

No. 15-3582

**In the
United States Court of Appeals
For the Seventh Circuit**

RUTHELLE FRANK, et al.,

Plaintiffs-Appellants,

v.

SCOTT WALKER, et al.,

Defendants-Appellees.

On Appeal from the United States District Court for the
Eastern District of Wisconsin, No. 2:11-CV-01128-LA.
The Honorable **Lynn S. Adelman**, Judge Presiding.

BILL OF COSTS AND ATTORNEY DECLARATION

Pursuant to Federal Rule of Appellate Procedure 39(d) and Seventh Circuit Rule 39, attorney Sean J. Young states the following:

1. I am counsel for Plaintiffs-Appellants in the above-captioned appeal.
2. On April 12, 2016, this Court entered its Final Judgment vacating the District Court's ruling in part and remanding for further proceedings consistent with this Court's opinion. ECF No. 36.
3. I have personally reviewed the following itemized Bill of Costs.
4. The following costs are correct and have been necessarily incurred in this appeal. These costs should be taxed against Defendants-Appellees.

| Date | Description | Calculations | Cost Sought |
|--------------|---------------------------|---|--------------------|
| 11/17/2015 | Appeal Filing Fee | N/A | \$505.00 |
| 12/28/2015 | Appellants' Brief | <p>95 pages @ Circuit rate of \$0.10/page = \$9.50 per copy x 15 copies = \$142.50</p> <p>2 covers (front & back) @ Circuit rate of \$2 per cover = \$4 per copy x 15 copies = \$60.00</p> <p>Binding @ Circuit rate of \$2 per copy x 15 copies = \$30.00</p> <p>\$142.50 + \$60.00 + \$30.00 = \$232.50</p> | \$232.50 |
| 12/28/2015 | Stipulated Joint Appendix | <p>51 pages @ Circuit rate of \$0.10/page = \$5.10 per copy x 10 copies = \$51.00</p> <p>2 covers (front & back) @ Circuit rate of \$2 per cover = \$4 per copy x 10 copies = \$40.00</p> <p>Binding @ Circuit rate of \$2 per copy x 10 copies = \$20.00</p> <p>\$51.00 + \$40.00 + \$20.00 = \$111.00</p> | \$111.00 |
| 2/9/2016 | Appellants' Reply Brief | <p>26 pages @ Circuit rate of \$0.10/page = \$2.60 per copy x 15 copies = \$39.00</p> <p>2 covers (front & back) @ Circuit rate of \$2 per cover = \$4 per copy x 15 copies = \$60.00</p> <p>Binding @ Circuit rate of \$2 per copy x 15 copies = \$30.00</p> <p>\$39.00 + \$60.00 + \$30.00 = \$129.00</p> | \$129.00 |
| TOTAL | | | \$977.50 |

5. I declare under penalty of perjury that the foregoing is true and correct and the foregoing costs were incurred in this appeal. Attached are a receipt and three invoices documenting the costs incurred by Plaintiffs' counsel in this appeal.

Dated this 20th day of April, 2016.

Respectfully submitted,

/s/ Sean J. Young

SEAN J. YOUNG

DALE E. HO

SOPHIA LIN LAKIN

American Civil Liberties Union
Foundation, Inc.

125 Broad Street, 18th Floor

New York, NY 10004

(212) 549-2693

syoung@aclu.org

dale.ho@aclu.org

slakin@aclu.org

KARYN L. ROTKER*

LAURENCE J. DUPUIS

American Civil Liberties Union of
Wisconsin Foundation, Inc.

207 East Buffalo Street, Suite 325

Milwaukee, WI 53202

(414) 272-4032

krotker@aclu-wi.org

ldupuis@aclu-wi.org

M. LAUGHLIN MCDONALD

American Civil Liberties Union
Foundation, Inc.

