

and respectfully request the Court (1) to deny Plaintiffs' and Intervenors' application for attorney's fees for the trial's second phase, or alternatively, (2) to sustain the State Defendants' foregoing objections and award the Plaintiffs and Intervenors only those fees to which no objection has been lodged in a manner that is equitable and just.

I. PLAINTIFFS AND INTERVENORS MAY NOT RECOVER ATTORNEY'S FEES AND COSTS UNDER THE UNIFORM DECLARATORY JUDGMENTS ACT.

The "redundant remedies" doctrine defeats Plaintiffs' and Intervenors' requests for attorney's fees and costs. Under that doctrine, a party may not obtain a fee award under section 37.009 of the Uniform Declaratory Judgments Act ("UDJA"), TEX. CIV. PRAC. & REM. CODE § 37.009, when a complete remedy is available under another law that does not provide for the recovery of fees. *See MBM Fin. Corp. v. Woodlands Operating Co.*, 292 S.W.3d 660, 669-71 (Tex. 2009). Here, Plaintiffs and Intervenors have such a remedy: independently of the UDJA, they can sue for equitable relief to redress their claims that the school finance system violates various self-executing provisions of the Texas Constitution.

A. Plaintiffs And Intervenors Have A Complete Remedy Under The Texas Constitution Itself For All Claims Asserted In This Case.

All Plaintiffs and Intervenors contend that the school finance system violates article VII, section 1 of the Texas Constitution, which requires the Legislature to make "suitable" provision for an "efficient" public school system that achieves a "general diffusion of knowledge." All Plaintiffs except the Texas Charter Schools Association Plaintiffs also claim that the system violates article VIII, section 1-e of

the Texas Constitution, which prohibits the levy of a state property tax. In addition, the Texas Taxpayer and Student Fairness Coalition Plaintiffs contend that the system violates article VIII, section 1(a) of the Texas Constitution, which requires taxation to be “equal and uniform.” And the Texas Charter Schools Association Plaintiffs claim that the system violates article I, section 3 of the Texas Constitution, which guarantees “equal rights” to all Texans. All Plaintiffs and Intervenors seek to enjoin Defendants from giving any force or effect to the school finance system until the alleged constitutional violations are cured.

Each constitutional provision just mentioned is “self-executing.” The Supreme Court has specifically held that article VII, section 1 and all of article I are self-executing to the extent that those provisions prohibit any conflicting law or action. *Neeley v. W. Orange-Cove Consol. Indep. Sch. Dist.*, 176 S.W.3d 746, 781-83 (Tex. 2005) (“WOC II”) (article VII, section I); *City of Beaumont v. Bouillion*, 896 S.W.2d 143, 148-49 (Tex. 1995) (article I). And, although no court has addressed the issue, there is no dispute that sections 1(a) and 1-e of article VIII are self-executing to the extent that they bar any legislative or executive action contrary to their mandates. *Cf. Hendee v. Dewhurst*, 228 S.W.3d 354, 372 (Tex. App.—Austin 2007, pet. denied) (holding that article VIII, section 22, which restricts the amount and rate of growth of certain appropriations, is self-executing “to the extent of prohibiting legislative action inconsistent with its provisions”); *Motorola, Inc. v. Tarrant County Appraisal Dist.*, 980 S.W.2d 899, 902 (Tex. App.—Fort Worth 1998,

no pet.) (holding that article VIII, section 1-j is self-executing “to the extent that all laws in conflict with its existence are void”).

A “self-executing” constitutional provision effectuates the law by itself and is enforceable in Texas courts without the need for implementing legislation. *See City of Dallas v. Stewart*, 361 S.W.3d 562, 568 (Tex. 2012) (noting that a self-executing constitutional provision “authorizes suit, regardless of whether the Legislature has statutorily provided for it”); *First Nat’l Bank in Dallas v. Whirlpool Corp.*, 517 S.W.2d 262, 267 (Tex. 1975) (explaining that, because the imposition of a mechanics lien in article XVI, section 37 of the Texas Constitution is self-executing, such a lien “exists independently and apart from any legislative act”); *cf. WOC II*, 176 S.W.3d at 781-82 (noting that a *non-self-executing* constitutional provision “does not allow for court action to enforce its provisions”). Even if a constitutional provision is self-executing only to the extent of prohibiting laws that are inconsistent with its mandate, a Texas court may directly enforce that constitutional prohibition. *See WOC II*, 176 S.W.3d at 782-83; *Hendee*, 228 S.W.3d at 369-73.

Specifically, to enforce a self-executing constitutional provision, a plaintiff may bring an action under that provision for equitable relief. *Bouillion*, 896 S.W.2d at 149. Article I, section 29 of the Texas Constitution provides that all laws contrary to Article I’s “Bill of Rights” or “the following provisions”—*i.e.*, the rest of the Constitution—“shall be void.” TEX. CONST. art. I, § 29. The Supreme Court has construed this provision to establish what the Constitution’s framers “intended to be the means of remedying a constitutional violation”: “suits for equitable remedies

for violation of constitutional rights.” *Bouillion*, 896 S.W.2d at 149; *accord id.* (approving “suits for injunctive relief” to redress constitutional violations). That is, a self-executing constitutional provision, coupled with article I, section 29, creates an “implied . . . private equitable action” to redress a violation of that constitutional provision. *Brown v. De La Cruz*, 156 S.W.3d 560, 563 (Tex. 2004).¹

Thus, the Texas Constitution *itself* affords all Plaintiffs and Intervenor causes of action to determine whether the school finance system violates the constitutional provisions that they invoke and to enjoin any violations found to exist. *Brown*, 156 S.W.3d at 563; *Bouillion*, 896 S.W.2d at 149. And that is essentially all the relief prayed for in this case.

B. Under The Redundant-Remedies Doctrine, Plaintiffs And Intervenor May Not Recover Attorney’s Fees And Costs By Seeking Declaratory Relief Under The UDJA.

To be sure, Plaintiffs and Intervenor may also assert their statutory claims under the UDJA for declaratory judgments regarding the constitutionality of the school finance system. *See Tex. Lottery Comm’n v. First State Bank of DeQueen*, 325

¹ Sovereign or governmental immunity would not bar a proper claim of this nature, for one of two reasons. A plaintiff may bring this sort of claim as an *ultra vires* suit against an appropriate governmental official, because an official has no authority to apply or enforce a statute that violates the Texas Constitution. *See City of El Paso v. Heinrich*, 284 S.W.3d 366, 372 (Tex. 2009). Such a claim, if pleaded and proved, would not implicate immunity. *Id.* Alternatively, the Supreme Court has construed *Bouillion* to allow a plaintiff to sue a governmental *entity* for equitable relief for a constitutional violation, suggesting that the relevant constitutional provision and article I, section 29 effect a valid waiver of immunity. *City of Elsa v. M.A.L.*, 226 S.W.3d 390, 392 (Tex. 2007) (per curiam). In light of the Court’s later decision in *Heinrich*, which holds that all *ultra vires* claims must be asserted against an appropriate governmental official rather than an entity, 284 S.W.3d at 372-73, it is unclear whether *City of Elsa* remains good law, *Tex. State Bd. of Pub. Accountancy v. Bass*, No. 03-09-00251-CV, 2010 WL 5575921, at *6, n.3 (Tex. App.—Austin 2011, no pet.) (mem. op.) (questioning whether *City of Elsa*’s extension of *Bouillion* to governmental entities would survive *Heinrich*). The correct reason is immaterial in this case, however, because Defendants include both governmental officials and entities.

S.W.3d 628, 634 (Tex. 2010) (discovering an implied waiver of immunity from suit in the UDJA for claims challenging the validity of a statute). “[T]he existence of another adequate remedy does not bar the right to maintain an action for declaratory judgment” *MBM Fin.*, 292 S.W.3d at 669 (quoting *Cobb v. Harrington*, 190 S.W.2d 709, 714 (Tex. 1945)).

But “while declaratory relief may be obtained under the [UDJA]” despite the availability of another adequate remedy, “that does not mean attorney’s fees can too.” *Id.* Under the redundant-remedies doctrine, “a party cannot use the [UDJA] as a vehicle to obtain otherwise impermissible attorney’s fees.” *Id.* A fee award is “otherwise impermissible” if the plaintiff has a claim under another law that does *not* provide for the recovery of fees and the declaratory relief would “merely duplicate the issues litigated” in that other claim. *Id.* at 670-71.

For example, in *MBM Financial*, the Supreme Court held that a plaintiff could not recover attorney’s fees by adding UDJA claims to its claims for breach of contract and common-law fraud. *Id.* at 669-71. The particular issues on which the plaintiff sought declaratory relief were “part and parcel” or “duplicative” of the contract and fraud claims. *Id.* at 671. To allow the plaintiff to recover fees under the UDJA in that circumstance would frustrate chapter 38 of the Civil Practice and Remedies Code, which does not permit a fee award in a contract suit in which the plaintiff recovered no damages (as was the case here). *Id.* at 670. Likewise, with respect to the fraud claim, a fee award would abrogate the common-law rule that each party bears its own litigation costs. *Id.* In the same vein, the Court has held

that a party may not recover fees under the UDJA in a trespass-to-try-title case because the governing statute, section 22.001 of the Property Code, does not provide for such an award. *Martin v. Amerman*, 133 S.W.3d 262, 267 (Tex. 2004).

The reasoning of *MBM Financial* and *Amerman* applies with equal force to claims that arise directly under the Texas Constitution, which does not provide for recovery of fees and costs. For example, in *City of Houston v. Texan Land & Cattle Co.*, the plaintiffs appended a claim for declaratory relief under the UDJA to an inverse-condemnation suit under article I, section 17. 138 S.W.3d 382, 392 (Tex. App.—Houston [14th Dist.] 2004, no pet.). The court of appeals affirmed the trial court's judgment denying a fee award because the requested declaratory relief added nothing to the relief available under the Constitution itself. *Id.*; accord *City of Carrollton v. RIHR Inc.*, 308 S.W.3d 444, 454-55 (Tex. App.—Dallas 2010, pet. denied) (denying fee award for a UDJA claim that duplicated the issues in an inverse-condemnation claim under article I, section 17 of the Texas Constitution).

This case, too, presents a classic application of the redundant-remedies bar on attorney's fees. The self-executing provisions of the Texas Constitution invoked by Plaintiffs and Intervenors provide an independent procedural vehicle for challenging the school finance system, determining the system's validity, and securing injunctive relief to enforce any holding that the system is invalid. *Brown*, 156 S.W.3d at 563; *Bouillion*, 896 S.W.2d at 149. Plaintiffs' and Intervenors' UDJA claims seek no substantive relief broader than that. Because the UDJA claims are thus merely "tacked onto a standard suit" under self-executing constitutional

provisions, attorney's fees are not available under the UDJA. *See MBM Fin.*, 292 S.W.3d at 670.

C. The ISD And Charter School Plaintiffs Failed To Rebut The State Defendants' Redundant-Remedies Argument.

In their briefing on their original fee applications in this case, both the ISD Plaintiffs and the Charter School Plaintiffs urged that the redundant-remedies doctrine does not bar their requested fee awards. ISD Plaintiffs' Joint Reply to Defendants' Second Amended Response to Plaintiffs' and Intervenors' Requests for Attorneys' Fees and Objections to Defendants' Request for Attorneys' Fees 4-10 (filed Mar. 28, 2013) [hereinafter, "ISD Reply"]; Charter School Plaintiffs' Reply to Defendants' Second Amended Response to Plaintiffs' and Intervenors' Requests for Attorneys' Fees and Objections to Defendants' Request for Attorneys' Fees 3-8 (filed Apr. 16, 2013) [hereinafter, "Charter Reply"]. But Plaintiffs failed to offer any coherent argument that would exempt their UDJA fee request from the redundant-remedies bar.

Plaintiffs' main point boiled down to this: there are cases (including school finance cases) in which a party brought a constitutional challenge under the UDJA and was awarded fees; therefore, this precedent "cuts against" the State Defendants' position that the redundant-remedies doctrine bars a fee award here. *See* ISD Reply 4-6, 9-10 & n.6; Charter Reply 4-5, 8 & n.3. That logic fails because in only one of the cited cases did a party actually claim that the UDJA suit was redundant of a challenge available directly under the Constitution, and even that case did not address the issue because the argument had been waived. *Neeley v. W.*

Orange-Cove Indep. Sch. Dist., 228 S.W.3d 864, 867-68 (Tex. App.—Austin 2007, pet. denied) (holding that the State’s challenge to a UDJA fee request was waived because “the State did not assert this argument until after the case had been remanded to the trial court for reconsideration of the attorneys’ fees award”).² Because the courts in Plaintiffs’ cases had no occasion to pass upon the State Defendants’ redundant-remedies argument, they do not stand for the proposition that the argument is incorrect. *See Garcia v. Kubosh*, 377 S.W.3d 89, 106 (Tex. App.—Houston [1st Dist.] 2012, no pet.) (holding that prior decisions from that court and the Texas Supreme Court were not binding on a question that “was not raised in those cases”); *Henson v. Tex. Farm Bur. Mut. Ins. Co.*, 989 S.W.2d 837, 839 (Tex. App.—Amarillo 1999) (noting that a prior case was “not controlling” of a question that was “not raised” in that case), *aff’d*, 17 S.W.3d 652 (Tex. 2000); *see also Ariz. Christian Sch. Tuition Org. v. Winn*, 131 S. Ct. 1436, 1448 (2011) (“When a potential jurisdictional defect is neither noted nor discussed in a federal decision, the decision does not stand for the proposition that no defect existed.”).

Plaintiffs also noted that courts consistently allow parties to pursue UDJA claims to challenge statutes’ validity under self-executing constitutional provisions.

² In another case cited by Plaintiffs, the Comptroller argued that a taxpayer’s UDJA claim challenging the constitutionality of tax-protest statutes and rules was redundant of its Tax Code claim for a refund, and thus could not support a fee award. *Local Neon Co. v. Strayhorn*, No. 03-04-00261-CV, 2005 WL 1412171, at *6, *8 (Tex. App.—Austin June 16, 2005, no pet.). The court of appeals disagreed, reasoning that the declaratory relief regarding the statutes’ and rules’ validity was distinct from the refund claim. *Id.* at *8. The Comptroller did not raise, and the court of appeals did not address, the argument raised by the State Defendants here—that Plaintiffs’ constitutional challenges under the UDJA are wholly redundant of challenges that may be brought directly under the Texas Constitution.

ISD Reply 5-6; Charter Reply 5. That misses the point. No one disputes that a party may bring a constitutional challenge under the UDJA instead of, or in addition to, asserting that challenge directly under a self-executing provision of the State Constitution. *MBM Fin.*, 292 S.W.3d at 669 (“[T]he existence of another adequate remedy does not bar the right to maintain an action for declaratory judgment” (quoting *Cobb*, 190 S.W.2d at 714)). But the right to *bring* a UDJA claim does not necessarily open the door to a fee award. *Id.* The redundant-remedies doctrine closes that door when the UDJA claim merely duplicates another available cause of action. *Id.* at 669-71.

Still, the ISD Plaintiffs insisted that it would be illogical to conclude that a UDJA claim challenging a statute’s constitutionality will always be redundant to a parallel challenge that may be asserted under the Constitution itself because, in their view, determining statutes’ constitutionality is one of the UDJA’s “primary purposes.” ISD Reply 6-7 (quoting *Tex. Water Comm’n v. Lindsey*, 850 S.W.2d 183, 188 (Tex. App.—Beaumont 1992, no pet.)). Not so. The UDJA’s primary purpose has always been to provide “a speedy and effective remedy for the determination of the rights of the parties when a real controversy has arisen and even before the wrong has actually been committed,” *Cobb*, 190 S.W.2d at 713, regardless of whether that controversy arises from a “deed, will, . . . statute, municipal ordinance, contract, or franchise,” TEX. CIV. PRAC. & REM. CODE § 37.004(a). The UDJA serves that purpose in constitutional disputes by providing a unique remedy—a declaratory judgment—that is not available in a suit directly under the

Constitution, which usually affords only equitable relief and thus requires the added showing of irreparable injury. *Cobb*, 190 S.W.2d at 713.³ This distinction justifies the UDJA's existence as a separate vehicle for challenging a statute's constitutionality, but it does not justify a fee award under the UDJA when the declaratory relief would "merely duplicate the issues" in a claim under the Constitution itself. *MBM Fin.*, 292 S.W.3d at 669-71.

Plaintiffs attempted to distinguish *MBM Financial* on the theory that its reasoning applies only when "a specific statute governs" the award of fees in the cause of action duplicated by the UDJA claim. ISD Reply 7-8; Charter Reply 5-6. But *MBM Financial* itself repeatedly refutes that argument:

- The Court explained that "the rule . . . that a party cannot use the [UDJA] to obtain otherwise impermissible attorney's fees" is designed to avoid an implicit repeal not only of "the limits imposed on fee awards by other statutes," but also of the "American Rule," which generally "prohibit[s] fee awards unless specifically provided by contract or statute." 292 S.W.3d at 669.
- The Court elaborated that "granting fees under [the UDJA] when they are not permitted under the specific *common-law* or statutory claims involved would violate the rule that specific provisions should prevail over general ones." *Id.* at 670 (emphasis added).

³ An inverse-condemnation suit under article I, section 17 affords a damages remedy ("adequate compensation"), which requires its own special proof. *See, e.g., City of Emory v. Lusk*, 278 S.W.3d 77, 86-89 (Tex. App.—Tyler 2009, no pet.).

- Applying these principles, the Court disallowed the UDJA fee request at issue, not only because the UDJA claim duplicated in part a contract claim governed by Chapter 38 of the Civil Practice and Remedies Code (which permits fee awards in contract cases only when there are damages), but also because the UDJA claim otherwise duplicated a *common-law* fraud claim for which the *common law* affords no fee shifting. *Id.* at 667 (noting that “fees are not allowed for torts like fraud”), 671 (denying fee recovery under the UDJA because some of the requested declarations “were duplicative of the Woodlands’ fraud claim”).

Contrary to Plaintiffs’ argument, then, the rule of *MBM Financial* is not limited to scenarios in which a UDJA fee award would override an express statutory barrier to fees. Rather, the rule applies whenever the UDJA claim merely duplicates the issues in another available cause of action for which a fee award is not allowed because *either* the common-law American Rule *or* a statute prohibits the award. *Id.* at 669-71.⁴

Indeed, Plaintiffs’ theory cannot account for *City of Houston v. Texan Land & Cattle Co.*, in which the court rejected a UDJA fee request even though there was no “specific statute” that prohibited a fee award. 138 S.W.3d at 392; *see supra* Part

⁴ Curiously, Plaintiffs acknowledged that *MBM Financial* “involved breach of contract *and* common-law fraud claims” and that “*both* [of] those claims come with their own set of standards for when attorney’s fees are granted.” ISD Reply 7 (emphases added); *accord* Charter Reply 5 (conceding the same point). But thereafter, Plaintiffs discussed only the contract claim and the conflict with Chapter 38’s more restrictive fee provision and tried to pass that off as the extent of the Court’s analysis. ISD Reply 7-8; Charter Reply 5-6. As discussed above, *MBM Financial* was equally concerned with the UDJA relief that duplicated the common-law fraud claim and the resulting conflict with the American Rule against fee shifting. 292 S.W.3d at 669-71.

