

**UNITED STATES COURT OF APPEALS
DISTRICT OF COLUMBIA CIRCUIT**

333 Constitution Avenue, NW
Washington, DC 20001-2866
Phone: 202-216-7000 | Facsimile: 202-219-8530

Stephen Dearth, et al.

v.

Loretta Lynch

(Type caption of lead case only)

Appeal No. 12-5305

Consolidated Case Nos.

The Clerk is directed to tax costs, pursuant to Fed. R. App. P. 39 and Local Rule 39, for the docketing fee (receivable only by appellant/petitioner), and for the cost of reproducing only the number of copies of briefs and appendices which have been required to be filed with the Court or served on parties, intervenors and amici curiae, plus three copies for the prevailing party. Bills of costs must be filed within fourteen (14) days after entry of judgment. The Court looks with disfavor upon motions to the file bills of costs out of time.

BILL OF COSTS

Comes now Stephen Dearth, Appellant (appellant, petitioner, appellee, or respondent), (the) (a) prevailing party in Appeal Nos. 12-5305, by counsel, and states that costs have been incurred in said case(s) which should be taxed (solely) (jointly and severally) against the following (party) (parties)

NAME OF PARTY OR PARTIES

APPEAL NO.

(1) Loretta Lynch

12-5305

(2) _____

(3) _____

(4) _____

(5) _____

(Use per page, per cover or per volume charges where applicable.)

MAIN BRIEF

<u>Total # copies of briefs</u>		<u>Pages, Covers or fasteners per brief</u>	=	<u>Total # of pages, covers or fasteners</u>		<u>Fee per page, cover or fastner</u>	=	<u>Subtotal</u>
TEXT:								
<u>13</u>	X	<u>92</u>	=	<u>1,196</u>	X	<u>\$ 0.10</u>	=	<u>\$ 119.60</u>
COLOR:								
	X		=		X		=	
FRONT COVERS:								
<u>13</u>	X	<u>1</u>	=	<u>13</u>	X	<u>\$ 0.57</u>	=	<u>\$ 7.41</u>
BACK COVERS:								
<u>13</u>	X	<u>1</u>	=	<u>13</u>	X	<u>\$ 0.49</u>	=	<u>\$ 6.37</u>
FASTENERS:								
<u>13</u>	X	<u>1</u>	=	<u>13</u>	X	<u>\$ 2.52</u>	=	<u>\$ 32.76</u>
								AMOUNT \$ <u>166.14</u>

REPLY BRIEF (if applicable)

<u>Total # copies of briefs</u>		<u>Pages, Covers or fasteners per brief</u>	=	<u>Total # of pages, covers or fasteners</u>		<u>Fee per page, cover or fastner</u>	=	<u>Subtotal</u>
TEXT:								
<u>13</u>	X	<u>34</u>	=	<u>442</u>	X	<u>\$ 0.10</u>	=	<u>\$ 44.20</u>
COLOR:								
	X		=		X		=	
FRONT COVERS:								
<u>13</u>	X	<u>1</u>	=	<u>13</u>	X	<u>\$ 0.57</u>	=	<u>\$ 7.41</u>
BACK COVERS:								
<u>13</u>	X	<u>1</u>	=	<u>13</u>	X	<u>\$ 0.49</u>	=	<u>\$ 6.37</u>
FASTENERS:								
<u>13</u>	X	<u>1</u>	=	<u>13</u>	X	<u>\$ 2.52</u>	=	<u>\$ 32.76</u>
								AMOUNT \$ <u>90.74</u>

