephone conference with team re amicus brief to be filed related to mail-order HIV meds; analyze brief re same                                                                                                                                                                                        |
| 6/19/2019 | Sommer, Drew | 44444 | 802900 | 3.7 | Analyze additional potential trial exhibits; telephone conference with team re case status and strategy; telephone conference with J. Bauer re witnesses and deposition designations and trial strategy                                                                                                 |
| 7/9/2019  | Sommer, Drew | 44444 | 802900 | 5.2 | Analyze documents identified for potential use as trial exhibits from Government's recent production and correspond with team re same; confer with L. Gailey re motion for summary judgment                                                                                                             |
| 7/10/2019 | Sommer, Drew | 44444 | 802900 | 4.3 | Prepare trial witness allocation summary; analyze additional documents for potential inclusion on trial exhibit list; analyze draft supplemental expert report of C. Hendrix; attend team meeting re case status and strategy                                                                           |
| 7/8/2019  | Sommer, Drew | 44444 | 802900 | 0.2 | Analyze additional documents produced by the government for potential inclusion on trial exhibit list                                                                                                                                                                                                   |
| 7/11/2019 | Sommer, Drew | 44444 | 802900 | 6.4 | Review and respond to emails re Fourth Circuit brief; analyze and revise draft reply in support of motion to compel deposition testimony after close of discovery; research for summary judgment motion and draft section of same; review and consider motion to compel documents withheld on DPP basis |
| 7/14/2019 | Sommer, Drew | 44444 | 802900 | 3.1 | Research re summary judgment                                                                                                                                                                                                                                                                            |
| 7/12/2019 | Sommer, Drew | 44444 | 802900 | 0.8 | Analyze draft supplemental brief in support of standing for OutServe and correspond with team re same                                                                                                                                                                                                   |
| 7/15/2019 | Sommer, Drew | 44444 | 802900 | 5.1 | Continue analysis of case law and evidence re summary judgment and draft section of summary judgment brief and revise portions received from L. Gailey and L. Cooley; confer with J. Bauer re trial preparations and summary judgment issues                                                            |
| 7/16/2019 | Sommer, Drew | 44444 | 802900 | 2.6 | Analyze supplemental report of C. Hendrix and provide comments to team on same; prepare outline for Dr. Shell deposition; confer with G. Eaton re appeal status and mootness issue; confer with S. Schoettes re upcoming tasks and preparation for trial                                                |
| 7/18/2019 | Sommer, Drew | 44444 | 802900 | 4.2 | Analyze proposed deposition designations and make comments on same                                                                                                                                                                                                                                      |
| 7/21/2019 | Sommer, Drew | 44444 | 802900 | 1.4 | Draft opposition to motion to stay in both Roe and Harrison cases and research re same                                                                                                                                                                                                                  |
| 7/19/2019 | Sommer, Drew | 44444 | 802900 | 1.9 | Analyze Defendants' motion to stay and prepare response to same; analyze and revise draft reply in support of OutServe's standing                                                                                                                                                                       |
| 7/3/2019  | Sommer, Drew | 44444 | 802900 | 3.8 | Review and revise draft motions to take discovery out of time; attend team telephone conference re case status and strategy; conference with J. Bauer re status of trial preparations; analyze new filings and status of OutServe discovery                                                             |
| 7/23/2019 | Sommer, Drew | 44444 | 802900 | 5   | Revise draft motion for summary judgment and correspond with team re same; prepare for deposition of Col. Downes; telephone conference re witness assignments and scheduling                                                                                                                            |
| 7/22/2019 | Sommer, Drew | 44444 | 802900 | 7.9 | Continue reviewing deposition designations for trial witnesses; continue drafting opposition to motion to stay and send same to team; analyze and revise draft motion for summary judgment                                                                                                              |
| 7/24/2019 | Sommer, Drew | 44444 | 802900 | 6.1 | Prepare for and take deposition of K. Downes; attend team telephone conference re case status and strategy                                                                                                                                                                                              |
| 7/25/2019 | Sommer, Drew | 44444 | 802900 | 1.3 | Correspond with team re deposition designations; analyze proposed designations from Cron                                                                                                                                                                                                                |
| 7/27/2019 | Sommer, Drew | 44444 | 802900 | 2.5 | Analyze documents to prepare for deposition of P. Danaher; analyze deposition of Dr. Ciminera for deposition designations                                                                                                                                                                               |
| 7/28/2019 | Sommer, Drew | 44444 | 802900 | 1.6 | Continue analyzing documents to prepare for deposition of P. Danaher                                                                                                                                                                                                                                    |
| 7/31/2019 | Sommer, Drew | 44444 | 802900 | 7.2 | Prepare for and take de bene esse deposition of Col. Danaher; analyze and revise draft deposition designations                                                                                                                                                                                          |
| 7/30/2019 | Sommer, Drew | 44444 | 802900 | 8.4 | Prepare for de bene esse deposition of Col. Danaher; continue review of deposition designations                                                                                                                                                                                                         |

|            |              |                          |        |              |                                                                                                                                          |
|------------|--------------|--------------------------|--------|--------------|------------------------------------------------------------------------------------------------------------------------------------------|
| 7/29/2019  | Sommer, Drew | 44444                    | 802900 | 3.5          | Analyze deposition designations and provide comments re same; analyze request for enlargement by defendants and confer with team re same |
| 8/1/2019   | Sommer, Drew | 44444                    | 802900 | 1.1          | Continue analysis of deposition designations                                                                                             |
| 8/5/2019   | Sommer, Drew | 44444                    | 802900 | 0.5          | Confer with J. Bauer re stay of case and tasks re ensuring work product is preserved during stay                                         |
| 9/10/2019  | Sommer, Drew | 44444                    | 802900 | 3.4          | Prepare for 4th Circuit moot court argument for preliminary injunction appeal                                                            |
| 9/11/2019  | Sommer, Drew | 44444                    | 802900 | 5.5          | Prepare for moot 4th Circuit argument; attend and participate in moot hearing                                                            |
| 10/22/2019 | Sommer, Drew | 44444                    | 802900 | 0.5          | Telephone conference with J. Bauer re case status and strategy                                                                           |
| 1/10/2020  | Sommer, Drew | 44444                    | 802900 | 1.3          | Analyze Fourth Circuit opinion affirming preliminary injunction and correspond with team re same                                         |
| 1/21/2020  | Sommer, Drew | 44444                    | 802900 | 1            | Attend team telephone conference re case status and strategy                                                                             |
| 1/29/2020  | Sommer, Drew | 44444                    | 802900 | 1.1          | Telephone conference with J. Bauer re summary judgment and trial preparations                                                            |
| 2/12/2020  | Sommer, Drew | 44444                    | 802900 | 0.5          | Attend team telephone conference re case status and strategy                                                                             |
| 2/19/2020  | Sommer, Drew | 44444                    | 802900 | 0.6          | Attend telephone conference re trial strategy                                                                                            |
|            |              |                          |        |              | Telephone conference with J. Bauer re summary judgment strategy and case management strategy; attend team                                |
| 3/4/2020   | Sommer, Drew | 44444                    | 802900 | 1.6          | telephone conference re case status and strategy                                                                                         |
| 3/5/2020   | Sommer, Drew | 44444                    | 802900 | 0.6          | Prepare for and conduct telephone hearing with Judge Brinkema re scheduling and case status                                              |
| 3/11/2020  | Sommer, Drew | 44444                    | 802900 | 0.4          | Telephone conference with case team re case status and strategy                                                                          |
| 3/25/2020  | Sommer, Drew | 44444                    | 802900 | 0.6          | Telephone conference with case team re strategy for motion for summary judgment                                                          |
|            |              |                          |        |              | Analyze brief in support of motion for summary judgment and correspond with team re comments on same;                                    |
| 4/17/2020  | Sommer, Drew | 44444                    | 802900 | 3.2          | confer with J. Bauer re thoughts about draft motion                                                                                      |
| 6/5/2020   | Sommer, Drew | 44444                    | 802900 | 0.8          | Telephone conference re opposition for motion for summary judgment and reply in support of same                                          |
|            |              |                          |        |              | Telephone conference with team re opposition to motion for summary judgment and motion to exclude; consider                              |
| 6/10/2020  | Sommer, Drew | 44444                    | 802900 | 0.4          | order denying motion to exclude                                                                                                          |
| 6/30/2020  | Sommer, Drew | 44444                    | 802900 | 6.4          | Analyze summary judgment briefing and draft reply brief; telephone conference with Lambda legal re same                                  |
| 7/1/2020   | Sommer, Drew | 44444                    | 802900 | 1.2          | Analyze issues regarding unsupported and undisclosed expert opinions from Dr. Blaylock                                                   |
| 7/24/2020  | Sommer, Drew | 44444                    | 802900 | 1.2          | Participate in summary judgment moot argument                                                                                            |
|            |              |                          |        |              | Analyze opinion from district of Maryland re commissioning of academy cadets with HIV in preparation for oral                            |
| 9/2/2020   | Sommer, Drew | 44444                    | 802900 | 0.5          | argument for summary judgment                                                                                                            |
| 9/9/2020   | Sommer, Drew | 44444                    | 802900 | 0.2          | Participate in telephone conference to submit supplemental authority from Deese case                                                     |
| 9/10/2020  | Sommer, Drew | 44444                    | 802900 | 1.3          | Participate in moot argument to prepare for summary judgment hearing                                                                     |
| 9/14/2020  | Sommer, Drew | 44444                    | 802900 | 3.7          | Prepare for and appear at summary judgment hearing and drive to and from courthouse                                                      |
|            |              |                          |        |              | Participate in team telephone conference re recent case developments and efforts to change policies within                               |
| 7/21/2021  | Sommer, Drew | 44444                    | 802900 | 0.5          | administration                                                                                                                           |
| 10/13/2021 | Sommer, Drew | 44444                    | 802900 | 1            | Confer with case team re approaching the court re status conference and potential for settlement or resolution                           |
|            |              | <b>Total hours/fees:</b> |        | <b>206.5</b> |                                                                                                                                          |

| Date      | TKPR Name    | Client | Matter | Bs Hrs      | Narrative                                                                                                                              |
|-----------|--------------|--------|--------|-------------|----------------------------------------------------------------------------------------------------------------------------------------|
| 4/6/2022  | Sommer, Drew | 044444 | 802900 | 0.60        | Analyze opinion and confer with team re grant of summary judgment                                                                      |
| 4/26/2022 | Sommer, Drew | 044444 | 802900 | 0.40        | Analyze correspondence related to attorneys' fees and correspond with team re same                                                     |
| 4/27/2022 | Sommer, Drew | 044444 | 802900 | 0.20        | Analyze draft email to DOJ re discussion of attorneys' fees and settlement offer re same and correspond with team re same              |
| 5/4/2022  | Sommer, Drew | 044444 | 802900 | 0.40        | Analyze orders and correspond with team re impact of same on motions for fees and costs                                                |
| 5/13/2022 | Sommer, Drew | 044444 | 802900 | 1.20        | Analyze correspondence from Winston team re motions for fees, notice of appeal, and amending judgment and correspond with team re same |
| 5/27/2022 | Sommer, Drew | 044444 | 802900 | 0.70        | Consider issues concerning potential motion to enforce injunction and correspond with Winston & Strawn team re same                    |
| 6/17/2022 | Sommer, Drew | 044444 | 802900 | 1.80        | Attend telephone call with litigation team and N. Harrison re <b>Redacted</b>                                                          |
| 6/15/2022 | Sommer, Drew | 044444 | 802900 | 0.40        | Analyze letter from D.C. National Guard to N. Harrison re attempt to comply with injunctive relief and correspond with team re same    |
| 6/3/2022  | Sommer, Drew | 044444 | 802900 | 0.40        | Analyze draft status report and revise same                                                                                            |
| 6/24/2022 | Sommer, Drew | 044444 | 802900 | 0.50        | Confer with defendants' counsel re court-ordered Harrison relief                                                                       |
| 7/27/2022 | Sommer, Drew | 044444 | 802900 | 0.40        | Confer with C. Molster re service as expert witness on reasonableness of fee spend                                                     |
|           |              |        |        | <b>7.00</b> |                                                                                                                                        |

# EXHIBIT 10

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

RICHARD ROE, ET AL.,

PLAINTIFFS,

v.

LLOYD AUSTIN, ET AL.,

DEFENDANTS.

CIVIL ACTION NO. 1:18-cv-01565

NICHOLAS HARRISON, ET AL.,

PLAINTIFFS,

v.

LLOYD AUSTIN, ET AL.,

DEFENDANTS.

CIVIL ACTION NO. 1:18-CV-00641

**DECLARATION OF SCOTT A. SCHOETTES**

I, Scott A. Schoettes, hereby declare as follows:

1. I am an attorney licensed in Illinois. If called upon to testify about this declaration, I can and will do so.
2. I have personal knowledge of the statements contained herein. The statements are true and correct to the best of my knowledge, information, and belief.
3. I submit this declaration in support of Plaintiffs Nicholas Harrison, Richard Roe, Victor Voe, and the Modern Military Association of America's motion for attorneys' fees as prevailing parties in these actions.
4. From October 2007 until November 2021, I was employed by Lambda Legal Defense and Education Fund, Inc. ("Lambda Legal"), a 501(c)(3) nonprofit organization "committed to achieving the full civil rights of lesbians, gay men, bisexuals, transgender people



and everyone living with HIV through impact litigation, public policy work and education.”

During my 14 years at Lambda Legal, I focused almost exclusively on protecting and advancing the rights of people living with HIV, serving as the HIV Project Staff Attorney for a little over two years and the HIV Project Director for the final 12 years. Prior to Lambda Legal, I worked for four years as a litigation associate at Latham & Watkins LLP in its Chicago office. I clerked for Judge Frederick J. Motz of the U.S. District Court for the District of Maryland for one year after graduating *magna cum laude* from Georgetown University in Spring 2002.

5. The very first case on which I was staffed at Lambda Legal was *Taylor v. Rice*, 451 F.3d 898 (D.C. Cir. 2006), a challenge to the U.S. State Department’s policy of refusing to employ foreign service officers living with HIV, primarily because the State Department’s belief that such individuals were not world-wide deployable. Over the following thirteen years, I successfully litigated multiple important cases on behalf of people living with HIV, including halting health insurers’ efforts to prevent lower-income people living with HIV from enrolling in their plans during the roll-out of the Affordable Care Act (*East v. Blue Cross and Blue Shield of Louisiana*, No. 14-cv-00115 (M.D. La. dismissed July 2, 2014))), challenges to refusals to employ first responders and healthcare workers living with HIV because they purportedly presented a “direct threat” to the health and safety of others (*see, e.g., Pierce v. Ackal*, No. 17-cv-01365 (W.D. La. Dismissed June 30, 2020); *Moore v. Air Evac EMS, Inc.*, No. 15-cv-01395 (E.D. Mo. dismissed Feb. 1, 2017), and the first state supreme court reversal of a (felony) conviction for exposing a person to HIV through sexual contact (*Rhoades v. State*, 848 N.W.2d 22 (Iowa 2014). I also authored or co-authored multiple amicus briefs in cases involving issues of import to people living with HIV, including in each of the three challenges to the Affordable Care Act to reach the U.S. Supreme Court.