I.B. Plaintiffs' only response to this case was to dismiss it as an example of a party impermissibly "gaming the system" by adding a duplicate UDJA claim three years after filing an inverse-condemnation suit under article I, section 17 of the Texas Constitution. ISD Reply 8-9; Charter Reply 7. But that is no response at all. The *Texan Land & Cattle* court denied the UDJA fee request specifically because "both the inverse condemnation and the declaratory judgment actions ultimately concern access to the property" and "the only additional remedy sought by the declaratory judgment action was attorney fees, which are unavailable in an inverse condemnation action." 138 S.W.3d at 392. The timing of the UDJA claim and the plaintiff's subjective intent in filing it were ultimately irrelevant. See *RIHR*, 308 S.W.3d at 454-55 (rejecting fee request for a redundant UDJA claim filed contemporaneously with a taking claim under article I, section 17).

The relevant inquiry is not whether there is evidence that a UDJA plaintiff intended to "game the system." Instead, the test is whether a plaintiff's UDJA claims objectively "duplicate the issues" in another cause of action that (1) the plaintiff filed or could have filed and (2) would not support a fee award because of the American Rule or a statutory prohibition. *MBM Fin.*, 292 S.W.3d at 669-71. As shown above, Plaintiffs' UDJA claims all duplicate the issues in causes of action that are available to them under the Texas Constitution and for which attorney's fees are not recoverable. See *supra* Part I.A. Accordingly, Plaintiffs' requests for an award of their attorney's fees under the UDJA should be denied.

II. ALTERNATIVELY, THE COURT SHOULD REFUSE TO AWARD PLAINTIFFS AND INTERVENORS FEES FOR THOSE ACTIVITIES IN THE TRIAL'S SECOND PHASE THAT WERE UNNECESSARY, DUPLICATIVE, UNREASONABLE, OR EXCESSIVE.

In the event the Court determines that the Plaintiffs and Intervenor are entitled to attorneys' fees under the UDJA, the State Defendants OBJECT to those time entries specifically listed in attached Exhibit A for the reasons stated in Exhibit A, and re-urge and incorporate those arguments made in Part B of their Second Amended Response to Request for Attorneys' fees filed on March 21, 2013.

CONCLUSION

For the foregoing reasons, the State Defendants respectfully request the Court to altogether deny the Plaintiffs' and Intervenor's request for attorney's fees. Alternatively, pursuant to the arguments contained in the State Defendants' March 21, 2013 response and the line-item objections lodged in Exhibit A to this pleading, the State Defendants request the Court to reduce Plaintiffs' and Intervenor's fee award to only the amount they proved to be reasonable and necessary, and to what the Court finds to be equitable and just.

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EXHIBIT [A]

Defendants' General Objections to Time Entries: The Defendants' object to paying attorneys' fees for the following activities:

<u>OBJECTION</u>	<u>ACTIVITY</u>
1) Unnecessary	Plaintiffs' time spent "defending" the Intervenors' and Charter School Plaintiffs' Case
2) Duplicative	Duplicative work by multiple attorneys working for the same Plaintiff Group. Where two or more attorneys from the same Plaintiff group attended the same event/meeting/conference call, that group should be compensated for the time of only one attorney.
3) Unreasonable to bill at full hourly rate	Travel time. Time spent preparing and presenting parties' experts and fact witnesses who were ultimately withdrawn by the party or discredited at trial.
4) Unnecessary	Trial attendance of more than 7 hours in one day during phase 1 of trial. Trial hours were 9am-11:30am and 1:30pm-4:45pm. Trial attendance of more than 5 hours in one day during phase 2 of trial. Trial hours were 10am-noon and 1:30pm-4:45pm.
5) Unnecessary and unreasonable	Time spent on public relations and media outreach and soliciting potential plaintiffs
6) Unnecessary and unreasonable	Clerical work by an attorney.
7) Unreasonable to bill at full hourly rate	Pre-litigation activities.
8) Excessive	Non-specific time entries.
9) Vague	Time spent on attorneys fees applications - not directly related to representation of clients
11) Unreasonable	

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**Fort Bend ISD
School Finance Attorneys Fees**

Date	Atty	Total Time	Total Value	Portion of Narrative in Dispute * Denotes narrative that comprises fewer than all tasks performed for total time billed and denoted as "Total Time"	Duplicative Work	Interv./ Charter	Not Billable	Travel
1/14/13	HGM	9.5		*review State's motion to strike Rolle and Templeton; review Edgewood response to motion to strike Zamora		X	X	
2/4/13	JDT	10		*Attend and participate in trial	X		X	
2/26/13	PDF	3.5		*Continue work on fee application			X	
3/5/13	PDF	4		*work on attorney fee application documents and file same			X	
3/11/13	JDT	6		*extensive telephone conferences w/ other Plaintiffs' attorneys re: same	X			
3/11/13	HGM	14.5		*conference calls with co-counsel regarding same	X			
3/11/13	PDF	4		*conference call with parties regarding same	X			
3/19/13	HGM	0.5		Emails to and from co-counsels regarding responses to state's attorneys' fee request and objections			X	
3/21/13	HGM	7.5		*Research case law on attorneys fees under UDJA; review State's most recent amended response and objections to fee requests; prepare reply to State's objections to fee requests; emails to and from D. Thompson and P. Fraissinet regarding same			X	
3/21/13	PDF	4.5		Extensive work on reply to state's opposition to attorney fees			X	
3/22/13	HGM	7.5		Draft reply to State's objections to attorneys' fee requests			X	
3/22/13	PDF	3		Continue work on reply to state's response to attorney fee applications			X	
3/25/13	HGM	8		Draft reply to State's objections to attorneys' fee requests			X	
3/26/13	PDF	5		Work on fee reply			X	
3/26/13	HGM	8		Draft reply to State's objections to attorneys' fee requests			X	
3/26/13	HGM	0.25		Email and phone call to C. Jensen regarding timing of attorneys' fee motions			X	
3/27/13	PDF	2		*work on finalize reply and objections to state's fee briefing			X	
3/27/13	HGM	6		Review and revise motion regarding attorneys' fees.			X	
3/28/13	HGM	3		Review and revise motion regarding attorneys' fees.			X	
3/28/13	PDF	1.5		Finalize briefing on attorney fees for filing			X	
4/25/13	PDF	1.5		*call with plaintiff attorneys regarding same	X			
4/25/13	HGM	0.75		*conference call regarding legislative changes	X			
5/14/13	JDT	8		*Fort Worth ISD to provide				X
5/21/13	HGM	3.5		*Meet with R. Gray III, R. Gray IV, P. Fraissinet, D. Thompson, and L. Moak regarding legislative changes and impact on school districts and adequacy and equity of system	X			
5/21/13	JDT	4		Extensive meeting w/ other plaintiffs attorneys re: status of final judgment, legislative developments, possible post-session actions.	X			
5/28/13	PDF	1		Conference call with plaintiff attorneys regarding strategy now that legislative session has ended.	X			
5/28/13	JDT	1		*tc w/ plaintiffs attorneys re: impact of developments on final judgment, FoF, CoL.	X			
5/30/13	HGM	1.5		*Conference call with co-counsel regarding impact of legislative changes and strategy going forward	X			

**Fort Bend ISD
School Finance Attorneys Fees**

Date	Atty	Total Time	Total Value	Portion of Narrative in Dispute * Denotes narrative that comprises fewer than all tasks performed for total time billed and denoted as "Total Time"	Duplicative Work	Interv./ Charter	Not Billable	Travel
5/30/13	JDT	1.5		Extensive tc w/ plaintiffs attorneys re: impact of actions by the 83rd Texas Legislature on pending lawsuit, Final Judgment, FoF, CoL, possible additional testimony for changed circumstances, review legislation re: same	X			
5/30/13	PDF	2		*conference call with parties regarding same	X			
7/12/13	PDF	3		*Prepare for and participate in multi-party conference on trial scheduling and discovery issues	X			
7/12/13	HGM	3		*conference call regarding scheduling order	X			
8/16/13	HGM	0.5		*review intervenors amended plea in intervention		X		
8/20/13	HGM	5		*attend court conference regarding FOF and COL	X			
8/20/13	JDT	9		*In Austin, participate in conference w/ Court re: draft FOF and COL, scope of re-opened evidence	X			
8/23/13	JDT	9		Travel to Austin				X
8/28/13	PDF	1.5		*Conference call regarding findings	X			
8/28/13	HGM	4.25		*Conference call with co-counsel regarding restructuring	X			
8/28/13	JDT	1		*Extensive tc w/ attorneys for school district plaintiffs re: revisions to proposed FOF and COL	X			X
8/29/13	JDT	4.5		*In Austin for meeting				X
8/30/13	JDT	6		*to Houston after meeting				X
10/4/13	HGM	7.5		*attend hearing on judicial notice and PTJs	X			
10/4/13	PDF	6		*represent group at court hearing on various motions and status of case	X			
10/10/13	HGM	7		*confer with C. Culwell and D. Carney regarding Culwell report			X	
10/11/13	HGM	7		*review draft of Culwell report and confer with C. Culwell, D. Carney, D. Thompson, and P. Fraissinet regarding same			X	
10/11/13	PDF	1.25		Review C Culwell report			X	
10/11/13	JDT	1.5		Review expert report for C Culwell, tc w/ P. Fraissinet and H McIntush re: same			X	
10/14/13	HGM	10		*and Culwell reports			X	
10/14/13	JDT	2		review revisions to expert report for C Culwell, multiple telephone conferences w/ C Culwell, H McIntush and P Fraissinet re: same			X	
10/16/13	HGM	7		*confer with D. Carney regarding adding appendix to Culwell report and review draft of same			X	
10/18/13	HGM	6.5		*finalize Culwell appendix and email co-counsel regarding same; serve same			X	
10/24/13	HGM	6		*review State's motion to strike Klussmann from witness list			X	
10/25/13	HGM	3.5		Draft response to State's motion to strike Duncan Klussman from witness list			X	
10/28/13	HGM	8.25		*confer with P. Fraissinet regarding response to motion to strike			X	
11/1/13	HGM	5.5		*confer with D. Thompson regarding deposition of T. Templeton		X		
11/4/13	HGM	8.25		*To Corciscana to meet with Dr. Frost				X
11/5/13	HGM	8		*finalize response to motion to strike			X	
11/6/13	JDT	1.5		*conference w/ P Fraissinet re: hearing on State's motion to strike D Klussman			X	
11/7/13	HGM	5		*prepare for deposition of T. Templeton		X		
11/8/13	HGM	9.5		*Attend deposition of T. Templeton		X		
11/11/13	JDT	3		*conference w/ D Klussman re: preparing for deposition			X	

**Fort Bend ISD
School Finance Attorneys Fees**

Date	Atty	Total Time	Total Value	Portion of Narrative in Dispute * Denotes narrative that comprises fewer than all tasks performed for total time billed and denoted as "Total Time"	Duplicative Work	Interv/ Charter	Not Billable	Travel
11/12/13	HGM	7		*prepare for hearing on motion to strike			X	
11/13/13	HGM	7		*prepare for hearing on motion to strike			X	
11/13/13	PDF	1.5		*Multiple conferences with state and internally regarding D Klusman deposition and possible agreement regarding same			X	
11/14/13	HGM	9.5		*Prepare for and attend hearing on motion to strike witness			X	
11/15/13	PDF	8		Represent group at L Moak deposition	X			
11/15/13	HGM	9.25		*attend deposition of L. Moak	X			
11/15/13	JDT	4.5		*conference w/ other school district plaintiffs attorneys and de-designation of C Culwell as expert			X	
11/18/13	HGM	8		*confer with D. Thompson regarding depositions of B. Hammond and D. Dunn		X		
11/19/13	HGM	8.75		*Attend deposition of Dr. Roberto Zamora. ... prepare questions for deposition of B. Hammond and email co-counsel regarding same; prepare for deposition of D. Dunn.		X	X	
11/20/13	HGM	6.5		Attend deposition of D. Dunn		X		
11/20/13	JDT	3		Exchange e-mail w/ H McIntush re: proposed questions for depositions of B Hammond and D Dunn		X		
11/21/13	JDT	4		Travel to Austin				X
12/3/13	JDT	4		*travel to Austin for same				X
12/4/13	JDT	8		*return to Houston				X
12/17/13	HGM	9		*conference call with co-counsel regarding same	X			
12/17/13	JDT	4		*extensive tc w/ attorneys for school district plaintiffs re: same	X			
12/23/13	HGM	0.25		Review State's motion to strike Zamora			X	
12/27/13	HGM	3.25		*review Charter plaintiffs' filing		X		
1/6/14	JDT	1		*review charter school plaintiffs' response to State's objection to amended petition		X		
1/20/14	JDT	6		Austin for re-start of trial				X
1/21/14	HGM	11.5		*attend first day of trial	X		X	
1/21/14	JDT	9.5		*Prepare and make opening argument for Fort Bend ISD group, assist w/ testimony of L Moak and preparation of witness	X		X	
1/21/14	PDF	8		*represent at trial	X		X	
1/22/14	HGM	10.25		*attend trial	X		X	
1/22/14	JDT	9		*attend trial	X		X	
1/23/14	HGM	8.5		*attend trial	X		X	
1/23/14	JDT	8.5		*Attend and participate in trial	X		X	
1/27/14	HGM	5.25		*attend trial	X			
1/27/14	JDT	9		*Attend trial	X		X	
1/27/14	PDF	4		*Attend trial	X			
1/29/14	PDF	8		*represent at trial	X		X	
1/29/14	JDT	9		*Attend and participate in trial	X		X	
1/30/14	PDF	8		*represent at trial	X		X	
1/30/14	HGM	7.5		*attend trial	X		X	

**Fort Bend ISD
School Finance Attorneys Fees**

Date	Atty	Total Time	Total Value	<p style="text-align: center;">Portion of Narrative in Dispute</p> <p style="text-align: center;">* Denotes narrative that comprises fewer than all tasks performed for total time billed and denoted as "Total Time"</p>	<p style="writing-mode: vertical-rl; transform: rotate(180deg);">Duplicative Work</p>	<p style="writing-mode: vertical-rl; transform: rotate(180deg);">Interv/ Charter</p>	<p style="writing-mode: vertical-rl; transform: rotate(180deg);">Not Billable</p>	<p style="writing-mode: vertical-rl; transform: rotate(180deg);">Travel</p>
2/2/14	JDT	4		*In Austin for trial				X
2/3/14	HGM	7.5		*attend trial	X		X	
2/3/14	JDT	9		*Attend and participate in trial ... prepare for charter schools case and possible cross-examination	X	X	X	
2/4/14	HGM	10		*Attend trial	X		X	
2/5/14	JDT	9		*Attend and participate in trial	X		X	
2/5/14	HGM	9		*Prepare for and attend trial	X		X	
2/6/14	HGM	9		*attend trial	X		X	
2/6/14	JDT	10		*Attend and participate in trial	X		X	
2/7/14	HGM	6		*travel to and attend closing arguments	X			
2/7/14	JDT	8		*attend and participate in closing arguments ... return to Houston	X			X
4/16/13	HGM	0.25		Review charter school plaintiffs brief regarding attorney's fees.		X		
9/6/13	PDF	1.5		*conference call with plaintiff parties	X			X

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TEXAS TAXPAYERS PLAINTIFFS

Date	Atty	Total Time	Total Value	Portion of Narrative in Dispute * Denotes narrative that comprises fewer than all tasks performed for total time billed and denoted as "Total Time"	Duplicative Work	Intervenor/Charter Case	Not Billable	Travel
2/25/13	Gray, III	3.25		*work re: attorneys' fees			X	
2/27/13	Gray, III	2.25		*Work re: attorneys' fees proof			X	
2/28/13	Gray, III	1.75		*Finalize and file attorneys' fees affidavit and proof			X	
2/28/13	SEJ	0.5		Finalize, e-file, and serve Notice of Filing R. Gray, III affidavit on attorneys' fees			X	
3/7/13	Gray, III	2.5		*review attorney fee affidavits			X	
3/11/13	Gray, IV	3.45		*conference call re: all findings of fact	X			
3/11/13	Gray, III	3		*telephone conference with attorneys' re: findings, judgment, and summary	X			
3/11/13	Hunter	8		*telephone conference with all attorneys' re: issues in adequacy section	X			
3/14/13	Gray, III	2.5		*Review findings and conclusions of Intervenor		X		
3/20/13	Gray, IV	0.25		Telephone conference (voicemail) with Mark Trachtenberg re: attorneys' fees response filed by the State; same re: David Hinojosa; Telephone conference with with Mark Trachtenberg re: same			X	
3/20/13	Gray, III	0.7		*Review amended opposition to attorney fees filed by State ... review emails re: attorneys' fees; conference with S. Jennings re: same; conference with R. Gray, IV re: attorneys' fees opposition			X	
3/20/13	Jennings	0.9		*Review emails re: State's response to request for attorneys' fees; confer with R. Gray re: same			X	
3/21/13	Gray, III	0.55		*review amended objections of State to attorneys' fees			X	
3/21/13	Hunt	0.1		Review email from S. Hernandez re: amended response to request for attorneys' fees and amended exhibit			X	
3/23/13	Gray, III	0.75		*Review email from Rep. Stuma's office; reply to same ... review attorney fee joint response; email R. Gray, IV and T. Hunter re: same.			X	
3/27/14	Gray, IV	1.15		Review redlined version of Plaintiff's reply on attorney fees; review emails from counsel re: same; review inserts to plaintiffs draft reply to defendants response to plaintiffs request for attorneys' fees			X	
3/27/13	Gray, III	0.85		*work re: attorneys' fees response; conference with T. Hunter re: same			X	
3/27/13	Hunter	2.5		review joint reply to the State's objection to fee response; draft insert on TTSC fees; review objection to Intervenor's Findings of Fact		X	X	
3/28/13	Gray, IV	1.4		Review and redline changes to plaintiff's draft reply to defendant's second amended response to plaintiff's request for attorneys' fees; conference with counsel re: same; review and reply to emails re: same; review emails re: changes to travel expense language; review exhibits to MALDEF portion of reply to defendants' second amended response to plaintiff's request for attorneys' fees			X	
3/28/13	Gray, III	0.5		*review reply on attorney fees; review joint reply on Intervenor's claims			X	
4/5/13	Gray, IV	0.15		*telephone conference re: legislative action	X			
4/5/13	Gray, III	1.9		*conference call re: legislative action	X			
4/16/13	Gray, IV	1.35		*review Charter Plaintiff's Response to State's 2nd Amended Response to attorneys' Fees		X		
4/16/13	Gray, III	1		*review Charter Schools' reply on fees		X		
4/24/13	Gray, III	1.65		*review B. Schulman emails (2); reply to same		X		
5/21/13	Gray, IV	2.05		*Travel to MoakCasey				X