APPENDIX

<u>Total # copies of briefs</u>		<u>Pages, Covers or fasteners per brief</u>	=	<u>Total # of pages, covers or fasteners</u>		<u>Fee per page, cover or fastner</u>	=	<u>Subtotal</u>
TEXT:								
<u>9</u>	X	<u>213</u>	=	<u>1,917</u>	X	<u>\$ 0.10</u>	=	<u>\$ 191.70</u>
COLOR:								
	X		=		X		=	
FRONT COVERS:								
<u>9</u>	X	<u>1</u>	=	<u>9</u>	X	<u>\$ 0.57</u>	=	<u>\$ 5.13</u>
BACK COVERS:								
<u>9</u>	X	<u>1</u>	=	<u>9</u>	X	<u>\$ 0.49</u>	=	<u>\$ 4.41</u>
FASTENERS:								
<u>9</u>	X	<u>1</u>	=	<u>9</u>	X	<u>\$ 2.52</u>	=	<u>\$ 22.68</u>
								AMOUNT \$ <u>223.92</u>

AMOUNT OF SUBTOTALS \$ 686.98 (including supplemental
briefs ordered by the
DOCKETING FEE (if applicable) \$ 455.00 Court -- see attached)

TOTAL COSTS TO BE TAXED \$ 1141.98

It is understood that the Clerk will tax costs only against those parties specifically named herein and in the amount which does not exceed either the specific sum claimed or the total allowable amount determined in accordance with Circuit Rule 39.

The costs claimed as actual costs are the actual costs incurred. A copy of the printer's/duplicator's bill, or other sufficient documentation of actual costs incurred, is attached.

Alan Gura

/s/ Alan Gura

Typed Name of Counsel

Signature of Counsel

105 Oronoco Street, Suite 305

Counsel's Address

Alexandria, VA 22314

(703) 835-9085

Counsel's Telephone Number

VERIFICATION *

State of)
County of) SS:

COMES NOW _____, and being first duly sworn, does depose and state that (he) (she) signed the foregoing Bill of Costs, that the costs claimed therein were incurred in connection with the captioned appellate proceeding and, as set forth, are true and correct.

SUBSCRIBED AND SWORN TO before the undersigned, a Notary public, this ____ day of _____, 20____.

Notary Public

(Notary seal or stamp)

COUNSEL SHALL ATTACH A CERTIFICATE OF SERVICE

*In lieu of this sworn verification, an unsworn declaration in conformity with 28 U.S.C. 1746 may be substituted.

FIRST SUPPLEMENTAL BRIEF

<u>Total # Copies of briefs</u>		<u>Pagers, covers or fasteners per brief</u>		<u>Total # of pages, covers or fasteners</u>		<u>fees per page, cover or fastener</u>		<u>Subtotal</u>
Text								
13	X	45	=	585	X	\$ 0.10	=	\$58.50
Front Cover								
13	X	1	=	13	X	\$ 0.57	=	\$ 7.41
Back Cover								
13	X	1	=	13	X	\$ 0.49	=	\$ 6.37
Fasteners								
13	X	1	=	13	X	\$2.52	=	<u>\$32.76</u>
						Amount	\$	105.04

SECOND SUPPLEMENTAL BRIEF

<u>Total # Copies of briefs</u>		<u>Pagers, covers or fasteners per brief</u>		<u>Total # of pages, covers or fasteners</u>		<u>fees per page, cover or fastener</u>		<u>Subtotal</u>
Text								
13	X	42	=	546	X	\$ 0.10	=	\$54.60
Front Cover								
13	X	1	=	13	X	\$ 0.57	=	\$ 7.41
Back Cover								
13	X	1	=	13	X	\$ 0.49	=	\$ 6.37
Fasteners								
13	X	1	=	13	X	\$2.52	=	<u>\$32.76</u>
						Amount	\$	101.14

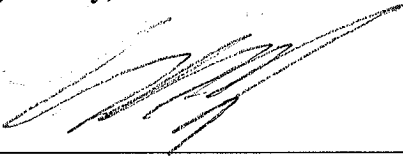
DECLARATION OF ALAN GURA

I, Alan Gura, declare as follows:

1. I am counsel for the appellants in *Dearth v. Lynch*, No. 12-5305.
2. My clients prevailed in this appeal and thus seek costs for the required briefing in this case, as itemized on the Court's form and supplemental sheets (to account for two supplemental briefs ordered by the Court), at the Court's official rates. The Court's official rate is lower than the actual cost of reproducing the briefs and appendix.
3. The actual cost of printing the briefs and appendix is reflected on the attached receipts for all printing, except for the reply brief. While the original receipt for that brief is missing, my contemporaneous billing records indicate the cost of that printing was \$132.99, consistent with the actual cost of the other briefing.
4. I signed the foregoing Bill of Costs, and the costs claimed therein were incurred in connection with the captioned appellate proceeding and, as set forth, are true and correct, reflecting the Court's docketing fee and the Court's official printing rate for all required briefing.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this the 7th day of July, 2015.



Alan Gura



FedEx Office
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Order Date: 02/08/2013 Branch: 1819
 Order Time: 12:23:27 Register: 04
 Pickup Date: 02/08/2013
 Pickup Time: 15:00
 Team Member: Dany V.

DEARTH

PICK UP ORDER
AP. DAEF
 181902M071

Customer: Alan Gura

Total Order	230.37
Total Paid Online	230.37
Sub-Total	0.00
Balance Due	0.00

PICK UP ORDER
 181902M071

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Order Date: 02/06/2013 Branch: 1819
 Order Time: 10:08:54 Register: 11
 Pickup Date: 02/06/2013
 Pickup Time: 13:00
 Team Member: Richard S.

DEARTH

PICK UP ORDER
 181902LXZ1

APX.

Customer: Alan Gura

Total Order	314.78
Total Paid Online	314.78
Sub-Total	0.00
Balance Due	0.00

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Order Date: 02/10/2014 Branch: 1819
Order Time: 15:04:43 Register: 04
Pickup Date: 02/10/2014
Pickup Time: 18:00
Team Member: Jenese R.

February 18, 2014 17:08
Receipt #: 1819678636
MasterCard #: XXXXXXXXXXXX4577
2014/02/18 16:58

Page: 1

PICK UP ORDER

Qty	Description	Amount
12	PNG B&W S/S 8.5x11 & 8.5x14	1.44
	SubTotal	1.44
	Taxes	0.08
	Total	1.52

181902WT41

Customer: Alan Gura

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Total Order	142.33
Total Paid Online	142.33
Sub-Total	0.00
Balance Due	0.00

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Alan Gura

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Sent: Friday, January 30, 2015 1:33 PM
To: alan@gurapossessky.com
Subject: FedEx Office Print Online Order Completion (Order GTN 1016678574247026)

This is an automated response, please do not reply to this e-mail

Dear Alan Gura,

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ORDER -- SUMMARY DETAILS

Order GTN number: 1016678574247026

Order Price

Subtotal: \$133.80

Shipping: \$ --

Packing & Handling: \$ --

Tax: \$8.03

Total: \$141.83

Payment by: Credit Card

See order details for each recipient below

ORDER_DETAIL -- Part 1

Job GTN number: 1013313264966022

FedEx Office center producing order: Center - 1819 : 685 N Washington St ALEXANDRIA, VA 22314-1913
UNITED STATES

Phone: (703) 739-0783

E-mail: usa1819@fedex.com

Order Ready by Date: Jan 30, 2015 at 02:00 PM EST

Documents: supp5.pdf (10) supp5.pdf

Loyalty Id: 00754302

Recipient: Gura, Alan

To be picked up at FedEx Office center (see above)

Price: \$133.80

Shipping: \$ --

Packing & Handling: \$ --

Tax: \$8.03

CERTIFICATE OF SERVICE

I hereby certify that on July 7, 2015, I filed and served the foregoing Bill of Costs with the Clerk of the Court by causing a copy to be electronically filed via the appellate CM/ECF system. I also hereby certify that the participants in the case are registered CM/ECF users and will be served via the CM/ECF system.

/s/ Alan Gura
Alan Gura