

**IN THE UNITED STATES
COURT OF APPEALS FOR VETERANS CLAIMS**

CHARLES WILLIAMS,)	
Appellant,)	
)	
v.)	Docket No. 16-3252
)	
ROBERT L. WILKIE,)	
Secretary of Veterans Affairs,)	
Appellee.)	

APPELLANT'S APPLICATION FOR AN AWARD OF ATTORNEY'S FEES AND EXPENSES PURSUANT TO 28 U.S.C. § 2412(d)

Pursuant to the Equal Access to Justice Act (EAJA), 28 U.S.C. 2412(d), Appellant applies for an award of reasonable attorney's fees and expenses in the amount of **\$37,042.40**.

PROCEDURAL HISTORY

A timely Notice of Appeal of a June 21, 2016 Board Decision was filed in this Court on September 22, 2016. Katie Molter and Harold Hoffman entered their appearances for Appellant that same day. The Secretary mailed the Record Before the Agency (RBA) to Appellant on November 22, 2016. The Rule 22 Summary of the Issues Memorandum was delivered to Secretary on January 17, 2017. The Rule 33 conference was held on January 31, 2017.

After an extension, Appellant filed his brief on April 10, 2017. After an extension, the Secretary moved to strike an attachment to Appellant's brief. The Court granted the Secretary's motion. The Secretary filed his brief on July 20, 2017. Appellant filed his reply brief on August 1, 2017, contemporaneous with a motion for oral argument. The Secretary responded to the motion that he agrees that oral argument was necessary on August 11, 2017. The Secretary filed the record of proceedings on August 16, 2017 and Appellant notified the Court that he accepted them on August 24, 2017. On October 17, 2017, the Court ordered oral argument in 16-2826 for the issues Appellant sought oral argument.

The Court submitted Appellant's appeal to a panel on November 27, 2017. Oral argument was ordered on December 8, 2017. Appellant filed a motion to file a memorandum of law and to consolidate oral argument with other appeals on January 3, 2018. The Secretary opposed in a January 12, 2018 filing and the Court denied the motions on January 12, 2018. In its denial order, the Court

directed the parties to the questions it wanted to discuss at oral argument. The Secretary filed supplemental authorities on January 16, 2018. Appellant responded on January 17, 2018. Meghan Gentile entered her appearance for Appellant on January 21, 2018. Oral argument was held on January 23, 2018.

Katie Molter withdrew as counsel on March 16, 2018. Britney Sutton entered her appearance for Appellant on June 15, 2018. On August 7, 2018, the Court vacated and remanded the Board decision on appeal. Judgment was issued on August 29, 2018. Mandate was effective on October 29, 2018.

THE APPELLANT IS A PREVAILING PARTY

A party prevails when he obtains success "on any significant issue in litigation which achieve[d] some of the benefit . . . sought in bringing the suit." *Shala v. Schaefer*, 113 S. Ct. 2625, 2632 (1993). Appellant is a prevailing party because the Court vacated and remanded that portion of the Board's decision that denied entitlement to a compensable rating for erectile dysfunction. On August 7, 2018, the Court vacated the June 2016 Board decision and remanded for further development and readjudication consistent with the terms of its memorandum decision. This Court-ordered relief triggered a "material alteration of the legal relationships of the parties necessary to permit an award of attorney's fees." *Buckhannon Bd. and Care Home, Inc. v. West Virginia Dep't of Health and Human Res.*, 121 S. Ct. 1835, 1840 (2001).

THE GOVERNMENT'S POSITION WAS NOT SUBSTANTIALLY JUSTIFIED

EAJA fees are warranted when the government's position is not substantially justified. The government's position must have a "reasonable basis both in law and fact" for it to be substantially justified. *Pierce v. Underwood*, 487 U.S. 552, 565 (1988).

In this case, the Court vacated the Board's decision because the Board determined that SMC and a compensable rating would be pyramiding and because the Board failed to provide an adequate statement of reasons or bases explaining why the veteran's severed nerves did not constitute a penile deformity. The Court ordered the Board to readjudicate the appellant's claim for a compensable rating for his erectile dysfunction disability. Specifically, the Court determined that remand was necessary "for the Board to apply the ordinary meaning of 'deformity,' and determine whether the appellant is entitled to a compensable rating under DC 7522."

The Government's errors had no basis in fact or in law, were not substantially justified, and became the basis on which the Court relied in its decision to vacate the Board's decision and to remand the matter for further adjudication.

EAJA FEES ARE WARRANTED IN THIS CASE

As an officer of the Court, undersigned Counsel hereby states that Appellant's net worth did not exceed \$2,000,000 at the time he filed his Notice of Appeal with this Court, nor did he own any unincorporated business, partnership, corporation, association, unit of local government, or organization, of which the net worth exceeded \$7,000,000 and which it had more than 500 employees. See *Bazalo v. Brown*, 9 Vet. App. 304, 309, 311 (1996). Appellant is thus eligible to receive an award under 28 U.S.C. § 2412(d)(2)(B).