6. In addition to my litigation work, I spent a significant portion of my time at Lambda Legal on policy and legislative matters. I was Lambda Legal's point person for the repeal of the HIV travel and immigration ban (which required all U.S. visitors living with HIV to secure a special waiver before entering the country), worked in multiple states to reform laws criminalizing conduct that is otherwise legal if not for the person's HIV-positive status, and am considered a leading voice in advocacy to eliminate the bar to blood donation for gay and bisexual men. In 2014, President Obama appointed me to the Presidential Advisory Council on HIV/AIDS, where I served as the co-chair of the Disparities Committee until leading a group resignation in protest shortly after President Trump took office.

7. My personal and professional experience made me uniquely qualified to litigate these cases on behalf of Nicholas Harrison, MMAA, and the pseudonymous plaintiffs in *Roe/Voe*. As a person living with HIV since 1999, I came to Lambda Legal with a substantial amount of lived experience and therefore knowledge regarding HIV, HIV treatment, and the manner by which HIV is and is not transmitted. That base of knowledge grew exponentially in the years that followed as I began advocating and litigating on behalf of people living with HIV. I can confidently state that there is no other attorney in this country who has litigated more cases involving the rights of people living with HIV and that I enjoy a national reputation as the leading attorney on these issues. My extensive experience working with infectious disease specialists and public health professionals—as experts, colleagues, and clients—married with my understanding of the law (including equal protection law—thanks to my place of employment) is what prompted the filing of these cases and undergirded my confidence that we would prevail.

8. As an attorney actively participating in the prosecution of these cases, I was able to bring that experience and knowledge to bear in real-time in substantial ways. Among other

things, I took or defended twenty depositions in this case, including those of all the experts and most of the lay witnesses for whom we thought an intimate knowledge and understanding of HIV would be useful.

9. I have had specialized training on the subjects of HIV law and LGBTQAI+ law. When I started at Lambda Legal, I was asked to move to New York City to work under the tutelage of Bebe Anderson, the HIV Project Director at that time; until she departed a little more than two years later, Ms. Anderson provided a substantial amount of on-the-job training regarding all of the then-existing HIV-related law and policy issues. Also during my time at Lambda Legal, once every approximately nine months I participated in the LGBTQ Litigators Roundtable—a 3½ -day conference (if the Lambda Legal internal meeting before the Roundtable is included) where colleagues across the LGBTQ and HIV movements presented on relevant subjects, discussed the cutting- edge casework being done, and debated strategy for the movements more broadly. Given the expertise in those rooms, I cannot think of better training than those experiences, and that training assisted me greatly in developing and working on these cases. I also attended (and usually presented) at Lavender Law, the annual conference of the National LGBTQ Bar Association, eight or nine times while I was at Lambda Legal, and I participated in the Public Health Boot Camp, a certificated program about the basics of public health sponsored by Northwestern University and AIDS Foundation Chicago.

10. I am seeking to recover fees for my time at hourly rate of \$625 for each of the years in this litigation (2018-2022). This rate is justified by the special knowledge and experience described above, which entitles me to rates above those allowed under the Equal Access to Justice Act (EAJA). To determine my enhanced rate, I used the guidance commonly referred to as the “Vienna Metro Matrix” rates. A chart of the Vienna Metro matrices is reflected

in the affidavit of Charles Molster III, filed concurrently. The Vienna Metro matrices reflect the prevailing rates within the jurisdiction for non-EAJA attorneys' fees awards. These rates are from 2011, and hourly rates have risen since that time, so my enhanced rate is within the range of prevailing rates within the jurisdiction.

11. Attached as Exhibit A to this declaration is a true and correct copy of my curriculum vitae as of November 2021.

12. Attached as Exhibit B to this declaration are my time entries and corresponding tasks for my work on these cases from January 1, 2018, through July 31, 2022. This document was constructed based on contemporaneous records of my work in the above-captioned cases, including time-stamped email correspondence, filing records, a list of deposition dates and their lengths, and my colleagues' time entries. In reconstructing my time in this way, I exercised billing judgment. For example, when the precise amount of time spent on a particular task was not readily discernable based on available information, I made a conservative estimate. I am confident my time entries are an underestimate—and possibly a significant underestimate—of the hours I worked on these cases. Though the precise dates on which I engaged in certain activities may not be perfectly accurate, the vast majority of the dates are correct, and I undoubtedly spent *at least* the amount of time entered in this reconstructed time log working on the tasks identified.

13. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

August 5, 2022

By:



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SCOTT A. SCHOETTES

# Exhibit A

**SCOTT A. SCHOETTES**

4728 N. Malden Street, Unit 2 South • Chicago, IL 60640

773.474.9250 • schoettes@me.com

**PROFESSIONAL EXPERIENCE**

**Lambda Legal Defense & Education Fund**

*HIV Project Director*

12/10-11/21

Chicago, IL

*Counsel*

7/15-11/21

*Senior Attorney*

11/10-7/15

- Manage all HIV-related work of the organization. Duties include:
  - Select new impact litigation matters for departmental consideration and approval
  - Engage in all aspects of trial level and appellate litigation; draft and edit *amicus* briefs
  - Collaborate with colleague attorneys and *pro bono* counsel on HIV-related matters
  - Supervise one attorney and two paralegals (currently)
  - Advocate for policy change at the federal and state levels
  - Create public education materials
  - Present at conferences and meetings; speak at development events
  - Review and edit grant proposals and reports
- Significant accomplishments include:
  - Obtained preliminary injunction preventing the U.S. Air Force from discharging service members living with HIV, upheld in ground-breaking opinion of the Fourth Circuit (*Roe v. Dept. of Defense*, 947 F.3d 207 (4th Cir. 2020)). Litigation ongoing.
  - Member of legal team that secured preliminary injunction halting implementation of Trump executive order blocking federal contractors and grantees from engaging in race equity trainings involving discussion of structural racism, white supremacy, and implicit bias.
  - Conceived and secured funding for “Cut the Stigma” campaign in collaboration with the Black AIDS Institute, anchored by recurring events at historically black colleges and universities (HBCUs) featuring Lambda Legal client Nikko Briteramos and his experience of HIV discrimination and criminalization.
  - Co-authored U.S. Supreme Court *amicus* brief detailing effects upon communities of color of eliminating Affordable Care Act subsidies in states with federal exchanges (*King v. Burwell*)
  - Litigated first-of-its-kind, successful appeal of an HIV-based criminal conviction to a state supreme court (*Rhoades v. Iowa*); co-authored bill that changed the law at issue in this case
  - Secured access to health insurance for low-income people living with HIV in Louisiana, and across the country, during roll out of the ACA (*East v. BCBS of Louisiana et al.*)
  - Co-authored U.S. Supreme Court *amicus* brief describing new ability to fight the HIV/AIDS epidemic under the Affordable Care Act, arguing for its constitutionality (*NFIB v. Sebelius*)
  - Prevailed in appeal to U.S. Court of Appeals for the Eleventh Circuit on behalf of an HIV-positive man denied the opportunity to serve on Atlanta police force (*Roe v. City of Atlanta*)
  - Provided key assistance in securing decision from high court of NY holding a natural bodily fluid cannot be classified as a “dangerous instrument” under assault law (*People v. Plunkett*)
  - Authored and launched comprehensive “HIV Know-Your-Rights” hub for Lambda Legal website, and assisted in securing \$50,000 to promote this new resource
  - Secured \$650,000 grant from Gilead and \$200,000 grant from the Elton John AIDS Foundation to support the work of the HIV Project in 2019-20.

**Presidential Advisory Council on HIV/AIDS (PACHA)**

*Member/Co-Chair of the Disparities Committee*

09/14-06/17

Washington, DC

- Served as a special government employee on this 25-member body that advised the Obama Administration on HIV/AIDS-related policy and implementation of the National HIV/AIDS Strategy.



- Disparities Committee focuses on reducing HIV-related health disparities, which most disproportionately affect black gay and bisexual men, heterosexual women of color, transgender women, and low-income people across the South.
  - Led two-day Stigma Reduction Summit, bringing advocates, experts, federal partners and people living with HIV together to shape stigma reduction recommendations for PACHA.
  - Shepherded letter recommending implementation of standardized performance measures
  - Provided input on updated National HIV/AIDS Strategy (NHAS)
  - Shaped recommendations on safe and voluntary disclosure of HIV status mandated by NHAS
- Led six-person protest resignation due to President Trump's lack of attention to the issue of HIV and his attempts to repeal the Affordable Care Act, authoring an op-ed published in Newsweek that garnered worldwide coverage and required a response from the White House.
  - [Trump Doesn't Care About HIV. We're Outta Here](#) (*Newsweek*)
  - [Trump 'simply does not care' about HIV/AIDS, say 6 experts who just quit his advisory council](#) (*Washington Post*)
  - [Segment on "The Late Late Show with James Corden"](#) (CBS)

### **Lambda Legal Defense & Education Fund**

*HIV Project Staff Attorney*

10/07-12/10

Chicago, IL/New York, NY

- Performed full range of assignments for an attorney within the HIV Project (described above)
- Led or participated in successful litigation or advocacy involving:
  - Denial of medical care to incarcerated woman living with HIV in Wisconsin (*Rose v. Cahee*)
  - Eviction of HIV-positive senior from assisted living facility (*Franke v. Parkstone Living Ctr.*)
  - Lifting State Dept. ban on hiring people with HIV for U.S. Foreign Service (*Taylor v. Rice*)
  - Elimination of the U.S. policy barring entry of people living with HIV into the country

### **Latham & Watkins LLP**

*Associate (5th Year)*

11/03-10/07

Chicago, IL

- Engaged primarily in litigation-related activities:
  - Drafted and responded to written discovery
  - Defended and took depositions
  - Worked with expert witnesses to craft reports
  - Drafted dispositive motions
  - Supervised other attorneys and handled client relations
  - Argued in Circuit Courts of Illinois, U.S. District Courts, & Seventh Circuit Court of Appeals
  - Drafted petition for writ of certiorari to U.S. Supreme Court
  - *Pro bono* activities included immigration, political asylum, and LGBT civil rights matters

### **The Honorable J. Frederick Motz**

*Judicial Clerk*

09/02-09/03

Baltimore, MD

- Served as law clerk to former U.S. Attorney for Maryland, who serves as a judge in the U.S. District Court for the District of Maryland
  - Conducted research; drafted bench memoranda and opinions
  - Interacted with attorneys appearing before the court
  - Observed hearings and trials, both civil and criminal

### **Professional Actor and Director**

1989-1999

United States

- Performed in theatrical productions throughout U.S., successfully. A sampling of jobs:
  - National Tour of *West Side Story* (349 performances in 103 cities over one year period)
  - Directed new musicals for Lehman Engel Musical Theatre Workshop, guiding writers through re-writing process.
  - Background Choreographer for NewLine Cinema's *The Wedding Singer*, starring Adam Sandler.

## **HONORS**

ABA's Alexander D. Forger Award for Sustained Excellence in the Provision of HIV Legal Services and Advocacy, ABA's HIV/AIDS Impact Project, April 2020.

Positive Leadership Award, presented by AIDSWatch (sponsored by the Elizabeth Taylor AIDS Foundation in partnership with AIDS United, the Treatment Access Expansion Project and the US People Living With HIV Caucus) in 2015, in Washington, DC.

"POZ 100," selected by POZ magazine in November 2013, as one of the "unsung heroes" committed to ending the epidemic.

## **MEDIA APPEARANCES**

**Publications/websites:** Associated Press (AP), Reuters, CNN, ABC News, Fox News, MSNBC, NBC News, *Newsweek*, *Time*, *Chicago Tribune*, *The Independent*, *L.A. Times*, *The New York Times*, *Washington Post*, *USA Today*, *The Daily Mail* (UK), *Atlanta Journal-Constitution*, *Baltimore Sun*, *Bay Area Times*, *Boston Globe*, *Dallas Observer*, *The Hill*, *Mercury News*, *New Orleans Times-Picayune*, *New York Post*, *Philadelphia Inquirer*, *Star Tribune*, *St. Louis Dispatch*, *Tampa Bay Times*, *Washington Examiner*, *The Advocate*, *Gay Times* (UK), *LGBTQ Nation*, *Windy City Times*, *The Dallas Voice*, *Metro Weekly*, *Star Observer* (Aus.), *Washington Blade*, *Positively Aware*, *POZ* (magazine), *HIV Plus* (magazine), *A&U: America AIDS Magazine*, *Frontiers*, ABA Journal, Axios, Bloomberg (online), Bloomberg BusinessWeek, Business Insider, BuzzFeed News, The Body.com, The Daily Beast, Daily Kos, ET Online, Europe World News, Forbes, The Georgia Voice, HuffPost, Instinct, Law360, Logo, MetroWeekly, Mic.com, Moyers on Democracy, NerdWallet, Out.com, Pink News (UK), ProPublica, Q Voice News, Queerty, RH Reality Check, The Root, Rolling Stone, Salon, Slate, them.com, Towleroad, Truthout, The Verge, Vice, Voice of America, Wire.

Coverage of remarks at plenary session of Lavender Law 2013, "HIV/AIDS and the Gay Community: A (Belated) Report from Lavender Law" (Sept. 14, 2013), available at <http://www.towleroad.com/2013/09/lavlaw/>

Feature interview by POZ magazine: "Full Court Press on HIV Criminal Laws" (July 20, 2012), available at <https://www.poz.com/article/Schoettes-HIV-Plunkett-22698-2663>.

Work on Affordable Care Act amicus brief for U.S. Supreme Court featured in blog on Towleroad, "The Constitutionality of the Affordable Care Act, Gay Edition" (Mar. 28, 2012), available at <http://www.towleroad.com/2012/03/acagay/>.

### **TV/Radio (select):**

*Reset with Jenn White* (NPR-WBEZ), interview regarding military policies with respect to people living with HIV (Dec. 2019)

Mic: "HIV-Positive Soldiers Under the Trump Administration" (May 2019), available at <https://www.youtube.com/watch?v=nI6v7WEXDJ0>

*VICE News Tonight* (HBO): "AIDS Activists Feel Abandoned by Trump" (Sept. 2017), available at [https://video.vice.com/en\\_nz/video/hivaids-activists-feel-abandoned-by-the-trump-administration/5A203E2E177DD4071F44791E](https://video.vice.com/en_nz/video/hivaids-activists-feel-abandoned-by-the-trump-administration/5A203E2E177DD4071F44791E)

*Here and Now* (NPR), "Former Member of Trump's HIV/AIDS Advisory Council on Why He Resigned" (June 2017), available at <https://www.wbur.org/hereandnow/2017/06/19/trump-hiv-aids-council>

*PBS NewsHour*, interview regarding protest resignation from PACHA (June 2017), available at <https://www.facebook.com/newshour/videos/10155504912733675/>

## **MEDIA APPEARANCES (cont'd)**

### **TV/Radio (select) (cont'd)**

*Democracy Now!* (PBS), Advisers Resign En Masse from Trump's HIV/AIDS Council: Trump 'Simply Does Not Care' About HIV" (June 2017), available at [https://www.democracynow.org/2017/6/19/advocates\\_resign\\_en\\_masse\\_from\\_trumps](https://www.democracynow.org/2017/6/19/advocates_resign_en_masse_from_trumps)

*Sanjay Gupta: MD* (CNN), "When Consensual Sex Is a Crime" (Dec. 2012), available at <https://www.cnn.com/videos/health/2012/12/04/sgmd-gupta-sex-hiv-crime.cnn>

## **PUBLICATIONS**

### **Essays and Book Chapters**

*AIDS and the Law* (2018-2020) Co-authored update to chapter on prisons and jails each year, specially updated in 2020 to include discussion of COVID-19.

