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14 Milton C. Grimes (SBN 59437)
15 Wesley Ouchi (SBN 297187)
16 **LAW OFFICES OF MILTON C. GRIMES A.P.C**
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18 Los Angeles, California 90043
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22 131 Steuart St Ste 300
23 San Francisco, CA 94105
24 Telephone: (415) 298-4857

25 Attorneys for Plaintiffs

26 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
27 **COUNTY OF LOS ANGELES**

28 PICO NEIGHBORHOOD ASSOCIATION; and
29 MARIA LOYA
30
31 Plaintiffs,
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33 v.
34 CITY OF SANTA MONICA; and DOES 1-100,
35 Inclusive,
36 Defendants.

CASE NO. BC616804

**DECLARATION OF MILTON GRIMES
IN SUPPORT OF PLAINTIFFS' MOTION
FOR ATTORNEYS' FEES AND
EXPENSES**

Date: August 28, 2019
Time: 8:30 a.m.
Dept.: SSC-9

[Assigned for all purposes to Hon. Yvette M. Palazuelos]

1 I, Milton Grimes, declare that:

2 1. I am counsel for Plaintiffs in the above-entitled case. I am duly admitted to practice
3 before this Honorable Court and all Courts in the State of California. I have personal knowledge
4 of the facts set forth in this Declaration and, if called as a witness, could and would competently
5 testify to the matters set forth herein.
6

7
8 **Background**

9 **Milton Grimes**

10 2. In June 1967, I graduated from West Virginia State University. In June 1973, I
11 graduated from the University of California, Hastings College of Law. In June 1974, I was
12 admitted to practice law in the State of California.

13 3. Since June 1974, I have been in private practice as a solo practitioner or in a small firm.

14 4. In forty-five (45) years of practicing law, I have tried over three hundred (300) jury
15 trials, including civil and criminal cases, in federal and state courts, throughout the United States.
16

17 A partial list includes:

18 (Arizona)	Federal and State Courts: Criminal Cases
19 (California)	Federal and State Courts: Numerous Criminal, Death 20 Penalty, and Civil Cases
21 (Hawaii)	Federal Court: Criminal Case (major drug case)
22 (Illinois)	State Court: Criminal Cases (Death Penalty; major drug case)
23 (Louisiana)	State Court: Criminal Case (major drug case)
24 (Mississippi)	State Court: Criminal Case (major drug case)
25 (Missouri)	Federal Court: Criminal Case (major drug case)
26 (Oregon)	Federal and State Courts (civil - wrongful death; criminal: rape)
27 (Pennsylvania)	Federal Court: Criminal case (Medi-Cal fraud)
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(Washington) State Court: Criminal case (major drug case)

5. Additionally, I have represented clients in several States through the resolution of their cases short of trial. A partial list includes:

- (Nevada) State Court: Criminal Cases (theft and robbery case)
- (New Mexico) Federal Court: Criminal Case (major drug case)
- (New York) Federal Court: Civil Case (contract case)
- (North Carolina) Federal Court: Criminal Cases (major drug case)
- (Texas) State Court: Civil Cases (mass Tort)
- (West Virginia) Federal Court: Criminal (drug case)
- (Washington, DC) Federal Court: Civil (civil rights- wrongful death)

6. Of the three hundred (300) or more jury trials, approximately thirty-five (35) have been civil cases. These cases included police misconduct, wrongful death, medical malpractice, and complex personal injury. Some of my notable cases include:

CVRA CASES: PALMDALE and HIGHLAND, et al.

In 2013, I was one of the trial attorneys in the Palmdale CVRA trial. In 2016, I was one of the trial attorneys in the Highland CVRA trial. Since 2014, I have participated in the resolution of several other CVRA cases that all resulted in the adoption of district elections, with the exception of Mission Viejo that resolved with the adoption of cumulative voting and the unstaggering of its city council elections. The court in the Palmdale CVRA case found my then-requested rate of \$700.00 per hour to be reasonable; in fact, my rate was the only one to which the defendant did not object.

MONIQUE HERNANDEZ vs. CITY OF BEAUMONT, et al.

In 2014, I settled Hernandez vs. City of Beaumont, California, a civil rights case of police excessive force and mental distress resulting in blindness to an innocent woman. Settlement was \$18,500,000.00.

1 **OSLER, et al. vs. CITY OF LOS ANGELES, et al.**

2 In 2018, I settled Osler, et al. vs. City of Inglewood, et al., a wrongful death police
3 killing of a mother of three (3) children. Settlement was \$5,000,000.00.

4 **CHAPMAN, et al. vs. FLORIDA DEPART. OF CORRECTIONS, et al.**

5 In 2018, I settled Chapman, et al. vs. Florida Department of Corrections, et al., a
6 civil rights case where prison guards tortured and killed a mentally disabled inmate
7 with hot water. Settlement was \$4,500,000.00.

8 **RODNEY KING vs. CITY OF LOS ANGELES, et al.,**

9 I was lead attorney in this high-profile, police brutality case. In 1994, the jury
10 awarded \$3,816,535.45 in damages.

11 **ESTRADA vs. PETER J. ROBINSON, M.D., et al**

12 A 2001 medical malpractice verdict of over \$18,000,000.00. I was Co-Lead
13 Counsel on this case.

14 **CARTER v. COUNTY OF ORANGE, et al.**

15 In 2003, I tried a civil rights case related to denial of medical benefits to an inmate.
16 Verdict was \$100,000.00 against Sheriff Michael Carona. In awarding attorneys'
17 fees, the court approved my then-requested hourly rate of \$500.00 per hour.
18 fees, the court approved my then-requested hourly rate of \$500.00 per hour.

19 **EDWARD WEST v. BP British Petroleum**

20 In 2005, I was the lead attorney representing fifty-seven (57) plaintiffs who were
21 injured in an explosion at the British Petroleum refinery in Texas City, Texas.
22 From December 2006 through April 2007, I settled all fifty-seven (57) cases for a
23 total of over \$45,000,000.00.

24
25 7. The balance and majority of my trials have been serious criminal felonies, including
26 eight (8) death penalty cases and approximately fifty (50) murders. Some of my notable criminal
27 trials were:
28

1 **PEOPLE v. SHERYL MASSIP (1989)**

2 Orange County mother killed her six (6) week old son. The defense of postpartum
3 psychosis drew international attention and generated policy changes in hospitals
4 and with law enforcement in evaluating new mothers. As a result, the client, expert
5 witnesses, and I participated in developing a training course for police officers in
6 California for recognizing postpartum depression in new mothers.