TEXAS TAXPAYERS PLAINTIFFS

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6/10/13	Gray, III	1.75		*telephone conference with B. Schulman re: status		X		
6/24/13	Gray, IV	3.15		*Travel to Equity Center conference ... return to office				X
7/23/13	Gray, IV	2.7		*review comments for Summer Conference			X	
7/24/13	Gray, IV	1.15		*go over remarks for Summer Conference			X	
7/25/13	Gray, IV	4.9		*Review comments on Summer Conference travel to summer conference ... return from summer conference			X	X
7/26/13	Gray, IV	0.2		Review and reply to email from W. Pierce re: summer conference			X	
8/8/13	Gray, III	3.65		*Review Charger Intervenors' amended petition		X		
8/15/13	Gray, IV	2.15		*Review Second Amended Petition of Charters		X		
9/16/13	Gray, III	1.6		*review Charters' second disclosures request		X		
9/27/13	Gray, IV	1.45		*Telephone conference with counsel re: TASA/TASB conference, attorney fees, and data			X	
9/27/13	Gray, III	9.35		*Travel to and from Dallas				X
10/1/13	Gray, III	1.75		*review Charter School discovery responses		X		
10/2/13	Gray, III	2.5		*review Efficiency Intervenors' supplemental disclosure responses		X		
10/14/13	Gray, IV	1.25		Conference call re: Curtis Culwell report on HPS, review edits to same; conference with counsel re: same			X	
10/18/13	Gray, IV	4.9		*reply to email from H. McIntush re: amending expert report of Curtis Culwell ... review email from H. McIntush re: filing of clarification of Culwell expert report			X	
10/18/13	Gray, III	2.95		*review supplement to C. Culwell report			X	
10/23/13	Gray, IV	2.75		*review expert report of Dr. Roberto Zamora			X	
10/24/13	Gray, IV	2.65		*review expert report of Dr. Roberto Zamora			X	
10/24/13	Gray, III	2.25		*review email re: C. Culwell deposition; review email re: R. Eisler deposition ... review email re: B. Hammond deposition ... review email re: R. Zamora deposition ... review email re: A. Rolle deposition; review emails re: T. Templeton deposition ... review State's Motion to Strike Duncan Klusman		X	X	
11/3/13	Gray, III	2.25		*review Zamora report			X	
11/6/13	Gray, III	4.95		*review response to State's Motion to Strike Dr. Klusmann			X	
11/7/13	Gray, III	2.35		*review amended deposition notice for A. Rolle		X		
11/7/13	Jennings	0.5		*Review and calendar amended notice of deposition for A. Rolle		X		
11/11/13	Gray, III	2.45		*review material re: Dr. Zamora report			X	
11/14/13	Gray, IV	0.1		Review and reply to email from D. Thompson re: Culwell withdraw; conference with counsel re: same			X	
11/15/13	Gray, IV	9.8		*Travel to San Antonio for the Deposition of Albert Cortez ... return to office from San Antonio				X
11/20/13	Gray, III	3.75		*review emails re: B. Hammond deposition; attend B. Hammond deposition		X		
12/16/13	Gray, III	3.4		*review court reporter correspondence re: B. Hammond deposition		X		
12/23/13	Gray, III	1.7		*review errata sheet re: Zamora deposition			X	
1/7/14	Gray, III	6.25		*Review Charter designations		X		
1/9/14	Gray, III	8.9		*Travel to and from Houston				X

TEXAS TAXPAYERS PLAINTIFFS

Date	Atty	Total Time	Total Value	<p align="center">Portion of Narrative in Dispute</p> <p align="center">* Denotes narrative that comprises fewer than all tasks performed for total time billed and denoted as "Total Time"</p>	<p align="center">Duplicative Work</p>	<p align="center">Intervenor/Charter Case</p>	<p align="center">Not Billable</p>	<p align="center">Travel</p>
1/15/14	Gray, IV	6.05		*Conference with legal assistant re: attorneys' fees affidavit ... review and reply to email from M. Jacobs re: charter plaintiffs depositions		X		
1/15/14	Gray, III	4.8		*confer with E. Boydston re: attorney fee proof			X	
1/15/14	Jennings	1.5		*Review email from R. Gray, IV re: attorneys' fees affidavit; review filed affidavit; confer with R. Gray, IV re: same			X	
1/17/14	Gray, III	4.75		*work re: attorney fees affidavit; confer with R. Gray, IV re: same			X	
1/21/14	Gray, IV	7.75		*trial	X			
1/21/14	Gray, III	10		*Trial Day 1	X			
1/22/14	Gray, IV	9.25		*trial	X			
1/22/14	Gray, III	9.5		*Trial day 2	X			
1/23/14	Gray, III	7.5		*Trial Day 3	X			
1/26/14	Gray, IV	5.85		*Meeting with R. Gray III re: Equity Center Legislative Conference; attend same			X	
1/27/14	Gray, IV	7.35		*trial	X			
1/27/14	Gray, III	7.25		*Trial Day 4	X			
1/29/14	Hunter	6.8		*Attend trial	X			
1/29/14	Gray, IV	8.6		*trial	X			
1/29/14	Gray, III	9.25		*Trial Day 5	X			
1/30/14	Gray, IV	8.4		*trial	X			
1/30/14	Gray, III	8.25		*Trial Day 6	X			
2/3/14	Gray, IV	5.35		*trial	X			
2/3/14	Gray, III	6.25		*Trial Day 7 work re: attorney fees affidavit and submission ... review Charters' amended exhibits	X	X	X	
2/4/14	Gray, IV	10.7		*trial	X			
2/4/14	Gray, III	12.5		*Trial Day 8	X			
2/5/14	Gray, IV	11.15		*trial	X			
2/5/14	Gray, III	11.25		*Trial Day 9	X			
2/10/14	Gray, III	2		*confer with R. Gray, IV re: attorneys' fees affidavit			X	
2/11/14	Gray, IV	5.15		*Conference with counsel re: attorneys' fees ... revise affidavit for attorneys' fees ... revise R. Gray III's affidavit on attorneys' fees; conference with R. Gray III re: same; conference with E. Boydston re: same			X	
2/11/14	Gray, III	1.7		*work re: fees; review and revise draft affidavit re: attorneys' fees			X	
2/12/14	Gray, III	1.6		*work re: attorneys' fees affidavit			X	
2/14/14	Gray, IV	5.35		*conference with R. Gray III re: attorneys' fee affidavit			X	
2/14/14	Gray, III	1.4		*review and revise affidavit on attorneys' fees			X	
2/15/14	Gray, III	0.9		Work re: attorneys' fees affidavit and claim			X	
2/17/14	Gray, IV	1.15		*conference with R. Gray III re: attorneys' fee affidavit; review and revise attorneys' fee affidavit; conference with legal assistant and E. Boydston re: time for reopening			X	
2/17/14	Gray, III	2		*confer with R. Gray, IV re: attorneys' fees affidavit			X	
2/18/154	Gray, IV	6.45		*conference with legal assistant re: attorneys' fees affidavit			X	

TEXAS TAXPAYERS PLAINTIFFS

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2/18/14	Gray, III	1.6		*Confer with R. Gray IV re: attorneys' fees affidavit ... work re: attorneys' fees claim			X	
2/19/14	Gray, IV	4.45		*Sum up exhibit "F" from attorneys' fees affidavit and confirm accuracy ... review and revise attorney fee affidavit			X	
2/19/14	Gray, III	1.2		*work re: attorneys' fees affidavit			X	
2/20/14	Gray, IV	1.55		*review time sheets re: attorneys' fee affidavit			X	
2/20/14	Gray, IV	3.15		*conference with counsel, legal assistant, and office manager re: filing for attorneys' fees			X	
2/20/14	Gray, III	2.85		*work re: attorneys' fees submission ... finalize affidavit on attorneys' fees request			X	
2/21/14	Gray, III	1.75		*work re: attorneys' fees submission; finalize attorneys' fees materials			X	
2/24/14	Gray, IV	1.55		*conference with R. Gray III re: attorneys' fees affidavit			X	
2/24/14	Gray, III	1.5		*confer with R. Gray IV re: attorneys' fee claim			X	
2/25/14	Gray, IV	5.65		*email R. Gray III, legal assistant, and office coordinator re: filing of attorneys' fees affidavit			X	
2/25/14	Gray, III	0.75		*work re: attorneys' fees			X	
2/26/14	Gray, IV	3.45		*conference with r. Gray III re: attorneys' fees affidavit; conference with office manager and R. Gray III re: same and filing of same			X	
2/26/14	Gray, III	0.65		*Work re: attorneys' fees filing			X	
2/27/14	Gray, IV	4.95		*conference with counsel re: attorneys' fees; conference with legal assistant re: attorneys' fees; review and reply to email from E. Boydston re: same ... finalize attorneys' fees affidavit			X	

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CALHOUN COUNTY ISD PLAINTIFFS

Date	Atty	Total Time	Total Value	<p style="text-align: center;">Portion of Narrative in Dispute</p> <p style="text-align: center;">* Denotes narrative that comprises fewer than all tasks performed for total time billed and denoted as "Total Time"</p>	Duplicative Work	Intervenor/ Charter Case	Not Billable	Travel
3/2/13	Turner	1.3		Confer with Ms. Lawrence to transition work on attorney fee affidavits and attachments			X	
3/4/13	Trachtenberg	8.8		Correspond with Mr. Schulman regarding charter findings; work on attorneys' fee submission		X	X	
3/4/13	Turner	2.7		Review and revise attorney fee submission, including review of spreadsheet time entries.			X	
3/5/13	Trachtenberg	7.5		*work with Mr. Turner on final fee filing			X	
3/5/13	Turner	2.5		Review, revise, and supervise filing of attorney fee affidavits and attachments			X	
3/7/13	Trachtenberg	10.3		*continue work with Ms. Dahlberg and Mr. Schulman on finalizing charter findings		X		
3/11/13	Trachtenberg	16		*conference call with counsel to discuss remaining edits	X			
3/11/13	Jacobs	14.4		*teleconference with co-plaintiffs regarding final revisions to findings and conclusions	X			
3/12/13	Trachtenberg	9		*review proposed findings and final judgment filed by Intervenor		X		
3/19/13	Jacobs	0.4		Review and analyze issues regarding reply to State's response to fee requests.			X	
3/21/13	Trachtenberg	0.5		*review newly filed state exhibit attacking our fee claim			X	
3/22/13	Trachtenberg	1.3		*review Intervenor's filing re: findings of fact		X		
3/22/13	Jacobs	3.1		Review and analyze State's amended response to fee requests, including specific objections to CCISD time entries; review and analyze affidavits filed in support of CCISD's request for fees; confer with Mr. Trachtenberg and Ms. McIntush regarding [redacted]; work on issues relating to same			X	
3/24/13	Jacobs	1.9		*Review and analyze Intervenor's brief related to proposed findings of fact; review and analyze arguments for responding to same; review and analyze Intervenor's proposed findings of fact		X		
3/25/13	Trachtenberg	4		Draft response to intervenors' filing relating to findings and proposed judgment and circulate to team for review		X		
3/25/13	Jacobs	7.9		Review and revise initial draft of reply to State's response to fee requests; draft response to State's specific objections to CCISD fee requests; review and revise response to Intervenor's brief related to proposed findings of fact; review and analyze arguments related to [redacted]		X	X	
3/26/13	Jacobs	2		Review revisions to reply to State's response to fee requests; communicate with Ms. McIntush regarding same; search for [redacted] to assist with reply to State's response to fee requests; review and revise MALDEF's revisions to response to Intervenor's brief related to proposed findings of fact.		X	X	
3/27/13	Jacobs	5.2		Review, revise, and incorporate TTSFC's, FBISD's, and MALDEF's revisions to response to Intervenor's brief related to proposed findings of fact; finalize, file, and serve same; review and revise latest draft of reply to State's response to fee requests; revise insert related to specific objections to CCISD fee requests based on updated draft of reply; review and revise insert addressing specific objections to TTSFC's fee requests.		X	X	
3/27/13	Turner	0.5		Review and e-mail co-counsel regarding filing of response to intervenor proposed findings		X		

CALHOUN COUNTY ISD PLAINTIFFS

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3/28/13	Jacobs	1.1		Review and response to revisions from TTSFC, MALDEF, and FBISD to reply to State's response to fee requests.			X	
3/28/13	Turner	0.5		Review final draft of attorney fee objection response and e-mail co-counsel regarding last requested changes			X	
4/8/13	Trachtenberg	4.9		*participate in call with steering committee	X			
4/8/13	Turner	1		Participate in steering committee conference call	X			
5/29/13	Trachtenberg	2.6		*Call with Thompson Horton team	X			
5/29/13	Turner	1.3		*Confer with Mr. Thompson, Mr. Fraissinet, and Mr. Trachtenberg	X			
5/30/13	Trachtenberg	2		*Conference call with co-counsel	X			
5/30/13	Turner	0.8		Participate in conference call with co-counsel for school district groups regarding [redacted]	X			
6/5/13	Trachtenberg	5.5		*return travel to Houston				X
6/10/13	Jacobs	0.9		*Participate in Steering Committee conference call	X			
6/10/13	Trachtenberg	1.8		*Participate in Steering Committee conference call	X			
6/10/13	Skidmore	1		Participate in conference call with Mr. Turner, Mr. Trachtenberg, Ms. Jacobs and steering committee regarding [redacted]	X			
6/10/13	Turner	0.7		Conducted Steering Committee conference call	X			
6/14/13	Trachtenberg	4		*Phone call with all counsel to discuss motion to reopen	X			
6/14/13	Jacobs	2.8		*Teleconference with counsel for other parties regarding parties' positions on Motions to Reopen the Evidence	X			
6/14/13	Turner	1.7		*Participate in conference call with school district counsel, attorney general's office, intervenors regarding positions on reopening evidence	X			
6/18/13	Trachtenberg	6.5		*travel to Austin for hearing				X
6/18/13	Turner	4		*Travel to Austin for hearing				X
6/18/13	Jacobs	5.9		*travel to Austin for hearing on Motion to Reopen the Evidence				X
6/19/13	Trachtenberg	7		*attending hearing on motion to reopen	X			
6/19/13	Turner	5		*Travel from Austin to Dallas; attend hearing on motion to re-open.	X			X
6/19/13	Jacobs	5.5		*Attend hearing on Motion to Reopen the Evidence; travel to Dallas after hearing.	X			X
6/24/13	Trachtenberg	0.5		Participate in steering committee call	X			
6/24/13	Jacobs	0.4		Participate in steering committee call	X			
6/24/13	Turner	0.7		Participate in steering committee conference call	X			
7/2/13	Trachtenberg	8.5		*related travel				X
7/12/13	Trachtenberg	1.5		*conference call with all counsel to discuss scheduling order	X			
7/12/13	Jacobs	2.5		*teleconference with counsel for all parties regarding proposed scheduling order	X			
7/12/13	Turner	1		Participate in conference call with state and co-counsel regarding scheduling order and related subjects	X			
7/18/13	Skidmore	0.9		Participate in conference call with Mr. Turner, Mr. Trachtenberg, Mr. Turner and Ms. Jacobs regarding trial preparation	X			
7/18/13	Turner	0.9		Participate in conference call among all counsel to discuss scheduling order and related issues.	X			

CALHOUN COUNTY ISD PLAINTIFFS

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7/18/13	Jacobs	2.6		*Teleconference with Mr. Trachtenberg, Mr. Turner, and Mr. Skidmore regarding trial preparations	X			
7/31/13	Trachtenberg	1.5		*work on budgeting issues			X	
8/20/13	Trachtenberg	9.5		*Travel to and from Austin and attend work session with Judge Dietz and counsel regarding findings of fact	X			X
8/20/13	Jacobs	8.5		Attend meeting with court regarding reopening the evidence and revisions to findings of fact and conclusions of law; related travel to and from Austin	X			X
8/23/13	Trachtenberg	8.5		*Meet with Moak Casey team and other plaintiffs' counsel; (and related travel time)	X			X
8/23/13	Turner	2.8		Participate in meeting with co-counsel and Moak Casey team to discuss [retracted]	X			
9/11/13	Trachtenberg	4.6		*conference call with plaintiffs counsel to discuss finalization of FOF/CO outline	X			
9/11/13	Jacobs	6.8		*teleconference . . . with co-plaintiffs regarding findings of fact outline	X			
9/12/13	Trachtenberg	6.5		*participate in hearing before Judge Dietz (and related travel)	X			X
9/12/13	Jacobs	6.6		*Attend hearing on reopening the evidence . . . related travel	X			X
9/16/13	Trachtenberg	2.8		*Participate on steering committee call	X			
9/16/13	Jacobs	0.9		*Participate in steering committee phone call	X			
9/16/13	Turner	0.8		Participate in steering committee conference call	X			
10/4/13	Skidmore	3.5		*participate in pretrial hearing on motions to judicial notice and plea to jurisdiction	X			
10/4/13	Jacobs	5		*Attend hearing regarding requests for judicial notice	X			
10/8/13	Trachtenberg	0.6		*Phone conference with other plaintiffs' counsel	X			
10/8/13	Jacobs	1.4		*Teleconference with co-plaintiffs	X			
10/14/13	Jacobs	5.9		*review Intervenor's Expert Designations		X		
12/2/13	Jacobs	3.6		*communicate with Mr. Sencenbaugh regarding strategy for upcoming depositions of Intervenor witnesses		X		
12/8/13	Sencenbaugh	3.8		Review expert witness report and back-up data for Intervenor Expert John Merrifield; reseach use of Herfindahl-Hirschman Index in educational context, focusing on shortcoming in use of index and analysis provided by expert witness in regard to index		X		
12/9/13	Jacobs	8.4		*participate in steering committee call	X			
12/9/13	Skidmore	0.4		Participate in steering committee call	X			
12/9/13	Turner	0.5		Participate in steering committee conference call	X			
1/6/14	Trachtenberg	3		*review prior attorneys' fee affidavit, objections, and Judge Dietz's ruling to determine best way to file updated fee request; correspond with team regarding same			X	
1/7/14	Trachtenberg	4		*Revise attorneys' fee affidavits in preparation for post-trial submission			X	
1/21/14	Trachtenberg	7		Attend and present opening argument at first day of evidentiary hearing			X	
1/21/14	Turner	5.9		*Participate in first day of trial (opening statements and examination of Mr. Moak)	X			
1/22/14	Jacobs	11.4		*Attend trial; work on spreadsheet for request for attorneys' fees	X			
1/22/14	Trachtenberg	7		*Attend trial	X		X	
1/23/14	Trachtenberg	7		Attend trial; attend to related matters	X			
1/23/14	Turner	3		Participate in trial for examinations of D. Casey and J. Wisnoski	X			
1/27/14	Jacobs	3.9		*Attend trial	X			
1/27/14	Trachtenberg	5.2		*Attend trial	X			