*Love Unites Us* (2016) Authored essay on future of advocacy on behalf of people living with HIV in book detailing the battle for marriage equality.

*ABA HIV/AIDS Bench Book* (2014) Authored chapter on federal and state antidiscrimination protections and reviewed/edited chapter on HIV criminalization.

### **Articles and Blog Posts (Select)**

"Positively Aware" bi-monthly column on HIV-related legal and policy issues

<https://www.positivelyaware.com/articles/poz-advocate-covid-preparedness-people-living-hiv>; <https://www.positivelyaware.com/articles/poz-advocate>; <https://www.positivelyaware.com/articles/poz-advocate-it's-new-day-people-living-hiv-america>

*The Supreme Court Hears a Case About Obamacare...Again*, Lambda Legal (blog), Nov. 11, 2020, available at [https://www.lambdalegal.org/blog/20201111\\_scotus-affordable-care-act](https://www.lambdalegal.org/blog/20201111_scotus-affordable-care-act)

*Justice Ginsburg's Legacy and The Rights of People Living With HIV*, Lambda Legal (blog), Sept. 30, 2020, [https://www.lambdalegal.org/blog/20200930\\_ginsburg-legacy-hiv](https://www.lambdalegal.org/blog/20200930_ginsburg-legacy-hiv)

*The Current Pandemic Underscores That We Still Haven't Resolved the Last One*, Lambda Legal (blog), Mar. 27, 2020, available at [https://www.lambdalegal.org/blog/20200327\\_coronavirus-pandemic-hiv](https://www.lambdalegal.org/blog/20200327_coronavirus-pandemic-hiv)

*Trump Doesn't Care About HIV. We're Outta Here*, Newsweek, June 16, 2017, <https://www.newsweek.com/trump-doesnt-care-about-hiv-were-outta-here-626285>

*SB 239: A Long-Overdue Update of CA's Discriminatory HIV Criminalization Laws*, Lambda Legal (blog), May 15, 2017, available [https://www.lambdalegal.org/blog/20170515\\_updating-hiv-criminal-laws-will-improve-public-health](https://www.lambdalegal.org/blog/20170515_updating-hiv-criminal-laws-will-improve-public-health)

*Still Protesting: Honoring Larry Kramer's Legacy*, May 1, 2017, available at [https://www.lambdalegal.org/blog/20170501\\_still-protesting-honoring-larry-kramer](https://www.lambdalegal.org/blog/20170501_still-protesting-honoring-larry-kramer)

*Toward a Fairer, More Sensible Blood Donation Policy*, Lambda Legal (blog), Dec. 1, 2016, available at [https://www.lambdalegal.org/blog/20161201\\_blood-donation](https://www.lambdalegal.org/blog/20161201_blood-donation)

*The FDA (Finally) Opens the Door to a More Enlightened Blood Donation Policy*, Lambda Legal (blog), Aug. 2, 2016, available at [http://www.lambdalegal.org/blog/20160802\\_fda-finally-opens-door-blood-donation-policy](http://www.lambdalegal.org/blog/20160802_fda-finally-opens-door-blood-donation-policy)

*Health Equity "Next" for Lambda Legal's HIV Project*, Lambda Legal (blog), Dec. 10, 2015, available at [http://www.lambdalegal.org/blog/20151210\\_eoy-hiv](http://www.lambdalegal.org/blog/20151210_eoy-hiv)

*Things You Should Know Before Discussing Charlie Sheen's HIV Status* (blog), Nov. 17, 2015, available at [http://www.lambdalegal.org/blog/20151117\\_charlie-sheen-hiv](http://www.lambdalegal.org/blog/20151117_charlie-sheen-hiv)

## **PUBLICATIONS (cont'd)**

### **Articles and Blog Posts (Select) (cont'd)**

*A Win-Win Policy That Puts Blood Supply Safety First*, The Daily Journal (a California legal publication) Dec. 15, 2014

*HIV Criminalization Is Bad Public Policy*, The Daily Journal (a California legal publication), Jan. 10, 2014

*Vote As If Your Life Depends On It . . . or At Least As If Mine Does*, Huffington Post (blog), Nov. 2, 2012, available at <http://www.huffingtonpost.com/scott-schoettes/>

*Criminalizing HIV Does Not Make Us Safer*, Huffington Post (blog) (with Christopher Clark), June 18, 2012, available at [http://www.huffingtonpost.com/scott-schoettes/criminalizing-hiv-does-no\\_b\\_1601616.html](http://www.huffingtonpost.com/scott-schoettes/criminalizing-hiv-does-no_b_1601616.html)

*Turning the Tide Together on HIV/AIDS*, Lambda Legal (blog), July 23, 2012, available at <http://www.lambdalegal.org/blog/turning-the-tide-together-on-hiv-aids>

*The Affordable Care Act: Our Second Most Important Tool for Combating HIV and Ending AIDS*, Lambda Legal (blog), Mar. 26, 2012, available at <http://www.lambdalegal.org/blog/affordable-care-act-and-combating-hiv-ending-aids>

## **SPEAKING ENGAGEMENTS/PRESENTATIONS**

**Cut the Stigma Campaign**, Black AIDS Institute and Lambda Legal, recurring events at historically Black colleges and universities (HBCUs) featuring Lambda Legal client Nikko Briteramos and his experience of HIV criminalization (conceived and funded)

**American Bar Association (ABA) HIV Impact Project** (formerly AIDS Coordinating Committee) (Dec. 2020), “Celebrating World AIDS Day: A Roundtable Discussion of Current and Emerging Legal and Policy Issues” (panelist)

**Hepatitis Virtual Collaborative**, The AIDS Institute and National Alliance of State and Territorial AIDS Directors (NASTAD) (October 2020), “Eliminating Discriminatory Military Policy Through Impact Litigation and Congressional Advocacy” (panelist)

**GLMA: LGBTQ Healthcare Professionals Advancing Justice Annual Conference** (September 2020), “The Blood Donation Ban: Discrimination Is Only Part of the Story” (panelist)

**Philadelphia FIGHT Community Health Centers Annual Conference** (June 2020), “Restrictions Without a Cause” (presenter)

**American Bar Association (ABA) HIV Impact Project** (formerly AIDS Coordinating Committee) (Mar. 2020), “Moving the Military’s HIV Policies Out of the 1990’s” (presenter)

**Biomedical HIV Prevention Summit**, National Minority AIDS Council (NMAC) (Dec. 2019), “HIV and Criminalization” (plenary panelist)

**Pritzker Military Museum & Library World AIDS Day Event**, hosted by U.S. Representative Mike Quigley (Dec. 2019), “Trans/HIV+ Military Ban Panel” (panelist)

**American Medical Association Mid-Year Conference** (Nov. 2019), “HIV Criminalization Reform: The Road to Justice” (keynote presenter to LGBTQ section)

**Lavender Law 2019** (annual conference of the National LGBT Bar Association) (August 2019)

“What Do You Mean My HIV Prevents Me From Serving My Country?” (panelist)

“Moving the Legislative Ball on HIV Criminalization Reform at the State Level” (panelist)

**State Bar of Texas—LGBT Section Conference** (December 2018), “The Criminalization of HIV (and the Road to Reform)” (sole presenter)

**SPEAKING ENGAGEMENTS/PRESENTATIONS (*cont'd.*)**

**Transforming Care Conference for LGBTQ Health Equity** (October 2018), “Trumping Apathy with Truth and Fierce Resistance” (keynote/plenary speaker)

**Transforming Care Conference for LGBTQ Health Equity** (October 2018), “Principles Into Action: Transforming the Landscape of HIV Criminalization” (workshop presenter)

**GLMA: LGBTQ Healthcare Professionals Advancing Justice Annual Conference** (October 2018), “Legal Obstacles to PrEP” (panelist)

**Lavender Law 2018** (annual conference of the National LGBT Bar Association) (August 2018), “U=U and Treatment as Prevention” (panelist)

**2018 Illinois Reentry Conference**, Public Health Institute of Metropolitan Chicago and Illinois Department of Public Health (July 2018), “Over-Policing of Black, Brown, and Queer Bodies Through HIV Criminalization” (plenary)

**2018 Illinois Reentry Conference**, Public Health Institute of Metropolitan Chicago and Illinois Department of Public Health (July 2018), “HIV Criminalization Reform: The Road to Justice” (workshop panelist)

**American Bar Association (ABA) AIDS Coordinating Cmte. HIV Law & Practice Conf.** (Feb. 2018)

“HIV Criminalization Current Approaches: California” (plenary presenter)

“Legal Issues Raised by HIV Treatment as Prevention” (workshop panelist)

“The Affordable Care Act” (plenary presenter)

**Lavender Law 2017** (annual conference of the National LGBT Bar Association) (August 2017), “Federal HIV Policy Under the Trump Administration”

**GLMA: Healthcare Professionals Advancing LGBT Equality** (Sept. 2016), “The (De Facto) Blood Donation Ban for Gay and Bisexual Men: Working Together to End a Discriminatory Policy” (sole presenter)

**State Bar of Texas Annual Conference (June 2016)**, “HIV and the Law: Trending Issues” (sole presenter)

**American Bar Association (ABA) AIDS Coordinating Committee, HIV Law & Practice Conference** (Feb. 2016), “HIV Criminalization” (panelist)

**Creating Change** (Jan. 2016): “Another Closet: Confronting HIV Stigma & Disclosure Dilemmas” (co-facilitator)

**Marion Miner Cook Athenaeum Lecture Series at Claremont McKenna College** (Nov. 2015), “When Will We Have a Cure for AIDS? (We Already Have It!)” (featured speaker) available at <https://www1.claremontmckenna.edu/mmca/athvideos.php?vid=148513029>

**Damien Center** (Indiana HIV/AIDS Service Organization) (Dec. 2015), “When Sex Is a Crime and *Spit* Is a Dangerous Weapon: How HIV Criminalization Fuels Stigma and Discrimination” (featured co-speaker)

**CDC National HIV Prevention Conference** (Dec. 2015), “Tackling HIV Criminalization: Public Health Advocates Working Together to Reduce Stigma and Discrimination” (panelist)

**Association of Nurses in AIDS Care (ANAC) Annual Meeting** (Oct. 2015), “Reflections on the National HIV AIDS Strategy: Conversations with the Presidential Advisory Council on HIV/AIDS (PACHA)” (panelist)

**Black Lives Matter, “I Shocked the Sheriff”** (counter conference to meeting of International Association of Chiefs of Police (IACP) in Chicago) (Oct. 2015), “What’s the Tea: HIV Criminalization Laws, Race and Criminal Justice.” (featured panelist)



**SPEAKING ENGAGEMENTS/PRESENTATIONS (*cont'd.*)**

**“Blood Mirror,”** a panel on the gay blood donation ban in conjunction with an exhibition at the American University Museum at the Katzen Arts Center (Oct. 2015) (panelist)

**Positive Living Conference,** Network Empowerment Pre-Conference (Sept. 2015), “What’s So Bad About These Laws? An Overview of State Statutes” (sole presenter)

**U.S. Conference on AIDS** (conference of the National Minority AIDS Council) (Sept. 2015), session featuring interactive discussion with PACHA members, presented on recent work of Disparities Committee (panelist)

**National AIDS Housing Coalition Bi-Annual Conference** (Sept. 2015), PACHA Town Hall (panelist presenting as co-chair of PACHA’s Disparities Committee)

**Lavender Law 2015** (annual conference of the National LGBT Bar Association) (Aug. 2015)

“The Affordable Care Act and HIV: How Ensuring Access to Nondiscriminatory Care, Treatment, and Prevention (Including PrEP) Could Pave the Way to an AIDS-Free Generation” (panelist)

“Don’t I Have a RIGHT to Know? Examining the Criminal Law as a Means of Preventing HIV Transmission” (lead panelist)

“LGBTQ Privacy” (panelist)

**Equality Federation Summer Meeting** (July 2015), “HIV in the State House: The Legislative Work That Will Help End AIDS” (lead panelist)

**Democratic Attorneys General Association (DAGA) Spring Policy Conference** (May 2015), “How AGs Can Help Modernize State HIV Criminalization Laws” (featured co-speaker)

**University of Chicago Law School, LGBT and the Law Week** (April 2015), “Access to HIV-Related Care: The Beginning of the End of AIDS” (featured speaker)

**Lambda Legal,** teleconference for major donors and other supporters after oral arguments in *King v. Burwell* (March 2015) (co-speaker)

**Northwestern Medical School,** class for second year medical students on LGBT issues in the practice of medicine (Jan. 2015) (panelist)

**AIDS Drug Assistance Program (ADAP) Advocacy Association webinar** (Dec. 2014), “Affordable Care Act: Update on Discriminatory Marketplace Exchange Practices” (featured presenter)

**Health Foundation of Greater Indianapolis,** sponsored event at Marion County Public Health Dept. (Nov. 2014), “HIV Law and Policy: Opportunities and Challenges in a Shifting Landscape” (featured speaker)

**ViiV Healthcare’s 16th Annual Community Summit** (Oct. 2014), “Access to Care, Free from Stigma and Discrimination” (featured speaker)

**Northwestern University Law School** (Oct. 2014), “When Sex Is a Crime and Spit Is a Dangerous Weapon How HIV Criminalization Fuels Stigma and Discrimination” (featured speaker)

**U.S. Conference on AIDS** (conference of the National Minority AIDS Council) (Sept.-Oct. 2014)

“Preventing Old Tricks in the New World: *East v. Blue Cross Blue Shield of Louisiana*” (presenter)

“HIV Is Not a Crime: The Latest Facts on HIV Criminalization and What They Mean to You” (presenter)

**Lavender Law 2014** (annual conference of the National LGBT Bar Association) (Aug. 2014), “Vindicating the Rights of People Living with HIV: Lessons from Litigation” (panelist)



### **SPEAKING ENGAGEMENTS/PRESENTATIONS (*cont'd.*)**

**HIV Is Not a Crime: The Grinnell Gathering** (June 2014), “Developing Talking Points Against HIV Criminalization” (presenter)

**American Bar Association (ABA) AIDS Coordinating Committee, HIV Law & Practice Conference** (Mar. 2014), “HIV Litigation—Updates and Trends” (panelist)

