# IN THE UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS

DARALD BLY,		)	
	Appellant	)	
V.		)	
		)	Vet. App. No. 15-0502
		)	
ROBERT L. WILKIE,		)	
Secretary of Veterans A	ffairs	)	
		)	
		)	
	Defendant	)	

APPELLANT'S SUPPLEMENTAL APPLICATION FOR AN AWARD OF ATTORNEY FEES, COSTS, AND OTHER EXPENSES UNDER THE EQUAL ACCESS TO JUSTICE ACT

Pursuant to U.S. VET.APP. R. 39 and 28 U.S.C.A. § 2412 (West 2002), Appellant Darald Bly, by and through his counsel, Brandon M. Selinsky, hereby submits his application for an award of attorney fees, costs, and other expenses in the amount of \$16,561.28.

#### PROCEDURAL HISTORY

The Appellant is a prevailing party. 28 U.S.C.A. § 2412(d)(l)(B). On January 5, 2016, the Court granted the parties' joint motion and remanded the case for action consistent with its terms; mandate was issued the same day. On February 5, 2016, the Appellant filed an unopposed application for attorney fees. The Court determined that Appellant's application was late and ordered the veteran to show cause why it should not be dismissed as untimely. Appellant filed his response to the Court's order and then, on May 5, 2016, the Court submitted the issue for a panel discussion. Upon the Court's order, both parties submitted briefs ahead of oral arguments, which were held in front of the panel on July 12, 2016. Judges Kasold, Bartley, and Greenberg presided.

On October 7, 2016, the Court ruled that Appellant's application was untimely. Appellant timely appealed.

In similar fashion, both parties fully briefed the issue of whether Appellant's application for attorneys' fees was timely for the Court of Appeals for the Federal Circuit. The court heard oral arguments on January 10, 2018, and thereafter held that Appellant's application for fees was timely. The Federal Circuit remanded this case for consideration of the application on its merits, and awarded Appellant costs.

At this Court's request, on July 30, 2018, Appellee filed a statement addressing the merits of Appellant's 2016 application for attorneys' fees. Appellee conceded that the application met the statutory requirements and agreed to pay Appellant's requested fees. On October 11, 2018, the Court granted Appellant' application and ordered Appellant to file a supplemental application for attorneys' fees within 20 days.

#### **ARGUMENT**

To obtain "prevailing party" status, a party need only to have obtained success "on any significant issue in litigation which achieve[d] some of the benefit . . . sought in bringing the suit." *Shalala v. Schmfer*, 509 U.S. 292, 302 (1993). Appellant is a prevailing party entitled to an award of fees and costs because the Federal Circuit found that Appellant's application was, in fact, timely and remanded for a review of the merits of the application, overturning this Court's finding that the application was not timely. 15 Vet. App. 256 (2001) (*en banc*). Appellant is independently due costs by way of the award in the Federal Circuit's Opinion, dated March 2, 2018.

Appellant is a party eligible to receive an award of reasonable fees and expenses because his net worth did not exceed \$2 million at the time this civil action vvas filed. As an officer of the Court, the undersigned counsel hereby states that Appellant's net worth did not exceed \$2 million

at the time this civil action was filed and Appellant did not own any unincorporated business, partnership, corporation, association, unit of local government, or organization, of which the net worth exceeded \$7 million and which had more than 500 employees. *See Bazalo v. Brown*, 9 Vet. App. 304, 309, 311 (1996).

# II. THE POSITION OF THE SECRETARY OF VETERANS AFFAIRS WAS NOT SUBSTANTIALLY JUSTIFIED.

The Secretary can defeat Appellant's application for fees and costs only by demonstrating that the government's position was substantially justified. 28 U.S.C.A. § 2412(d)(1)(A); see Brewer v. American Battle Monument Commission, 814 F.2d 1564, 1566-67 (Fed. Cir. 1987); Stillwell v. Brown, 6 Vet. App. 291, 301 (1994). The U.S. Supreme Court has held that for the position of the government to be substantially justified., it must have a "reasonable basis both in law and fact." Pierce v. Underwood, 487 U.S. 552, 565 (1988); accord, Beta Sys. v. United States, 866 F.2d 1404, 1406 (Fed. Cir. 1989).