CALHOUN COUNTY ISD PLAINTIFFS

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1/28/14	Turner	5.8		Participate in trial during examination of A. Cortez	X		X	
1/29/14	Jacobs	10.8		*Attend trial	X		X	
1/29/14	Trachtenberg	7.5		*Attend trial	X		X	
1/29/14	Turner	6		Participate in trial during examinations of C. Clark and W. Pierce	X		X	
1/30/14	Trachtenberg	8		*Attend trial	X		X	
1/30/14	Turner	6.8		*Participate in cross-examination of W. Pierce	X		X	
2/3/14	Jacobs	12.9		*Attend trial	X		X	
2/3/14	Turner	2		Participate in trial during examination of W. Pierce	X			
2/4/14	Trachtenberg	5		*Correspond with all other counsel regarding proposed briefing schedule for attorneys' fee submissions; attend afternoon session of trial	X		X	
2/4/14	Turner	3.2		*Participate in trial during examination of T. Templeton		X		
2/5/14	Trachtenberg	9		*Attend trial	X		X	
2/5/14	Turner	7.2		Participate in trial during examination of L. Dawn-Fisher	X		X	
2/6/14	Jacobs	12.5		*Attend trial	X		X	
2/6/14	Trachtenberg	8		*Attend trial	X		X	
2/6/14	Turner	7.5		*Participate in trial during further examination of L. Dawn-Fisher, M. Martinez, S. Beaulieu, proffers concerning testimony of J. Clark and S. Housson	X		X	
2/7/14	Jacobs	6.5		*attend closing arguments	X		X	
2/7/14	Trachtenberg	4.9		*attend closing arguments	X		X	
2/7/14	Turner	4.5		*participate trial and offer closing argument	X			
2/10/14	Jacobs	5.1		*Confer with Mr. Trachtenberg regarding request for attorneys' fees . . . participate in steering committee call	X		X	
2/10/14	Trachtenberg	1		Participate in steering committee call; review January fee submissions in preparation for submission of attorneys' fee request	X		X	
2/12/14	Jacobs	2.7		*work with accounting to update spreadsheet with time entries for attorneys' fee request			X	
2/13/14	Jacobs	3.8		redact privileged information and segregate potentially unrecoverable fees in spreadsheet for attorneys' fee request; review objections sustained by Court in draft final judgment related to attorneys' fees to assist in preparation of request for attorneys' fees			X	
2/14/14	Jacobs	1.5		Work with accounting to load all fees into spreadsheet for fee request; email trial team regarding issues related to fee request			X	
2/17/14	Jacobs	2.1		*redact attorneys' fee spreadsheet and segregate time for fee request			X	
2/18/14	Jacobs	6.5		Redact attorneys' fee spreadsheet and segregate time for fee request.			X	
2/19/14	Jacobs	8.2		*Redact attorneys' fee spreadsheet and segregate time for fee request; revise affidavits in support of attorneys' fee request			X	
2/19/14	Trachtenberg	1.5		Review and provide comments on attorneys' fee spreadsheets to be used in connection with fee request			X	
2/20/14	Jacobs	9		*prepare fee spreadsheets and affidavits for request for attorneys' fees			X	

CALHOUN COUNTY ISD PLAINTIFFS

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2/20/14	Trachtenberg	3.5		*Correspondence relating to attorneys' fee submission deadline . . . review and provide comments on attorneys' fee affidavits and spreadsheet; related call to Ms. Jacobs			X	
2/21/14	Jacobs	9.8		*prepare fee spreadsheets and affidavits for request for attorneys' fees; confer with Mr. Bramblett and Mr. Turner regarding same			X	
2/21/14	Trachtenberg	2		*call with Mr. Turner to discuss attorneys' fee submission			X	
2/26/14	Jacobs	8.6		*email Mr. Brambles regarding attorneys' fee affidavits; discuss same with Mr. Trachtenberg			X	
2/27/14	Jacobs	12.4		*Update attorneys' fee spreadsheet for fee request with additional time entries and redactions; communicate with Mr. Trachtenberg and Mr. Turner regarding same			X	
2/26/14	Trachtenberg	1		*review Ms. Jacobs' edits to attorney' fee spreadsheet			X	

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EDGEWOOD ISD PLAINTIFFS

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2/28/13	Rice	0.5		review R. Gray fee affidavit			X	
3/5/13	Rice	1		review defendants' motion to designate fees expert and Calhoun Ctn fee affidvt			X	
3/6/13	Rice	0.5		review C. Diamond fee affidavit and court ruling on plea to jurisdiction		X	X	
3/15/13	Rice	1		review Defendants response to Pls Request for Attorney Fees			X	
3/19/13	Rice	0.5		review Defendants' Amended Response to Pls. Fees Request			X	
3/21/13	Rice	0.5		review Defendants' 2nd Amended Response to Pls Fees Request			X	
3/24/13	Rice	1		draft reply to Defendants' 2nd Amended Response to Pls Fees Request			X	
3/25/13	Hinojosa	0.8		Review and make notes regarding Intervenor's response to Plaintiffs' proposed FOF/COL		X		
3/27/13	Rice	1.5		draft RR supplemented fee affidavit			X	
3/28/13	Rice	1		review and comment on Edgement drafts of inserts into ISD Pls. Joint Reply to Defs. Second Amended Response to Pls. Fees Request			X	
6/5/13	Hinojosa	3		Travel to and from Austin for June 5th hearing				X
6/19/13	Hinojosa	3		Travel to and from Austin for hearing				X
7/2/13	Hinojosa	3		Travel to and from Austin for scheduling order meeting with other parties				X
7/31/13	Bono	4		Travel to Harlingen to meet with clients				X
7/31/13	Hinojosa	4		Travel to Harlingen to meet with clients				X
8/1/13	Bono	4		Travel from Valley to San Antonio				X
8/1/13	Hinojosa	4		Travel from Valley to San Antonio				X
8/6/13	Hinojosa	8		Travel to and from Valley				X
8/20/13	Bono	3		Travel to and from Austin for Working Session				X
8/20/13	Hinojosa	3		Travel to and from Austin for Working Session				X
9/9/13	Hinojosa	0.4		Conference call with Dr. Zamora regarding potential testimony			X	
9/9/13	Hinojosa	1.2		Call with Dr. Zamora regarding expertise for case			X	
9/11/13	Hinojosa	6.1		Review Zamora CV			X	
9/12/13	Bono	3		Travel to and from Austin				X
9/12/13	Hinojosa	3		Travel to and from Austin for Status Conference				X
9/16/13	Hinojosa	1.8		Meeting with Dr. Zamora to discuss expert report			X	
9/16/13	Hinojosa	0.5		Draft contract for Dr. Zamora			X	
9/16/13	Moreno	8		Travel to and from Edinburg for meeting with Dr. Zamora				X
9/16/13	Moreno	1.8		Meeting with Dr. Zamora and D. Hinojosa regarding expert report			X	
9/23/13	Hinojosa	1.3		Notes to Dr. Zamora regarding data collection plan			X	
9/23/13	Rice	0.5		review expert Zamora data outline, draft responses to DH			X	
9/24/13	Hinojosa	0.3		Email to Dr. Zamora regarding expert report			X	
9/26/13	Hinojosa	0.1		Email to Dr. Zamora regarding meeting with Dr. Cervantes			X	
10/1/13	Bono	1		Meeting with D. Hinojosa and Dr. Zamora regarding report	X		X	
10/1/13	Hinojosa	1		Meeting with M. Bono and Dr. Zamora regarding report	X		X	
10/2/13	Hinojosa	0.5		Conference call with Dr. Maria Roberts regarding support for Dr. Zamora's expert report			X	
10/4/13	Bono	3		Travel and from Austin for hearing				X
10/4/13	Hinojosa	3		Travel to and from Austin for hearing				X

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10/4/13	Rice	0.2		review Charter School Pls response to Plea to Jurisdiction of Efficiency Intv.		X		
10/8/13	Hinojosa	2		Confer with Dr. Zamora regarding report			X	
10/10/13	Hinojosa	0.2		Email to Dr. Zamora regarding revenues/WADA and adjusted allotments			X	
10/12/13	Hinojosa	3.9		Provided feedback to Dr. Zamora regarding expert report draft			X	
10/12/13	Moreno	1.2		Reviewed Dr. Zamora expert report and provided feedback regarding same			X	
10/13/13	Hinojosa	0.4		Provided additional feedback on report to Dr. Zamora			X	
10/13/13	Hinojosa	0.3		Confer with M. Bono regarding draft expert report			X	
10/13/13	Hinojosa	0.2		Conferred with R. Rice regarding expert			X	
10/13/13	Rice	1.5		review expert Adequacy draft			X	
10/14/13	Hinojosa	1.6		Conferred with Dr. Zamora regarding expert report			X	
10/14/13	Hinojosa	3.5		Review documents from Dr. Zamora for production with expert report			X	
10/14/13	Rice	0.5		review charter pls. expert report documents		X		
10/15/13	Hinojosa	0.4		Confer with M. Bono regarding review of documents disclosed for privileged information			X	
10/15/13	Hinojosa	0.3		Communication with other parties regarding snap back provision for privileged documents			X	
10/15/13	Rice	0.5		review FBISD 3rd Supplemental Deposition w. expert Culwell report			X	
11/6/13	Bono	3		Travel to and from Austin for Frost Deposition				X
11/7/13	Moreno	1.2		Prepared for Templeton deposition and communication with D. Hinojosa regarding the same		X		
11/8/13	Moreno	3		Travel to and from Austin for Templeton deposition		X		X
11/8/13	Moreno	3.3		Attend Templeton deposition		X		
11/10/13	Hinojosa	0.2		Review SCE & BE backup data from Zamora for production to State			X	
11/11/13	Bono	0.1		Communication with team regarding Templeton deposition		X		
11/11/13	Hinojosa	2.8		Meet with Dr. Zamora / deposition prep			X	
11/11/13	Hinojosa	0.1		Communication with team regarding Templeton deposition		X		
11/11/13	Moreno	0.1		Communication with team regarding Templeton deposition		X		
11/12/13	Moreno	3		Travel to and from Austin for Pfeifer deposition				X
11/14/13	Hinojosa	2.1		Prepare for Hammon deposition		X		
11/15/13	Bono	2		Travel to and from Austin for Moak deposition				X
11/17/13	Hinojosa	4.3		Prepare for Hammon deposition; draft outline		X		
11/18/13	Bono	1.1		Prepare for Dunn deposition and communication with R. Schulman regarding same		X		
11/18/13	Hinojosa	2.2		Draft prep for Zamora			X	
11/18/13	Hinojosa	4.7		Prepare Zamora for deposition			X	
11/19/13	Hinojosa	5.5		Attend and defend Zamora deposition			X	
11/20/13	Bono	3		Drive to and from Austin for Dunn deposition		X		X
11/20/13	Bono	1.5		Attend and take Dunn deposition		X		
11/20/13	Hinojosa	3		Travel to and from Austin for deposition		X		X
11/20/13	Hinojosa	1.3		Attend Hammon deposition		X		
11/22/13	Hinojosa	3		Travel to and from Austin for deposition				X

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11/25/13	Hinojosa	0.2		Phone conference with Dr. Zamora regarding documents requested by State for expert report			X	
11/25/13	Hinojosa	0.2		Email to Defendants regarding Zamora documents			X	
11/25/13	Hinojosa	0.6		Review Zamora documents to produce to State			X	
11/25/13	Hinojosa	0.1		Email to I. Pina requesting redaction of Zamora notes			X	
12/4/13	Hinojosa	3		Travel to and from Austin for deposition				X
12/5/13	Bono	3		Travel to and from Ausstin for deposition				X
12/6/13	Hinojosa	3		Travel to and from Austin for deposition				X
12/10/13	Bono	3		Travel to and from Austin for deposition				X
12/10/13	Moreno	3		Travel to and from Austin for deposition				X
12/16/13	Bono	0.3		Review Zamora deposition changes			X	
12/16/13	Hinojosa	0.1		Conference call with R. Zamora regarding depo errata			X	
12/18/13	Bono	3		Attend Rolle deposition		X		
12/19/13	Hinojosa	3		Travel to and from Austin for deposition				X
12/23/13	Hinojosa	0.6		Review Motion to Strike Zamora			X	
12/30/13	Hinojosa	1.3		Review and make notes for response to Defendant's Motion to Strike Zamora			X	
12/30/13	Hinojosa	0.6		Confer with C. Moreno regarding motion to Strike response			X	
1/5/14	Hinojosa	0.1		Email to Dr. Zamora regarding testimony in case			X	
1/6/14	Hinojosa	0.1		Email to Dr. Zamora regarding testimony in case			X	
1/6/14	Hinojosa	2.4		Draft Zamora FOFs			X	
1/6/14	Hinojosa	0.7		Deposition designation for Hammond		X		
1/7/14	Moreno	0.2		Drafted Zamora affidavit and had communications with him about same			X	
1/9/14	Hinojosa	3.4		Draft / edit response to response to motion to striek Zamora			X	
1/9/14	Moreno	1.2		Reviewed Zamora depo, CV, expert report			X	
1/9/14	Moreno	3		Read motion to strike, further research for motion to strike Zamora, and communication to David with my attached first draft			X	
1/10/14	Hinojosa	2.9		Review Zamora deposition for prep for direct			X	
1/10/14	Hinojosa	1.5		Draft outline for Zamora direct			X	
1/10/14	Hinojosa	2.5		Confer with Dr. Zamora regarding direct			X	
1/13/14	Hinojosa	0.4		Review Motion to Strike Rolle & Templeton		X		
1/13/14	Hinojosa	2.9		Draft Zamora affidavit and response to motion to strike			X	
1/13/14	Hinojosa	0.2		Confer with Dr. Zamora regarding affidavit			X	
1/13/14	Hinojosa	0.2		Emails to I. Pina regarding Zamora deposition cites for response to motion to strike			X	
1/13/14	Hinojosa	0.2		Emails to R. Rice regarding response to motion to strike			X	
1/14/14	Hinojosa	0.2		Draft proposed order on Motion to Strike			X	
1/14/14	Rice	1		review response to Motion to Strike, send edits			X	
1/14/14	Rice	2.5		(add review Def Motion to Strike and read Zamora dep)			X	
1/16/14	Bono	3		Travel to and from Austin for pretrial hearing				X
1/16/14	Hinojosa	3		Travel to and from Austin for pretrial hearing				X
1/16/14	Hinojosa	2.5		Prepare for hearing on Motion to Strike			X	

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1/16/14	Moreno	1.5		Attend pretrial hearing	X			
1/19/14	Bono	1.5		Travel to Austin				X
1/19/14	Hinojosa	1.9		Draft Zamora direct			X	
1/19/14	Hinojosa	1.5		Travel to Austin				X
1/19/14	Moreno	1.5		Travel to Austin				X
1/20/14	Hinojosa	0.6		Review Zamora deposition for trial preparation			X	
1/20/14	Hinojosa	0.9		Draft Zamora direct			X	
1/20/14	Hinojosa	5.6		Prep Zamora			X	
1/20/14	Moreno	0.2		Assist D. Hinojosa to prepra Zamora for direct/cross			X	
1/21/14	Bono	6.5		Attend trial, assist with opening, Moak direct	X		X	
1/21/14	Hinojosa	2.1		Attend trial	X			
1/21/14	Hinojosa	3.3		Attend trial	X			
1/21/14	Hinojosa	3		Prep Zamora			X	
1/22/14	Hinojosa	0.6		Finalize R. Zamora direct			X	
1/22/14	Hinojosa	2.1		Attend trial	X			
1/22/14	Hinojosa	0.5		Confer with R. Zamora regarding cross			X	
1/22/14	Hinojosa	2.5		Attend trial	X			
1/22/14	Rice	0.25		review Edgewood agreement w. defendants re: Zamora			X	
1/23/14	Hinojosa	4		Attend trial	X			
1/23/14	Hinojosa	1.5		Travel back to San Antonio				X
1/23/14	Bono	4		Attend trial, Harlingen proffer	X			
1/23/14	Bono	1.5		Travel back to San Antonio				X
1/26/14	Hinojosa	1.5		Travel to Austin				X
1/26/14	Bono	1.5		Travel to Austin				X
1/26/14	Moreno	1.5		Travel to Austin				X
1/27/14	Hinojosa	0.1		Email to Defendants regarding Zamora redacted exhibit			X	
1/27/14	Rice	1		draft RLR fee affidavit			X	
1/27/14	Rice	1		draft MALDEF fee affidavit			X	
1/28/14	Moreno	6.5		Attend trial with D. Hinojosa	X		X	
1/29/14	Hinojosa	0.2		Review Dunn cross and email M. Bono regarding same		X		
1/29/14	Bono	0.6		Draft Dunn cross and review deposition for same		X		
1/29/14	Bono	1		*Draft FOF to incorporate Zamora testimony			X	
1/30/14	Hinojosa	1.5		Travel to San Antonio				X
1/30/14	Moreno	1.5		Travel back to San Antonio				X
1/31/14	Bono	1.5		Travel to San Antonio				X
2/3/14	Hinojosa	1.5		Travel to Austin				X
2/3/14	Hinojosa	0.2		Emails to Defendants regarding Zamora redacted report			X	
2/7/14	Hinojosa	1.5		Travel to San Antonio				X
2/18/14	Bono	3.5		*Draft FOFs to incorporate Zamora trial testimony and exhibits			X	
2/19/14	Bono	3.4		*Draft FOFs to incorporate Zamora trial testimony and exhibits			X	
2/20/14	Bono	3.2		*Draft FOFs to incorporate Zamora trial testimony and exhibits			X	

EDGEWOOD ISD PLAINTIFFS

Date	Atty	Total Time	Total Value	<p align="center">Portion of Narrative in Dispute</p> <p align="center"><small>* Denotes narrative that comprises fewer than all tasks performed for total time billed and denoted as "Total Time"</small></p>	<p align="center">Duplicative Work</p>	<p align="center">Intervenor/Charter Case</p>	<p align="center">Not Billable</p>	<p align="center">Travel</p>
2/20/14	Bono	0.1		Receipt and review email from D. Hinojosa regarding updates to Fee Affidavits			X	
2/21/14	Bono	5.2		Draft supplemental application for attorneys fee, review and edit hours and costs			X	