**Minnesota LGBT Bar Association** (Jan. 2014), “Reuniting Our Community to Fight AIDS: Why Lawyers Must Help Lead the Way” (keynote speaker)

**LGBT Litigators Roundtable** (Nov. 2013), “An Afternoon (Living) with HIV” (organizer and master of ceremonies/moderator/presenter for full afternoon of Litigators Roundtable devoted to HIV)

**U.S. Conference on AIDS** (conference of the National Minority AIDS Council) (Sept. 2013), “15 Ways HIV Criminalization Laws Harm Us All” (presenter)

**Lavender Law 2013** (annual conference of the National LGBT Bar Association) (Aug. 2013), “25 Years of Lavender Law” (plenary speaker)

**University of Mississippi School of Law, Third Annual LGBT Law Symposium** (Mar. 2013), “Rooting Out Misconceptions, Legal Barriers, and Entrenched Forms of Discrimination Against People Living with HIV” (panelist)

**U.S. Conference on AIDS (Sept. 2012)**, “Disclosing Your HIV Status: Legal Obligations, Rights, Protections and Limitations” (lead presenter)

**Presidential Advisory Council on HIV/AIDS, 48th Meeting** (October 2012), “HIV Disclosure Workgroup,” presenting results of HIV Disclosure Summit (co-presenter)

**Chicago Bar Association** (Oct. 2011), “When Sex Is a Crime and *Spit* Is a Dangerous Weapon: How HIV Criminalization Fuels Stigma and Discrimination” (featured speaker)

**UN AIDS, Global Commission on HIV and the Law, High Income Countries Dialogue** (Sept. 2011), presented untitled written comments (participant)

**“The Graying of HIV,”** an institute at Johns Hopkins University sponsored by the AIDS Education and Training Center of Baltimore (Mar. 2011), “Home, (Not So) Sweet Home: HIV Discrimination in Long-Term Care Facilities,” (featured speaker)

**Lavender Law 2010** (annual conference of the National LGBT Bar Association) (Aug. 2010), “HIV/AIDS in the U.S. in 2010: Forming New National Policies, Scaling Up Prevention Efforts, and Fighting Criminal Prosecutions”

**Arkansas Ninth Annual Fair Housing Conference** (Apr. 2010), “Home, (Not So) Sweet Home: HIV Discrimination in Long-Term Care Facilities,” (featured speaker)

**American Bar Association (ABA) AIDS Coordinating Committee, HIV Law & Practice Conference** (Mar. 2008), “*Taylor v. Rice*: Framing the Issues to Affect the Outcome” (presenter)

**National Black HIV/AIDS Awareness Day**, event at Morris Brown College in Atlanta (Feb. 2008), “HIV/AIDS in the Black Community: Testing, Stigma and Discrimination” (presenter)

### **TEACHING**

**Northwestern University/AIDS Foundation of Chicago Public Health Boot Camp** (annually 2015-present), guest lecturer on HIV/AIDS and the law.

**New York University School of Law**, guest lecturer for seminar on LGBTQ Rights Externship Seminar (Feb. 2021) (taught by Hayley Gorenberg, the Marc and Julie Platt LGBTQ Rights Externship Instructor)

**University of Pennsylvania, Carey School of Law**, guest lecturer on HIV criminalization for seminar on Law and Sexuality (taught by Tobias Barrington Wolff, the Jefferson Barnes Fordham Professor of Law)

## **BOARD MEMBERSHIP**

Vice President, Chicago Center for Spiritual Living (dba Bodhi Spiritual Center) (2015-2018), a transdenominational spiritual community with an annual budget of over \$600,000. Co-chair for committed giving campaign, which is main source of funding.

## **EDUCATION**

### **GEORGETOWN UNIVERSITY LAW CENTER**

*Washington, DC*

Juris Doctor, May 2002

*GPA:* 3.68 *magna cum laude* (Order of the Coif)

*Law Review:* Georgetown Law Journal

*Honors:* Dean's List, Reynolds Scholarship, Bernstein Scholarship

### **UNIVERSITY OF SOUTHERN CALIFORNIA**

*Los Angeles, CA*

Bachelor of Fine Arts - Acting, May 1989

*GPA:* 3.74 *magna cum laude*

*Honors:* Trustee Scholar (full academic scholarship)

# Exhibit B

| Date         | Name            | Hours      | Amount            | Description                                                                                                                                                                                                                             |
|--------------|-----------------|------------|-------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 11/02/17     | Scott Schoettes | 0.4        | \$625.00          | Prep for and call with P. Perkowski re potential case(s) to challenge HIV service restrictions                                                                                                                                          |
| 11/17/17     | Scott Schoettes | 1.3        | \$625.00          | Call with P. Perkowski (OutServe) and Winston attorneys re coordinating litigation efforts on behalf of service members with HIV                                                                                                        |
| <b>TOTAL</b> |                 | <b>1.7</b> | <b>\$1,062.50</b> |                                                                                                                                                                                                                                         |
| 01/04/18     | Scott Schoettes | 1.7        | \$625.00          | Conduct in-depth interview with N. Harrison                                                                                                                                                                                             |
| 01/08/18     | Scott Schoettes | 0.7        | \$625.00          | Call with P. Perkowski re coordination of cases/combining teams                                                                                                                                                                         |
| 01/19/18     | Scott Schoettes | 1.2        | \$625.00          | Draft retainer agreement for N. Harrison and send to C. Taylor for review                                                                                                                                                               |
| 01/23/18     | Scott Schoettes | 0.9        | \$625.00          | Respond to P. Perkowski email re combining teams; revise retainer agreement and send to N. Harrison for review                                                                                                                          |
| 01/25/18     | Scott Schoettes | 0.9        | \$625.00          | Emails with P. Perkowski and Winston team to coordinate meeting; discuss retainer agreement with N. Harrison                                                                                                                            |
| 01/30/18     | Scott Schoettes | 0.2        | \$625.00          | Obtain N. Harrison's confirmation [Redacted]                                                                                                                                                                                            |
| 02/22/18     | Scott Schoettes | 0.4        | \$625.00          | Check in with N. Harrison to provide status update                                                                                                                                                                                      |
| 03/01/18     | Scott Schoettes | 1.3        | \$625.00          | Prep for and participate in teleconference re strategy and initial assignments                                                                                                                                                          |
| 03/21/18     | Scott Schoettes | 0.7        | \$625.00          | Meeting to introduce N. Harrison to Winston team and P. Perkowski                                                                                                                                                                       |
| 03/23/18     | Scott Schoettes | 1.6        | \$625.00          | Review initial draft of complaint for companion case, as guidance for claims that could be presented in Harrison.                                                                                                                       |
| 03/26/18     | Scott Schoettes | 1.5        | \$625.00          | Research relevant DOD Instructions and Army Regulations                                                                                                                                                                                 |
| 03/27/18     | Scott Schoettes | 0.8        | \$625.00          | Assign A. Pinggera to provide memo on potential equal protection claims; have conversation with C. Taylor re same                                                                                                                       |
| 04/02/18     | Scott Schoettes | 0.3        | \$625.00          | Update N. Harrison [Redacted]                                                                                                                                                                                                           |
| 04/03/18     | Scott Schoettes | 0.6        | \$625.00          | At S. McGowan's request, speak with her and S. Bagenstos to obtain his buy-in to seek heightened scrutiny and to disconnect, for constitutional purposes, PLWH from people with disabilities in general                                 |
| 04/05/18     | Scott Schoettes | 3.1        | \$625.00          | Research other potential claims under APA                                                                                                                                                                                               |
| 04/11/18     | Scott Schoettes | 2.4        | \$625.00          | Review memo on equal protection claims in the military context; provide feedback and assign additional research on subject                                                                                                              |
| 04/13/18     | Scott Schoettes | 2.2        | \$625.00          | Conduct further research on equal protection and attempt to distill essence of the argument in writing                                                                                                                                  |
| 05/02/18     | Scott Schoettes | 1.3        | \$625.00          | Consult with potential expert re factual allegations regarding PLWH, care in a deployed setting, and risk of transmission on the battlefield                                                                                            |
| 05/03/18     | Scott Schoettes | 2.0        | \$625.00          | Conduct independent research re risks of transmission                                                                                                                                                                                   |
| 05/07/18     | Scott Schoettes | 1.2        | \$625.00          | Consult with second potential expert re factual allegations regarding PLWH, care in a deployed setting, and risk of transmission on the battlefield                                                                                     |
| 05/08/18     | Scott Schoettes | 1.2        | \$625.00          | Team call re strategy and filing of complaint                                                                                                                                                                                           |
| 05/09/18     | Scott Schoettes | 3.8        | \$625.00          | Draft factual allegations re progression of medical care for people living with HIV and heightened scrutiny factors; speak with P. Perkowski re draft complaint                                                                         |
| 05/10/18     | Scott Schoettes | 3.5        | \$625.00          | Draft factual allegations re N. Harrison and relevant regulations, policies, and practices; share draft complaint with Winston.                                                                                                         |
| 05/14/18     | Scott Schoettes | 2.5        | \$625.00          | Revise factual allegations; discuss framing of equal protection claim with C. Taylor; check in with K. Upton re same CF reviewing draft complaint.                                                                                      |
| 05/15/18     | Scott Schoettes | 5.3        | \$625.00          | Further discuss framing of equal protection claim with C. Taylor; correspond with C. Frelinghuysen re medical waiver and exhaustion of remedies; draft/revise equal protection claim; send first draft of complaint to team for review. |



|          |                 |     |          |                                                                                                                                                                                                                                                            |
|----------|-----------------|-----|----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 05/16/18 | Scott Schoettes | 1.1 | \$625.00 | Team call re strategy and drafting of complaint.                                                                                                                                                                                                           |
| 05/20/18 | Scott Schoettes |     | \$625.00 | Emails with P. Perkowski to discuss complaint                                                                                                                                                                                                              |
| 05/21/18 | Scott Schoettes | 2.3 | \$625.00 | Call with team to discuss status of complaint and plans for filing; incorporate feedback from Winston attorneys; discuss adding OutServe as plaintiff; send complaint with transmittal email to C. Taylor for review                                       |
| 05/22/18 | Scott Schoettes | 1.6 | \$625.00 | Redacted; revise factual allegations; emails with team.                                                                                                                                                                                                    |
| 05/23/18 | Scott Schoettes | 1.8 | \$625.00 | Incorporate input from C. Taylor and send to team for approval; emails re OutServe as plaintiff                                                                                                                                                            |
| 05/25/18 | Scott Schoettes | 3.2 | \$625.00 | Revise complaint per team input; review and revise factual allegations re OutServe as plaintiff; make other minor revisions; send with transmittal email to S. McGowan for review; call with team; correspond with A. Sommer re mootness and other issues. |
| 05/27/18 | Scott Schoettes | 2.5 | \$625.00 | Incorporate input on complaint from S. McGowan and make other revisions                                                                                                                                                                                    |
| 05/28/18 | Scott Schoettes |     | \$625.00 | Incorporate input from all team members and make additional revisions.                                                                                                                                                                                     |
| 05/29/18 | Scott Schoettes | 3.2 | \$625.00 | Call with team re filing and media strategy; reviewing and incorporating additional changes from A. Sommer and C. Frelinghuysen.                                                                                                                           |
| 05/30/18 | Scott Schoettes | 2.9 | \$625.00 | Additional revisions traded back and forth with Winston team; final proofing of complaint.                                                                                                                                                                 |
| 06/01/18 | Scott Schoettes | 1.0 | \$625.00 | Call with team to discuss plans for a preliminary injunction motion                                                                                                                                                                                        |
| 06/04/18 | Scott Schoettes | 0.6 | \$625.00 | Email with P. Perkowski regarding potential experts.                                                                                                                                                                                                       |
| 06/05/18 | Scott Schoettes | 1.4 | \$625.00 | Call re adding Air Force plaintiffs; learn of and review "Deploy or Get Out" memo from Undersecretary Wilke; discuss its potential application to Harrison and possible need for injunctive relief.                                                        |
| 06/06/18 | Scott Schoettes | 0.3 | \$625.00 | Email with P. Perkowski and team re potential new plaintiff.                                                                                                                                                                                               |
| 06/08/18 | Scott Schoettes | 0.5 | \$625.00 | Team call re strategy and drafting of motion for PI.                                                                                                                                                                                                       |
| 06/15/18 | Scott Schoettes | 0.8 | \$625.00 | Call with teams on both cases re strategy moving forward; plans for PI.                                                                                                                                                                                    |
| 06/25/18 | Scott Schoettes | 3.8 | \$625.00 | Begin drafting sections of PI motion related to HIV background; interview C. Del Rio regarding subjects to be covered in his declaration.                                                                                                                  |
| 06/26/18 | Scott Schoettes | 2.4 | \$625.00 | Review and comment on Del Rio affidavit and send for his review                                                                                                                                                                                            |
| 06/27/18 | Scott Schoettes | 4.7 | \$625.00 | Draft/revise memo ISO PI on HIV background and equal protection; incorporate Del Rio's changes to his affidavit; review and revise Hendrix declaration.                                                                                                    |
| 06/28/18 | Scott Schoettes | 2.4 | \$625.00 | Draft section on Nick's personal experience for P.I.; continue work on other sections.                                                                                                                                                                     |
| 06/29/18 | Scott Schoettes | 2.2 | \$625.00 | Complete first draft of my sections of brief; send to team for review.                                                                                                                                                                                     |
| 07/02/18 | Scott Schoettes | 0.3 | \$625.00 | Brief team call.                                                                                                                                                                                                                                           |
| 07/03/18 | Scott Schoettes | 0.4 | \$625.00 | Review and respond to emails from C. Frelinghuysen re memo in support of PI.                                                                                                                                                                               |
| 07/05/18 | Scott Schoettes | 2.3 | \$625.00 | Have conversation with Dr. Hendrix and co-counsel; revise Hendrix' affidavit and send to him and team for review.                                                                                                                                          |
| 07/06/18 | Scott Schoettes | 2.3 | \$625.00 | Review and revise sections of PI drafted by Winston.                                                                                                                                                                                                       |
| 07/09/18 | Scott Schoettes | 2.3 | \$625.00 | Communicate with team re status of preliminary injunction; revise brief.                                                                                                                                                                                   |
| 07/10/18 | Scott Schoettes | 1.3 | \$625.00 | Make additional revisions to brief and send to Winston/Perkowski for review.                                                                                                                                                                               |
| 07/11/18 | Scott Schoettes | 0.5 | \$625.00 | Call with team re briefing strategy.                                                                                                                                                                                                                       |
| 07/12/18 | Scott Schoettes | 2.2 | \$625.00 | Incorporate feedback from Winston and Perkowski; make other revisions to brief; send to C. Taylor (Director of Constitutional Litigation) for review;                                                                                                      |