In this case, the Federal Circuit held that this Court erred in finding that Appellant's application for fees was not timely. The Federal Circuit identified the primary issue on appeal as how the EAJA should be interpreted rather than, as this Court approached it, how the Veterans Court's rules should be interpreted. The court noted that local rules cannot override statutes, citing *Synopsys, Inc. v. Ricoh Co.*, 661 F.3d 1361, 1370 n.5 (Fed. Cir. 2011). Under the EAJA statute, Appellant had 30 days after the judgment was no longer subject to appeal to file his application for fees. The Federal Circuit found that, pursuant to its own precedent in *Impreza*, this Court's January 5, 2016, judgment was subject to appeal for 60 days after it was issued. *Impresa Construzioni Geom. Domenico Garufi v. United States*, 531 F.3d 1367 (Fed. Cir. 2008). The court further held that this Court's judgment was not "an order of settlement" as it did not resolve the

Appellant's underlying claim for service-connection and, in fact, the claim may even return to the Veterans Court eventually.

The Appellee's error had no reasonable basis in fact or in law.

#### III. SPECIAL CIRCUMSTANCES

No special circumstances exist that would make an award of attorney's attorney's fees unjust. 28 U.S.C.A. § 2412(d)(l)(A).

# IV. ITEMIZED STATEMENT OF SERVICES RENDERED AND AMOUNTS OF REASONABLE FEES AND EXPENSES.

An itemized statement of the services rendered is attached to this application as Exhibit A, and the reasonable fees and expenses for which Appellant seeks compensation are listed in that exhibit. Included in Exhibit A is a certification that counsel has "(1) reviewed the combined billing statement and is satisfied that it accurately reflects the work performed by all counsel and (2) considered and eliminated all time that is excessive or redundant" *Baldridge and Demel v. Nicholson*, 19 Vet. App. 227, 240 (2005).

Appellant seeks attorney's fees at the rate of \$200.35 per hour for total legal services of 76.2 hours, and expenses.<sup>1</sup>

\_

<sup>&</sup>lt;sup>1</sup> A rate in excess of \$125.00 per hour for counsel for Appellant in this case is justified based on the increase in the cost of living since the EAJA was amended in March 1996. See 28 U.S.C. § 2412(d)(2)(A)(ii). The \$125.00 attorney fee rate, adjusted for inflation, was \$200.35 in 2018, when the Appellant's denial of attorneys' fees was argued and thereafter reversed by the Court of Appeals for the Federal Circuit. See Bureau of Labor Statistics, Inflation Calculator (Exhibit B). This rate was calculated by using the Department of Labor's Consumer Price Index for Urban Consumers (CPI-U) in the United States adjusted for inflation between 1996 and 2015. See Exhibit B; *Mannino v. West*, 12 Vet. App. 242 (1999). The market rates for Appellant's attorneys exceeded \$200.35 per hour during the relevant time period. See the relvant page of the United States Consumer Law Attorney Fee Report (Exhibit C).

Dated: October 31, 2018

s/ Brandon M. Selinsky

Brandon M. Selinsky, Esq.
Rocky Mountain Disability Law Group 2000 S. Colorado Blvd.
Tower 1 – Suite 9500
Denver, CO 80222
Telephone: (303)534-1958

Fax: (303)534-1949

E-Mail: brandon@RMDLG.com

Attorney for Appellant Darld Bly

## **CERTIFICATE OF SERVICE**

I hereby certify that on October 31, 2018, I electronically filed the foregoing motion with the Clerk of Court using the CM/ECF system which will send notification of the filing to all appropriate parties.

s/ Brandon M. Selinsky

## EXHIBIT A

# IN THE UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS

DARALD BLY,		)	
	Appellant	)	
V.		)	
		)	Vet. App. No. 15-0502
		)	
ROBERT A. MCI	OONALD,	)	
Secretary of Veter	ans Affairs	)	
		)	
		)	
	Defendant	)	