Unofficial copy Travis Co. District Clerk Velda L. Price

CHARTER SCHOOL PLAINTIFFS

Date	Atty	Total Time	Total Value	<p style="text-align: center;">Portion of Narrative in Dispute</p> <p style="text-align: center;">* Denotes narrative that comprises fewer than all tasks performed for total time billed and denoted as "Total Time"</p>	Duplicative Work	Not Billable	Travel
1/13/13	LS	8		Work on proposed testimony of Dr. Anthony Rolle; work with Toni Templeton on data sets and Dr. Lisa Dawn-Fisher's excel spreadsheet and charts.		X	
1/25/13	RS	1.5		Travel to Austin			X
1/25/13	RS	4		Attend pre-deposition preparation session with Dr. Anthony Rolle at his hotel; attend follow-up pre-deposition preparation session with Dr. Rolle, Toni Templeton, Leonard Schwartz and TCSA staff at TCSA offices; begin private deposition preparation with Dr. Rolle at TCSA offices; confer with Mr. Schwartz and TCSA staff regarding same; confer with Mr. Schwartz regarding same; prepare comprehensive report and directive to Rick Lopez regarding defense of Dr. Rolle at deposition; engage in communiqué exchange with Mr. Lopez regarding attendance by Mr. Lopez at deposition or trial; engage in communiqué exchange with Mr. Schwartz regarding introduction of Ms. Templeton's slides derived from state expert's deposition testimony.		X	
1/25/13	RS	4.5		Receive and review Leonard Schwartz's directive to TCSA staff for print out of data attached in preparation for Rolle and Templeton depositions; direct staff to provide Denise Pierce's deposition from first phase of trial; receive and review same (NO CHARGE); review first Second Phase deposition of Dr. Anthony Rolle with Dr. Rolle and continue preparation of Dr. Rolle for upcoming deposition and trial testimony; confer with Mr. Schwartz and TCSA staff regarding same		X	
1/25/13	RS	1.5		Return travel			X
2/22/13	RW	1.7		Conference with Paralegal regarding Motion for Attorney's Fees; research Motion for Attorney's Fees; begin drafting Motion for attorney's fees.		X	
2/24/13	RS	1.3		*Conferred with and direct Russell Wilson in preparation of motion for attorney's fees		X	
2/25/13	RW	2.4		Confer with Bob Schulman regarding request for attorneys' fees; conduct online research regarding same; prepare draft motion for attorneys' fees; prepare draft shell of affidavit in support thereof; prepare communiqué Mr. Schulman regarding same		X	
2/26/13	RW	1.2		Receive and review communiqué from Bob Schulman regarding recovery of court costs, realtime transcripts and expert witness fees and expenses; conduct online research into those issues; prepare communiqué to Mr. Schulman regarding same.		X	
2/26/13	RS	2.2		Prepare directive to Russell Wilson regarding recoverable court costs, including expert witness fees and expenses and real-time transcripts for purposes of attorneys' fee motion; review Mr. Wilson's legal memorandum, draft motion for attorneys' fees and draft affidavit in support; prepare revisions to affidavit and Motion; prepare communiqué to Mr. Wilson highlighting excerpts from proposed Findings and Conclusions for consideration in preparation for Motion for Attorneys Fees and Affidavit; review follow-up communiqué from Mr. Wilson with revisions to attorney fee affidavit; prepare advisory to Mr. Wilson regarding extension of deadline for filing same; request Mr. Wilson prepare further memorandum describing theories for cost recovery related to declaratory relief; review memo on recoverable costs from Mr. Wilson with attached; review memo from Mr. Wilson regarding circumstances under which prevailing party is entitled to expert witness fees as court costs.		X	

CHARTER SCHOOL PLAINTIFFS

Date	Atty	Total Time	Total Value	Portion of Narrative in Dispute <small>* Denotes narrative that comprises fewer than all tasks performed for total time billed and denoted as "Total Time"</small>	Duplicative Work	Not Billable	Travel
2/26/13	RS	0.2		Prepare communiqué to Mr. Wilson directing redacted and unredacted invoices as attachments to affidavit directing un-redacted copy of invoices be submitted to the court for in-camera inspection.		X	
2/28/13	CAP	3		Conduct line-by-line review of all invoices with Motion for Attorney Fees; identify descriptions to be redacted prior to submission for the Court's consideration/ruling.		X	
2/28/13	RS	1.5		*review Attorneys Fees Affidavit filed by Rick Gray; direct staff regarding preparation of Charter Plaintiff filing; conduct attorney conference with Russell Wilson directing preparation of attorneys fees motion and affidavit; review draft motion and affidavit; prepare revisions and additions to same; direct Mr. Wilson concerning redaction of invoices submitted with attorneys' fees affidavit/motion; prepare communiqué to Chris Diamond regarding filing of attorneys' fees affidavits and request for recovery of expert fees and projected future fees; review Mr. Diamond's response concerning same; prepare reply to Mr. Diamon regarding same; review response from Mr. Diamond; prepare directive to Mr. Wilson regarding same.		X	
2/28/13	RW	2.2		Receive and review Gray motion and affidavit for attorney's fees; revise motion for attorney's fees and supporting affidavit accordingly; prepare communiqué and confer with Bob Schulman regarding the same.		X	
2/28/13	RS	0.8		*receive and review communiqué from Assistant Attorney General regarding motion for leave to designate an expert for Defendants' fee request; prepare response advising that Charter Plaintiffs do not oppose; receive and review communiqués from other parties equally not opposed;		X	
2/28/13	RS	0.4		*follow-up communiqué with breakdown of invoices for final transcript costs to date; prepare additional edits to affidavit with attorneys' fees with directive to Russell Wilson regarding same;		X	
3/1/13	RW	0.4		Finalize legal research on what is and what is not taxable court as costs, and distinction between amounts recoverable from the State of Texas as attorneys' fees, and amounts recoverable as court costs, under present statutes and case law; prepare research memo to Bob Schulman regarding same.		X	
3/1/13	RW	2.1		Attorney conference with Bob Schulman regarding billing records; work with staff to obtain electronic copy of billing records; convert to Excel spreadsheet, format for filing for court.		X	
3/1/13	RS	1.5		Prepare response to inquiry from Leonard Schwartz and Russell Wilson regarding attorneys' fee recovery documentation; prepare directive to Mr. Wilson regarding identification and redaction of confidential data; direct Mr. Wilson to review taxable costs; receive and review taxable costs matrix from Mr. Wilson; review recoverable court costs; receive and review communiqué from Mr. Schwartz regarding billing rates for Affidavit and Motion; prepare response and further directive regarding same; receive and review response from Mr. Schwartz regarding Iodestar formula and supporting case law; review cases and provide further directives to Mr. Schwartz regarding attorney fee recovery for DEC actions; receive and review follow-up lengthy research advisory from Mr. Schwartz addressing same; review Court's Omnibus Order and preceding comments; direct Mr. Wilson regarding same.		X	

CHARTER SCHOOL PLAINTIFFS

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3/1/13	RS	0.7		*Receive and review attorney fee spreadsheet prepared by Russell Wilson; conduct cursory review of spreadsheet; prepare response to Mr. Wilson directing format changes and modifications to billing rates to reflect lodestar amounts;		X	
3/2/13	RW	5.7		Prepare billing records from case to produce copy of records that may be filed in court, with sufficient specificity, as required by case law, to allow Trial Judge to evaluate the time spent on each activity, and to allow Trial Judge to decide what portions of bills to disregard if he does not allow recovery for legal work done on certain causes of action, so that trial Judge does not disregard entire bill because work is not segregated and quantifiable; modify spreadsheet to separately track hours billed and hours written off for each firm employee, so that filing with trial court specifically identifies the amount claimed for recovery by each attorney; prepare communiqué to Bob Schulman and Joe Hoffer regarding same.		X	
3/3/13	RS	0.9		Receive and review from Russell Wilson spreadsheet of firm finance trial billings through February, per attorney, for inclusion with attorneys' fee motion; review and revise headings on spreadsheet; direct staff regarding same.		X	
3/4/13	RM	0.3		Confer with Russell Wilson regarding preparation of MS Excel file for master invoice to District Court.		X	
3/4/13	RM	3.4		Confer with Russell Wilson regarding conversion of invoices to MS Excel format; confer with Paralegal regarding same; review communiqué and attachment from Paralegal regarding converted files; prepare MS Excel version of invoice to TLCA; confer with staff and Mr. Wilson regarding functionality of QuickBooks; review QuickBooks regarding preparation of master MS Excel file; develop MS Word files containing monthly invoice data toward preparation of master invoice document; confer with Mr. Wilson regarding MS Excel formula for master invoice document.		X	
3/4/13	RW	1.2		Adapt spreadsheet to billing records in the format generated by firm software; debug hours calculator for tracking hours of each employee; confer with Paralegal regarding identification and qualifications of former firm employees, so that the qualifications of those employees may be included in the billing records submitted to the Trial Judge with sufficient specificity to prove that the hourly rate at which recovery is sought is justifiable under Texas law; print final copy of hours for redaction, to remove attorney-client privileged information from billing records before filing with the Trial Court.		X	

CHARTER SCHOOL PLAINTIFFS

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3/4/13	RW	11		Continue adapting each entry for time in the billing records into the spreadsheet developed for filing with the court, making sure that every claim for hours is entered separately, with sufficient specificity, as required by case law, to allow Trial Judge to evaluate the time spent on each activity, and to allow Trial Judge to decide what portions of bills to disregard if he does not allow recovery for legal work done on certain causes of action, so that the Trial Judge does not disregard entire bill because work is not segregated and quantifiable; ensure that hours billed and hours written off, for each firm employee, are separately tracked, so that they Trial Judge is aware of how much the amount sought for recovery as attorneys' fees has already been discounted, before he decides if the amount of attorneys' fees awarded to client should be discounted; confer with Paralegal, Ramon Medina and Bob Schulman, to clarify questions about billings; prepare communiqué to Paralegal, Mr. Medina and Mr. Schulman regarding same.		X	
3/4/13	CAP	1.2		Confer with Administrative Assistant regarding invoice previously billed and conversion of same to Excel; convert invoice; discussion with Russell Wilson concerning same; discussion with Ramon Median regarding "clean up" of converted file; convert all invoices to Word format and forward to Mr. Medina for edit and conversion to Excel files.		X	
3/4/13	RS	0.7		*receive and review response from Mr. Diamond regarding inclusion of costs for invoices in his attorney fee affidavits; prepare reply to Mr. Diamond explaining recoverable costs.		X	
3/4/13	RS	1.1		Receive and review communiqué from Chris Dimaond regarding cost recovery; prepare response to Mr. Diamond concerning same; receive and review reply from Mr. Diamond regarding billing rate; prepare requested response to Mr. Diamond concerning billing rates submitted; receive and review staff prepared proposed affidavit and exhibit in support of motion for recovery of attorneys fees; review, revise and prepare comments and directives regarding same; prepare further directives to Mr. Wilson with revisions; receive and review revised affidavit and exhibits from Mr. Wilson; receive and review communiqué from Mr. Wilson concerning October 2012 and February 2013 billing records, not located.		X	
3/5/13	RM	0.8		Review MS Excel functions and formulas to ascertain how to prepare master invoice for submission to District Court; review communiqué to Russell Wilson regarding 10/2012 and 02/2013 invoices; reply to Mr. Wilson regarding same; prepare communiqué to Mr. Wilson regarding results; review communiqués and attachments from Paralegal regarding invoice 1929 and 2374; review follow-up communiqué from Mr. Wilson regarding missing invoices; prepare communiqué to Paralegal providing list of invoices received, concerted into a usable format and forwarded to Mr. Wilson.		X	
3/5/13	RM	1.6		Review communiqués and attachments from Paralegal regarding missing invoices; prepare communiqué to Paralegal and Russell Wilson regarding invoice 2072; convert PDF copy of invoice 2072 into usable MS Excel format; prepare communiqué to Mr. Wilson forwarding requested file.		X	

CHARTER SCHOOL PLAINTIFFS

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3/5/13	RW	8.2		Finalized adaption of firm billing records into the spreadsheet developed for filing with the Trial Judge; modify spreadsheet to be filed with Trial Judge to make it easier to read "report" section that displays the number of hours billed, and recovery of attorney's fees sought, and number of hours already written off, for each firm employee; prepare Notice of Filing of Request for Attorneys' Fees; finalize Affidavit in Support of Request for Attorneys' Fees, which makes spread sheet attached to Request for Attorneys' Fees admissible as a business records affidavit; attorneys' fees; finalize exhibit A-M to affidavit, which state the names and qualifications of each firm employee for which reimbursement is sought, with sufficient specificity to prove that the hourly rate at which recovery is sought is justifiable under Texas law; legal research into in camera filings under Texas law; prepare affidavit for in camera filing with Trial Court; prepare notice of in camera filing with Trial Court; prepare unredacted copy of billing records for filing in camera with Trial Court; confer with Ramon Medina Paralegal and Bob Schulman regarding same.		X	
3/5/13	CAP	4		Redact invoices to be submitted as Exhibit M with Notice and Affidavit for attorneys' fee award; scan same; organize and e-file same; prepare communications to counsel and court administrators forwarding copies of Notice and Affidavit with Exhibits A through L attached and Notice of In-Camera submission; after-hours delivery of overnight delivery package to the court with USB drive containing unredacted invoices for the court's eyes only.		X	
3/5/13	RS	0.7		Prepare directive to staff regarding modifications and additions to Motion for Attorneys' Fees; receive and review staff communiqués regarding recalculation of invoices at lodestar rates for inclusion of "No charge" entries in Excel worksheet; receive and review communiqué from Court Reporter regarding confirmation of admission of exhibits identified in master exhibit list; receive and review response from Attorney General's office concerning same; receive and review current version of Attorney Fees Affidavit incorporating modifications and additions as directed; prepare further directives to staff regarding same.		X	
3/5/13	RS	2		Receive and review final version of spreadsheet containing all billing items; review spreadsheet; receive and review follow-up explanatory communiqué from Russell Wilson regarding February 2013 billings; review same; prepare fee estimates for February and March 2013 for affidavit; receive and review proposed final version of Notice of Filing, affidavit and supporting exhibits for attorneys fees from Mr. Wilson; prepare further staff directives regarding same and assembly of exhibits for same; receive and review Intervenors' Notice of Filing of Affidavits and Motion for Award of Attorneys' fees; receive and review Notice of Filing and attachments filed by MALDEF Plaintiffs for recovery of attorney fees; receive and review Calhoun County Plaintiffs' Notice of Filing and attachments in attorneys' fee claim; receive and review communiqué from Leonard Schwartz regarding same; direct staff in preparation of modifications to charter school submissions in response to same.		X	

CHARTER SCHOOL PLAINTIFFS

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3/5/13	RS	1.3		Receive and review Defendants' Motion for Leave to Designate Expert for Attorneys' Fees and proposed Order; receive and review FBISD Notice of Filing and attachments in support of FBISD Plaintiffs' request for attorneys' fees; receive and review Defendants' Notice of Attorneys' Fees and affidavit in support; receive and review Notice of Filing by META with attachments in attorneys' fees claims; confer with and direct staff regarding e-filing of Charter Plaintiffs' Notice, affidavit and exhibits for recovery of attorneys' fees; receive and review final confirmation of e-filing of Charter Plaintiffs' attorney fees submissions and Notice of In-Camera Filing and Business Records Affidavit; direct staff in preparation of additions of Charter School submission in response to same.		X	
3/6/13	CAP	1.2		Telephone conference with Deputy District Clerk regarding Exhibit M to Notice and Affidavit for attorneys' fees submitted by e-filed on 03/05 and reasons for rejection of same by the Clerk; prepare four separate letters District Clerk attaching and referencing four PDF files containing Exhibit M documentation; discussion with e-filing service representative regarding delays in upload of documents (No charge); e-file all letters with respective files attached.		X	
3/6/13	RS	0.4		*Prepare advisory communiqué to Leonard Schwartz regarding attorneys' fee demand made by Charter Plaintiffs compared to that by ISD Plaintiffs and Intervenor; receive and reply from Mr. Schwartz concerning same;		X	
3/6/13	RS	1		*confer with staff regarding resubmission of Exhibit M (invoices) in support of Charter Plaintiffs' Motion for Attorneys' Fees; receive and review follow-up notification of filing and acceptance of same;		X	
3/7/13	RS	1.8		*direct staff to provide Ms. Pierce with copy of submitted request for recovery of attorneys' fees on behalf of Charter Plaintiffs; review Ms. Pierce's request for copies of Attorneys' Fee Motions and Affidavits filed by all other parties; review follow-up communiqué from Ms. Pierce requesting ...		X	
3/15/13	RS	0.4		*Receive and review Defendants' Response to Plaintiffs' and Intervenor's Request for Attorneys' Fees and attached Exhibit; receive and review communiqué from Legal Secretary, Attorney General's Office, to Judge Dietz forwarding a file-stamped copy of Response; prepare directive to litigation staff for review of Response, request comments concerning same;		X	
3/19/13	LS	0.5		Review pleading filed by Attorney General		X	
3/20/13	MZ	0.5		Compare Defendants' Response to Request for Attorneys' Fees to Amended Request; communiqué exchange with Bob Schulman regarding differences.		X	
3/20/13	RS	0.2		Direct staff regarding Amended Response to Application for Attorneys' Fees. (No charge)		X	
3/26/13	RS	1.1		Receive and review revisions to Reply to Defendants' Response to Motion for Attorneys' Fees and direct staff regarding further revisions and additions to same.		X	
3/27/13	RS	0.3		*prepare staff directive regarding filing of Reply by ISD Plaintiffs to Defendants' Response and Objection to attorneys' fees submission; receive and review staff.		X	
3/28/13	LS	0.6		Review District Plaintiffs' Joint Reply to Defendants' Second Amended Response to Plaintiffs' and Intervenor's Requests for Attorneys' Fees and Objections to Defendants' Request for Attorneys' Fees.		X	