|          |                 |     |          |                                                                                                                                                                                                                                          |
|----------|-----------------|-----|----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 07/13/18 | Scott Schoettes | 1.3 | \$625.00 | Incorporate Del Rio's changes to affidavit and send to Winston/Perkowski for review                                                                                                                                                      |
| 07/14/18 | Scott Schoettes | 0.4 | \$625.00 | Confer with C. Frelinghuysen re memo in support of PI                                                                                                                                                                                    |
| 07/16/18 | Scott Schoettes | 4.0 | \$625.00 | Incorporate feedback from C. Taylor for team review; further revise brief; send brief to Winston/P. Perkowski for further review; send brief to S. McGowan (Legal Director) for simultaneous review; continue work on expert affidavits. |
| 07/17/18 | Scott Schoettes | 4.3 | \$625.00 | Incorporate feedback from S. McGowan; incorporate feedback from Winston; make other revisions in line with feedback; continue work on expert affidavits; review and edit Harrison affidavit.                                             |
| 07/18/18 | Scott Schoettes | 2.2 | \$625.00 | Finalize contents of brief and send to paralegals for assist in finding citations; obtain final sign off and signature from Dr. Hendrix; obtain final sign off and signature from Dr. Del Rio.                                           |
| 07/19/18 | Scott Schoettes | 0.6 | \$625.00 | Assist with final proofing; motion for preliminary injunction filed.                                                                                                                                                                     |
| 08/01/18 | Scott Schoettes | 1.1 | \$625.00 | Review newly-issued DODI 1332.45 to determine its potential effect on our clients; team call to consider ways to secure clarification of applicability to servicemembers with HIV and other case-related matters.                        |
| 08/02/18 | Scott Schoettes | 0.7 | \$625.00 | Review and comment on opposition to motion to consolidate motions for briefing.                                                                                                                                                          |
| 08/15/18 | Scott Schoettes | 0.5 | \$625.00 | Team call re status of case                                                                                                                                                                                                              |
| 08/17/18 | Scott Schoettes | 1.8 | \$625.00 | Read/digest government's motion to dismiss and opposition to preliminary injunction; discuss same with team.                                                                                                                             |
| 08/20/18 | Scott Schoettes | 3.2 | \$625.00 | Conduct research for opposition to MTD and reply for motion for P.I.; begin drafting responsive arguments on equal protection                                                                                                            |
| 08/21/18 | Scott Schoettes | 1.3 | \$625.00 | Finish drafting responsive arguments on equal protection.                                                                                                                                                                                |
| 08/22/18 | Scott Schoettes | 1.5 | \$625.00 | Team call and communications via email re Government's briefs and evidence in support, discussion of responsive arguments; incorporate P. Perkowski's changes to my sections of brief.                                                   |
| 08/27/18 | Scott Schoettes | 3.8 | \$625.00 | Review/revise arguments drafted by Winston on P.I. factors; send to Winston/P. Perkowski for further review; incorporate team feedback, make additional changes, and send to C. Taylor for review.                                       |
| 08/28/18 | Scott Schoettes | 2.4 | \$625.00 | Further revise brief; Incorporate feedback from C. Taylor and send to D. Flynn (Litigation Director) for review; send back to Winston and P. Perkowski for review;                                                                       |
| 08/29/18 | Scott Schoettes | 2.3 | \$625.00 | Incorporate feedback from D. Flynn; incorporate Winston's changes; further revise brief; send to Winston attorneys for final review                                                                                                      |
| 08/30/18 | Scott Schoettes | 2.5 | \$625.00 | Incorporate A. Sommer's final changes; finalize brief and send to paralegals for preparation for filing; assist with proof-reading.                                                                                                      |
| 09/03/18 | Scott Schoettes |     | \$625.00 | Email team re preliminary injunction and motion to dismiss                                                                                                                                                                               |
| 09/04/18 | Scott Schoettes | 1.4 | \$625.00 | Team call and correspondence with A. Sommer regarding strategy for oral argument                                                                                                                                                         |
| 09/05/18 | Scott Schoettes | 0.4 | \$625.00 | Team call                                                                                                                                                                                                                                |
| 09/06/18 | Scott Schoettes | 2.5 | \$625.00 | Review memo on organizational standing; review case law for oral argument.                                                                                                                                                               |
| 09/07/18 | Scott Schoettes | 3.2 | \$625.00 | Prepare for oral argument                                                                                                                                                                                                                |
| 09/10/18 | Scott Schoettes | 2.5 | \$625.00 | Team call to discuss potential request for continuance or motion to file sur-reply; prepare for oral argument.                                                                                                                           |
| 09/11/18 | Scott Schoettes | 2.6 | \$625.00 | Review and comment on draft motion for leave to file a sur-reply; prepare for and participate in first moot for oral argument on motion for preliminary injunction and motion to dismiss.                                                |
| 09/12/18 | Scott Schoettes | 6.3 | \$625.00 | Fly to DC for oral argument; prepare for oral argument.                                                                                                                                                                                  |
| 09/13/18 | Scott Schoettes | 6.2 | \$625.00 | Prepare for and participate in second moot for oral argument; confer with P. Perkowski re oral argument; prepare for oral argument                                                                                                       |



|          |                 |     |          |                                                                                                                                                                                                                            |
|----------|-----------------|-----|----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 09/14/18 | Scott Schoettes | 2.4 | \$625.00 | Prepare for and argue motion for PI and MTD; engage with media at courthouse; follow-up with team and client.                                                                                                              |
| 09/19/18 | Scott Schoettes | 0.3 | \$625.00 | Call with team to discuss denial of PI and moving into discovery.                                                                                                                                                          |
| 10/03/18 | Scott Schoettes | 0.3 | \$625.00 | Call re discovery strategy in Harrison                                                                                                                                                                                     |
| 10/10/18 | Scott Schoettes | 0.5 | \$625.00 | Confer with D. Sommer and team regarding Rule 26 conference.                                                                                                                                                               |
| 10/19/18 | Scott Schoettes | 0.3 | \$625.00 | Discuss and approve proposed discovery plan.                                                                                                                                                                               |
| 10/24/18 | Scott Schoettes | 0.4 | \$625.00 | Team call re RFP'S and RFA's and protective order.                                                                                                                                                                         |
| 10/31/18 | Scott Schoettes | 2.3 | \$625.00 | Team call re discovery and case status; review and revise RFP's and RFA's                                                                                                                                                  |
| 11/01/18 | Scott Schoettes | 1.2 | \$625.00 | Review and revise draft PO and motion for PO                                                                                                                                                                               |
| 11/09/18 | Scott Schoettes | 2.4 | \$625.00 | Review and revise draft interrogatories.                                                                                                                                                                                   |
| 11/14/18 | Scott Schoettes | 0.5 | \$625.00 | Team planning call interrogatories, RFA's and RFP's,                                                                                                                                                                       |
| 11/15/18 | Scott Schoettes | 1.7 | \$625.00 | Team call regarding AF members being discharged and potential plans to add as plaintiffs in current lawsuit or file new lawsuit; confer with C. Frelinghuysen re discovery issues and motion to compel.                    |
| 11/16/18 | Scott Schoettes | 1.3 | \$625.00 | Emails with team regarding potential new lawsuit; reach out to Trevor Hoppe regarding potentially serving as an expert.                                                                                                    |
| 11/19/18 | Scott Schoettes | 1.0 | \$625.00 | Review and revise motion to compel                                                                                                                                                                                         |
| 11/20/18 | Scott Schoettes | 2.1 | \$625.00 | Team call to strategize about hearing on motion to compel and potential new lawsuit; subsequent call with A. Sommer and P. Perkowski to discuss strategy on new lawsuit; review/approve final changes to motion to compel. |
| 11/21/18 | Scott Schoettes | 1.0 | \$625.00 | Team call regarding new case, potential renewal of motion for PI                                                                                                                                                           |
| 11/26/18 | Scott Schoettes | 1.5 | \$625.00 | Call with team re new lawsuit; call with Voe and Roe                                                                                                                                                                       |
| 11/27/18 | Scott Schoettes | 1.3 | \$625.00 | Discuss with Dr. Hoppe potential topics to be addressed in his expert report                                                                                                                                               |
| 11/28/18 | Scott Schoettes | 2.7 | \$625.00 | Team call; emails with team re new lawsuit and motion for PI; review and revise reply for motion to compel in Harrison; confer with CF re schedule for Hendrix expert report.                                              |
| 11/29/18 | Scott Schoettes | 1.0 | \$625.00 | Review and edit final changes to Reply to Motion to Compel Production; confer with team re same.                                                                                                                           |
| 11/30/18 | Scott Schoettes | 2.5 | \$625.00 | Confer with hearing attendees regarding hearing on motion to compel; strategy call on APA claims in Voe/Roe; review and comment on draft Hoppe report                                                                      |
| 12/03/18 | Scott Schoettes | 0.4 | \$625.00 | Reach out to D. Hardy re potentially serving as expert in cases.                                                                                                                                                           |
| 12/04/18 | Scott Schoettes | 1.7 | \$625.00 | Confer with C. Frelinghuysen re expert report from Dr. Hendrix; articulate topics to be covered in Hendrix expert report                                                                                                   |
| 12/05/18 | Scott Schoettes | 1.1 | \$625.00 | Team call re new case and discovery in Harrison.                                                                                                                                                                           |
| 12/06/18 | Scott Schoettes |     | \$625.00 | Confer with C. Frelinghuysen re Government's objections to rogs and expert reports; review and comment upon Dr. Hoppe's changes to expert report and new sections.                                                         |
| 12/07/18 | Scott Schoettes | 1.3 | \$625.00 | Team call for Roe/Voe.                                                                                                                                                                                                     |
| 12/09/18 | Scott Schoettes | 1.2 | \$625.00 | Roe/Voe team call with clients, discussion of declarations.                                                                                                                                                                |
| 12/10/18 | Scott Schoettes | 1.6 | \$625.00 | Emails with team re upcoming filing; assist Dr. Hardy in preparing his expert report.                                                                                                                                      |
| 12/11/18 | Scott Schoettes | 2.4 | \$625.00 | Team call re complaint; confer with C. Frelinghuysen re Hendrix report; review and comment on draft of expert report from Dr. Hardy.                                                                                       |
| 12/12/18 | Scott Schoettes | 2.7 | \$625.00 | Review and revise draft complaint                                                                                                                                                                                          |
| 12/13/18 | Scott Schoettes | 1.4 | \$625.00 | Confer with C. Frelinghuysen re Hendrix expert report; comment on draft Hendrix report                                                                                                                                     |

|              |                 |              |                     |                                                                                                                                                                                                                                              |
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| 12/14/18     | Scott Schoettes | 2.5          | \$625.00            | Review and revise Motion to Compel Responses to Interrogatories; confer with A. Sommer and C. Frelinghuysen re G's Objections to Magistrate's ruling on motion to compel production of documents; review and comment on Hoppe expert report. |
| 12/16/18     | Scott Schoettes | 2.4          | \$625.00            | Review and revise latest version of complaint.                                                                                                                                                                                               |
| 12/17/18     | Scott Schoettes | 3.8          | \$625.00            | Call with team in advance of filing of second complaint; second call with team in advance of filing of second complaint; review and revise motion to proceed under pseudonyms; finalize Hoppe expert report.                                 |
| 12/18/18     | Scott Schoettes | 3.2          | \$625.00            | Review and revise draft complaint; review motion to extend expert discovery deadlines; review and revise response to G's Objections to Magistrate's ruling.                                                                                  |
| 12/19/18     | Scott Schoettes | 1.2          | \$625.00            | Review and approve final changes to complaint and related papers; review and approve changes to response to Objections to Magistrate's ruling.                                                                                               |
| 12/20/18     | Scott Schoettes | 6.5          | \$625.00            | Fly to DC for hearing; participate in meeting to discuss strategy/approach for oral argument review and revise J. Harding's oral argument notes; email J. Harding re preparations for oral argument.                                         |
| 12/21/18     | Scott Schoettes | 4.2          | \$625.00            | Attend hearing on Government's Objections to Magistrate's Ruling on Motion to Compel; follow up with team re same; review and comment on Hendrix expert report;                                                                              |
| 12/22/18     | Scott Schoettes | 5.5          | \$625.00            | Fly home to Chicago                                                                                                                                                                                                                          |
| 12/26/18     | Scott Schoettes | 3.2          | \$625.00            | Team calls to discuss strategy and plans for a motion for a preliminary injunction; discussions via email re same; confer with C. Frelinghuysen re expert reports; participate in meet and confer with DOJ attorneys.                        |
| 12/27/18     | Scott Schoettes | 1.6          | \$625.00            | Confer with C. Frelinghuysen re G's objections to deposition topics; emails and calls with J. Bauer and team re motion for PI.                                                                                                               |
| 12/28/18     | Scott Schoettes | 2.3          | \$625.00            | Review and revise client declarations for Pi; communicate with J. Bauer and team re PI.                                                                                                                                                      |
| <b>TOTAL</b> |                 | <b>227.4</b> | <b>\$142,125.00</b> |                                                                                                                                                                                                                                              |
| 01/02/19     | Scott Schoettes | 4.3          | \$625.00            | Review and revise motion for preliminary injunction                                                                                                                                                                                          |
| 01/04/19     | Scott Schoettes | 0.4          | \$625.00            | Confer with D. Sommer re motion to consolidate discovery                                                                                                                                                                                     |
| 01/07/19     | Scott Schoettes | 4.8          | \$625.00            | Review documents and prepare outline for Lute deposition; team strategy call.                                                                                                                                                                |
| 01/08/19     | Scott Schoettes | 9.5          | \$625.00            | Fly Chicago to DC; prepare outline for Lute deposition; prepare documents for Lute deposition.                                                                                                                                               |
| 01/09/19     | Scott Schoettes | 8.2          | \$625.00            | Take deposition of L. Lute; confer with team regarding Lute deposition.                                                                                                                                                                      |
| 01/10/19     | Scott Schoettes | 7.2          | \$625.00            | Team call to update re Lute deposition and discuss motion for P.I.; confer with C. Frelinghuysen re motion to compel (DPP); review and revise motion for PI; review and revise final declarations from clients                               |
| 01/11/19     | Scott Schoettes | 2.4          | \$625.00            | Approve final changes to Motion for Preliminary Injunction and related papers; emails with team.                                                                                                                                             |
| 01/16/19     | Scott Schoettes | 0.3          | \$625.00            | Team call re preparations for second motion to dismiss and P.I. reply; discovery issues.                                                                                                                                                     |
| 01/18/19     | Scott Schoettes | 3.1          | \$625.00            | Review draft motion to DPP compel and examples of documents at issue.                                                                                                                                                                        |
| 01/23/19     | Scott Schoettes | 0.8          | \$625.00            | Team strategy call on motion to compel (DPP) and briefing on PI.                                                                                                                                                                             |
| 01/25/19     | Scott Schoettes | 0.8          | \$625.00            | Review and approve changes to motion to compel (DPP).                                                                                                                                                                                        |
| 01/26/19     | Scott Schoettes | 4.3          | \$625.00            | Read/digest government's motion to dismiss and opposition to preliminary injunction; outline response.                                                                                                                                       |
| 01/28/19     | Scott Schoettes | 6.8          | \$625.00            | Team call to plan response to motion to dismiss and reply on PI; draft opposition to MTD and reply for motion for PI.                                                                                                                        |
| 01/29/19     | Scott Schoettes | 4.3          | \$625.00            | Draft opposition to MTD and reply for motion for PI.                                                                                                                                                                                         |