#### DECLARATION OF BRANDON M. SELINSKY, ESQ.

- I, Brandon M. Selinsky, make the following declaration in support of Appellant Darald Bly's application for an award of attorney fees, costs, and other expenses in connection with the above-captioned appeal.
  - I was the attorney of record for Appellant in the proceedings before the U.S. Court of
    Appeals for Veterans Claims ("CAVC") and the U.S. Court of Appeals for the Federal
    Circuit ("COFC"). The following list itemizes certain services rendered and time
    expended in the representation of Appellant before the Courts, leading to this court's
    October 11, 2018, award of attorneys' fees:

DATE	TASK	HOURS
3/10/2016	Drafted memo to show cause	2.00
6/23/2016	Research brief: caselaw re atty fees as jurisdictional	2.50
6/24/2016	Research brief: caselaw re atty fees timeliness	3.00

6/27/2016	Research, begin drafting brief	5.00
6/29/2016	Draft brief: statement of the case	4.00
6/30/2016	Draft brief: arguments, formatting	6.00
7/10/2016	Review, prepare for arguments	4.00
7/11/2016	Review, prepare for arguments	5.00
7/12/2016	CAVC oral arguments	3.50
11/2/2016	Draft/file notice of appeal	0.50
12/13/2016	Draft/file entry of appearance, certificate of service	1.50
12/29/2016	Draft/file docketing statement	0.50
1/25/2017	Review CAVC briefs, order, research	2.50
1/26/2017	Review case law re: atty fees at COFC	2.00
1/27/2017	Draft opening brief: statement of case and arguments	5.00
1/29/2017	Draft opening brief: arguments	2.00
1/30/2017	Draft opening brief, format for COFC, file	8.00
6/14/2017	Read response brief, research cited case law	3.00
6/23/2017	Create joint appendix, file	4.20
8/1/2017	Submitted date conflicts for oral argument	0.25
12/19/2017	Submitted response to oral argument order	0.25
1/5/2018	Review file, prepare for oral arguments	5.00
1/9/2018	Review file, prepare for oral arguments	3.00
1/10/2018	Oral Arguments	3.50

Total Hours: 76.20

Rate: \$200.35 per hour

Total Fees: \$15,266.67

2. The following list itemizes certain costs and expenses in the representation of Appellant before the CAVC and COFC, leading to this court's October 11, 2018, award of attorneys' fees. Evidence in support of these costs appears at Exhibit D.

DATE	DESCRIPTION	REASON INCURRED	COST
7/1/2016	Roundtrip airfare Denver to D.C.	CAVC oral arguments	\$497.46
7/11/2016	Hotel	CAVC oral arguments	\$171.00
7/11/2016	Metro card	CAVC oral arguments	\$14.75
7/12/2016	Metro card	CAVC oral arguments	\$14.75
1/5/2018	Roundtrip airfare Denver to D.C.	COFC oral arguments	\$374.11
1/8/2018	Metro card	COFC oral arguments	\$14.75
1/9/2018	Hotel	COFC oral arguments	\$193.04
1/10/2018	Metro card	COFC oral arguments	\$14.75

Total Costs: \$1,294.61

#### **TOTAL AMOUNT CLAIMED: \$16,561.28**

- 3. Applying the above rate to the total time expended by both counsel, Mr. Bly seeks a total award of \$16,561.28.
- 4. I declare under penalty of perjury under the laws of the United States of America that the information set forth in this declaration is true and correct.

Dated October 30, 2018.

Respectfully Submitted,

s/Brandon M. Selinsky

## EXHIBIT B

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## **CPI Inflation Calculator**

<b>CPI Inflation Calculator</b>
\$ 125.00
in March V 1996 V
has the same buying power as
\$202.66
in September > 2018 >
Calculate
Mobile Browser? View full screen.

#### **About the CPI Inflation Calculator**

The CPI inflation calculator uses the Consumer Price Index for All Urban Consumers (CPI-U) U.S. city average series for all items, not seasonally adjusted. This data represents changes in the prices of all goods and services purchased for consumption by urban households.