7 **PEOPLE v. MANUEL SALAZAR (1996)**

8 Juliette, Illinois, death penalty case, where Defendant killed a police officer.
9 Defendant was on death row ten (10) years before the conviction was reversed. In
10 the subsequent trial, the defendant was found guilty of only involuntary
11 manslaughter and sentenced to time served.

12 **PEOPLE v. GORDAN JONES (2001)**

13 The Los Angeles media dubbed it “The Limo-Rapist Case.” Defendant was
14 charged with twenty-nine (29) counts regarding nine (9) alleged victims. Jury
15 found Defendant not guilty on all twenty-nine (29) counts;

16
17 8. Presently, I am Vice President of the Board of Directors and an instructor at the Gerry
18 Spence Trial Lawyers College, in Wyoming. I have been on staff for twenty-five (25) years and
19 have been teaching lawyers, from around the country, the use of psychodrama in the practice of
20 law and trial presentation.

21 9. I am frequently requested to give speeches, lectures, and serve on panels at a number of
22 trial lawyers conferences, law schools, and seminars around the United States and Europe.

23 10. Some of the honors that I have received include:

24 Hall of Fame (2017); presented by the Langston Bar Association of Los Angeles.

25
26 Lawyers of the Year, Loren Miller (2003); presented by the John M. Langston Bar
27 Association of Los Angeles.
28

1 Lawyer of the Year (1994) and (2001); presented by the California Association of
2 Black Lawyers.

3 Orange County Hasting's Alumni of the Year (1991), presented by the Orange
4 County Chapter of the Hastings Alumni Association.

5
6 11. A true and correct copy of my attorney "biography" sheet is attached hereto as Exhibit

7 1.

8
9 **Wesley Ouchi**

10 12. In May 2009, Mr. Ouchi graduated, *with highest honors*, from the University of
11 California Berkeley, with a double major in Psychology and Social Welfare. His honors research
12 thesis, "Reviewing the efficacy of macro-based exercise interventions among low-income, racial
13 minority communities in the U.S.," was the only paper to be distinguished, *with highest honors*, at
14 graduation, by the Berkeley Research Facility.

15
16 13. In June 2013, Mr. Ouchi graduated from The Ohio State University Moritz College of
17 Law, where he served as the Founding President of the Student Animal Legal Defense Fund and
18 was distinguished as a Public Service Fellow, *with the Dean's Special Recognition Award*, for his
19 dedication to promoting the civil and legal rights of low-income Ohioans.

20
21 14. Mr. Ouchi began his career at Bernstein Litowitz Berger & Grossman LLP, litigating
22 principally class action cases. In his five years practicing law, he has tried thirteen (13) cases in
23 various areas of the law.

24 15. A true and correct copy of Mr. Ouchi's attorney "biography" sheet is attached hereto
25 as Exhibit 2.

1 **Billing Records and Hourly Rate**

2 16. My present billing rate is \$975 per hour. Based on my familiarity with
3 other civil rights lawyers, who have been in practice for over twenty (20) years, I am aware that
4 my rate of \$975 per hour is reasonable and is in the lower range of the hourly rates for attorneys
5 with my level of experience.

6
7 17. Mr. Ouchi's billing rate is \$545 per hour. Based on his experience, along with my
8 familiarity of commensurate billing rates for attorneys in the Los Angeles Area who possess a
9 similar background, skillset, and credentials, I believe that billing rate is very reasonable for Mr.
10 Ouchi.

11
12 18. I have maintained contemporaneous time records reflecting the work, activity, and time
13 spent preparing and trying this case, and I required my associate, Wesley Ouchi, to do the same.
14 A true and correct copy of my time records corresponding to work on the above-captioned case is
15 attached as Exhibit 3. A true and correct copy of Mr. Ouchi's time records corresponding to work
16 on the above-captioned case is attached as Exhibit 4.

17
18 19. The total number of hours that I have spent working on this case is 784.25. The
19 number of hours multiplied by an hourly rate of \$975.00 generates a lodestar amount of
20 \$764,643.75. The total number of hours Mr. Ouchi has spent working on this case is 507.25. The
21 number of hours multiplied by an hourly rate of \$545.00 generates a lodestar amount of
22 \$276,451.25.

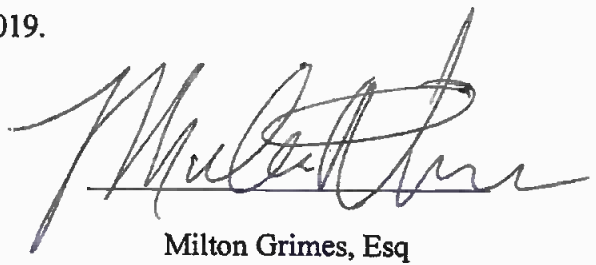
23
24 **Expenses**

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26 14. My firm also incurred a variety of expenses in pursuit of the above-captioned case –
27 totaling \$2,890.99. Those expenses are detailed in the summary attached as Exhibit 5.

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I declare under penalty of perjury that the foregoing is true and correct. Executed in Los Angeles, California, on June 2, 2019.



Milton Grimes, Esq

EXHIBIT 1

Milton C. Grimes, Esq.

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Los Angeles, CA 90043

Telephone: (323) 295-3023
Facimile: (323) 295-3708

Email: miltgrim@aol.com
Website: www.lawofficesofmiltongrime

Areas of Expertise:

- *Civil Rights*
- *Criminal*

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Email: miltgrim@aol.com
Website: www.lawofficesofmiltongrimes.com

Areas of Expertise:

- *Civil Rights*
- *Criminal Defense*

California State Bar No. 59437

Milton C. Grimes is a nationally acclaimed trial lawyer and counselor with over forty three (43) years of trial experience. He received his Bachelor of Arts in Business Administration from West Virginia State University in 1967. After being heavily recruited by North America Rockwell, he moved to Orange County in 1967 to begin his professional career as a computer programmer.

Embroided with the struggle for civil rights during the tumultuous 1960s and 1970s, he believed that he could do more for his community by becoming an attorney and civil rights advocate to fight the social injustice and disparate treatment of people of color. In 1973, he received his Juris Doctor from Hastings College of Law and has been a member of the California Bar since 1974. In his years of practice as a trial attorney, Mr. Grimes has tried over three hundred (300) civil and criminal jury trials. More than fifty (50) of which have been murder trials and eight (8) have been death penalty trials.