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| 01/30/19 | Scott Schoettes | 4.8  | \$625.00 | Finish first draft of opposition to MTD and reply for motion for PI; send to team members for review; review G's opposition to motion to compel over DPP assertion; confer with D. Sommer re same argument on DPP motion. |
| 01/31/19 | Scott Schoettes | 6.1  | \$625.00 | Incorporate feedback on opposition to MTD and reply ISO PI from various team members, including C. Taylor; further revise brief.                                                                                          |
| 02/01/19 | Scott Schoettes | 3.5  | \$625.00 | Make final changes to Opposition to Motion to Dismiss & Reply in Support of Motion for Preliminary Injunction; review and approve final version of brief.                                                                 |
| 02/04/19 | Scott Schoettes | 3.5  | \$625.00 | Prepare for oral argument                                                                                                                                                                                                 |
| 02/05/19 | Scott Schoettes | 3.2  | \$625.00 | Prepare for and do first (internal) moot of oral argument on PI and MTD                                                                                                                                                   |
| 02/06/19 | Scott Schoettes | 5.4  | \$625.00 | Team call in advance of two arguments; short call with P. Perkowski in preparation for hearing on motion to compel; prepare for oral argument on PI and MTD                                                               |
| 02/07/19 | Scott Schoettes | 6.5  | \$625.00 | Fly to DC for second hearing on DPP before Magistrate Davis (Drew not available to second chair); review JWH's oral argument notes on plane and provide guidance via email.                                               |
| 02/08/19 | Scott Schoettes | 9.2  | \$625.00 | Attend oral argument on Motion to Compel Documents and Information Withheld on Basis of Deliberative Process Privilege; confer with J. Harding re selection of documents for in camera review; fly home to Chicago        |
| 02/11/19 | Scott Schoettes | 7.2  | \$625.00 | Collect and review documents for Tumminello deposition; draft deposition outline                                                                                                                                          |
| 02/12/19 | Scott Schoettes | 12.4 | \$625.00 | Team call; draft/revise Tumminello deposition outline; prepare documents for deposition; fly to DC for deposition and oral argument.                                                                                      |
| 02/13/19 | Scott Schoettes | 8.7  | \$625.00 | Take deposition of P. Tumminello; email team re same; revise arguments for PI/MTD hearing; confer with C. Frelinghuysen re Government's production of documents.                                                          |
| 02/14/19 | Scott Schoettes | 12.2 | \$625.00 | Meeting at Winston for strategy discussions, second moot, and preparations for hearing on PI and motion to dismiss; revise arguments in preparation for oral argument.                                                    |
| 02/15/19 | Scott Schoettes | 6.3  | \$625.00 | Argue Motion for Preliminary Injunction and Motion to Dismiss; follow-up with clients; debrief with team; read opinion granting PI; discuss potential motion to modify                                                    |
| 02/16/19 | Scott Schoettes | 6.8  | \$625.00 | Travel DC to Chicago                                                                                                                                                                                                      |
| 02/17/19 | Scott Schoettes | 0.5  | \$625.00 | Emails with team re strategy and motion to modify                                                                                                                                                                         |
| 02/18/19 | Scott Schoettes | 0.8  | \$625.00 | Review/edit draft of reply on motion to modify; reach out to Lambda connection in Michigan to deal with National Guard issue for Q.S.                                                                                     |
| 02/19/19 | Scott Schoettes | 3.2  | \$625.00 | Review newly-issued DODI implementing "Deploy or Get Out;" review key documents for upcoming depositions.                                                                                                                 |
| 02/20/19 | Scott Schoettes | 5.0  | \$625.00 | Team call; emails re strategy and discovery plans; collect documents and begin drafting outline for deposition of A. Wiesen                                                                                               |
| 02/21/19 | Scott Schoettes | 6.1  | \$625.00 | Team call re Blaylock deposition; emails re deposition scheduling and strategy; collect documents and draft outline for A. Wiesen deposition; prepare documents for deposition.                                           |
| 02/22/19 | Scott Schoettes | 8.6  | \$625.00 | Prepare for and take deposition of A. Wiesen Deposition; email team re same.                                                                                                                                              |
| 02/23/19 | Scott Schoettes | 0.4  | \$625.00 | Emails with team to plan for upcoming discovery responses and depositions                                                                                                                                                 |
| 02/24/19 | Scott Schoettes | 0.4  | \$625.00 | Emails with team to plan for upcoming discovery responses and depositions                                                                                                                                                 |
| 02/25/19 | Scott Schoettes | 7.1  | \$625.00 | Review documents and prepare outline for Blaylock deposition.                                                                                                                                                             |
| 02/26/19 | Scott Schoettes | 5.7  | \$625.00 | Communication with team re upcoming motion to compel; review and revise deposition outline for J. Blaylock; prepare documents for deposition                                                                              |



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| 02/27/19 | Scott Schoettes | 11.4 | \$625.00 | Take deposition of J. Blaylock; debrief from team re oral argument on DPP; collect and review documents for A. Taylor deposition                                          |
| 02/28/19 | Scott Schoettes | 5.3  | \$625.00 | Finish deposition outline for A. Taylor; prepare documents for deposition                                                                                                 |
| 03/01/19 | Scott Schoettes | 7.2  | \$625.00 | Take deposition of A. Taylor email team re same                                                                                                                           |
| 03/03/19 | Scott Schoettes | 3.8  | \$625.00 | Team meeting re strategy and upcoming depositions; collect documents related to Ciminera and start to draft deposition outline                                            |
| 03/04/19 | Scott Schoettes | 4.5  | \$625.00 | Call with DOJ attorneys; draft/revise Ciminera deposition and prepare documents for deposition                                                                            |
| 03/05/19 | Scott Schoettes | 8.6  | \$625.00 | Take deposition of P. Ciminera; email team re same.                                                                                                                       |
| 03/06/19 | Scott Schoettes | 10.3 | \$625.00 | Take deposition of M. Soper; prepare N. Harrison for his deposition (drop in on prep at break and join after Soper deposition).                                           |
| 03/07/19 | Scott Schoettes | 8.4  | \$625.00 | Defend deposition of N. Harrison; email team re same; prepare deposition outline and documents for Shell deposition; confer with J. Pesick re expert report from Hendrix. |
| 03/08/19 | Scott Schoettes | 9.1  | \$625.00 | Take deposition of D. Shell; email team re same                                                                                                                           |
| 03/10/19 | Scott Schoettes | 2.2  | \$625.00 | Team strategy call; review and comment upon discovery responses                                                                                                           |
| 03/11/19 | Scott Schoettes | 5.8  | \$625.00 | Call re expert reports; emails with team re upcoming tasks; prepare outline and documents for deposition of P. Aswell; participate in team call re expert reports.        |
| 03/12/19 | Scott Schoettes | 5.8  | \$625.00 | Take deposition of P. Aswell; email team re same.                                                                                                                         |
| 03/13/19 | Scott Schoettes | 6.0  | \$625.00 | Prepare deposition outline and documents for G. Brown deposition                                                                                                          |
| 03/14/19 | Scott Schoettes | 6.5  | \$625.00 | Take deposition of G. Brown; email team re same                                                                                                                           |
| 03/15/19 | Scott Schoettes | 8.5  | \$625.00 | Travel to Florida for deposition of Lt. Cron; assist J. Bauer at Cron deposition                                                                                          |
| 03/16/19 | Scott Schoettes | 7.1  | \$625.00 | Travel Florida to Chicago.                                                                                                                                                |
| 03/18/19 | Scott Schoettes | 5.1  | \$625.00 | Collect and review documents for J. Okulicz and G. Palumbo outlines; prepare documents for deposition; begin to draft Okulicz deposition.                                 |
| 03/19/19 | Scott Schoettes | 7.8  | \$625.00 | Fly to San Antonio for depositions; prepare deposition outlines.                                                                                                          |
| 03/20/19 | Scott Schoettes | 6.8  | \$625.00 | Take depositions of J. Okulicz and G. Palumbo.                                                                                                                            |
| 03/21/19 | Scott Schoettes | 7.2  | \$625.00 | Review/edit motion to compel production of documents withheld under DPP; review and comment on all three expert reports.                                                  |
| 03/22/19 | Scott Schoettes | 4.2  | \$625.00 | Assist with completion of expert reports, including identifying and collecting documents upon which experts relied.                                                       |
| 03/25/19 | Scott Schoettes | 0.4  | \$625.00 | Meet with J. Pesick and others re N. Harrison's medical evaluations and other discovery issues.                                                                           |
| 03/26/19 | Scott Schoettes | 1.6  | \$625.00 | Review/edit Opposition to Motion to Stay Compliance with Magistrate's Order                                                                                               |
| 04/02/19 | Scott Schoettes | 2.1  | \$625.00 | Review/edit response to Rule 72 Objections to Magistrate's Non-Dispositive Ruling Regarding DPP.                                                                          |
| 04/11/19 | Scott Schoettes | 6.6  | \$625.00 | Email J. Harding re oral argument on Rule 72 Objections; fly to DC for oral argument.                                                                                     |
| 04/12/19 | Scott Schoettes | 3.2  | \$625.00 | Attend oral argument on Rule 72 Objections to Magistrate's Non-Dispositive Ruling Regarding DPP.                                                                          |
| 04/13/19 | Scott Schoettes | 6.1  | \$625.00 | Fly DC to Chicago                                                                                                                                                         |
| 04/17/19 | Scott Schoettes | 0.7  | \$625.00 | Team call re trial prep and appeal                                                                                                                                        |
| 04/26/19 | Scott Schoettes | 4.3  | \$625.00 | Review topics identified in expert disclosure regarding Dr. Murray expert; draft Dr. Murray deposition outline                                                            |
| 04/28/19 | Scott Schoettes | 6.2  | \$625.00 | Fly to DC for expert depositions; work on Dr. Murray's deposition outline                                                                                                 |
| 04/29/19 | Scott Schoettes | 7.1  | \$625.00 | Complete deposition outline for Dr. Murray; prepare documents for deposition                                                                                              |
| 04/30/19 | Scott Schoettes | 9.2  | \$625.00 | Take deposition of Dr. Murray; email team re same.                                                                                                                        |

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| 05/01/19 | Scott Schoettes | 5.2  | \$625.00 | Review topics identified in the expert disclosure regarding S. Peel; begin drafting deposition outline.                                                                                                              |
| 05/02/19 | Scott Schoettes | 7.1  | \$625.00 | Complete deposition outline for S. Peel; prepare documents for deposition                                                                                                                                            |
| 05/03/19 | Scott Schoettes | 7.7  | \$625.00 | Take deposition of S. Peel; email team re same.                                                                                                                                                                      |
| 05/05/19 | Scott Schoettes | 5.4  | \$625.00 | Review Dr. Hardy's expert report; begin Dr. Hardy's dep prep via videoconference;                                                                                                                                    |
| 05/06/19 | Scott Schoettes | 7.1  | \$625.00 | Call re motion to dismiss OutServe for lack of standing; call re trial prep; prepare Dr. Hardy for his deposition at Winston (Hardy Report-25.0)                                                                     |
| 05/07/19 | Scott Schoettes | 9.5  | \$625.00 | Prepare for and defend Dr. Hardy's deposition; email team re same; discuss potential supplemental expert report from Dr. Hardy or rebuttal report to S. Peel; research latest technology used for viral load testing |
| 05/08/19 | Scott Schoettes | 8.2  | \$625.00 | Review Hendrix expert report; travel to Hendrix office (DC to Baltimore); prepare Dr. Hendrix for his deposition                                                                                                     |
| 05/09/19 | Scott Schoettes | 7.6  | \$625.00 | Team call re trial prep; prepare Dr. Hendrix for his deposition in Winston offices.                                                                                                                                  |
| 05/10/19 | Scott Schoettes | 10.2 | \$625.00 | Defend Dr. Hendrix' deposition                                                                                                                                                                                       |
| 05/11/19 | Scott Schoettes | 1.7  | \$625.00 | Review and comment upon brief in opposition to MTD                                                                                                                                                                   |
| 05/12/19 | Scott Schoettes | 1.3  | \$625.00 | Continue commenting upon brief in opposition to motion to dismiss and email team                                                                                                                                     |
| 05/13/19 | Scott Schoettes | 5.8  | \$625.00 | Review Hoppe report; prepare Dr. Hoppe for his deposition.                                                                                                                                                           |
| 05/14/19 | Scott Schoettes | 8.2  | \$625.00 | Defend Dr. Hoppe's deposition; email team re same; review latest draft of opposition to motion to dismiss; meet and email with G. Eaton re appeal.                                                                   |
| 05/15/19 | Scott Schoettes | 7.9  | \$625.00 | Team call re upcoming tasks and trial strategy; review and comment upon brief in opposition to motion to dismiss OutServe/MMAA; fly home to (Chicago) from expert depositions.                                       |
| 05/16/19 | Scott Schoettes | 0.9  | \$625.00 | Team strategy meeting                                                                                                                                                                                                |
| 05/22/19 | Scott Schoettes |      | \$625.00 | Team trial strategy call                                                                                                                                                                                             |
| 05/23/19 | Scott Schoettes | 2.4  | \$625.00 | Begin work on document that will be used to create trial brief.                                                                                                                                                      |
| 05/24/19 | Scott Schoettes | 3.1  | \$625.00 | Work on pre-trial brief.                                                                                                                                                                                             |
| 05/27/19 | Scott Schoettes | 2.3  | \$625.00 | Begin trial prep for Dr. Hendrix                                                                                                                                                                                     |
| 05/28/19 | Scott Schoettes | 2.1  | \$625.00 | Work on trial prep for Dr. Hendrix                                                                                                                                                                                   |
| 05/29/19 | Scott Schoettes | 2.1  | \$625.00 | Prepare for and participate in moot for hearing on motion to dismiss OutServe/MMAA for lack of standing.                                                                                                             |
| 05/30/19 | Scott Schoettes | 1.5  | \$625.00 | Call with Kara regarding argument on motion to dismiss; call with G. Eaton and working group re appellate brief.                                                                                                     |
| 05/31/19 | Scott Schoettes | 2.4  | \$625.00 | Review and revise statement of undisputed facts for trial.                                                                                                                                                           |
| 06/04/19 | Scott Schoettes | 2.6  | \$625.00 | Review and comment on other pre-trial disclosures; review revised statement of undisputed facts.                                                                                                                     |
| 06/05/19 | Scott Schoettes | 3.0  | \$625.00 | Work on outline for Dr. Hardy's trial testimony                                                                                                                                                                      |
| 06/07/19 | Scott Schoettes | 0.5  | \$625.00 | Call with G. Eaton, L. Gailey, and P. Perkowski re amici.                                                                                                                                                            |
| 06/10/19 | Scott Schoettes | 1.5  | \$625.00 | Team planning call                                                                                                                                                                                                   |
| 06/11/19 | Scott Schoettes | 1.2  | \$625.00 | Review outline for appellate brief and participate in call with G. Eaton and working group re same.                                                                                                                  |
| 06/13/19 | Scott Schoettes | 0.5  | \$625.00 | Call with P. Perkowski, K. Ingelhart and others re strategy on challenge to standing                                                                                                                                 |
| 06/17/19 | Scott Schoettes | 1.4  | \$625.00 | Review and revise objections to exhibit list/witness list                                                                                                                                                            |
| 06/19/19 | Scott Schoettes | 1.2  | \$625.00 | Team call re trial prep and other outstanding issues; follow up tasks re same.                                                                                                                                       |
| 07/01/19 | Scott Schoettes | 5.2  | \$625.00 | Review and comment upon draft appellate brief.                                                                                                                                                                       |