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## EXHIBIT C

# 2017 ECONOMIC SURVEY



Colorado Bar Association

#### **EXECUTIVE SUMMARY**

#### **Billing Practices (continued)**

The most common hourly billing rate among those who worked full time and billed at least some of their work via hourly rates in 2016 (a majority of whom were private practitioners) was \$254, on average.

As would be expected, billing rates vary by position/affiliation:

			p		
		_			
	n	mean (\$)	25th	(median)	75th
ALL RESPONDENTS	785	254	200	250	300
PRIVATE PRACTITIONERS	729	260	200	250	300
Solo Practitioner	223	243	200	250	295
Partner	249	310	238	295	350
Associate	206	226	175	205	275
In-House Counsel: For Profit	6	155	70	175	213
Of Counsel	30	304	229	300	360
Contract Attorney	15	114	30	75	225
PUBLIC PRACTITIONERS	29	91	50	95	100
Judge/Magistrate/ALJ	1	-	-	-	-
City/County Government	6	74	46	55	111
State Government	17	87	83	98	100
Federal Government	1	-	-	-	-
In-House Counsel: Non-Profit	3	-	-	-	-
Counsel With Legal Aid/Legal Services Agency	1	-	-	-	-
OTHER					
Arbitrator/Mediator	3	-	-	-	-
Academic	1		-	-	-

Similar to income, billing rates tend to correlate positively with the number of years practicing law. They vary by the number of attorneys at their entire firm/organization, primary practice area, and by geographic location, as well, and males reported a higher median value than females.

## EXHIBIT D



## Flight reservation (9792P9) | 11JUL16 | DEN-DCA | Selinsky/Brandon

**Southwest Airlines** <SouthwestAirlines@luv.southwest.com> Reply-To: Southwest Airlines <no-reply@luv.southwest.com> To: BSELINSKY@gmail.com

Fri, Jul 1, 2016 at 12:22 PM

Thanks for choosing Southwest® for your trip.

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Thanks for choosing Southwest® for your trip. You'll find everything you need to know about your reservation below. Happy travels!



Air itinerary

**AIR Confirmation: 9792P9** 

Confirmation Date: 07/1/2016

07/1/2016

Let's go! Budget'

Passenger(s)Rapid Rewards # Ticket #ExpirationEst. Points EarnedSELINSKY/BRANDOJul 1, 20172550

Rapid Rewards points earned are only estimates. Visit your (MySouthwest, Southwest.com or Rapid Rewards) account for the most accurate totals - including A-List & A-List Preferred bonus points.

Date	Flight	Departure/Arrival
Mon Jul 11	311	Depart DENVER, CO (DEN) on Southwest Airlines at 4:25 PM Stops: Kansas City, MO Arrive in WASHINGTON (REAGAN NATIONAL), DC (DCA) at 10:50 PM Travel Time 4 hrs 25 mins Wanna Get Away
Date	Flight	Departure/Arrival
Tue Jul 12	1509	Depart WASHINGTON (REAGAN NATIONAL), DC (DCA)

Flight Departure/Arrival

1509 Depart WASHINGTON (REAGAN NATIONAL), DC (DCA) on Southwest Airlines at 4:55 PM
Arrive in KANSAS CITY, MO (MCI) at 6:40 PM
Wanna Get Away

3552 Change planes to Southwest Airlines in KANSAS CITY, MO (MCI) at 8:25 PM
Arrive in DENVER, CO (DEN) at 9:10 PM

Travel Time 6 hrs 15 mins

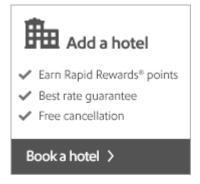
Travel Time 6 hrs 15 mins

Wanna Get Away

EarlyBird Check-In\*

Let us take care of check-in for you.

Get it now





your mobile device to secure your boarding position. You'll be assigned a boarding position based on your check-in time. The earlier you check in within 24 hours of your flight, the earlier you get to board.



**Bags fly free**®: First and second checked bags. Weight and size limits apply. One small bag and one personal item are permitted as carryon items, free of charge.