During his illustrious career, Mr. Grimes has successfully tried several high profile cases, including: *Rodney King v. The City of Los Angeles* civil rights/police brutality lawsuit; "Postpartum Psychosis Case" of Sheryl Massip and the death of her infant child; 'not guilty' verdict for charges of first degree murder against acclaimed singer Chaka Khan's son; and the "Limousine Rapist Case" involving Beverly Hills millionaire John Gordon Jones who was accused of 29 counts of rape and kidnap, against nine women. Found not guilty.

More recently, Mr. Grimes represented Trishawn Carey in her widely publicized criminal matter. At the time of her arrest, Trishawn was a homeless woman living on the streets of downtown Los Angeles. Trishawn was involved in the 2015 altercation during which Los Angeles police officers shot and killed one of her fellow homeless friends named "Africa." Originally charged with assault with a deadly weapon, Trishawn was facing her third strike, 25 years in prison and \$1,085,000 bail. Mr. Grimes stepped-in on a pro-bono basis and successfully obtained a bail reduction to \$50,000. Through Mr. Grimes' representation, Trishawn agreed to accept a misdemeanor conditioned upon her placement in non-lock down, permanent housing and receipt of critical mental health treatment. Mr. Grimes was steadfast in his effort to divert Trishawn away from the prison system and, rather, re-directed her towards the mental health and supportive services that she so direly needed.

Currently, Mr. Grimes represents the family of a Florida man who suffered an excruciating death when he was confined in a locked shower under scalding, 160° hot water in the Miami-Dade Correctional Institution. Originally killed in 2012, the State Attorney's office took years to conduct its criminal investigation and only early this year released its report and made public their decision not to pursue criminal charges against the involved correctional officers. This case has received international attention, sparked outrage amongst civil rights and mental health advocates, and has been the impetus to policy discussions regarding the treatment of the mentally ill within correctional institutions.

Mr. Grimes is a consummate advocate for the underrepresented and has been directly involved in the empowerment of historically disenfranchised voters through a series of several recent suits against cities throughout California for their blatant violations of the California Voters Rights Act. Together, the trio of litigators, *Shenkman, Parris and Grimes*, have successfully won trial verdicts against the cities of Palmdale and Highland and negotiated settlements with cities including Buena Park, Garden Grove, Fremont, Fullerton, San Juan Capistrano, Upland, Vista and West Covina. Under these settlements, each municipality agreed to restructure their voting system from *at-large* to *district* elections – providing greater access to elected positions for minorities in California.

In 2007, Mr. Grimes accomplished the settlement of a multi-million dollar law suit on behalf of 57 clients against British Petroleum for injuries resulting from a Texas City, Texas refinery explosion in March of 2005. Most recently, Mr. Grimes settled an excessive force case against the City of Beaumont, California for \$18.5 million.

His continued success as a trial lawyer has led to numerous television appearances as an analyst and commentator regarding controversial legal issues. Mr. Grimes was also a frequent legal analyst on "Larry King Live" during the first O.J. Simpson criminal trial.

His mastery of the law, coupled with his eloquence in public speaking, have led to Mr. Grimes serving as keynote speaker, lecturer and panelist at a number of trial lawyer conferences, law schools, community organizations, and fundraising events. Mr. Grimes is also the current Vice President of the Board of Directors and an instructor at Gerry Spence's Trial Lawyer College, where he has been on staff for 22 years. In that capacity, he dispenses knowledge and trial techniques to lawyers from around the country. One of his specialties is the progressive legal methodology known as the "psychodrama technique."

As one of the nation's premiere trial lawyers in criminal and civil cases, Mr. Grimes has tried cases in several of the fifty United States, including: California, Arizona, Hawaii, Mississippi, Louisiana, Illinois, Pennsylvania, Missouri, Oregon, and Washington. He has also been recognized for his achievements as an outstanding legal professional and valued member of the community.

Honors

Hall of Fame, (2017) - Presented by the John M. Langston Bar Association

Award of Appreciation for Outstanding Participation and Dedicated Service (2004) - Presented by the Wyoming Trial Lawyers Association

Lawyer of the Year, Loren Miller (2003) - Presented by the John M. Langston Bar Association

Lawyer of the Year (1994) and (2001) - Presented by the California Association of Black Lawyers

Dedicated and Distinguished Service in the Area of Civil Rights (1997) - Presented by the Garden State Bar Association

Special Commendation for Leadership in Personal and Professional Life Displaying Pride, Dignity and Respect as a Positive Role Model (1996) - Presented by the City of Inglewood

Extraordinary and Successful Efforts to Ensure Equal Access and Justice for African Americans (1996) - Presented by the 100 Black Men of Orange County

Outstanding Service to the Legal Profession and a Distinguished Graduate of West Virginia State College (1996) - Presented by West Virginia State College

Pride Dignity and Respect Award (1996 Father's Day Event) - Presented by the African-American Humor Award Society (AAHAS)

Outstanding Expert Commentary and Analysis on Legal Issues as They Affect Black Men in America (1995) - Presented by the National Council of African American Men

Outstanding Banquet Speaker (1995) - Presented by the El Paso Branch of the NAACP

Citizen of Judicial Distinction Award (1991) - Presented by the NAACP

Orange County Alumni of the Year (1991) - Presented by Hastings College of the Law

Seminars and Speaking Engagements

December 2009

Solutions to Juvenile Delinquency

Speaker

The Race for Justice: Alienation or Social Inclusion Conference

NAPO/Society of Black Lawyers

London, England

November 2009

Persuading 21st Century Jurors

Speaker/Panelist

CAOC 48th Annual Convention

Consumer Attorneys of California

November 2009

Winning Cross-Examination of Police Officers

Speaker

Masters of Cross Examination
California Public Defenders Association

August 2009
Successful Tips for Opening Statements, Direct Examination, Cross-Examination, & Closing Arguments
Speaker/Panelist
NBA 84th Annual Convention & Exhibits
National Bar Association

June 2009
Psychodrama and the Training of Trial Lawyers
Speaker
Mississippi Association of Justice

Bias in the Law Office and the Courts System
Speaker
Desert Palm Legal Professionals Association
Desert Bar Association

