

MICHAEL T. PURCELL, OSB #853094
Attorney at Law
P.O. Box 14209
Portland, OR 97294
(503) 241-8203
mpurcell.law@gmail.com

Attorney for petitioner

IN THE UNITED STATES DISTRICT COURT

IN AND FOR THE DISTRICT OF OREGON

EUGENE DIVISION

B.D.A.A.,	)	
	)	6:25-cv-02062-AA
Petitioner,	)	
	)	
vs.	)	AMENDED MOTION FOR
	)	ATTORNEY FEES AND
LAURA HERMOSILLO, et al.,	)	COSTS UNDER THE EQUAL
	)	ACCESS TO JUSTICE ACT,
Respondents.	)	28 USC § 2412(d)

This motion seeks to amend the previous motion (Dkt 27) for attorney fees by reducing the amount of hours for which compensation is sought, for the reason that upon further review by petitioner's counsel, certain time entries should not have been included in the motion.¹ Petitioner's counsel apologizes for this error.

The following is a summary of the hours and amounts sought under this amended motion. All other points in the original motion remain as presented to the court.

¹ Specifically these entries are: 11/22/25, Draft and file proposed form of summons, 1.5 hours" and 11/27/25, "Organization of service of summons, 1.75 hours", for a total deduction of 3.25 from the hours sought.

Table 1: Amended Summary of fees and costs requested (lodestar method)		
1	Total attorney hours:	27.45
2	Ninth Circuit 2025 statutory hourly rate:	\$ 258.46
3	Enhanced hourly rate requested:	\$ 700.00
4	Fees at Ninth Circuit 2024 statutory rate (line 1 x line 2)	\$ 7,094.73
5	Fees at enhanced hourly rate (line 1 x line 3):	\$ 19,215.00
6	Costs sought in addition:	\$ 155.00

Consequently, the amended relief sought is motion for attorney fees should be granted with an award of fees at the rate of \$700 per hour for 27.45 hours, for a total award of \$19,215.

In the alternative, the court should award petitioner fees at the adjusted statutory rate of \$258.46 per hour for 30.70 hours for a total of \$7,094.73. \$155 in costs should be awarded in either case. Payment should be made directly to petitioner's counsel according to the petitioner's assignment on file with the court.

Dated this 28th day of April 2026

/s/ Michael T. Purcell

MICHAEL T. PURCELL
 OSB # 853094
 Attorney for petitioner
 P.O. Box 142209
 Portland, OR 97214
 (503) 241-8203
 mpurcell.law@gmail.com