- Ŀ
- **30 minutes before departure:** We encourage you to arrive in the gate area no later than 30 minutes prior to your flight's scheduled departure as we may begin boarding as early as 30 minutes before your flight.
- (L)
- **10 minutes before departure:** You must obtain your boarding pass(es) and be in the gate area for boarding at least 10 minutes prior to your flight's scheduled departure time. If not, Southwest may cancel your reserved space and you will not be eligible for denied boarding compensation.
- Ø

If you do not plan to travel on your flight: In accordance with Southwest's No Show Policy, you must notify Southwest at least 10 minutes prior to your flight's scheduled departure if you do not plan to travel on the flight. If not, Southwest will cancel your reservation and all funds will be forfeited.

Air Cost: 497.46

Fare Rule(s): 5262424679352: NONREF/NONTRANSFERABLE/STANDBY REQ UPGRADE TO Y.

Valid only on Southwest Airlines. All travel involving funds from this Confirmation Number must be completed by the expiration date. Unused travel funds may only be applied toward the purchase of future travel for the individual named on the ticket. Any changes to this itinerary may result in a fare increase. Failure to cancel reservations for a Wanna Get Away fare segment at least 10 minutes prior to travel will result in the forfeiture of all remaining unused funds.

DEN WN WAS212.45RLA7SNRO WN X/MKC WN DEN212.45RLA7SNRO 424.90 END ZPDENMCIDCAMCI XFDEN4.5DCA4.5MCI4.5 AY11.20\$DEN5.60 DCA5.60



Learn about our boarding process**∠** 



#### **Cost and Payment Summary**

**X** AIR - 9792P9 Base Fare **Payment Information** \$ 424.90 **Excise Taxes** \$ 31.86 Payment Type: Visa 16.00 Date: Jul 1, 2016 Segment Fee \$ Passenger Facility Charge \$ 13.50 Payment Amount: \$497.46 September 11th Security Fee \$ 11.20

\$ 497.46

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**Total Air Cost** 

**Know Before You Go** 

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<sup>&</sup>lt;sup>1</sup> All travel involving funds from this Confirmation Number must be completed by the expiration date.

 $<sup>^{2}\ \</sup>mbox{Security Fee}$  is the government-imposed September 11th Security Fee.

From: Brandon Selinsky
To: "bselinsky@gmail.com"

**Subject:** FW: Travelocity travel confirmation - Jan 8 - (Itinerary # 7315777576894)

**Date:** Friday, January 5, 2018 11:17:00 AM

**From:** Travelocity.com [mailto:email@e.travelocity.com]

Sent: Wednesday, December 13, 2017 8:30 PM

**To:** Brandon Selinsky <brandon@whitcomblawpc.com>

Subject: Travelocity travel confirmation - Jan 8 - (Itinerary # 7315777576894)

## Thanks!

Your reservation is booked and confirmed. There is no need to call us to reconfirm this reservation.

## Washington

Jan 8, 2018 - Jan 10, 2018

Because you booked a flight, you qualify for up to 54% off Washington hotels.

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See live updates to your itinerary, anywhere and anytime.

See your itinerary

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Before you go

restrictions. If one of your to other flight. You may incur  Remember to bring your security.  Fare restrictions app Please review the rules a section below.  DEN to DCA: Delta Basic	ists of two one-way fares whights is changed or cancelled a penalty fee for each flight function tinerary and government-issue to this trip.  In the property of the trip of trip of the trip of trip of the trip of trip of the trip of the trip of the trip of the trip of trip of trip of the trip of trip	d, it will not automatic for additional itinerary sued photo ID for airp	cally change the changes.  ort check-in and
Flight overview			
			Travel dates 1/8/2018
2			Itinerary #
			7315777576894
Your reservation is boo call us to reconfirm thi Confirmation JM7CO4 (Delta) Ticket #	ked and confirmed. The reservation.	re is no need to	
0067031068317 (Brando			
<b>Departure</b> Mon, Jan	8		
Delta 928  Denver (DEN)		New York (LG	: A)
10:34am		4:24pm <b>Terminal:</b> D	JA)
Fare type: Basic Econor Cabin: Economy / Coac 3h 50m duration			