2700 International Tower,

229 Peachtree Street NE

Atlanta, GA 30303

(404) 523-2721

lmcdonald@aclu.org

NEIL A. STEINER

Dechert LLP

1095 Avenue of the Americas

New York, NY 10036

(212) 698-3822

neil.steiner@dechert.com

CRAIG G. FALLS

Dechert LLP

1900 K Street NW

Washington, DC 20006

(202) 261-3373

craig.falls@dechert.com

ANGELA M. LIU

Dechert LLP

35 West Wacker Drive, Suite 3400

Chicago, IL 60601

(312) 646-5816

angela.liu@dechert.com

TRISTIA BAUMAN

National Law Center on Homelessness
& Poverty

2000 M Street NW, Suite 210

Washington, DC 20036

(202) 347-3124

tbauman@nlchp.org

Attorneys for Plaintiffs-Appellants

* Counsel of Record

CERTIFICATE OF SERVICE

I hereby certify that on April 20, 2016, the Reply Brief of Plaintiffs-Appellants was filed with the Clerk of the Court for the United States Court of Appeals for the Seventh Circuit by using the appellate CM/ECF system.

The following participants in the case are registered CM/ECF users and will be served by the appellate CM/ECF system:

Daniel P. Lennington
OFFICE OF THE ATTORNEY
GENERAL
Wisconsin Department of Justice
17 W. Main Street
P.O. Box 7857
Madison, WI 53707-7857
lenningtondp@doj.state.wi.us

Misha Tseytlin
OFFICE OF THE SOLICITOR
GENERAL
Wisconsin Department of Justice
17 W. Main Street
P.O. Box 7857
Madison, WI 53707-7857
tseytlinm@doj.state.wi.us


/s/ Sean J. Young
Sean J. Young

Attorney for *Frank* Plaintiffs-Appellants

From: paygovadmin@mail.doc.twai.gov
To: [Sean Young](#)
Subject: Pay.gov Payment Confirmation: WIED CM ECF
Date: Tuesday, November 17, 2015 3:12:43 PM

Your payment has been submitted to Pay.gov and the details are below. If you have any questions or you wish to cancel this payment, please contact WIED CM/ECF Help Desk at (866) 438-5410.

Application Name: WIED CM ECF
Pay.gov Tracking ID: 25OERU2S
Agency Tracking ID: 0757-2222337
Transaction Type: Sale
Transaction Date: Nov 17, 2015 3:12:33 PM

Account Holder Name: Sean J. Young
Transaction Amount: \$505.00
Billing Address: 125 Broad Street
Billing Address 2: 18th Floor
City: New York
State/Province: NY
Zip/Postal Code: 10004
Country: USA
Card Type: AmericanExpress
Card Number: *****

THIS IS AN AUTOMATED MESSAGE. PLEASE DO NOT REPLY.

Invoice

Counsel Press Inc.

PO Box 65019
Baltimore, MD 21264-5019

**PLEASE NOTE NEW
REMITTANCE ADDRESS**

Invoice Number: 0009064889

Date: 12/31/2015

Fed. Tax ID: 47-3380949

Terms: ON RECEIPT

Sold To

ACLU Foundation, Inc.
125 Broad Street
18th Floor
New York, NY 10004 USA

Attention: Sean J. Young, Esq.

File No.: 618659
Court: USCOA - 7TH
Case Name: Ruthelle Frank v. Scott Walker

Amount

For Reproduction of:

APPELLANT'S BRIEF
- (26 copies, 93 pages)

| | | | | |
|------|---------------------------------------|---|----------|----------|
| 1.00 | Preparation of Brief | @ | \$775.00 | \$775.00 |
| 1.00 | Additional Cover(s) | @ | \$105.00 | \$105.00 |
| 1.00 | Page(s) - Blue Slip Sheet | @ | \$15.00 | \$15.00 |
| 6.00 | Additional Copies Over 20 | @ | \$22.50 | \$135.00 |
| 1.00 | Electronic File Production and Review | @ | \$65.00 | \$65.00 |
| 1.00 | Electronic Filing | @ | \$35.00 | \$35.00 |

00-CW

This Invoice is Due Upon Receipt. Please Show Invoice Number on Check When Submitting Payment.

| | |
|-----------------------|------------|
| Subtotal | \$1,130.00 |
| Sales Tax | \$100.29 |
| | \$0.00 |
| Payment/Credit Amount | \$0.00 |
| Balance | \$1,230.29 |

Invoice

Counsel Press Inc.