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| 07/02/19     | Scott Schoettes | 5.0          | \$625.00            | Review and revise appellate brief.                                                                                                                                                                                                                                  |
| 07/03/19     | Scott Schoettes | 0.7          | \$625.00            | Email with G. Eaton regarding significant revisions to structure/focus of brief.                                                                                                                                                                                    |
| 07/10/19     | Scott Schoettes | 0.5          | \$625.00            | Call with team regarding trial prep and appeal                                                                                                                                                                                                                      |
| 07/11/19     | Scott Schoettes | 0.3          | \$625.00            | Email with G. Eaton re current version of appellate brief.                                                                                                                                                                                                          |
| 07/12/19     | Scott Schoettes | 3.6          | \$625.00            | Email communications with team on plans for SJ motion, next steps toward trial, and appeal; assist Dr. Hendrix in preparing his supplemental expert report.                                                                                                         |
| 07/14/19     | Scott Schoettes | 3.0          | \$625.00            | Review and revise latest version of appellate brief.                                                                                                                                                                                                                |
| 07/15/19     | Scott Schoettes | 2.3          | \$625.00            | Review and revise draft brief in support of motion for partial summary judgment                                                                                                                                                                                     |
| 07/16/19     | Scott Schoettes | 6.2          | \$625.00            | Fly to DC for Shell II deposition and to meet with Dr. Hendrix; review and comment on supplemental brief on motion to dismiss OutServe                                                                                                                              |
| 07/17/19     | Scott Schoettes | 6.1          | \$625.00            | Prepare for and take second deposition of D. Shell; team call re motion for partial SJ; review and revise appellate brief; various communications with P. Perkowski and other team members; further assist Dr. Hendrix in preparing his supplemental expert report. |
| 07/18/19     | Scott Schoettes | 4.3          | \$625.00            | Review/revise appellate brief; travel to Baltimore to meet with Dr. Hendrix to begin prep for trial testimony.                                                                                                                                                      |
| 07/19/19     | Scott Schoettes | 6.4          | \$625.00            | Fly Baltimore to Chicago; work on Hardy trial prep.                                                                                                                                                                                                                 |
| 07/22/19     | Scott Schoettes | 2.7          | \$625.00            | Team call on finalizing motion for partial SJ; review near final version of brief in support of motion for partial summary judgment.                                                                                                                                |
| 07/23/19     | Scott Schoettes | 1.2          | \$625.00            | Review and comment on opposition to motion to stay summary judgment                                                                                                                                                                                                 |
| 07/24/19     | Scott Schoettes | 0.9          | \$625.00            | Team call regarding trial prep and witness assignments.                                                                                                                                                                                                             |
| 08/21/19     | Scott Schoettes | 0.5          | \$625.00            | Team call re oral argument in 4th Circuit                                                                                                                                                                                                                           |
| 09/03/19     | Scott Schoettes | 1.3          | \$625.00            | Prepare for appellate moot                                                                                                                                                                                                                                          |
| 09/04/19     | Scott Schoettes | 3.3          | \$625.00            | Appellate argument moot in Chicago (in-person Winston-Chicago)                                                                                                                                                                                                      |
| 09/10/19     | Scott Schoettes | 0.4          | \$625.00            | Email with G. Eaton re second moot                                                                                                                                                                                                                                  |
| 09/11/19     | Scott Schoettes | 2.0          | \$625.00            | Participate in second appellate argument moot (via video)                                                                                                                                                                                                           |
| 09/17/19     | Scott Schoettes | 6.3          | \$625.00            | Fly to Richmond for oral argument (prepare notes/suggestions for G. Eaton for argument)                                                                                                                                                                             |
| 09/18/19     | Scott Schoettes | 2.3          | \$625.00            | Attend and second chair oral argument in Fourth Circuit; engage with members of press at courthouse; interface with clients re argument.                                                                                                                            |
| 09/19/19     | Scott Schoettes | 6.1          | \$625.00            | Fly Richmond to Chicago                                                                                                                                                                                                                                             |
| <b>TOTAL</b> |                 | <b>572.1</b> | <b>\$357,562.50</b> |                                                                                                                                                                                                                                                                     |
| 01/10/20     | Scott Schoettes | 2.2          | \$625.00            | Read and digest opinion of the Fourth Circuit; engage with press re same.                                                                                                                                                                                           |
| 01/15/20     | Scott Schoettes | 0.2          | \$625.00            | Speak with K. Ingelhart re Voe.                                                                                                                                                                                                                                     |
| 01/21/20     | Scott Schoettes | 0.6          | \$625.00            | Team call re 4th Circuit decision and trial strategy                                                                                                                                                                                                                |
| 01/27/20     | Scott Schoettes | 0.7          | \$625.00            | Speak with clients regarding plans moving forward                                                                                                                                                                                                                   |
| 02/05/20     | Scott Schoettes | 0.3          | \$625.00            | Team call re potential omnibus motion for SJ                                                                                                                                                                                                                        |
| 02/12/20     | Scott Schoettes | 0.5          | \$625.00            | Team call re trial prep                                                                                                                                                                                                                                             |
| 02/19/20     | Scott Schoettes | 0.7          | \$625.00            | Call with J. Bauer and A. Sommer re strategy on SJ.                                                                                                                                                                                                                 |
| 02/26/20     | Scott Schoettes | 0.3          | \$625.00            | Team call to discuss new SJ strategy                                                                                                                                                                                                                                |
| 03/04/20     | Scott Schoettes | 1.0          | \$625.00            | Team strategy call to discuss approach at status conference                                                                                                                                                                                                         |
| 03/05/20     | Scott Schoettes | 0.5          | \$625.00            | Telephonic hearing/status conference                                                                                                                                                                                                                                |
| 03/11/20     | Scott Schoettes | 1.3          | \$625.00            | Conference with the Court to inform of plans to move for summary judgment and to set schedule for cross-motions.                                                                                                                                                    |



|          |                 |     |          |                                                                                                                                                       |
|----------|-----------------|-----|----------|-------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/18/20 | Scott Schoettes | 0.3 | \$625.00 | Short team call re trial preparation                                                                                                                  |
| 03/25/20 | Scott Schoettes | 0.6 | \$625.00 | Team call re motion for SJ                                                                                                                            |
| 03/27/20 | Scott Schoettes | 0.7 | \$625.00 | Review and analyze court order denying Government's motion to dismiss OutServe/MMAA for lack of standing.                                             |
| 04/08/20 | Scott Schoettes | 0.2 | \$625.00 | Short team call re trial preparation                                                                                                                  |
| 04/09/20 | Scott Schoettes | 2.1 | \$625.00 | Outline brief in support of motion for SJ                                                                                                             |
| 04/10/20 | Scott Schoettes | 3.3 | \$625.00 | Begin drafting brief ISO SJ                                                                                                                           |
| 04/13/20 | Scott Schoettes | 4.3 | \$625.00 | Draft brief ISO SJ                                                                                                                                    |
| 04/14/20 | Scott Schoettes | 3.5 | \$625.00 | Draft brief ISO SJ                                                                                                                                    |
| 04/15/20 | Scott Schoettes | 4.5 | \$625.00 | Team call; draft brief ISO SJ                                                                                                                         |
| 04/16/20 | Scott Schoettes | 5.3 | \$625.00 | Finish first draft of brief; send to A. Sommer (GT) for review.                                                                                       |
| 04/20/20 | Scott Schoettes | 4.5 | \$625.00 | Incorporate feedback on brief from A. Sommer; revise brief.                                                                                           |
| 04/21/20 | Scott Schoettes | 3.7 | \$625.00 | Revise brief; send to P. Perkowski for review.                                                                                                        |
| 04/22/20 | Scott Schoettes | 0.6 | \$625.00 | Team call re trial prep and potential motion for SJ                                                                                                   |
| 04/23/20 | Scott Schoettes | 4.2 | \$625.00 | Incorporate feedback from P. Perkowski; revise brief; send to C. Taylor for review.                                                                   |
| 04/24/20 | Scott Schoettes |     | \$625.00 | Assist C. Angelaccio in finding supportive statements in depositions and other parts of record                                                        |
| 04/26/20 | Scott Schoettes | 3.4 | \$625.00 | Input feedback from C. Taylor (Director of Constitutional Litigation)                                                                                 |
| 04/27/20 | Scott Schoettes | 5.0 | \$625.00 | Conversations with C. Taylor re equal protection; revise brief; send parts back to C. Taylor for further review.                                      |
| 04/28/20 | Scott Schoettes | 3.4 | \$625.00 | Incorporate feedback from C. Taylor; revise brief; send to D. Flynn for review.                                                                       |
| 04/29/20 | Scott Schoettes | 4.3 | \$625.00 | Find support for factual statements in brief; incorporate feedback from D. Flynn; revise brief.                                                       |
| 04/30/20 | Scott Schoettes | 5.8 | \$625.00 | Revise brief; assist in combing record for supportive statements in depositions                                                                       |
| 05/01/20 | Scott Schoettes | 6.2 | \$625.00 | Incorporate feedback from J. Harding; revise brief; assist C. Angelaccio in finding citations to supportive statements in depositions.                |
| 05/04/20 | Scott Schoettes | 1.7 | \$625.00 | Finalize motion for SJ; assist as necessary to file.                                                                                                  |
| 06/04/20 | Scott Schoettes | 2.4 | \$625.00 | Read and analyze G's brief in opposition to SJ and ISO SJ for Defendants                                                                              |
| 06/05/20 | Scott Schoettes | 0.9 | \$625.00 | Team call re Government's SJ motion and planned opposition; consider response to motion to exclude; decide to seek extension of deadlines to respond. |
| 06/08/20 | Scott Schoettes | 0.2 | \$625.00 | Call with K. Ingelhart re attorneys' fees research                                                                                                    |
| 06/09/20 | Scott Schoettes | 4.2 | \$625.00 | Read and analyze extensive new material contained in exhibits to motion for SJ                                                                        |
| 06/10/20 | Scott Schoettes | 0.6 | \$625.00 | Team call re Government's motion and opposition brief                                                                                                 |
| 06/12/20 | Scott Schoettes | 4.4 | \$625.00 | Develop outline for Opposition to SJ and Reply ISO SJ; search depositions for statements to refute Defendants' arguments.                             |
| 06/15/20 | Scott Schoettes | 4.1 | \$625.00 | Draft opposition to SJ and reply ISO SJ                                                                                                               |
| 06/16/20 | Scott Schoettes | 4.6 | \$625.00 | Draft opposition to SJ and reply ISO SJ                                                                                                               |
| 06/17/20 | Scott Schoettes | 3.4 | \$625.00 | Draft opposition to SJ and reply ISO SJ                                                                                                               |
| 06/18/20 | Scott Schoettes | 5.4 | \$625.00 | Draft opposition to SJ and reply ISO SJ                                                                                                               |
| 06/19/20 | Scott Schoettes | 3.5 | \$625.00 | Draft opposition to SJ and reply ISO SJ                                                                                                               |
| 06/21/20 | Scott Schoettes | 2.5 | \$625.00 | Draft opposition to SJ and reply ISO SJ; work on disputed facts.                                                                                      |
| 06/22/20 | Scott Schoettes | 5.3 | \$625.00 | Draft opposition to SJ and reply ISO SJ; work on disputed facts.                                                                                      |
| 06/23/20 | Scott Schoettes | 4.1 | \$625.00 | Finish first draft of brief; send to P. Perkowski for review.                                                                                         |

|              |                 |              |                     |                                                                                                                                                                         |
|--------------|-----------------|--------------|---------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/24/20     | Scott Schoettes | 3.2          | \$625.00            | Work on disputed facts; assist C. Angelaccio in finding supportive statements.                                                                                          |
| 06/25/20     | Scott Schoettes | 3.3          | \$625.00            | Incorporate feedback from P. Perkowski; revise brief; send to J. Harding for review.                                                                                    |
| 06/26/20     | Scott Schoettes | 4.4          | \$625.00            | Incorporate feedback from J. Harding; revise brief; send to C. Taylor (Director of Constitutional Litigation) for review.                                               |
| 06/28/20     | Scott Schoettes | 3.2          | \$625.00            | Incorporate feedback from C. Taylor; revise brief; send to D. Flynn (Litigation Director) for review.                                                                   |
| 06/29/20     | Scott Schoettes | 4.1          | \$625.00            | Incorporate feedback from D. Flynn; revise brief; send to A. Sommer for review; work on support for factual disputes.                                                   |
| 06/30/20     | Scott Schoettes | 5.3          | \$625.00            | Work on facts; Incorporate feedback from A. Sommer; revise brief; send to team; give to paralegals for creation of tables and formatting.                               |
| 07/01/20     | Scott Schoettes | 2.5          | \$625.00            | Call with team in advance of filing; incorporate final feedback from P. Perkowski.                                                                                      |
| 07/02/20     | Scott Schoettes | 0.8          | \$625.00            | Provide final approval for filing of Opposition to Def's Motion for Summary Judgment and Reply in Support of Pl's Motion for SJ.                                        |
| 07/20/20     | Scott Schoettes | 2.2          | \$625.00            | Begin preparing for oral argument                                                                                                                                       |
| 07/21/20     | Scott Schoettes | 2.7          | \$625.00            | Review and digest G's reply on motion for summary judgment; review allegedly disputed facts.                                                                            |
| 07/22/20     | Scott Schoettes | 2.4          | \$625.00            | Craft detailed outline for oral argument                                                                                                                                |
| 07/23/20     | Scott Schoettes | 4.1          | \$625.00            | Review relevant case law; prepare arguments and answers to questions for first moot for oral argument on SJ motions                                                     |
| 07/24/20     | Scott Schoettes | 2.0          | \$625.00            | Prepare for and participate in first moot for oral argument on SJ                                                                                                       |
| 07/27/20     | Scott Schoettes | 2.4          | \$625.00            | Revise arguments based on feedback/learning from first moot; email with team regarding potential need to postpone SJ hearing due to likely COVID diagnosis.             |
| 07/28/20     | Scott Schoettes | 1.9          | \$625.00            | Further prep for second moot                                                                                                                                            |
| 08/12/20     | Scott Schoettes | 0.8          | \$625.00            | Email team regarding second positive COVID test result and low likelihood of a negative test prior to August 18; communication with opposing counsel and clerk re same. |
| 09/04/20     | Scott Schoettes | 2.1          | \$625.00            | Review briefs and exhibits in preparation for in-person hearing on SJ                                                                                                   |
| 09/08/20     | Scott Schoettes | 2.2          | \$625.00            | Review and revise arguments for hearing on SJ                                                                                                                           |
| 09/09/20     | Scott Schoettes | 1.1          | \$625.00            | Team call; further review and revision of arguments                                                                                                                     |
| 09/10/20     | Scott Schoettes | 3.1          | \$625.00            | Prepare for and engage in second moot of oral argument on SJ                                                                                                            |
| 09/11/20     | Scott Schoettes | 6.5          | \$625.00            | Fly to DC for oral argument; prepare for oral argument.                                                                                                                 |
| 09/12/20     | Scott Schoettes | 6.2          | \$625.00            | Prepare for oral argument                                                                                                                                               |
| 09/13/20     | Scott Schoettes | 6.4          | \$625.00            | Prepare for oral argument                                                                                                                                               |
| 09/14/20     | Scott Schoettes | 3.4          | \$625.00            | Appear for and argue motions for SJ; meet with client for debrief                                                                                                       |
| 09/15/20     | Scott Schoettes | 7.1          | \$625.00            | Fly home to Chicago from DC                                                                                                                                             |
| 09/16/20     | Scott Schoettes | 0.5          | \$625.00            | Team meeting to debrief on oral argument                                                                                                                                |
| <b>TOTAL</b> |                 | <b>205.3</b> | <b>\$128,312.50</b> |                                                                                                                                                                         |
| 02/14/21     | Scott Schoettes | 0.9          | \$625.00            | Communicate with clients regarding the change in my employment and implications for the case.                                                                           |
| <b>TOTAL</b> |                 | <b>0.9</b>   | <b>\$562.50</b>     |                                                                                                                                                                         |
| 07/13/21     | Scott Schoettes | 0.5          | \$625.00            | Phone call with N. Harrison [Redacted]                                                                                                                                  |
| 07/14/21     | Scott Schoettes | 0.5          | \$625.00            | Team meeting regarding orders to agree on redactions and next steps in terms of potential appeal                                                                        |
| 08/18/21     | Scott Schoettes | 0.5          | \$625.00            | Team call re potential settlement demands                                                                                                                               |
| 09/07/21     | Scott Schoettes | 0.3          | \$625.00            | Email team regarding communication with DOJ                                                                                                                             |