Black Achievement
Speaker
Black History Month
Western State School of Law

Closing Arguments
Speaker
Midwinter Meeting & Seminar
National Association of Criminal Defense Lawyers

Closing Argument and Jury Techniques/Communication
Lecturer
Gerry Spence's Trial Lawyers' College

Criminal Justice Conference
Speaker/Panelist
Society of Black Lawyers of England & Wales

Criminal Justice Joyce Yoshioka Award Night
Keynote Speaker
Ventura County Criminal Defense Bar Association

Criminal Justice System and African Americans
Keynote Speaker
NAACP Annual Banquet (El Paso, TX)

Cross Examination of a Pathologist
Lecturer
California Public Defenders Association

Defending the Impossible Case
Lecturer
Oregon Criminal Defense Lawyers Association

Defense Attorney Trial Strategy
Lecturer
Orange County District Attorney Training Seminar

Effective Argument in Homicide Cases
Lecturer
California Public Defenders Association

First Amendment v. Sixth Amendment
Panelist
Freedom Speaks; Public Broadcasting Service

First Amendment v. Sixth Amendment
Presenter/Lecturer
Berkeley School of Journalism

Fourth Annual Leadership Conference
Keynote Speaker
African American Student Union (University of California at Irvine)

Handling High Profile Cases
Lecturer
National Bar Association

Police Misconduct
Lecturer
National Bar Association

Police Misconduct
Lecturer
NAACP Annual Convention (Minneapolis, Minnesota)

Psychodrama Workshop
Lecturer
Gerry Spence's Trial Lawyers' College

Race and Justice; Just Us and Them
Lecturer
Louisiana Association of Criminal Defense Lawyers

Race in the Criminal Justice System
Lecturer
Arizona Attorneys for Criminal Justice

Setting Your Case Up With Opening Statement
2007 Annual Fall Seminar
Attorneys for Criminal Justice

Sixteenth Annual Criminal Defense Seminar
Lecturer
Western Trial Advocacy Institute

Status of American Criminal Justice System
Debate with Dick Thornburg, Former Attorney General of the United States
University of Nevada Las Vegas

Status of Criminal Justice System
Lecturer
Minnesota Minority Bar

Storytelling

Speaker

Annual Death Penalty Seminar

California Attorneys for Criminal Justice

June 2015

"Race Conscious Representation"

Speaker

Boalt Hall School of Law

San Francisco Public Defenders Office

June 2015

Encapsulating Voir Dire in Opening Statements

Speaker

Wyoming Trial Lawyers Association

March 2015

Speaker/Panelist

Police Brutality

National Bar Association

May 2014, June 2015, June 2016, June 2017, June 2018,

In Defense of the Damned

Speaker

Trial Lawyers College

Memberships

- ❖ California State Bar
- ❖ Gerry Spence's Trial Lawyers College – Vice President of the Board of Directors
- ❖ California Association of Black Attorneys
- ❖ National Bar Association

EXHIBIT 2

WESLEY G. OUCHI, ESQ.
Law Offices of Milton C. Grimes
3774 West 54th St.
Los Angeles, CA 90043
T: (323) 295-3023
F: (213) 295-3708

In May 2009, Wesley Ouchi graduated, *with highest honors*, from the University of California, Berkeley, with a double major in Psychology and Social Welfare, where he was recognized as one of the top ten (10) students in his field of study.

His honors research thesis, "Reviewing the efficacy of macro-based exercise interventions among low-income, racial minority communities in the U.S.," was the only paper to be distinguished, *with highest honors*, at graduation, by the Berkeley Research Faculty.

In June 2013, he received his juris doctor from The Ohio State University Moritz College of Law, where he served as the Founding President of the Student Animal Legal Defense Fund and was distinguished as a Public Service Fellow, *with the Dean's Special Recognition Award*.

In June 2014, Mr. Ouchi became licensed to practice law, in the State of California, and began working as a Staff Attorney, at Bernstein Litowitz Berger & Grossman LLP, a high-profile Plaintiff's class-action firm.

At BLB&G, he worked on the largest mortgage-backed securities case in U.S. history, *In re. Bear Stearns Pass-Through Certificates Litigation*, which obtained a record setting recovery of \$500,000,000.00 for institutional investors around the world.

In December 2016, Mr. Ouchi became an Associate for prominent civil right attorney, Milton C. Grimes, and has worked with him on various civil rights, voting rights, and criminal defense matters, including *S.V.R.E.P., et al. v. City of Rancho Cucamonga* (voting rights case).

In August 2018, Mr. Ouchi was the Counsel of Record for Plaintiff, David Michael, in a high-profile federal civil rights lawsuit against the City of Inglewood, for the unreasonable police shooting of a woman, which settled for 5,000,000.00. *Nicholson, et al. v. City of Inglewood*.

As an attorney, Mr. Ouchi has also tried thirteen (13) jury and bench trials in various areas of the law and has litigated several complex evidentiary hearings.

EXHIBIT 3

PICO NEIGHBORHOOD ASSOCIATION AND MARIA LOYA

vs.

CITY OF SANTA MONICA

CASE NO.: BC616804

ATTORNEY MILTON C. GRIMES TIME DETAIL

DATE	ACTIVITY	HOURS
10/02/15	Tour of Pico Neighborhood, Santa Monica RT	5.0
05/06/16	Read Complaint	0.5
06/10/16	Read Answer and Amended answer	0.5
08/03/16	Meeting with Shenkman, Karton and Jackson in Santa Monica RT	3.5
08/09/16	Meeting with Shenkman, Hughes and Oscar	4.0
10/02/16	Preparation for G. Davis Deposition with Shenkman	3.75
10/04/16	Preparation for G. Davis Deposition	3.25
10/05/16	Preparation for G. Davis Deposition with Shenkman	1.75
10/06/16	Deposition of Gleam Davis RT Lancaster	9.5
11/02/16	Meeting with Shenkman, Hughes, Oscar and Francisco	4.75
02/25/17	Read First Amended Complaint	.5
05/24/17	Meeting with Judge Bostrom, RT Downtown	5.0
07/14/17	Reviewed letter from Brown, confer with Shenkman	2.5
08/25/17	JAMS Hearing, Judge Cardenas, RT Downtown	4.75
09/18/17	JAMS Hearing, Judge Cardenas, RT Downtown	4.5
10/09/17	JAMS Hearing on motion to compel, RT Downtown	4.0
01/21/18	Review Discovery Issues	0.5
01/22/18	JAMS Hearing, Judge Cardenas, RT Downtown	4.25
02/01/18	Reviewed Discovery Motions and Issues in Preparation for JAMS	2.0
02/02/18	JAMS Hearing, Motion to Compel Judge Cardenas, RT Downtown	4.5
02/05/18	Reviewed Discovery Motions and issues in preparation for JAMS	2.0
02/06/18	JAMS Hearing, Vasquez Motion, Judge Cardenas RT Downtown	4.75
02/12/18	Review confidential work product on SMRR	4.5
02/15/18	Read Brief and preparation for mediation	1.5
02/16/18	Mediation RT Encino,	7.5
02/19/18	Meeting with W. Ouchi	6.5
02/20/19	Meeting with W. Ouchi, review case file	6.0
02/28/18	Meeting with W. Ouchi case review and strategy Regarding discrimination	2.0