Delta 6145 operated by REPUE  New York (LGA)  5:00pm  Terminal: C	BLIC AIRLINE-DL	Washington (I 6:28pm Terminal: B	
Fare type: Basic Economy Cabin: Economy / Coach (E) 1h 28m duration			
Total Duration			
5h 54m			
Flight overview			
			<b>Travel dates</b> 1/10/2018
			Itinerary #
			7315777576894
Your reservation is booked a call us to reconfirm this rese		nere is no need to	
Confirmation IEE84E (United)			
<b>Ticket #</b> 0167031059142 (Brandon Selir	nsky)		
<b>Return</b> Wed, Jan 10			
United 2104			
Washington (DCA)		Denver (DEI	N)

4:09pm	6:20pm
--------	--------

Terminal: B

Cabin: Economy / Coach (W)

4h 11m duration

Seat: 37F | Confirm or change seats with the airline\*

#### **Total Duration**

4h 11m

## Traveler(s)

#### Brandon Selinsky

No frequent flyer details provided

Frequent flyer and special assistance requests should be confirmed directly with the airline.

## Price summary

Flight 1: DEN to DCA

Traveler 1: Adult \$121.80 Flight \$92.09 Taxes & Fees \$29.71

Flight 2: DCA to DEN

Traveler 1: Adult \$249.20 Flight \$218.60 Taxes & Fees \$30.60

Travelocity Booking Fee \$3.11

#### Total \$374.11

All prices are quoted in USD.

### Additional information

Flight 1: DEN to DCA

#### **Delta Basic Economy Fare Rules**

Delta Basic Economy includes:

- Complimentary premium entertainment
- Complimentary snacks, soft drinks and Starbucks® coffee
- Available Wi-Fi
- Award-winning service

Delta Basic Economy comes with these restrictions:

- No seat assignment is available until after check-in
- Refunds and any ticket changes, including same-day changes, are not permitted
- No paid or complimentary access or upgrades to premium seats or products, including Delta Comfort+™ or Preferred Seats, and no paid access to Priority Boarding

#### Additional fees

The airline may charge additional fees for checked baggage or other optional services.

#### Airline rules + restrictions

We understand that sometimes plans change. We do not charge a cancel or change fee. When the airline charges such fees in accordance with its own policies, the cost will be passed on to you.

Please read the complete penalty rules for changes and cancellations applicable to this fare.

Tickets are nonrefundable, nontransferable and name changes are not allowed.

Please re	ead i	important	information	regarding	airline	liability	limitations	

Flight 2: DCA to DEN

This price includes a nonrefundable booking fee.

#### Additional fees

The airline may charge additional fees for checked baggage or other optional services.

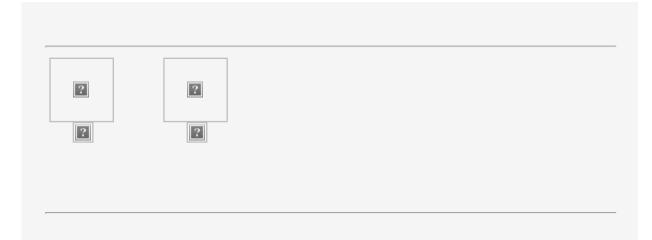
#### Airline rules + restrictions

We understand that sometimes plans change. We do not charge a cancel or change fee. When the airline charges such fees in accordance with its own policies, the cost will be passed on to you.

Please read the complete penalty rules for changes and cancellations applicable to this fare.

Tickets are nonrefundable, nontransferable and name changes are not allowed.

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## Hotel reservation (62859769) | 11JUL16 | Arlington | Selinsky/Brandon

Southwest Airlines <SouthwestAirlines@luv.southwest.com> Reply-To: Southwest Airlines <no-reply@luv.southwest.com> To: bselinsky@gmail.com

Thu, Jul 7, 2016 at 3:52 PM

Thanks for choosing Southwest® for your trip.