PO Box 65019
Baltimore, MD 21264-5019

**PLEASE NOTE NEW
REMITTANCE ADDRESS**

Invoice Number: 0009064887

Date: 12/31/2015

Fed. Tax ID: 47-3380949

Terms: ON RECEIPT

Sold To

ACLU Foundation, Inc.
125 Broad Street
18th Floor
New York, NY 10004 USA

Attention: Sean J. Young, Esq.

File No.: 618659
Court: USCOA - 7TH
Case Name: Ruthelle Frank v. Scott Walker

Amount

For Reproduction of:

| | | | | |
|----------------|---------------------------------------|---|----------|----------|
| JOINT APPENDIX | | | | |
| - (20 copies) | | | | |
| 1.00 | Cover(s) - 1st Side | @ | \$135.00 | \$135.00 |
| 1.00 | Additional Cover(s) | @ | \$105.00 | \$105.00 |
| 50.00 | Page(s) | @ | \$5.85 | \$292.50 |
| 50.00 | Numbered Make Ready | @ | \$0.25 | \$12.50 |
| 1.00 | Hour(s) Paralegal Time | @ | \$105.00 | \$105.00 |
| 1.00 | Electronic File Production and Review | @ | \$120.00 | \$120.00 |
| 1.00 | File Upload(s) | @ | \$35.00 | \$35.00 |
| 1.00 | Filing of Documents | @ | \$75.00 | \$75.00 |
| 1.00 | Postage | @ | \$88.85 | \$88.85 |

00-CW

This Invoice is Due Upon Receipt. Please Show Invoice Number on Check When Submitting Payment.

| | | |
|--|-----------------------|-----------------|
| | Subtotal | \$968.85 |
| | Sales Tax | \$85.99 |
| | | \$0.00 |
| | Payment/Credit Amount | \$765.00 |
| | Balance | \$289.84 |

Invoice

Counsel Press Inc.

PO Box 65019
 Baltimore, Maryland 21264-5019
 Phone: (800) 427-7325

Invoice Number: 0009066561

Date: 03/03/2016

Fed. Tax ID: 47-3380949

Terms: ON RECEIPT

Sold To

ACLU Foundation, Inc.
 125 Broad Street
 18th Floor
 New York, NY 10004 USA

Attention: Sean J. Young, Esq.

File No.: 618767

Court: USCOA - 7TH

Case Name: Ruthelle Frank v. Scott Walker

Amount

REPLY BRIEF

- (26 copies, 26 pages)

| | | | | |
|------|---------------------------------------|---|----------|----------|
| 1.00 | Preparation of Brief | @ | \$355.00 | \$355.00 |
| 1.00 | Additional Cover(s) | @ | \$105.00 | \$105.00 |
| 1.00 | Page(s) Table of Contents | @ | \$98.00 | \$98.00 |
| 2.00 | Page(s) Table of Citations | @ | \$130.00 | \$260.00 |
| 1.00 | Electronic File Production and Review | @ | \$65.00 | \$65.00 |
| 1.00 | Electronic Filing | @ | \$40.00 | \$40.00 |
| 1.00 | Filing of Documents | @ | \$75.00 | \$75.00 |
| 1.00 | Postage | @ | \$28.47 | \$28.47 |

00-CW

This Invoice is Due Upon Receipt. Please Show Invoice Number on Check When Submitting Payment.

| | |
|-----------|------------|
| Subtotal | \$1,026.47 |
| Sales Tax | \$91.10 |
| | \$ 0.00 |

Payment/Credit \$0.00

Page 1 of 1 **Balance** \$1,117.57