03/05/18	Prepare for discovery hearing	2.25
03/06/18	JAMS Hearing	5.0
03/07/18	Meeting with W. Ouchi	2.0
03/10/18	Meeting with Shenkman and Rob Parris, Santa Clarita, RT	4.0
03/15/18	Mediation, RT Encino	6.5
03/19/18	meeting with W. Ouchi Deposition and Subpoena objection	2.5
03/21/18	Meeting with Kevin Shenkman and W. Ouchi @ office	4.0
03/28/18	Case review, 1992 Charter review committee Video viewing	10.25
04/3/18	Exparte regarding Depositions of Vazquez, Davis and ODay	3.75
04/05/18	Meeting with Kevin Shenkman and W. Ouchi Case review @ office	3.0
04/06/18	Meeting with Shenkman @ office	4.75
04/11/18	Exparte Reconsideration of Subsequent Depo motion, RT Downtown	4.5
04/14/18	Read and discussed articles on Discrimination in Santa Monica	3.75
04/26/18	Case Review	6.0
05/11/18	Exparte Dept. 28, RT Downtown	3.25
05/11/18	Case Review with W. Ouchi	6.0
05/14/18	Work with Maria Loya to prepare for Deposition	2.0
05/15/18	Case review with W. Ouchi	1.0
05/20/18	Tour of Santa Monica picture taking; Ely, Shenkman and Oscar RT Santa Monica	6.5
05/23/18	Dept. 28 Motion, RT Downtown	4.0
05/29/18	Review and discuss K. Mc Keown Deposition	2.0
05/29/18	Preparation for Depo of G. Davis,	2.0
05/30/18	Deposition of Glean Davis, RT Lancaster	7.75
05/31/18	Dept.28 Hearing, RT. Downtown	4.25
06/07/18	2 nd Photographic tour of Santa Monica RT	6.75
06/09/18	Tour of Pico Neighborhood RT	4.0
06/10/18	Review and discuss Kousser's Declaration	4.5
06/14/18	Department 28 SJ and Team meeting, RT Downtown	5.75
06/16/18	Prep witness Bernice Onofre for deposition	4.0
06/19/18	Dept. 28 Hearing on Defendant's 473 Motion RT Downtown	4.5
06/19/18	Witness Bernice Onofre deposition	4.5
06/25/18	Meeting with W. Ouchi Review case	5.0
06/28/18	Hearing with Discovrey Referee, RT Downtown	5.25
06/28/18	Prepare for deposition of Maria Vasquez	5.75
06/29/18	Deposition of Maria Vasquez, RT Lancaster	10.0
07/01/18	Review Pfeiffer study – research study on	8.25

	discrimination in Santa Monica and other reports	
07/03/18	Meeting with Shenkman and Ely @ office	6.0
07/05/18	Meeting with Shenkman, Hughes and Ely	5.25
07/05/18	Hearing at JAMS	5.0
07/06/18	Review and discuss Plco Wellbeing Project Material for opening	3.25
07/06/18	Meeting with client- Loya	3.0
07/07/18	Review discrimination research and discuss Kousser's report of 1992 with W. Ouchi	7.75
07/08/18	Review City Council Meeting minutes of 1992 Charter review committee, review portions of video taped hearing in preparation for trial and opening statement with W. Ouchi	9.5
07/09/18	Exparte Depart. 28, RT Downtown	4.0
07/09/18	Review confidential work product	3.5
07/10/18	Review Oscar D. Deposition with W. Ouchi	3.5
07/12/18	Deposition Ely, RT Downtown	5.5
07/12/18	Hearing JAMS re: Lichtman	4.0
07/13/18	Prepare direct examination of Loya with W. Ouchi	3.5
07/14/18	Deposition – Kousser, RT Downtown	7.0
07/15/18	Research of Lichtman writings, speeches, interviews and reports	8.0
07/16/18	Deposition: Lichtman, RT Lancaster	10.5
07/17/18	Hearing JAMS, Lichtman and Discovery	5.5
07/17/18	Review and discuss Pam O'Connor Deposition with W. Ouchi	2.5
07/18/18	Deposition Kousser Cont. , RT Downtown	6.0
07/19/18	Trial preparation with W. Ouchi	8.0
07/20/18	Prepare Direct for Onofre with W. Ouchi	3.0
07/21/18	Review of declarations of Levitt, Ely, Farias and Kousser. Discuss with W. Ouchi	8.5
07/22/18	Strategy meeting at office	8.0
07/23/18	Trial preparation with W. Ouchi	4.0
07/24/18	Trial preparation with W. Ouchi	8.0
07/25/18	Review G. Davis Deposition with W. Ouchi	2.25
07/26/18	Reviewing deposition of Onofre and Loya with W. Ouchi	4.5
07/27/18	Trial preparation Discuss Discovery Issues with W. Ouchi	8.0
07/28/18	Trial Preparation Discuss Discovery Issues with W. Ouchi	8.0
07/29/18	Strategy meeting at office with team	10.0
07/30/18	Meeting with clients and witnesses RT Santa Monica	4.0
07/30/18	Trial preparation with W. Ouchi and A. Alarcon	8.0
07/30/18	Meeting with Clients and Witnesses, RT Downtown	4.0
07/31/18	Trial preparation with W. Ouchi	8.0