CHARTER SCHOOL PLAINTIFFS

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3/28/13	RW	1.1		Confer with Bob Schulman; begin review of States's filing in opposition to Plaintiffs' request for attorneys' fees, and of draft replies made by other plaintiff filings in response to State's filing in opposition to granting Plaintiffs' request for attorneys' fees.		X	
3/28/13	RS	0.9		Receive and review ISD Plaintiffs' Reply to Defendants' Response to ISD Plaintiffs' and Intervenor's attorneys' fee submissions and Objections to Defendants' Request for Attorneys' Fees with attached exhibit; prepare correspondence with Denise Pierce regarding filing of Objections by Defendants to request for attorneys' fees filed by ISD Plaintiffs, Intervenor and Charter Plaintiffs and recommending Reply by Charter Plaintiffs; receive and review communiqué from Russell Wilson regarding scope of Reply; receive and review response from Ms. Pierce regarding timelines and costs; prepare advisory reply to Ms. Pierce; receive and review Notice of Exhibits in Support of ISD Plaintiffs' Reply to Defendants' Response to attorneys' fees requests and Objections to Defendants' Request for attorneys' fees; review exhibits filed with Notice.		X	
4/1/13	LS	0.3		Review communiqué exchange between Bob Schulman and Denise Pierce regarding Defendants' 2nd Amend Response to Plaintiffs and Intervenor's Requests for Attorneys Fees.		X	
4/1/13	RS	0.4		*Receive and review directive from Denise Pierce to proceed with preparation of Reply to Response to Requests for Attorneys' fees;		X	
4/8/13	RW	6.8		Begin drafting Reply to State's 2nd Response to Plaintiff's Request for Attorneys' fees; prepare communiqué to Bob Schulman regarding same; receive and review revisions from Mr. Schulman regarding State's 2nd Response to Plaintiffs Request for Attorneys fees; conduct legal research; incorporate changes from Mr. Schulman; prepare communiqué to Mr. Schulman forwarding changes for review.		X	
4/8/13	RS	0.2		*Prepare directive to Russell Wilson regarding preparation of Response to Defendants' Objections to Attorneys Fee Requests;		X	
4/8/13	RS	1.2		Receive and review communique from Russell Wilson with draft Reply to State Defendants' Objections to Attorneys Fee Request; begin review of Reply; prepare revisions to same; prepare response to Mr. Wilson forwarding revised draft for preparation of additions to same; receive and review reply from Mr. Wilson with revised draft Reply; prepare additional edits to draft Reply; forward same to Mr. Wilson with directive to highlight passages within same that are copied from ISD Plaintiffs' and Intervenor's Replies.		X	
4/9/13	RW	3.2		Receive and review communiqués from Bob Schulman regarding revisions; incorporate revision and suggestions into Reply to State's Response to Request for Attorneys' Fees; prepare communiqué to Mr. Schulman forwarding same for review; receive communiqué from Mr. Schulman with additional revisions; prepare revisions to Attorneys' Fees Response as directed.		X	
4/9/13	RS	0.3		Continued review of Reply to Defendants' Objections to Request for Attorneys Fees; prepare communiqué to Russell Wilson concerning changes previously recommended not incorporated within current version of Reply; request he re-review directives and include same in draft Reply containing requested revisions/additions; prepare revisions to same.		X	

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4/10/13	RW	3.3		Complete amendments to Attorneys' Fees Response; prepare communiqué to Mr. Schulman regarding same; receive and review communiqué from Mr. Schulman regarding amendment revisions; finalize Attorneys' Fees Response; prepare communiqué to Mr. Schulman forwarding final for review.		X	
4/10/13	RS	0.2		Receive and review communiqués from Paralegal; review final draft; prepare communiqués to Paralegal regarding final draft.		X	
4/11/13	RS	0.2		Prepare communiqué to Denise Pierce with attached draft Reply to Defendants' Objections to Request for Attorney Fees, request commentary to same. (No charge)		X	
4/12/13	RW	1.1		Receive and review communiqué from Bob Schulman with attached communiqués with Denise Pierce; receive and review response to multiple communiqués from Paralegal regarding final format before filing.		X	
4/12/13	RS	0.5		Receive and review Denise Pierce's proposed revisions to Introduction and part B of Reply to Response/Objections by Defendants to Attorney Fees Request; prepare communiqué to Ms. Pierce concerning same and pending court judgment; prepare directive to Russell Wilson and staff regarding same; receive, review and approve revised version of Reply from Mr. Wilson; direct staff regarding same.		X	
4/16/13	RS	0.7		Communiqué exchanges with staff regarding final version of Reply to Defendants' Response/Objection to Request for Attorneys' Fees; conduct final review and revision of Reply; forward same to Paralegal for proofing, preparation in final and filing; receive and review notification from Paralegal to all counsel and interested parties with final version of Reply e-filed with the court.		X	
6/5/13	RS	1.5		Travel to Austin (TCSA offices). (NO CHARGE)			X
6/5/13	RS	1.5		Return travel following hearing (NO CHARGE)			X
6/19/13	RS	1.5		Travel to Austin. (NO CHARGE)			X
6/19/13	RS	1.5		Return travel from Austin. (NO CHARGE)			X
9/17/13	RS	0.8		*Travel to Austin for meeting at TCSA. (shared travel expense - only 1/2 charge)			X
9/17/13	RS	0.8		Return travel from Austin. (shared travel expense - only 1/2 charge) (NO CHARGE)			X
9/23/13	RS	1.5		Travel to Austin for meeting at TCSA. (NO CHARGE)			X
9/23/13	RS	1.5		Return travel from Austin. (NO CHARGE)			X
10/8/13	LS	0.4		Review communiqué exchange between Toni Templeton and Anthony Rolle regarding new tables for their reports; review reports.		X	
10/9/13	LS	0.1		Prepare communicate to Lindsey Jones asking her to provide Toni Templeton with the outline of our arguments so they can be addressed in Ms. Templeton's and Anthony Rolle's reports.		X	
10/9/13	CP	2		Upload data in Dropbox to share with Toni Templeton from school finance trial phase I; conduct communicate exchange with Ms. Templeton regarding same; forward master exhibit list of Defendants' exhibits for Ms. Templeton to review and determine if data she needs is contained therein. (NO CHARGE)		X	
10/9/13	LS	6.2		*receive communicate from Mr. Schulman to Mr. Rolle regarding his approach to funding comparisons; prepare communicate to Mr. Rolle regarding his report.		X	

CHARTER SCHOOL PLAINTIFFS

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10/9/13	RS	0.4		Prepare communiqué to Dr. Anthony Rolle concerning preparation of report(s) and coordination of data with Toni Templeton, review of prior reports, and clarification of required analysis within same supporting Charter Plaintiffs' position; receive and review Excel file prepared by Ms. Templeton reflecting ISD and charter ADA and WADA calculations compiled from data provided by the state's witness and Dr. Rolle; receive and review Ms. Templeton's Excel file with updated financial (tables) data for incorporation into expert report, with request for input to include within same.		X	
10/9/13	RS	0.6		Prepare directive to Leonard Schwartz regarding Lindsey Jones's preparation of outline of case arguments for Toni Templeton's reference in compilation of data for expert report; receive and review response from Mr. Schwartz concerning same; receive and review Ms. Jones's communiqué to Ms. Templeton regarding same; prepare reply to Mr. Schwartz concerning Dr. Anthony Rolle's prior testimony and strategy for review of relevant data by experts in preparation of their report(s).		X	
10/10/13	LS	0.3		Telephone conference with Toni Templeton regarding new tables and the requested synopsis.		X	
10/10/13	RS	0.4		*receive and review staff communiqué to Dr. Anthony Rolle regarding upload of data for his review in preparation/finalization of expert report; receive and review Dr. Rolle's reply confirming receipt of data (NO CHARGE);		X	
10/10/13	RS	0.4		Receive and review initial data for expert report, provided by Toni Templeton; attorney conference with Leonard Schwartz regarding edits required in same.		X	
10/11/13	LS	4.9		*review communique between Ms. Templeton and Anthony Rolle regarding new reports to be filed next week;		X	
10/12/13	RS	0.25		Receive and review communiqué from Toni Templeton with current draft of expert report. (NO CHARGE)		X	
10/13/13	RS	0.7		*discussion with Ms. Templeton and Dr. Anthony Rolle in preparation of expert report;		X	
10/14/13	LS	0.6		Confer with Paralegal regarding formatting of expert reports and directing her to notify counsel that the reports are joint; extended telephone conference with Toni Templeton regarding formatting and filing of reports.		X	
10/14/13	LS	3.8		Multiple communique exchanges with Paralegal and Toni Templeton regarding filing of expert reports; conduct review and editing of expert reports.		X	
10/14/13	LS	0.3		Telephone conference with Toni Templeton regarding dates for her deposition; communique to Paralegal (cc to Anthony Rolle and Ms. Templeton) regarding changes to Mr. Rolle's report and dates for his deposition.		X	
10/14/13	LS	0.2		Telephone conference with Toni Templeton regarding her report.		X	
10/14/13	CP	0.2		Telephone conferences with Toni Templeton and Dr. Anthony Rolle regarding dates of availability for deposition and finalizing information contained in expert report; confer with and receive directive from Leonard Schwartz on submission of final report (three files), notification to counsel of "rush" to submit same, conversion to PDF format, dates for depositions and prior designation of experts (NO CHARGE).		X	
10/14/13	RS	0.4		*Conduct communiqué exchanges, in-office conferences, and telephone conferences with TCSA staff, office attorneys and office staff in preparation of final version of Charter Plaintiffs' expert report ... receive and review final version of Charter Plaintiffs' expert report.		X	

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10/15/13	RS	0.4		*Receive and review ... Zamora expert report.		X	
10/18/13	RS	0.3		*receive and review attachment to Culwell report clarifying completion rates referenced within same;		X	
10/22/13	RS	0.5		*review communiqué from Denise Pierce regarding revision of report by Charter Plaintiffs' expert; prepare advisory response to Ms. Pierce regarding same (with copy to Leonard Schwartz, Lindsey Jones and Charter Plaintiffs' experts);		X	
10/28/13	RS	0.4		*Conduct teleconference with Dr. Anthony Rolle regarding expert testimony		X	
10/29/13	LS	4.8		Work with Toni Templeton at TCSA on how to be a successful deponent. work with Ms. Templeton on preparing for her deposition testimony by charging necessary areas of proposed testimony; conference with Ms. Templeton and Denise Pierce on the areas that Ms. Templeton will be testifying on; preparation communique to all counsel providing dates for David Dunn deposition.		X	
11/4/13	LS	3.7		Preparation of Toni Templeton for her deposition; conduct legal research on qualifications as an expert; prepare communique to Ms. Templeton with copies to Lindsey Gordon and Denise Pierce regarding qualification for testifying as an expert.		X	
11/5/13	LS	5.2		Conduct mod deposition of Toni Templeton; preparation of Ms. Templeton for her deposition; work with Ms. Templeton on narrative in preparation for deposition.		X	
11/6/13	RS	0.1		Receive and review narrative of Toni Templeton's proposed deposition testimony drafted by Leonard Schwartz; prepare revision on additions to same. (NO CHARGE)		X	
11/6/13	LS	4.6		Review with Toni Templeton answers from mock deposition; assist Ms. Templeton in writing first draft of narrative for her deposition; review of Ms. Templeton's narrative; prepare communique to Bob Schulman forwarding narrative for review and comments; review response from Mr. Schulman's with edits to narrative; prepare communique to Ms. Templeton forwarding Mr. Schulman's comments and edits to narrative for review.		X	
11/6/13	LS	0.2		Review Toni Templeton's job description; receive and review communique from Denise Pierce regarding Ms. Templeton's job description (with comment from Chris Busse (VP of Quality Initiatives)) stating it needs to be updated.		X	
11/7/13	LS	0.1		Receive and review communique from Toni Templeton regarding P values in her data charts. (NO CHARGE)		X	
11/7/13	LS	6.7		Final preparation of Toni Templeton for deposition.		X	
11/7/13	RS	0.1		Receive and review First Amended Notice scheduling Dr. Anthony Rolle's deposition. (NO CHARGE)		X	
11/8/13	LS	5		Attend deposition of Toni Templeton		X	
11/8/13	LS	0.1		Prepare communique to Toni Templeton advising her to read American Statesman article on test scores (appeared in paper today).		X	
11/8/13	RS	0.2		Receive and review update from Lindsey Gordon regarding Toni Templeton's deposition (NO CHARGE); conduct telephone conference with Ms. Templeton, Ms. Gordon and Leonard Schwartz reporting regarding same and other pertinent trial matters.		X	
11/13/13	LS	1.9		*receive communique from Eric Vinson regarding Toni Templeton's data sets.		X	

CHARTER SCHOOL PLAINTIFFS

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11/13/13	RS	0.3		*receive and review corrected report of Dr. Albert Cortez; receive and review request from defense counsel for Toni Templeton's calculations spreadsheet; conduct telephone conference with Leonard Schwartz regarding same and production of same as a supplement to expert report.		X	
11/14/13	RS	0.1		Confer with and direct Leonard Schwartz regarding authority for State's request for spreadsheet prepared by Toni Templeton supporting expert report.		X	
11/15/13	RS	0.1		Receive and review staff communiqué to Dr. Anthony Rolle regarding pre-deposition preparation. (NO CHARGE)		X	
11/15/13	RS	0.1		Receive and review FBISD, TTSF, and CCISD Plaintiffs' De-Designation of Curtis Culwell as Expert Witness		X	
11/18/13	LS	0.7		*communique exchanges with Toni Templeton regarding preparation time for Dr. Anthony Rolle.		X	
11/18/13	LS	0.8		Multiple communique exchanges with Denise Pierce, Bob Schulman and Toni Templeton regarding attending Zamora deposition in San Antonio; telephone conference with Ms. Templeton regarding attending Zamora deposition and strategy on how to handle his data at trial (assuming we do not attend deposition); prepare communique to Ms. Pierce and Mr. Schulman advising them that we will not attend Zamora deposition.		X	
11/18/13	LS	1.2		Telephone conference with Toni Templeton and Lindsey Gordeon regarding David Dunn's deposition and handling the four depositions all scheduled for November 20th; receive response from Mr. Dunn agreeing to decision not to attend Hammond deposition; prepare communique to team regarding Hammond deposition.		X	
11/18/13	RS	0.3		*Receive and review notification from Intervenor's attorney de-designating Rob Eissler and canceling deposition; conduct communique exchange with Intervenor's attorney regarding Bill Hammond's testimony with regard to Charter Plaintiffs; receive and conduct cursory review of Toni Templeton deposition transcript;		X	
11/18/13	RS	0.4		*review communique from Leonard Schwartz regarding Roberto Zamora deposition; prepare advisory response to same; communique exchanges with Denise Pierce concerning Zamora deposition; review Mr. Schwartz' response to Ms. Pierce regarding same; review notification from Attorney General's office of location change for Hammond deposition (NO CHARGE);		X	
11/18/13	CP	0.3		Multiple communique exchanges with Leonard Schwartz and Receptionist/File Clerk regarding dates for depositions, confirming same, and securing copy of Toni Templeton deposition; confer with Receptionist/File Clerk regarding her exchanges with Legal Assistants for defense counsel, dates and times for depositions on November 20, as four has been scheduled for one day; telephone conferences with production department representative for court reporting firm regarding cost to obtain copy of Templeton deposition on a rush basis, and negotiation of charge for same (non-negotiable); confirm order, same will be e-mailed by 8 AM tomorrow; notify Mr. Schwartz order for rush deposition has been placed (NO CHARGE).		X	
11/19/13	LS	0.25		Conference with David Dunn and Lindsey Gordon preparing David Dunn for his deposition.		X	
11/19/13	LS	3.6		Work with Toni Templeton on preparations to prepare David Dunn for his deposition.		X	

CHARTER SCHOOL PLAINTIFFS

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11/20/13	LS	0.9		Conference with David Dunn, Lindsey Gordon, Denise Pierce and Toni Templeton to debrief David Dunn and discuss his deposition testimony.		X	
11/20/13	LS	0.5		*Conference with Toni Templeton regarding issues for Dr. Anthony Rolle and how to prepare for his deposition		X	
11/20/13	LS	0.9		Attend deposition of Bill Hammond.		X	
11/20/13	LS	3.5		Attend deposition of David Dunn.		X	
11/21/13	RS	0.2		*Conduct telephone conference with staff regarding preparation of Dr. Anthony Rolle for deposition; receive and review staff response to Denise Pierce regarding same; conduct multiple communiqué exchanges with staff attorneys regarding Skype conference and in-person deposition preparation sessions for Dr. Rolle.		X	
11/21/13	LS	2.1		Conference with Toni Templeton on preparations for Dr. Anthony Rolle deposition and how to prepare him.		X	
11/22/13	RS	0.7		*preparation of Dr. Anthony Rolle for deposition, Skype conferences scheduled; review outline of anticipated deposition testimony prepared by Leonard Schwartz, Toni Templeton and Lindsey Gordon in preparation for Dr. Rolle's deposition; prepare communiqué to Ms. Templeton regarding Dr. Rolle's equity report prepared for TCSA in 2012 and information from same supporting inequity claims not in current expert report.		X	
11/22/13	LS	0.2		Respond to communicate from Eric Vinson regarding Toni Templeton's data sets		X	
11/23/13	CP	0.4		Receive and review directive from Leonard Schwartz for information concerning charter school funding by donors referenced in deposition of David Dunn, et al. conduct review and search of deposition transcripts to locate same; prepare communiqué to Mr. Schwartz, provided requested data.		X	
11/25/13	CP	0.3		Multiple communiqué exchanges with Bob Schulman regarding sharing of Excel files to be included as an exhibit to Templeton deposition (NO CHARGE); multiple attempts to upload same onto Attorney General secure server site (NO CHARGE); prepare communiqué to defense counsel forwarding Excel files and explanation for delay in sharing same (unable to upload on FTP site); telephone call to defense counsel to confirm his receipt, left detailed message (NO CHARGE).		X	
11/25/13	RS	0.2		Conduct telephone conference with Dr. Anthony Rolle regarding phone call briefing for deposition preparation and determination of costs.		X	
11/25/13	CP	0.2		Prepare Rule 11 agreement for approval by counsel authorizing admission of data set from Toni Templeton as a deposition exhibit; communiqué exchange with Ms. Templeton regarding same; forward draft letter to Leonard Schwartz for review.		X	
11/25/13	CP	0.1		Conduct communiqué exchange with Leonard Schwartz regarding admission of data tabulation Excel file not labeled as an exhibit, but referenced during Templeton deposition telephone conference with TSG Reporting representative concerning same and deadline for return of Templeton signature page and errata sheet for deposition; prepare communiqué to Toni Templeton regarding deadline for return of same. (NO CHARGE)		X	
11/25/13	RS	0.1		Confer with and direct staff concerning data sheets provided by Ms. Templeton; review communiqué exchange between staff and Ms. Templeton confirming production of all Excel files reviewed		X	