|              |                 |             |                   |                                                                                                                                                                                    |
|--------------|-----------------|-------------|-------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10/06/21     | Scott Schoettes | 0.4         | \$625.00          | Text with Roe regarding Redacted                                                                                                                                                   |
| 10/13/21     | Scott Schoettes | 0.7         | \$625.00          | Prep and participate in call with clients and the whole legal team regarding their desire to obtain the ruling on summary judgment or otherwise move things along.                 |
| 10/21/21     | Scott Schoettes | 0.4         | \$625.00          | Email team regarding potential settlement                                                                                                                                          |
| 10/24/21     | Scott Schoettes | 0.5         | \$625.00          | Draft and obtain approval of email to R. Cutri-Kohart seeking a meeting to discuss settlement                                                                                      |
| 10/25/21     | Scott Schoettes | 0.1         | \$625.00          | Text with Roe regarding lack Redacted                                                                                                                                              |
| 11/01/21     | Scott Schoettes | 0.3         | \$625.00          | Suggest to team that a video call would be preferable and offer to draft settlement demands                                                                                        |
| 11/04/21     | Scott Schoettes | 0.4         | \$625.00          | Schedule meeting to discuss settlement with attendees                                                                                                                              |
| 11/05/21     | Scott Schoettes | 1.2         | \$625.00          | Team call with plaintiffs regarding settlement; debrief with N. Harrison after meeting.                                                                                            |
| 11/07/21     | Scott Schoettes | 1.9         | \$625.00          | Draft proposed list of asks in settlement discussions and send to team and clients; text with Roe Redacted; text with all three plaintiffs Redacted.                               |
| 11/08/21     | Scott Schoettes | 1.1         | \$625.00          | Follow up with DOJ regarding meeting date/time; confer with N. Harrison and Roe via text Redacted                                                                                  |
| 11/09/21     | Scott Schoettes | 0.5         | \$625.00          | Speak with N. Harrison Redacted; meet with team members participating in settlement discussions to discuss proposed asks and to strategize for call                                |
| 11/10/21     | Scott Schoettes | 1.3         | \$625.00          | Correspond with Roe; lead call with DOJ to discuss potential settlement; short debrief with team                                                                                   |
| 11/11/21     | Scott Schoettes | 0.3         | \$625.00          | Correspond with plaintiffs regarding Redacted                                                                                                                                      |
| 11/23/21     | Scott Schoettes | 0.2         | \$625.00          | Respond to Roe's inquiry Redacted                                                                                                                                                  |
| 11/29/21     | Scott Schoettes | 0.4         | \$625.00          | Review response from DOJ to settlement demands; discuss proposed response via email                                                                                                |
| 11/30/21     | Scott Schoettes | 0.8         | \$625.00          | Review and comment upon proposed response to DOJ; communicate with clients re above.                                                                                               |
| 12/01/21     | Scott Schoettes | 0.4         | \$625.00          | Approve response; obtain sign-off to response from P. Perkowski.                                                                                                                   |
| 12/03/21     | Scott Schoettes | 0.5         | \$625.00          | Further communication with N. Harrison re Redacted                                                                                                                                 |
| 12/06/21     | Scott Schoettes | 0.9         | \$625.00          | Check in with J. Harding regarding plan for submission of status update to court and request for a status conference                                                               |
| 12/07/21     | Scott Schoettes | 0.3         | \$625.00          | Respond to A. Sommer's email regarding tempering expectations of the clients                                                                                                       |
| 12/22/21     | Scott Schoettes | 0.9         | \$625.00          | Review and comment upon status update for the Court and the request to hold a status conference; implement changes from two other reviewers; respond to inquiry from Roe Redacted. |
| 12/23/21     | Scott Schoettes | 0.3         | \$625.00          | Provide additional information and sign-off on final version of request for a status conference                                                                                    |
| <b>TOTAL</b> |                 | <b>15.6</b> | <b>\$9,750.00</b> |                                                                                                                                                                                    |
| 01/09/22     | Scott Schoettes | 0.1         | \$625.00          | Respond to Roe's inquiry Redacted                                                                                                                                                  |
| 01/26/22     | Scott Schoettes | 0.2         | \$625.00          | Respond to Roe's inquiry regarding Redacted                                                                                                                                        |
| 01/28/22     | Scott Schoettes | 0.2         | \$625.00          | Advise Roe Redacted                                                                                                                                                                |
| 03/25/22     | Scott Schoettes | 0.5         | \$625.00          | Communicate with N. Harrison regarding Redacted                                                                                                                                    |
| 04/06/22     | Scott Schoettes | 1.8         | \$625.00          | Read and digest opinion; communicate results to clients; review P. Perkowski's proposed redactions                                                                                 |

|          |                 |     |          |                                                                                                                                                                                        |
|----------|-----------------|-----|----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 04/11/22 | Scott Schoettes | 0.3 | \$625.00 | Text with N. Harrison regarding Redacted                                                                                                                                               |
| 04/12/22 | Scott Schoettes | 0.5 | \$625.00 | Team meeting regarding orders to agree on redactions and next steps in terms of potential appeal                                                                                       |
| 04/18/22 | Scott Schoettes | 0.2 | \$625.00 | Communicate with N. Harrison via email Redacted                                                                                                                                        |
| 04/19/22 | Scott Schoettes | 0.3 | \$625.00 | Comment upon and approve email to be sent to the Court re redactions                                                                                                                   |
| 04/20/22 | Scott Schoettes | 1.2 | \$625.00 | Deal with potential redactions; have conversation with N. Harrison Redacted; communicate with N. Harrison regarding Redacted                                                           |
| 04/21/22 | Scott Schoettes | 0.5 | \$625.00 | Review emails regarding eligibility for fees; send total time total for 2018-2021 to J. Harding.                                                                                       |
| 04/26/22 | Scott Schoettes | 0.3 | \$625.00 | Review and approve email to DOJ regarding fees; suggest additional points to make.                                                                                                     |
| 04/27/22 | Scott Schoettes |     | \$625.00 | Review and suggest one small change to email response to DOJ's email.                                                                                                                  |
| 04/29/22 | Scott Schoettes | 0.4 | \$625.00 | Review emails and analyze identified ambiguity in the Court's ruling; weigh in via email regarding appropriate course of action.                                                       |
| 05/01/22 | Scott Schoettes | 0.2 | \$625.00 | Review and suggest minor changes to Joint Status Report                                                                                                                                |
| 05/02/22 | Scott Schoettes | 0.1 | \$625.00 | Review DOJ response re motion to amend order and weigh in with team via email.                                                                                                         |
| 05/05/22 | Scott Schoettes | 0.4 | \$625.00 | Review and suggest changes to motion to clarify                                                                                                                                        |
| 05/06/22 | Scott Schoettes | 0.3 | \$625.00 | Research review Voe's current status within AF and send information to team.                                                                                                           |
| 05/12/22 | Scott Schoettes | 0.2 | \$625.00 | Review email from L. Gailey regarding G's time for appeal.                                                                                                                             |
| 05/15/22 | Scott Schoettes | 0.9 | \$625.00 | Review email from N. Harrison Redacted; have call with N. Harrison Redacted.                                                                                                           |
| 05/20/22 | Scott Schoettes | 1.0 | \$625.00 | Prepare for and participate in meeting to prep for call with DOJ appellate counsel.                                                                                                    |
| 05/23/22 | Scott Schoettes | 0.6 | \$625.00 | Participate in call with S. Harrington (DOJ Appellate Division) and others re DOD's decision about appealing; advocate for them not to appeal; debrief with team.                      |
| 05/31/22 | Scott Schoettes | 0.2 | \$625.00 | Review email from S. McGowan re response from DOJ to our requests to secure N. Harrison's commission.                                                                                  |
| 06/03/22 | Scott Schoettes |     | \$625.00 | Review information conveyed by S. McGowan regarding DOJ's obligation to inform Congress of any decision it might make not to appeal a constitutional decision.                         |
| 06/07/22 | Scott Schoettes | 1.3 | \$625.00 | Review emails regarding actions of DOJ on 503D letters; review and analyze memorandum from Sec. Austin changing the DODI's; review and respond to email N. Harrison sent Redacted.     |
| 06/08/22 | Scott Schoettes | 0.8 | \$625.00 | Call with client to discuss Redacted.                                                                                                                                                  |
| 06/09/22 | Scott Schoettes | 0.6 | \$625.00 | Emails regarding DOJ's response regarding Nick's commission and our interactions with Nick about this.                                                                                 |
| 06/10/22 | Scott Schoettes | 1.5 | \$625.00 | Email regarding potential settlement of Nick's commission and any effect on the availability of attorneys' fees; email team regarding deficiency in DOD's changes to the regulations.  |
| 06/15/22 | Scott Schoettes | 0.7 | \$625.00 | Confer via email with team regarding Redacted; speak with J. Harding re same.                                                                                                          |
| 06/16/22 | Scott Schoettes | 1.0 | \$625.00 | Email team re assessment of N. Harrison Redacted; email team re planned call with N. Harrison and need to address broader deficiencies in regulatory changes in any motion to enforce. |
| 06/17/22 | Scott Schoettes | 0.5 | \$625.00 | Participate in call with N. Harrison.                                                                                                                                                  |



|              |                 |             |                    |                                                                                                                                                                                                                                   |
|--------------|-----------------|-------------|--------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 06/20/22     | Scott Schoettes | 0.2         | \$625.00           | Review and approve email to DOJ regarding Nick's commission.                                                                                                                                                                      |
| 06/24/22     | Scott Schoettes | 0.5         | \$625.00           | Prepare for and participate in meet and confer with DOJ attorneys; raise broader concerns about compliance with the injunction; consult with C. Hendrix re "asymptomatic HIV" and its redundancy with an undetectable viral load. |
| 06/30/22     | Scott Schoettes | 2.4         | \$625.00           | Review regulatory changes and draft letter to opposing counsel outlining changes required by the injunction and additional changes Plaintiffs' attorneys would like to discuss.                                                   |
| 07/05/22     | Scott Schoettes | 1.5         | \$625.00           | Draft letter of recommendation for N. Harrison to commission                                                                                                                                                                      |
| 07/07/22     | Scott Schoettes | 0.0         | \$625.00           | Review and revise J. Harding's proposed email to DOJ attorneys regarding fees.                                                                                                                                                    |
| 07/11/22     | Scott Schoettes | 0.3         | \$625.00           | Email team regarding difficulty N. Harrison is having putting together his renewed application in time to make the July accessions board and need to get him to re-enlist.                                                        |
| 07/14/22     | Scott Schoettes | 0.2         | \$625.00           | Review and respond to L. Gailey's draft motion regarding timing of fee application.                                                                                                                                               |
| 07/19/22     | Scott Schoettes | 0.2         | \$625.00           | Review and suggest a change to motion re timing of fee petition.                                                                                                                                                                  |
| 07/20/22     | Scott Schoettes | 0.3         | \$625.00           | Email team regarding the lack of response from DOJ and Redacted                                                                                                                                                                   |
| 07/24/22     | Scott Schoettes | 0.2         | \$625.00           | Email J. Harding re latest email from N. Harrison.                                                                                                                                                                                |
| 07/25/22     | Scott Schoettes | 0.2         | \$625.00           | Email J. Abbuhl regarding lack of response to letter re deficiency in changes to regulations and to suggest we schedule a meet-and-confer                                                                                         |
| 07/27/22     | Scott Schoettes | 0.2         | \$625.00           | Review emails regarding fee "negotiations" and Redacted                                                                                                                                                                           |
| 07/29/22     | Scott Schoettes | 0.7         | \$625.00           | Participate in meet-and-confer; debrief with K. Ingelhart and P. Perkowski; send email to team to debrief re same.                                                                                                                |
| <b>TOTAL</b> |                 | <b>23.7</b> | <b>\$14,812.50</b> |                                                                                                                                                                                                                                   |

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

RICHARD ROE, ET AL.,

PLAINTIFFS,

v.

MARK T. ESPER, ET AL.,  
DEFENDANTS.

CIVIL ACTION NO. 1:18-cv-01565

NICHOLAS HARRISON, ET AL.,

PLAINTIFFS,

v.

MARK T. ESPER, ET AL.,  
DEFENDANTS.

CIVIL ACTION NO. 1:18-CV-00641

**[PROPOSED] ORDER**

Plaintiffs' Motion for Attorney's Fees and Costs is hereby GRANTED. Defendants are ordered to pay attorneys' fees in the amount of \$\_\_\_\_\_ and costs in the amount of \$\_\_\_\_\_.

Entered this \_\_\_\_ day of \_\_\_\_\_, 2022

\_\_\_\_\_  
Leonie M. Brinkema  
United States District Judge