08/01/18	Trial, RT Downtown Team meeting	8.5
08/02/18	Trial, RT Downtown	11.0
08/03/18	Trial, RT Downtown	8.0
08/04/18	Preparation for Lichtman cross examination Reviewed reports and depositions of Kousser and Lichtman from other cases with W. Ouchi	6.0
08/05/18	Preparation for Lichtman cross examination Reviewed reports and depositions of kousser and Lichtman from other cases with W. Ouchi	7.0
08/06/18	Trial, RT Downtown	11.0
08/07/18	Trial, RT Downtown	11.25
08/08/18	Trial, , Team meeting, deposition of Tony Vazquez RT Downtown	15.75
08/09/18	Trial, RT Downtown	9.0
08/10/18	Trial, RT Downtown	8.5
08/13/18	Trial, RT Downtown	10.5
08/15/18	Trial, RT Downtown	7.75
08/16/18	Trial, RT Downtown	11.25
08/17/18	Trial, RT Downtown	9.75
08/20/18	Trial, RT Downtown	11.5
08/21/18	Trial, RT Downtown	11.25
08/22/18	Trial, RT Downtown	9.0
08/23/18	Trial, RT Downtown	11.5
08/24/18	Trial, RT Downtown	9.75
08/27/18	Trial prep	11.0
08/28/18	Trial, RT Downtown	11.5
08/29/18	Trial, RT Downtown	11.25
08/30/18	Trial, RT Downtown	10.75
08/31/18	Trial prep	8.75
09/04/18	Trial, RT Downtown	11.0
09/05/18	Trial, RT Downtown	11.5
09/06/18	Trial, RT Downtown	11.25
09/10/18	Trial, RT Downtown	10.5
09/11/18	Trial, RT Downtown	8.0
09/13/18	Trial, RT Downtown	5.0
09/26/18	Review closing brief (Plaintiff)	0.75
10/18/18	Review closing brief (defendant)	0.5
10/28/18	Review rebuttal brief (Plaintiff)	0.5
12/07/18	Dept. 28 Hearing Remedies, RT Downtown	4.0
12/19/18	Dept. 28 Hearing, Exparte, (court dark) RT Downtown	2.25
01/02/19	Dept. 28 Hearing, Remedies RT Downtown	5.0

TOTAL HOURS

784.25

EXHIBIT 4

PICO NEIGHBORHOOD ASSOCIATION AND MARIA LOYA

vs.

CITY OF SANTA MONICA

CASE NO.: BC616804

ATTORNEY WESLEY G. OUCHI TIME DETAIL

DATE	DESCRIPTION	HOURS
1/21/18	Reviewed discovery motions/issues re Grimes prep for JAMS 1/22	0.5
2/1/18	Reviewed discovery motions/issues re Grimes prep for JAMS 2/2	2
2/5/18	Reviewed discovery motions/issues re Grimes prep for JAMS 2/6	2
2/12/18	Reviewed confidential work product on SMRR with Grimes	4.5
2/15/18	Prep for mediation at Encino	1.5
2/16/18	Mediation at Encino	7.5
2/16/18	Travel from Whittier to Encino (RT: 87 miles) re. Mediation	2.25
2/19/18	Case review meeting w/Grimes	6.5
2/20/18	Case review meeting w/Grimes	6
2/28/18	Case review meeting w/Grimes	2
3/6/18	Researched Santa Monica Fiscal Year 2017 re. litigation costs	4.25
3/7/18	Case review meeting w/Grimes	2
3/8/18	Cont. researching Santa Monica Fiscal Year 2017 re litigation costs	4.75
3/16/18	Researched P&A's and objections to Def.'s Notice of Depo Subpoena re. PNA's PMQ	5.25
3/17/18	Review case file in prep and research for Grimes meetings and assignments	5.75
3/18/18	Cont. review case file and research in prep for Grimes meetings and assignments	5.5
3/19/18	Case review meeting w/Grimes	2.5
3/19/18	Researched P&A's re. designating PNA's PMQ. Cont. researching P&A's re. objections to Def.'s Depo. Notice of PNA's PMQ.	4.25
3/20/18	Researched objections to Def. subject matter requests re. PMQ Depo. Notice and P&A's re. priority of Depos	4.25
3/21/18	Case review meeting w/Grimes and Shenkman	4
3/22/18	Researched objections to subject matter re. PMQ Depo. Notice	3.75
3/23/18	Cont. researching and drafting objections to subject matter re. PMQ Depo. Notice	4
3/26/18	Researched P&A's re. scope of PMQ Depo. and objection P&A's	3
3/26/18	Factual and background research and investigation into City Manager (R. Cole)	4.5

3/27/18	Cont. Depo. prep of R. Cole. Researched R. Cole's prior politics, contacts, and projects in Pasadena, Azusa, and Ventura.	4.75
3/28/18	Case review meeting w/Grimes	4
3/28/18	Reviewing/brief. Charter Review Committee video (1992) w/Grimes re. City's findings of polarized voting	6.25
3/29/18	Cont. Depo. prep. and factual research re. R. Cole.	4.25
3/30/18	Deposition of R. Cole at R. Rex Parris Office.	5.5
3/30/18	Travel from Whittier to Lancaster (RT: 174.2 mi.) re. R. Cole depo	4.5
4/5/18	Meeting w/Grimes	3
4/7/18	Reviewed and analyzed confidential expert work product in prep for Grimes case review	3.25
4/8/18	Reviewed RFP for Grimes trial prep	2
4/10/18	Reviewed SROG's/FROG'S in prep for Grimes case review	3.5
4/13/18	Reviewed confidential expert polarization data and reports	4.5
4/14/18	Reviewed and discussed historical documents re. minority discrimination in SM w/Grimes	3.75
4/26/18	Case review meeting w/Grimes	6
5/11/18	Case review and trial strategy meeting w/Grimes	6
5/15/18	Case review and trial strategy meeting w/Grimes	1
5/29/18	Reviewed and discussed McKeown Depo. w/Grimes	2
6/9/18	Prep. Grimes Opening. Walking of Pico Neighborhood	4
6/10/18	Reviewed and discussed Kouser Declaration w/Grimes	4.5
6/14/18	Team meeting	2.5
6/21/18	Reviewed RFA, written discovery, and P&A's for Grimes trial prep.	4.5
6/22/18	Cont. review of written discovery for Grimes trial prep	3.5
6/25/18	Case review and trial strategy meeting w/Grimes	5
6/27/18	Researched points and authorities re. discovery sanctions and defenses	7.75
7/1/18	Prep Grimes Opening w/Grimes. Discrimination research re Pfeiffer Case Study and other reports	8.25
7/2/18	Review League of Cal. Cities Conference Literature re VRA in prep for Grimes trial	2.25
7/3/18	Review Ely districting data and work product in prep for Grimes trial	2
7/6/18	Reviewed and discussed Pico Wellbeing Project materials re. Grimes Opening	3.25