CHARTER SCHOOL PLAINTIFFS

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11/25/13	RS	0.1		Receive and review staff prepared Rule 11 agreement to counsel for inclusion of Toni Templeton's Excel files as exhibit to expert report.		X	
11/25/13	RS	0.1		Review updated report for Dr. Anthony Rolle to incorporate errors identified by defense counsel during Toni Templeton's deposition; review data sheets reviewed by Ms. Templeton in preparation of expert report. (NO CHARGE)		X	
11/26/13	RS	0.8		Participate in extended telephone conference (pre-deposition preparation) with Dr. Anthony Rolle.		X	
11/26/13	RS	0.5		Receive and review communiques from Edgewood Plaintiffs' counsel's staff with attached data in support of Dr. Roberto Zamora's expert report; receive and review such communiques requesting guidance on production of updated expert report received from Toni Templeton; prepare communiques to Leonard Schwartz for input concerning same, Ms. Templeton identified report as correcting errors identified by defense counsel during her deposition.		X	
12/3/13	CP	0.3		Conduct communique exchange with representative for TSG Reporting regarding delivery of original of Toni Templeton deposition; telephone conference with SLH Austin office management concerning same; prepare communique to Leonard Schwartz and Ramon Medina regarding delivery of same; prepare reminder to Ms. Templeton of deadline for return of original signature and errata pages from her deposition. (NO CHARGE)		X	
12/3/13	LS	3.5		Conference via SKYPE with Dr. Anthony Rolle, Lindsey Gordon, Bob Schulman, and Toni Templeton preparing Dr. Rolle for his deposition.		X	
12/3/13	RS	3.5		Conference via SKYPE with Dr. Anthony Rolle, Lindsey Gordon, Toni Templeton and Leonard Schwartz preparing for Dr. Rolle's deposition. (NO CHARGE)		X	
12/3/13	RS	0.1		Receive and review, proposed outline for Dr. Anthony Rolle pre-deposition preparation sessions from Toni Templeton; receive and review follow-up communiqué from Ms. Templeton regarding documents for Rolle deposition preparation; direct staff regarding same.		X	
12/4/13	RS	0.2		Receive and review staff communiqué regarding process for disclosure of Excel data spreadsheets and calculations supporting expert reports as provided by Toni Templeton; prepare advisory response and directives to staff regarding same.		X	
12/16/13	RS	4		Confer with Leonard Schwartz and TCSA staff and prepare Dr. Anthony Rolle for deposition.		X	
12/16/13	RS	0.4		Receive and review data from Dr. Anthony Rolle on Texas school funding. (NO CHARGE)		X	
12/17/13	LS	9		*multiple meetings with Lindsey Gordon and Toni Templeton regarding Dr. Anthony Rolle's testimony; multiple meetings with Bob Schulman and Dr. Rolle to assist in preparing Dr. Rolle for deposition;		X	
12/17/13	RS	1.5		Travel to Austin to attend deposition preparation session with Dr. Anthony Rolle.			X
12/17/13	RS	5.5		Participate in deposition preparation with Dr. Anthony Rolle.		X	
12/17/13	RS	1.5		Return travel from Austin (NO CHARGE).			X
12/18/13	LS	1.8		Meeting with Lindsey Gordon, Dr. Anthony Rolle and Toni Templeton regarding errors in the data sheets and how to remedy problems.		X	
12/18/13	RS	0.4		*Prepare advisory to Leonard Schwartz regarding anticipated line of questioning by Assistant Attorney General during Rolle deposition		X	

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12/18/13	LS	6.8		Attend deposition of Dr. Anthony Rolle		X	
12/18/13	RS	0.1		Receive and review communique from Denise Pierce regarding attendance at Dr. Anthony Rolle deposition; receive and review communique from Leonard Schwartz identifying Assistant Attorney General attending Rolle deposition; prepare advisory response to Mr. Schwartz regarding same. (NO CHARGE)		X	
12/19/13	LS	0.1		Communicate exchange with Denise Pierce regarding David Dunn's and Toni Templeton's depositions.		X	
12/19/13	LS	1.1		*telephone conference with Dr. Anthony Rolle, Ms. Templeton and Ms. Gordon regarding revised data sets and what could (and could not) be included.		X	
12/23/13	RS	1.5		Travel to Austin to attend litigation preparation session at TCSA.			X
12/23/13	RS	1.5		*engage in communiqué exchange with Dr. Anthony Rolle regarding review of rough outline of charter school witnesses and amendment of Dr. Rolle's report; receive and review draft outline of direct testimony by Toni Templeton and David Dunn prepared by Ms. Templeton.		X	
12/23/13	RS	1.5		Return travel from Austin. (NO CHARGE)			X
12/23/13	rs	0.3		Receive and review Defendants' Motion to Strike Edgewood Plaintiffs' expert, Dr. Roberto Zamora, and supporting exhibits.		X	
12/24/13	RS	0.5		Receive and review State's Motion to Strike Charter Plaintiff's Experts and Reports; prepare advisory report and forward same to Leonard Schwartz regarding anticipated Motion to Strike Charter experts.		X	
12/27/13	RS	0.4		Conduct lengthy teleconference with Dr. Anthony Rolle regarding his deposition and the reanalysis of expert report.		X	
12/27/13	RS	0.2		Prepare request to Dr. Anthony Rolle for commentary on [redacted]; receive and reply from Dr. Rolle [redacted]		X	
12/29/13	RS	0.2		Receive and review communiqué from Dr. Anthony Rolle regarding status of revision of his report. (NO CHARGE)		X	
12/30/13	RS	2.7		*Review State's Motion to Strike Charter Plaintiffs' Experts and Reports; prepare revisions to Response to Defendants' Motion to Strike; engage in communicate exchange with Allen Keller regarding research results, addition and revisions of same		X	
12/31/13	RS	0.2		Receive and review WRA report addendum from Dr. Anthony Rolle and advisory regarding additional updates to be provided before January 6; receive and review communiqué from Toni Templeton listing Rolle report issues for consideration at next litigation work session; receive and review Leonard Schwartz's response to Ms. Templeton regarding same.		X	
12/31/13	LS	0.6		Receive and review communique from Toni Templeton regarding data sets; prepare communique to Lindsey Gordon, Bob Schulman, Dr. Anthony Rolle, Denise Pierce and Ms. Templeton regarding which data set to submit.		X	
1/1/14	RS	0.3		Prepare advisory communiqué to Dr. Anthony Rolle and Toni Templeton regarding expert report revisions and explanations for necessity for same.		X	
1/2/14	LS	0.5		*prepare communiqués to Bob Schulman concerning addition of Rolle study.		X	
1/2/14	RS	2		Return travel from Austin (NO CHARGE).			X

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1/2/14	RS	6		*Travel to Austin			X
1/3/14	RS	0.5		*receive and review Leonard Schwartz's communique to Toni Templeton regarding increase in WADA gap in FY 2013; receive and review Ms. Templeton's response regarding same and report;		X	
1/3/14	LS	6		*Telephone conference with Bob Schulman regarding 2011 Rolle report for use as evidence ... ; prepare advisory to Dr. Anthony Rolle and Toni Templeton regarding preparation for in-court testimony; prepare proposed cross-examination questions for Dr. Rolle based upon previous depositions.		X	
1/4/14	LS	3		*continue review and conduct communique exchanges with Ms. Templeton regarding near-final version of report;		X	
1/5/14	RS	0.1		*Receive and review Excel file proposed exhibit from Dr. Anthony Rolle; review FSP revenue data involved; receive and review communique from defense counsel regarding deadline for supplementation of exhibits		X	
1/5/14	LS	1.8		*Receive and review communiqué with attached Excel file from Dr. Anthony Rolle for potential submissions as exhibit		X	
1/5/14	LS	2		Receive and review communiqué from Denise Pierce regarding her discussion with Jim Ho and request for input on validation of the per-district average methodology being used by the Charter School Plaintiffs' experts; receive and review advisory response from Bob Schulman concerning same and upcoming phone conference with Dr. Craig Wood to discuss the issue further; receive and review communiqué exchanges between counsel regarding defense counsel's request to include supplemental exhibit date, as same pertains only to exhibits offer during depositions; participate in telephone conference with TSCA staff and Bob Schulman.		X	
1/6/14	CAP	0.2		Telephone conference with Leonard Schwartz regarding inability to upload exhibits due to their size; share link to folder containing same in Dropbox with Judge Dietz and his administrators. (NO CHARGE)		X	
1/6/14	LS	4.5		*review current resume for David Dunn ... review staff request regarding current bio for Dr. Anthony Rolle and availability of same; review communiqué from Lindsey Gordon requesting Dr. Rolle's bio; prepare response to staff directing submission of current version of bio.		X	
1/6/14	RS	0.4		*Receive and review current resume for David Dunn to be offered as trial exhibit ... receive and review staff request to TSCA staff and Leonard Schwartz regarding current bio for Dr. Anthony Rolle and availability of same; receive and review communique from Lindsey Gordon requesting Dr. Rolle's current bio; prepare reply to Ms. Gordon concerning same; direct staff for inclusion of current version of Dr. Rolle's bio to be supplemented upon receipt of updated version; receive and review Mr. Schwartz's response to staff directing submission of bio in file and substitution (NO CHARGE).		X	

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1/7/14	LS	5.3		*review communiqué from Bob Schulman concerning designation of Charter School Plaintiffs' expert on attorneys' fees; prepare reply to Mr. Schulman confirming designation; review communiqué from TTSFC Plaintiffs' counsel's Paralegal regarding issues with CDs mailed to the parties that included exhibits disclosed on January 6, and upload of same in Dropbox to replace CD version;		X	
1/7/14	LS	8		Work with Toni Templeton in preparation for trial; work on direct testimony for Dr. Anthony Rolle, Ms. Templeton and David Dunn; prepare Ms. Templeton and Dr. Rolle for deposition and trial.		X	
1/8/14	CAP	0.1		Upload new scanned version of Dr. Anthony Rolle's resume; prepare communiqué to all counsel and the court forwarding same to replace exhibit 9068.		X	
1/8/14	RS	0.1		*engage in communicate exchanges with staff and provide direction in submission of updated resume for Dr. Anthony Rolle; receive and review communiqué from Mr. Schwartz regarding same (NO CHARGE).		X	
1/8/14	LS	8		*receive and review staff communiqué requesting assistance in submission of updated resume for Dr. Anthony Rolle; prepare response directing submission of same to all counsel with request for objection to substitution of same.		X	
1/9/14	LS	1		*Receive and review staff communiqué to all counsel regarding substitution of correct version of Rolle resume for document provided in pre-trial disclosures on January 6; receive and review replies from counsel agreeing to same;		X	
1/9/14	CAP	0.1		Prepare request to counsel to allow substitution of correct version of Rolle resume as an exhibit; receive, review and reply to confirmatory responses (NO CHARGE); prepare request to Court Operations Clerk for input on necessity filing of an unopposed/agreed motion to authorize same.		X	
1/9/14	RS	1.5		Travel to Austin for meeting at TCSA.			X
1/9/14	RS	1.5		Return travel from Austin (NO CHARGE).			X
1/9/14	RS	0.1		*Review and approve communiqué to all counsel regarding substitution of Rolle resume as pre-trial disclosures; receive and review replies from counsel regarding same (NO CHARGE);		X	
1/10/14	CAP	0.1		Prepare follow-up request to counsel for TTSFC Plaintiffs regarding submission of substitute resume for Dr. Anthony Rolle by agreement; receive and review reply agreeing to same; prepare follow-up request to Court's staff attorney on whether a motion for leave to file same will be required.		X	
1/12/14	LS	6		*Work on Rolle deposition transcript; draft proposed areas for correction by Toni Templeton and multiple communicate exchanges regarding how to rehabilitate Rolle; prepare communiqués to stakeholders regarding Rolle and his use as an expert		X	

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1/13/14	LS	3.5		*receive and review Edgewood ISD Plaintiffs' Response to Defendants' Motion to Strike Expert Zamora and supporting exhibits ... prepare notes and observations for preparation of Response to Defendants' Motion to Strike Templeton and Rolle; receive and review Lindsey Gordon's edits to notes; receive and review Bob Schulman's edits to notes regarding Response to Motion to Strike; review Denise Pierce's communique to Dr. Anthony Rolle regarding Motion to Strike for review, and requesting Dr. Rolle to review his deposition (being forwarded by e-mail and overnight delivery) (NO CHARGE); work on Response to Motion to Strike.		X	
1/13/14	LS	4.5		Receive and review communiqué from defense counsel regarding filing of Motion to Strike Experts Templeton and Rolle; engage in communiqué exchange with Bob Schulman concerning same and filing of Motion to Strike Dawn-Fisher; receive and review Motion filed by Defendants to Strike Charter School Plaintiffs' experts; begin research for purposes of response to Motion to Strike Experts.		X	
1/13/14	RS	1.3		Receive and review communique from defense counsel announcing filing of Motion to Strike Experts Templeton and Rolle; engage in communique exchanges with Leonard Schwartz concerning same and consideration of counter Motion to Strike Dr. Dawn-Fisher; receive and review Motion to Strike Charter School Plaintiffs' experts; engage in communique exchanges and conduct telephone conference with Interveners' counsel regarding submission of attorneys' fees motions and procedure; confer with and direct staff regarding participation in Phase 1 Rule 11 regarding attorney fee affidavits; receive and review staff report concerning same.		X	
1/14/14	LS	9		*review deposition of Dr. Anthony Rolle		X	
1/14/14	CAP	0.1		*Schwartz regarding data requested by Toni Templeton (Rolle expert data). (NO CHARGE)		X	
1/14/14	CAP	0.1		Telephone conference with Leonard Schwartz regarding deadline for return of original Rolle deposition. (NO CHARGE)		X	
1/14/14	CAP	0.2		Telephone conference with Leonard Schwartz regarding references in Rolle deposition to continuation of Templeton deposition (NO CHARGE); review depositions and prepare advisory to Mr. Schwartz concerning same.		X	
1/14/14	LS	2.5		Work on Response to Motion to Strike.		X	
1/14/14	RS	0.7		Receive and review advisory communiqué from Leonard Schwartz regarding preparation of Response to Defendants' Motion to Strike Charter School Plaintiffs' Expert Witnesses, Templeton and Rolle; receive and review follow-up advisory communiqué from Lindsey Gordon concerning same; prepare edits and comments regarding same and to Mr. Schwartz's observations; prepare advisory communique to Mr. Schwartz and TCSA staff forwarding same.		X	

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1/15/14	LS	4		*Discussion with Denise Pierce and staff regarding issue of filing of revised expert report and incorporation of data into Response to Motion to Strike Experts ... receive and review Bob Schulman's communiqué with e-mail from Dr. Anthony Rolle and attached data in support of his deposition testimony, used in preparation of expert report; receive and review Dr. Rolle's notes to Defendants' Motion to Strike Rolle and Templeton; prepare communiqué to Mr. Schulman forwarding draft Response to Motion to Strike; receive and review communiqués from Lindsey Gordon with comments to and recommended edits to Response		X	
1/15/14	LS	8		*research issues surrounding Motion to Exclude Witness due to Failure to Timely Designate; draft Response to Motion to Strike Witnesses; review second draft prepared by Lindsey Gordon; communicate exchanges with Ms. Gordon regarding second draft of Response to Motion to Strike Witnesses; numerous telephone conferences with Bob Schulman regarding drafts of Response.		X	
1/16/14	LS	0.2		Receive and review communicate from Assistant Attorney General inquiring about copy protection on files we submitted; short conference with Toni Templeton regarding copy protection on Excel spreadsheets, direct her to provide password to unlock spreadsheets.		X	
1/16/14	LS	1		Prepare letter to all counsel regarding outdated report and data sheets utilized during Rolle deposition, forward updated data for review, offer Rolle and/or Templeton for deposition to address		X	
1/16/14	LS	1.5		*prepare communicate to Assistant Attorney General regarding rescheduling of expert depositions; receive and review reply requesting removal of password protected cells from Excel data file prepared by Charter School Plaintiffs' experts; prepare directive to Toni Templeton forwarding defense counsel's request for removing password from cells in Excel file.		X	
1/16/14	LS	2.5		*receive and review Denise Pierce's draft advisory communicate to Dr. Anthony Rolle regarding Judge's order for the do of depositions (Dr. Rolle and Toni Templeton) and points to be addressed in his deposition testimony supporting the Charter School Plaintiffs' claims.		X	
1/16/14	LS	2		*meeting with Ms. Templeton regarding preparation of Dr. Rolle for his next deposition and how he can answer questions about the "mistakes" defense counsel claims occurred in data sets.		X	
1/16/14	CAP	4		Conduct multiple telephone conferences with Bob Schulman and Leonard Schwartz regarding revisions to Response to Defendants' Motion to Strike Experts, suggested revisions, additions, edits, and citations to include within same; discussion with Mr. Schulman regarding required notice period under the Rules for notice to opposing counsel of hearing date; line-by-line review of Response and revisions to same; convert, upload and e-file Response; prepare communicate to all counsel, Judge Dietz and the court staff forwarding a copy of same. (NO CHARGE)		X	

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1/16/14	LS	1		Edit draft Response to Motion to Strike Expert Witnesses, revised by TCSA administrators; forward same to Bob Schulman for review; attorney conference with Mr. Schulman regarding research requested in support of Response and authority for allowing scheduling of additional depositions of experts (NO CHARGE); engage in telephone and communiqué exchanges with staff, Mr. Schulman and TCSA administrators regarding same, research and presentation; participate in telephone conferences with Mr. Schulman concerning same (NO CHARGE).		X	
1/16/14	RS	1.2		Receive and review Response to Motion to Strike Expert Witnesses; prepare revisions to Response; direct staff in research on issues addressed in same; engage in telephone and communiqué exchanges with staff, Leonard Schwartz and TCSA administrators regarding same, research and presentation; conduct telephone conferences with Mr. Schwartz concerning same; conduct telephone conference with Leonard Schwartz and TCSA regarding results of hearing on Defendants' Motions to Strike Charter School Plaintiffs' Fifth Amended Petition and Experts (NO CHARGE).		X	
1/17/14	LS	0.1		Receive and review communique from Dr. Anthony Rolle asking where he should send errata sheet; prepare response to Dr. Rolle.		X	
1/17/14	RS	0.1		same; receive and review reply from Assistant Attorney General requesting further clarification regarding same; receive and review errata sheet from Dr. Anthony Rolle for his deposition.		X	
1/17/14	LS	2		*Receive and review Denise Pierce's (final version) of communiqué to Dr. Anthony Rolle explaining outcome of January 16 hearing, scheduling of depositions and strategy for his deposition and trial testimony; receive and review, from Court Reporter, rough draft of January 16 hearing; receive and review Defendants' Supplement to Motion to Strike Edgewood ISD Plaintiffs' Expert Zamora;		X	
1/17/14	LS	9.2		*communicate exchange with Assistant Attorney General on scheduling Toni Templeton and Dr. Anthony Rolle depositions; communicate exchanges with Toni Templeton and Dr. Rolle on deposition schedule;		X	
1/17/14	RS	1.5		Travel to Austin/TCSA			X
1/18/14	LS	1.5		Receive and review communique to opposing counsel from Bob Schulman regarding date for scheduling expert depositions (NO CHARGE); engage in communiqué exchanges with staff concerning production of e-mails requested by defense counsel during Rolle deposition; receive and review staff communiqué to all counsel with subject e-mails attached.		X	
1/18/14	LS	5.9		*Receive and review communiqué from Dr. Anthony Rolle confirming arrival in Austin on January 24 to prepare for deposition on the 27th (NO CHARGE) ... work on upcoming depositions of Toni Templeton and Dr. Rolle.		X	
1/19/14	RS	0.5		Conduct telephone conference with Dr. Anthony Rolle regarding deposition preparation; conduct telephone conference with Dr. Rolle and Leonard Schwartz concerning same (NO CHARGE); receive and review communiqués exchanged between Denise Pierce and Court Reporter regarding need for a reporter to cover expert witness depositions and preparation of expedited transcript. (NO CHARGE)		X	