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Reservation

Reserve Another

Room

Cancel Hotel Reservation

Rapid Rewards #:

Check-Out

Tue Jul 12, 2016

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Μy Account

My Account

#### **Enjoy your stay!**



Thanks for choosing Southwest® for your trip. You'll find everything you need to know about your reservation below. Happy travels!

Check-In

Mon Jul 11, 2016



Hotel itinerary

#### **HOTEL Confirmation: 62859769**

Guest Name: Brandon Selinsky Questions regarding your reservation?

Call 1-800-545-4489

Holiday Inn NATIONAL AIRPORT/CRYSTAL CITY 2650 Jefferson Davis Highway

Arlington, VA 22202 Tel. +1 (703) 6847200

Room Request: 1 King standard room nonsmoking

Number of Rooms: 1

Cancellation: Southwest Airlines does not charge cancellation or change fees for any hotel booked on southwest.com. However, we are required to pass on the following fees that are imposed by the property. Cancellations or changes made prior to 6:00 PM local hotel time on the day of arrival are subject to a \$193.40 charge. Cancellations or changes made after 6:00 PM local hotel time on the day of arrival are subject to a 100% charge. We are sorry but refunds are not available for early check-out.

Southwest Airlines Limit of Liability: Hotel is solely responsible for fulfilling all reservations. Your preferences will be submitted with your reservation and subject to hotel availability.

Hotel Cost: \$ 171.00

# Add a rental car

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#### Cost and Payment Summary

HOTEL - 62859769 Rooms: 1

**Additional Taxes & Fees** Taxes & Fees

**Payment Information** 

\$ 22.40

Payment Amount: \$ 193.40

Payment Type:

......

#### **Useful Tools**

#### Know Before You Go

#### **Special Travel Needs**

Check In Online

Early Bird Check-In

In the Airport

Baggage Policies

Traveling with Children

Traveling with Pets

View/Share Itinerary

Suggested Airport Arrival Times

Unaccompanied Minors

<u>Change Air Reservation</u> <u>Cancel Air Reservation</u> Security Procedures

Purchasing and Refunds

Baby on Board

Check Flight Status

Customers of Size

In the Air

Customers with Disabilities

Oncok i light Otatas

Flight Status Notification

Book a Car Book a Hotel

## Legal Policies & Helpful Information

Privacy Policy Customer Service Commitment

Contact Us

Notice of Incorporated Terms

**FAQs** 

Book Air | Book Hotel | Book Car | Book Vacation Packages | See Special Offers | Manage My Account

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Southwest Airlines P.O. Box 36647-1CR Dallas, TX 75235

Contact Us

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<sup>&</sup>lt;sup>1</sup> All travel involving funds from this Confirmation Number must be completed by the expiration date.

<sup>&</sup>lt;sup>2</sup> Security Fee is the government-imposed September 11th Security Fee.

From: Brandon Selinsky
To: "bselinsky@gmail.com"

Subject: FW: Thanks! Your booking is confirmed at The Hamilton Hotel - Washington DC

**Date:** Friday, January 5, 2018 11:18:00 AM

Attachments: ATT00004.png

ATT00006.png ATT00007 ATT00010.png ATT00012 ATT00013.png image001.png image002.png image003.png image004.png image005.png

From: The Hamilton Hotel - Washington DC [mailto:customer.service@booking.com]

Sent: Wednesday, December 13, 2017 5:23 PM

To: Brandon Selinsky <brandon@whitcomblawpc.com>

Subject: Thanks! Your booking is confirmed at The Hamilton Hotel - Washington DC

## Booking.com

Confirmation Number: 1081631782
PIN code: 7343

#### Pack your bags, Brandon!

- Your booking in Washington, D.C. (District Of Columbia) is confirmed.
- The Hamilton Hotel Washington DC is expecting you on January 8
- You'll pay the property directly The Hamilton Hotel Washington DC handles all payments, so double-check below for more info
- Make changes to your booking or ask the property a question in just a few clicks

Easily make changes online to all your bookings by creating a password.