7/6/18	Reviewed Exhibits A - T (Bankers Box) of K. Scolnick Declaration MTC for Grimes re. potential discovery hearings/sanctions issues pending trial	4.25
7/7/18	Prep Grimes Opening w/Grimes. Review and discuss discrimination research re news articles, Kouser Report from SM City Hall Minutes (1992) Re. Charter Review Comm.	7.75
7/8/18	Prep Grimes Opening w/Grimes. Review and discuss SM City Council Meeting Minutes (1992) re. Charter Review Comm. and portions of video	7
7/9/18	Reviewed and discussed confidential work product in prep for Grimes trial	3.5
7/9/18	Reviewed prior Def. MTC and Pl. Opps for Grimes re potential discovery hearing/sanction issues pending trial	4.5
7/10/18	Prep Grimes Opening w/Grimes. Outlined key points in De La Torre Depos. Discussed and reviewed w/Grimes	6.75
7/11/18	Researched points and authorities re. Sanchez objections.	6.5
7/12/18	Drafted portion of P&A's re. Sanchez objections	6.25
7/13/18	Prep direct exams of Loya with Grimes Researched discovery P&A's re. pending discovery disputes. Review prior MTC's.	8
7/14/18	Researched, drafted, and collaborated on MIL Opp. #3 to Def. MIL	6.5
7/15/18	Prep Grimes cross of Defense Experts. Reviewed and discussed work product and reports	8
7/17/18	Prep Grimes Opening and Examinations. Reviewed and discussed O'Connor Depos w/Grimes. Researched discovery P&A's re. pending discovery disputes. Review prior MTC's and Opps.	5.75
7/18/18	Cont. reviewing Pl. and Def. written discovery in prep for Grimes case review	2.5
7/19/18	Trial prep. with Grimes	8
7/20/18	Prep direct exam of Onofre with Grimes	3
7/21/18	Prep Grimes Opening and Examinations. Reviewed and discussed key points in Levitt, Ely, Kousser, and Skenkman work product	8.5
7/22/18	Team meeting re. trial and strategy	8
7/23/18	Trial prep with Grimes. Researched P&A's re. pending discovery disputes. Review prior MTC's and Opps.	7
7/24/18	Trial prep with Grimes	8

7/25/18	Cont. prep Grimes Opening and Examinations. Outlined key portions of G. Davis Depos. Discussed and review with Grimes.	5.25
7/26/18	Cont. prep Grimes Opening and Examinations. Reviewed and discussed Onofre and Loya Depos and related work product	4.5
7/27/18	Trial prep with Grimes. Discussed discovery/disputes pending trial with Grimes	8
7/28/18	Trial prep with Grimes. Discussed discovery/disputes pending trial with Grimes	8
7/29/18	Team meeting re. trial and strategy	9
7/30/18	Trial prep with Grimes	5
7/31/18	Trial prep with Grimes	8
8/1/18	Trial, meeting, travel (RT: 27.4 mi.)	7.75
8/2/18	Trial, meeting, travel (RT: 27.4 mi.)	10.75
8/3/18	Trial, meeting, travel (RT: 27.4 mi.)	10
8/4/18	Prep Grimes cross w/Grimes. Reviewed key portions of Lichtman Depo, Report (Texas Case), work product, and meeting notes. Further review of Kousser material	6
8/5/18	Prep Grimes cross w/Grimes. Reviewed key portions of Lichtman Depo, Report (Texas Case), work product, and meeting notes. Further review of Kousser material.	7
8/6/18	Trial, meeting, travel (RT: 27.4 mi.)	11.25
8/7/18	Trial, meeting, travel (RT: 27.4 mi.)	6
8/8/18	Trial, meeting, travel (RT: 27.4 mi.)	8
8/9/18	Trial, meeting, Vasquez Depo., travel (RT: 27.4 mi.)	14
8/13/18	Trial, meeting, travel (RT: 27.4 mi.)	9.75
8/15/18	Case review meeting w/Grimes	2
8/20/18	Trial, meeting, travel (RT: 27.4 mi.)	8.25
8/21/18	Trial, meeting, travel (RT: 27.4 mi.)	9.5
8/22/18	Trial, meeting, travel (RT: 27.4 mi.)	9.75
8/23/18	Trial, meeting, travel (RT: 27.4 mi.)	9.75
9/6/18	Trial review w/Grimes	4
9/26/18	Reviewed and discussed Pl. Clos. Brief w/Grimes	0.75
10/18/18	Reviewed and discussed Def. Clos. Brief w/Grimes	0.5
10/28/18	Reviewed and discussed Pl. Rebut. Clos. Brief w/Grimes	0.5

TOTAL: 507.25

EXHIBIT 5

COST SHEET

MILEAGE AND PARKING

RE: PICO, ET AL VS. CITY OF SANTA MONICA

CASE NO.: BC616804

DATE:	ACTIVITY	MILES	PARKING
10/02/15	Tour of Pico Neighborhood, Santa Monica, RT	22	----
08/03/16	Meeting with Shenkman, Karton and Jackson, Santa Monica, RT	22	-----
04/24/17	Meeting with Judge Bostrom, <u>Downtown, RT</u>	20	\$20.00
05/24/17	Meeting with Judge Bostrom, Downtown, RT	20	\$20.00
08/25/17	Jams Hearing, Judge Cardenas, Downtown, RT	20	\$20.00
09/18/17	Jams Hearing, Judge Cardenas, Downtown, RT	20	\$20.00
10/09/17	Jams Hearing, Judge Cardenas, Downtown, RT	20	\$20.00
01/22/18	Jams Hearing, Judge Cardenas, Downtown, RT	20	\$20.00
02/02/18	Jams Hearing, Motion to Compel, Judge Cardenas, Downtown, RT	20	\$20.00
02/06/18	Jams Hearing, Vasques Motion, Judge Cardenas, RT	20	\$20.00
02/16/18	Mediation (Encino), RT	43	-----
03/10/18	Meeting with Shenkman and Rob Parris, Santa Clarita, RT	80	-----
03/15/18	Mediation (Encino), RT	43	-----
05/11/18	Ex-Parte, Depart. 28, Downtown, RT	20	\$18.00
05/20/18	Photographic Tour of Santa Monica	22	-----
05/23/18	Motion, Dept. 28, Downtown, RT	20	\$18.00
05/29/18	Deposition of G. Davis, Lancaster, RT	146	-----
05/31/18	Hearing, Dept. 28, Downtown, RT	20	\$18.00
06/07/18	2 nd Photographic Tour of Santa Monica	20	-----
06/14/18	Hearing, Summary Judgement, Dept 28, Downtown, RT	20	\$18.00
06/28/18	Hearing with Discovery Referee, Downtown, RT	20	\$20.00