CHARTER SCHOOL PLAINTIFFS

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1/19/14	LS	1		Participate in telephone conference with Dr. Anthony Rolle and Bob Schulman concerning Rolles deposition (NO CHARGE); receive and review communiqués exchanged between Denise Pierce and Court Reporter regarding need for a reporter to cover expert witness depositions and preparation of expedited transcript		X	
1/20/14	LS	2.5		Engage in communiqués exchanges with defense counsel regarding scheduling of Rolle and Templeton depositions; receive and review communiqué from Bob Schulman with recommended response to defense counsel's demand for date to schedule expert witness depositions; confer with Mr. Schulman and Toni Templeton concerning date for expert depositions.		X	
1/20/14	RS	0.1		Receive and review communiqués exchanged between defense counsel and Leonard Schwartz regarding scheduling of Rolle and Templeton depositions (NO CHARGE); prepare proposed response to defense counsel's demand for date to schedule expert witness depositions; prepare advisory communiqué to Mr. Schwartz regarding same; conduct telephone conference with Mr. Schwartz and Ms. Templeton concerning expert depositions.		X	
1/20/14	RW	0.1		Receive and review communique from Paralegal forwarding State Defendants' Motion to Strike Rolle and Templeton as Experts. (NO CHARGE)		X	
1/20/14	LS	8		*conferences with Toni Templeton and Bob Schulman regarding date for depositions of Ms. Templeton and Dr. Anthony Rolle; multiple communique exchanges with Assistant Attorney General regarding date for depositions		X	
1/21/14	LS	3.5		Engage in communiqué exchanges with defense counsel confirming scheduling of Rolle and Templeton depositions on January 27; receive and review Defendants' Second Notice scheduling Rolle and Templeton deposition; receive and review communiqués exchanged between Denise Pierce and court reporting firm confirming scheduling of depositions; prepare communiqué to court reporting firm advising SLH is responsible for costs involved		X	
1/21/14	LS	1		*prepare advisory to Bob Schulman regarding rulings on expert reports and PowerPoints in light of objections; receive and review Mr. Schulman's response concerning same; prepare request to Mr. Schulman for [redacted]		X	
1/22/14	LS	1.5		*Extended teleconference with Dr. Anthony Rolle and Bob Schulman regarding de-designation of Dr. Rolle as an expert witness (NO CHARGE) ... receive and review communiqué from Toni Templeton with notes on items to discuss from Rolle deposition		X	
1/22/14	RS	0.2		Engage in communiqué exchanges with Rick Lopez and Leonard Schwartz regarding attendance at expert depositions on January 27, preparation of experts for same, and trial attendance logistics. (NO CHARGE)		X	
1/23/14	LS	1.5		Work on direct testimony of David Dunn		X	
1/23/14	CAP	0.2		Engage in communique exchange with Paralegal for Edgewood ISD Plaintiffs' counsel regarding deposition of Dr. Anthony Rolle; confer with Bob Schulman concerning same, obtain permission for release of a copy; forward copy to EISD Plaintiffs' counsel's Paralegal for their file; search for signature/errata pages from Dr. Rolle, save same in network folder; prepare communique to Dr. Rolle requesting a copy of his signature page (notarized) and confirmation of return to court reporter. (NO CHARGE)		X	

CHARTER SCHOOL PLAINTIFFS

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1/23/14	LS	1.5		*Prepare communiqué to defense counsel and EISD Plaintiffs' counsel requesting stipulation on Zamora testimony regarding effects of HB5 on ISDs as applicable to charters too; receive and review defense counsel's objection to such stipulation; prepare updates to Bob Schulman on Zamora's testimony supporting charters ... prepare draft of David Dunn slides and questions for direct testimony, forward to Mr. Schulman		X	
1/23/14	RW	4.6		Conference with Bob Schulman regarding issue of attempting to withdraw expert witness between first and second of trial.		X	
1/23/14	RS	0.5		Direct Russell Wilson on research into [redacted] receive and review report from Mr. Wilson regarding same, and offer of proof and bill of exceptions.		X	
1/23/14	RS	0.6		Receive and review communiqué from Russell Wilson requesting clarification on research inquiries concerning [redacted] prepare comprehensive response and further directives to Mr. Wilson concerning same.		X	
1/23/14	CAP	0.1		Receive and review directive from Leonard Schwartz to submit Zamora PowerPoint to news reporter; review network folder for current presentation by Zamora; prepare request to Mr. Schwartz to provide additional information regarding same. (NO CHARGE)		X	
1/23/14	RS	0.7		*receive and review Mr. Schwartz's draft of David Dunn trial slides and questions for direct testimony.		X	
1/24/14	LS	11		Preparation of direct testimony with Toni Templeton; review of Dr. Anthony Rolle's deposition for use in preparing him for deposition; prepare preparation of outline of direct testimony of David Dunn		X	
1/24/14	LS	1		Engage in communiqué exchange with Bob Schulman regarding discussions with Denise Pierce on de-designation of Rolle and decision (NO CHARGE); prepare revised questions for Dunn direct testimony, forward to Mr. Schulman; receive and review additions by Mr. Schulman concerning same.		X	
1/24/14	RW	2.1		Continue expert research; expand research to include all federal cases and cases in states whose rules of evidence are, like Texas', based on the Federal Rules of Evidence; prepare communiqué to Bob Schulman requesting clarifications.		X	
1/24/14	RS	0.6		Receive and review communiqué from Russell Wilson requesting clarification on research inquiries concerning [redacted] ; prepare comprehensive response and further directives to Mr. Wilson concerning same.		X	
1/25/14	RW	2.6		Receive and review communicate from Bob Schulman affirming research is on point; finalize legal research; prepare legal memorandum to Mr. Schulman.		X	
1/25/14	LS	2		Prepare research memo to Bob Schulman regarding admissibility of charts and diagrams supporting testimony.		X	
1/25/14	RS	0.4		Receive and review research report from Russell Wilson on [redacted] prepare communiqué to Mr. Wilson regarding same ; receive and review Mr. Wilson's legal memorandum; receive and review research memo from Leonard Schwartz regarding admissibility of charts and diagrams supporting testimony.		X	

CHARTER SCHOOL PLAINTIFFS

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1/25/14	LS	12		Preparation of direct testimony with Toni Templeton; research on issue of using slides for exhibit; direct to Russell Wilson to prepare Response to Objection to Slides; preparation of second draft of outline of direct testimony of David Dunn; continued to work with Ms. Templeton on direct testimony of Mr. Dunn and Ms. Templeton.		X	
1/26/14	LS	1.5		Receive and review communiqués exchanged between Bob Schulman and defense counsel regarding decision to de-designate Dr. Anthony Rolle as Charter School Plaintiffs' expert and withdraw his report (NO CHARGE); prepare directive to staff regarding same; receive and review staff-prepared communiqué to all counsel and the court de-designating Dr. Rolle as an expert witness, canceling January 27 deposition, and withdrawing his current report as an exhibit; receive and review corrected version of Catherine Clark trial presentation.		X	
1/26/14	RS	1.3		Travel to Austin. (NO CHARGE)			X
1/26/14	RS	6		*Attend deposition conference with Dr. Anthony Rolle; confer with TCSA team regarding same; review Leonard Schwartz's directive to Russell Wilson for preparation of legal memo to the court on Response to Objection to admission of PowerPoint as an exhibit ... review memorandum of law prepared regarding withdrawal of testifying witness during trial, potential to proffer of withdrawn expert's deposition testimony by the defense, and other matters (NO CHARGE); confer with Mr. Schwartz regarding same; conduct telephone conference with David Dunn concerning Rolle testimony; conduct telephone conference with Assistant Attorney General regarding same ... re-confer with team regarding de-designation of Dr. Rolle; prepare communiqué to defense counsel regarding de-designation of Dr. Rolle as Charter School Plaintiffs' expert.		X	
1/26/14	RS	1.2		Return travel. (NO CHARGE)			X
1/26/14	RW	2.1		Review case law and other materials sent by Leonard Schwartz; legal research into present law pertaining to [redacted] prepare communiqué to Mr. Schwartz and Bob Schulman seeking copies of materials to be offered for admission.		X	
1/26/14	RW	0.1		Receive and review communiqué from Leonard Schwartz seeking assistance with Charter School Plaintiffs' Response to Objection to PowerPoint Slides Admission as Exhibit; prepare responsive communiqué. (NO CHARGE)		X	
1/26/14	LS	10		Preparation of direct testimony of Toni Templeton and David Dunn; conferences regarding problems with scheduling Dr. Anthony Rolle and making a determination as to whether or not to de-designate him as a witness; multiple communicate exchanges with Assistant Attorney General regarding Dr. Rolle; telephone conference with Denise Pierce, Bob Schulman and Mr. Dunn regarding Dr. Rolle; telephone conversation with Mr. Dunn authorizing release of Dr. Rolle as an expert witness; preparation of Dr. Rolle for his deposition (prior to determination not to use him); preparation of Ms. Templeton for her deposition.		X	

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1/26/14	LS	1.2		Receive and review communiqué from Bob Schulman directing review of Zamora testimony in preparation of David Dunn for trial, with recommendations on elaborating Mr. Dunn's experience as a lobbyist on testimony regarding impact of legislative changes and related matters; engage in communiqué exchange with Mr. Schulman regarding introduction of Toni Templeton's slides derived from Dawn-Fisher data during her upcoming deposition; prepare directive to TCSA staff for print out of data attached in preparation for Rolle and Templeton depositions, forward to Mr. Schulman.		X	
1/26/14	LS	0.7		*receive and review current version of PPT slide presentation for David Dunn		X	
1/26/14	LS	1.1		*receive and review current version of PowerPoint slide presentation for David Dunn; prepare edits/additions to same; prepare advisory communiqué to Mr. Schwartz regarding edits/additions to same; receive and review response from Mr. Schwartz's; prepare response identifying specific relevant slides.		X	
1/27/14	CAP	0.2		Telephone conference with Leonard Schwartz regarding amendment of Designation of fact and expert witnesses, depositions and exhibits (NO CHARGE), prepare Amended Designations; follow-up telephone conference with Mr. Schwartz concerning same (NO CHARGE).		X	
1/27/14	RS	0.1		Receive and review staff inquiry on amendment of witness designations; receive and review request from staff on status of amended designations. (NO CHARGE)		X	
1/27/14	RS	2		Return travel. (NO CHARGE)			X
1/27/14	RS	1.9		Travel to Austin			X
1/28/14	LS	2.5		Multiple communiqué exchanges and discussion with staff regarding amended designations to de-designate Rolle as a witness and withdraw his exhibit; prepare communiqué to Bob Schulman concerning same; participate in debriefing on trial.		X	
1/28/14	RS	0.8		Multiple communicate exchanges and discussion with staff regarding amended designations to de-designate Rolle as a witness and withdraw his exhibit; receive and review communicate from Leonard Schwartz concerning same; receive, review and revise amended designation pleading and direct staff regarding same.		X	
1/28/14	LS	0.8		Work with Toni Templeton and Denise Pierce on direct testimony by Ms. Templeton and David Dunn; practice direct with Ms. Templeton; practice direct with Mr. Dunn; work on possible cross with Ms. Pierce, Ms. Templeton and Mr. Dunn; debrief on trial in conference with Bob Schulman, Ms. Pierce, Ms. Templeton and Mr. Dunn.		X	
1/28/14	RS	0.9		Receive and review Russell Wilson's communique to Toni Templeton regarding brief he is preparing on admissibility of PowerPoint slides requesting draft of same; receive and review Ms. Templeton's reply and attached PPT presentations for Ms. Templeton and David Dunn; receive and review communique exchanges between Mr. Wilson and Ms. Templeton regarding same; receive and review multiple communiqués from Ms. Templeton and Leonard Schwartz and attached revised versions of Dunn and Templeton slide presentations; prepare comments and revisions to same; prepare advisory communique to Mr. Schwartz regarding same; receive and review advisory response from Mr. Schwartz; receive and review revised Dunn presentation from Denise Pierce; prepare advisory communique to Ms. Pierce regarding admission of PPT presentations for Dunn and Templeton.		X	

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1/29/14	CAP	0.1		Telephone conference with Leonard Schwartz and Toni Templeton regarding missing exhibit, Ms. Templeton will upload same in Dropbox for access. (NO CHARGE)		X	
1/29/14	LS	0.7		Engage in multiple communiqués with Toni Templeton and review attached revised versions of Dunn and Templeton slide presentations; receive and review communiqué from Bob Schulman with comments on slides and general thoughts concerning offer of same; prepare reply regarding same; receive and review updated Dunn presentation from Denise Pierce.		X	
1/29/14	LS	2		*receive and review final version of Dunn PowerPoint with notes incorporating changes made earlier today; receive and review final version of Templeton PowerPoint presentation		X	
1/29/14	CAP	0.2		Receive and upload PowerPoint presentations for David Dunn and Toni Templeton; relabel same and upload into Dropbox folder and on Attorney General secure server site for access by all counsel; conduct telephone conference with Leonard Schwartz regarding upload and distribution of PPTs to all counsel; prepare communique to all counsel advising of upload of PPTs to be offered as evidence on January 30.		X	
1/29/14	RS	1.8		Travel time for travel to Austin			X
1/29/14	RS	2		Return from Austin following trial. (NO CHARGE)			X
1/30/14	CAP	0.3		Receive and review Bob Schulman's communique regarding Assistant Attorney General's complaint she has no access to Dropbox; compress PDF- PowerPoint files containing Dunn and Templeton presentations; prepare communique to Assistant Attorney General, with copy to all counsel forwarding compressed files and reminding that my e-mail notified them of accessibility to files in Dropbox and on the Attorney General secure server site; prepare communique to Legal Assistants for Attorney General's office reminding them all exhibits have been uploaded on secure server site for download and distribution to Assistant Attorneys General; receive and review reply from Legal Assistant at Attorney General's office confirming receipt.		X	
1/30/14	LS	4		Attend trial	X		
1/30/14	RS	1.8		Travel to Austin to attend trial.			X
1/30/14	RS	4		*Attend trial	X		
1/30/14	RS	2		Return travel. (NO CHARGE)			X
3/19/14	RS	0.2		*Receive and review Defendants' Amended Response to Applications for Attorneys' Fees and exhibit in support of same;		X	

EFFICIENCY INTERVENORS

Date	Atty	Unit	Value	Portion of Narrative in Dispute	Biliable Not	Travel
				* Denotes narrative that comprises fewer than all tasks performed for total time billed and denoted as "Total Time"		
1/30/41	Diamond	147		Mileage Austin to Houston		X
3/12/13	Keve Enoch	14.06		ProDoc eFiling - Electronic filing and service fees for Efficiency Intervenor's Findings of Fact	X	
3/12/13	Keve Enoch	19.68		ProDoc eFiling - Electronic filing and service fees for proposed final judgment	X	
3/13/13	Keve Enoch	14.06		ProDoc eFiling - Electronic filing and service fees for letter to Judge Dietz with proposed final judgment	X	
3/22/13	O'Brien	2.7		Research issue of redundant remedies in Attorney General's response to request for attorney's fees	X	
3/25/13	Lorber	0.2		*review and communication regarding Shelby O'Briens research about redundant remedies doctrine	X	
3/25/13	O'Brien	2.7		Research issue of redundant remedies in Attorney General's response to request for attorney's fees	X	
3/25/13	Keve Enoch	19.68		ProDoc eFiling - Electronic filing and service fees for Efficiency Intervenor's Response to Filings of Fact	X	
3/31/13	Keve Enoch	1.2		Pacer - Obtain electronic copies of court documents on 3/4/2013	X	
3/31/13	Keve Enoch	58.21		Westlaw - Electronic Research	X	
6/5/13	Diamond	6.3		*Travel to Austin ... travel to Houston		X
6/5/13	Diamond	294		Roundtrip mileage to Austin for hearing		X
6/19/13	Diamond	6.8		*Travel to Austin ... travel to Houston		X
6/19/13	Diamond	294		Roundtrip mileage to Austin for hearing		X
6/19/13	Diamond	1		Parking at hearing		X
8/20/13	Diamond	7		*Travel to Austin ... travel to Houston		X
8/20/13	Diamond	294		Roundtrip mileage to Austin for hearing		X
8/20/13	Diamond	1		Parking at hearing		X
9/4/13	Diamond	8		*Travel to Austin ... travel to Houston		X
9/4/13	Diamond	294		Roundtrip mileage to Austin for hearing		X
9/4/13	Diamond	1		Parking at lunch		X
9/27/13	Keve Enoch	14.06		ProDoc eFiling - Electronic filing and service fees for Efficiency Intervenor's Plea to the Jurisdiction and Motion for Entry of Final Judgment	X	
9/30/13	Keve Enoch	50.9		Westlaw - Electronic Research performed in September 2013	X	
9/30/13	Keve Enoch	14.06		ProDoc eFiling - Electronic filing and service fees for Notice of Hearing on Efficiency Intervenor's Plea to the Jurisdiction	X	
10/4/13	Keve Enoch	1.95		Copy Expenses	X	
11/19/13	Diamond	8.5		*Travel to Austin		X
11/20/13	Diamond	6.7		*travel to Houston		X
11/20/13	Diamond	294		Roundtrip mileage to Austin for hearing		X
12/18/13	Diamond	2.7		Travel to Austin		X
12/19/13	Diamond	8.9		*travel to Houston		X
1/15/14	Diamond	8		*travel to Austin		X
1/16/14	Diamond	8		*travel to Houston		X
1/16/14	Diamond	294		Roundtrip mileage to Austin for hearing		X
1/20/14	Diamond	10		*Travel to Austin		X
1/20/14	Diamond	147		Mileage to Houston to Austin		X
1/23/14	Diamond	9.5		*travel to Houston		X
1/23/14	Diamond	147		Mileage Austin to Houston		X
1/26/14	Diamond	5.5		*Travel to Austin		X

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				Billable	Travel
				* Denotes narrative that comprises fewer than all tasks performed for total time billed and denoted as "Total Time"	
1/26/14	Diamond	147			X
1/30/14	Diamond	10			X
2/2/14	Diamond	6			X
2/7/14	Diamond	10			X
2/20/14	Diamond	4		X	
6/5/14	Diamond	1			X

Unofficial copy Travis Co. District Clerk Velda L. Price