Make changes to your booking

Manage your booking in the app

## The Hamilton Hotel - Washington DC Value Deal

1001 14th Street Northwest, Northwest, Washington, D.C. (District Of Columbia), DC 20005, United States of America -

Phone: +12026820111

**Email property** 







Your reservation	2 nights, 1 room
Check-in	Monday, January 8, 2018 (from 3:00 PM)
Check-out	Wednesday, January 10, 2018 (until 12:00 PM)
Prepayment	You'll be charged a prepayment of the total price at any time.
Cancellation cost	• From now on: \$336.30

Cancel your booking

Low rate – no money back. Changing the dates of your stay isn't possible.

Standard King Room	\$336.30
14.80 % TAX is included.	\$49.77
Total Price	\$386.07 <b>ॐ</b> <u>We Price Match</u>
Pre-authorization: To check the validity of you	ır credit card and guarantee your

Pre-authorization: To check the validity of your credit card and guarantee your booking, the property reserves the right to temporarily hold an amount prior to arrival.

Please note: additional supplements (e.g. extra bed) are not added to this total.

The total price shown is the amount you'll pay to the property. Booking.com

doesn't charge any reservation, administration, or other fees.

If you don't show up or cancel, applicable taxes may still be charged by the property.

## Invite friends and earn \$25!

Enjoy a \$25 cash reward when you refer family and friends to Booking.com

https://www.booking.com/s/32\_8/c9be4476

#### How it works:

- 1. Send the invite link to friends.
- 2. Your friends book using this link.
- 3. After their stay, you receive \$25 and your friend gets a cash reward of \$25 too!

Your invite link is also available on when you sign in to <u>your account</u>. Any questions? Check out our <u>FAQs</u>.

## Is everything correct?

You can always view or change your booking online – no registration required.

- Update credit card
- Request early check-in or late check-out
- Contact the property

- <u>Cancel Your Booking</u>
- Edit quest details

## Brandon, here's your travel guide to Washington, DC!



We handpicked the best attractions and activities in Washington, DC. Take your pick and find opening hours, directions and helpful tips.

Click here to open your FREE travel guide

#### **Room Details**

(27)

Featuring a flat-screen cable TV and a desk, this room offers a refrigerator, a coffee

maker and a private bathroom with a bathrobe, free toiletries and a hairdryer. Please note that a microwave is available upon request.

Guest name	Brandon Selinsky <u>Edit guest name</u>
Number of guests	2 Adults, 1 child (up to 12 years of age) Edit number of guests
Meal plan	Buffet breakfast costs \$25 per person per night.

## **Special Requests**

Approximate time of arrival: between 19:00 and 20:00 You have a booker that would prefer a quiet room. (based on availability)

## **Important Information**

Please note, 'breakfast included' rates provide breakfast for 2 guests only. Breakfast is available (surcharge) for extra guests.

Please note that any reservation for over 9 rooms will be considered as a group reservation and will be subject to additional deposits.

An additional refundable deposit of USD 250 will also be charged at check-in and is fully refundable upon inspection of the accommodation.

Guests are required to show a photo ID and credit card upon check-in. Please note that all Special Requests are subject to availability and additional charges may apply.

A security deposit of USD 75 is required upon arrival for incidental charges. This deposit is fully refundable upon check-out and subject to a damage inspection of the accommodation.

## **Payment**

You have now confirmed and guaranteed your reservation by credit card.

The total price of the reservation may be charged at any time after booking.

#### This property accepts the following forms of payment:

American Express, Visa, Euro/Mastercard, Diners Club, JCB, Discover, Carte Blanche Change credit card details

## **Booking Conditions**

**Cancellation policy** Note that if canceled, modified, or in case of no-show, the

	total price of the reservation will be charged.
	Any cancellation or modification fees are determined by the property. Additional costs will be paid to the property.
Guest parking	Private parking is available on site (reservation is not needed) and costs USD 59 per day.
Internet	WiFi is available in the hotel rooms and is free of charge.

See all Booking Conditions

## Need help with your reservation?

Contact the property Phone: +12026820111

Manage your booking You can modify, cancel or upgrade your reservation online anytime.

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## Book your taxi or shuttle now!

Arrange your transportation from the airport to **The Hamilton Hotel - Washington DC** with Rideways.

See deals



## Rideways

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