06/29/18	Deposition - M. Vasquez , Lancaster, RT	146	-----
07/09/18	Ex-Parte, Dept. 28, Downtown, RT	20	\$18.00
07/12/18	Deposition - Ely, Downtown, RT	20	\$30.00
07/14/18	Deposition - Kousser Downtown, RT	20	-----
07/18/18	Deposition - Kousser (continued) Downtown, RT	20	\$20
07/29/18	Meeting with Clients and Witnessess, RT	22	-----
08/01/18	Trial, Downtown, RT	20	\$18.00
08/02/18	Trial, Downtown, RT	20	\$18.00
08/03/18	Trial, Downtown, RT	20	\$18.00
08/06/18	Trial, Downtown, RT	20	\$18.00
08/07/18	Trial, Downtown, RT	20	\$18.00
08/08/18	Trial, Downtown, RT	20	\$18.00
08/09/18	Trial, Downtown, RT	20	\$18.00
08/10/18	Trial, Downtown, RT	20	\$18.00
08/13/18	Trial, Downtown, RT	20	\$18.00
08/15/18	Trial, Downtown, RT	20	\$18.00
08/16/18	Trial, Downtown, RT	20	\$18.00
08/17/18	Trial, Downtown, RT	20	\$18.00
08/20/18	Trial, Downtown, RT	20	\$18.00
08/21/18	Trial, Downtown, RT	20	\$18.00
08/22/18	Trial, Downtown, RT	20	\$18.00
08/23/18	Trial, Downtown, RT	20	\$18.00
08/24/18	Trial, Downtown, RT	20	\$18.00
08/27/18	Trial, Downtown, RT	20	\$18.00
08/28/18	Trial, Downtown, RT	20	\$18.00
08/29/18	Trial, Downtown, RT	20	\$18.00
08/30/18	Trial, Downtown, RT	20	\$18.00
08/31/18	Trial, Downtown, RT	20	\$18.00
09/04/18	Trial, Downtown, RT	20	\$18.00

**WESLEY OUCHI COST SHEET
MILEAGE AND PARKING
PNA, ET AL. v. CITY OF SANTA MONICA
CASE NO.: BC616804**

DATE	DESCRIPTION	MILEAGE	PARKING
02/16/18	RT: Whittier to Encino for Mediation.	87	
02/19/18	RT: Whittier to Windsor Hills for meeting.	53.6	
02/28/18	RT: Whittier to Windsor Hills for meeting.	53.6	
03/06/18	RT: Whittier to Pasadena Law Library.	35.2	
03/07/18	RT: Whittier to Windsor Hills for meeting.	53.6	
03/08/18	RT: Whittier to Pasadena Law Library.	35.2	
03/16/18	RT: Whittier to Pasadena Law Library.	35.2	
03/17/18	RT: Whittier to Pasadena Law Library.	35.2	
03/18/18	RT: Whittier to Pasadena Law Library.	35.2	
03/19/18	RT: Whittier to Pasadena Law Library.	35.2	
03/20/18	RT: Whittier to Pasadena Law Library.	35.2	
03/21/18	RT: Whittier to Windsor Hills for meeting.	53.6	
03/22/18	RT: Whittier to Pasadena Law Library.	35.2	
03/23/18	RT: Whittier to Pasadena Law Library.	35.2	
03/26/18	RT: Whittier to Pasadena Law Library.	35.2	
03/27/18	RT: Whittier to Pasadena Law Library.	35.2	
03/28/18	RT: Whittier to Windsor Hills for meeting.	53.6	
03/29/18	RT: Whittier to Pasadena Law Library.	35.2	

03/30/18	RT: Whittier to Lancaster re. Depo.	174.2	
05/11/18	RT: Whittier to Windsor Hills for meeting.	53.6	
06/14/18	RT: Whittier to Windsor Hills for meeting.	53.6	
06/25/18	RT: Whittier to Windsor Hills for meeting.	53.6	
06/27/18	RT: Whittier to Pasadena Law Library.	35.2	
07/11/18	RT: Whittier to Pasadena Law Library.	35.2	
07/12/18	RT: Whittier to Pasadena Law Library.	35.2	
07/14/18	RT: Whittier to Pasadena Law Library.	35.2	
07/22/18	RT: Whittier to Windsor Hills for meeting.	53.6	
07/29/18	RT: Whittier to Windsor Hills for meeting.	53.6	
08/01/18	RT: Whittier to Mosk for trial.	27.4	\$12 Parking
08/02/18	RT: Whittier to Mosk for trial.	27.4	\$12 Parking
08/03/18	RT: Whittier to Mosk for trial.	27.4	\$12 Parking
08/06/18	RT: Whittier to Mosk for trial.	27.4	\$12 Parking
08/07/18	RT: Whittier to Mosk for trial.	27.4	\$12 Parking
08/08/18	RT: Whittier to Mosk for trial.	27.4	\$12 Parking
08/09/18	RT: Whittier to Mosk for trial.	27.4	\$12 Parking
08/13/18	RT: Whittier to Mosk for trial.	27.4	\$12 Parking
08/15/18	RT: Whittier to Windsor Hills for meeting.	53.6	
08/20/18	RT: Whittier to Mosk for trial.	27.4	\$12 Parking
08/21/18	RT: Whittier to Mosk to Windsor Hills.	48.3	\$12 Parking
08/22/18	RT: Whittier to Mosk for trial.	27.4	\$12 Parking

08/23/18 RT: Whittier to Mosk for trial. 27.4 \$12 Parking

09/06/18 RT: Whittier to Windsor Hills for meeting. 53.6

1,817.3

\$144.00

Total Miles: 1,817.3

Rate: \$0.545 per mile

Mileage Costs: \$990.42

Parking Costs: \$144.00

TOTAL COSTS: \$1,134.42