The claimed hourly rate is reasonable in light of the fact that Appellant was forced to retain Counsel to appeal a BVA decision which failed to comply with required procedure. No special circumstances, as defined by 28 U.S.C. § 2412(d)(1)(A), exist in this case which would make an attorney fees award unjust. This case was not one of first impression involving a good faith argument; nor did this case involve a new, more stringent requirement for adjudication.

For the equitable regular hourly rate, Counsel for Appellant utilized the fixed starting rate under the EAJA of \$125.00, plus the cost-of-living calculated pursuant to the CPI-U, the United States Department of Labor's Consumer Price Index, for:

1) Washington-Baltimore-D.C.-MD-VA as published by the Bureau of Labor Statistics, for first half 2018, such dates covering the period in which the majority of work on this appeal was completed. As of March 29, 1996, the CPI-U was 158.4; for first half 2018, it was 260.903. It therefore increased by ~65%. Applying this increase to the \$125.00 hourly rate provided by EAJA, the current hourly rate for Harold Hoffman and Britney Sutton is \$206.00.

2) South Urban Consumers as published by the Bureau of Labor Statistics, for first half 2018, such dates covering the period in which the majority of work on this appeal was completed. As of March 29, 1996, the CPI-U was 151.5; for first half 2018, it was 245.996. It therefore increased by ~62%. Applying this increase to the \$125.00 hourly rate provided by EAJA, the current hourly rate for Meghan Gentile and Evan Snipes is \$203.00.

I certify that I have (1) reviewed the combined billing statement and am satisfied that it accurately reflects the work performed by all representatives; and (2) considered and eliminated all time that is excessive or redundant. Attached is

an itemized statement, broken down into detailed case tasks, all of which are inextricably intertwined to the preparation of the entire case. (Exhibit 1).

Appellant's attorneys worked together in reviewing strategy and arguments as well as editing each other's work to ensure good work product. The time billed for conversations between Appellant's attorneys is properly billed for each attorney because both attorneys' efforts are distinct and required to generate a well-argued and well-written product. Attorneys in all practices should confer and it is proper to bill for discussions involving strategy and argument. Likewise, all attorneys should have filings edited before submission. Improving, through conferring and editing, another attorney's work product is a billable event. There is no time billed in this application for training or any other labor that is not specific to this appeal and unnecessary to producing the best product for the Appellant.

The total hours expended were 177.3 (110.2 by Harold Hoffman; 65.3 by Meghan Gentile, 0.7 by Evan Snipes, and 1.1 by Britney Sutton) the regular hourly rate is \$206.00, \$203, \$203.00, and \$206.00 respectively. Expenses totaled \$716.60 as detailed in Exhibit 1. Thus, the total amount of fees, costs, and expenses is **\$37,042.40**.

WHEREFORE, Appellant respectfully requests that the U.S. Court of Appeals for Veterans Claims award his attorney fees, costs, and other expenses, in the total amount of **\$37,042.40**.

November 2, 2018.

Submitted,

/s/ Harold Hoffman

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202-677-0303

Exhibit 1

**ITEMIZED VETERANS LEGAL ADVOCACY GROUP STAFF HOURS
FOR 16-3252**

Date	By	Description of Work	Time Spent	Time Billed
15-Aug-16	HHH	Reviewed BVA decision, researched, took notes.	1.3	1.3
25-Aug-16	HHH	Talk with CW about appeal, draft and send paperwork.	0.6	0.6
22-Sep-16	HHH	Rcv, finalize, scan, and transmit apps, fee agreement, NoA, Dec Fin HRDSHP.	0.5	0.5
22-Sep-16	HHH	Create files, add to logs, send letter to client notifying we entered appearances and what to expect next.	0.3	0.3
30-Sep-16	HHH	Check BVA decision on docket.	0.1	0.1
22-Nov-16	HHH	Review Sec's email and extension to review RBA.	0.1	0.1
28-Nov-16	HHH	Rcv'd, scanned, emailed CTR to OGC.	0.1	0.1
14-Dec-16	HHH	Review RBA. Take notes. Draft and file response.	3.4	3.4
21-Dec-16	HHH	Review and calendar Rule 33 conf order.	0.1	0.1
16-Jan-17	HHH	Review notes. Format memo. Outline argument in memo. Add record citations table to memo.	1.3	1.3
16-Jan-17	HHH	Research CFR and definitions.	1.5	1.5
17-Jan-17	HHH	Draft arg "deformity."	1.6	1.6
17-Jan-17	HHH	Draft arg "compensable rating."	0.2	0.2
17-Jan-17	HHH	Draft arg "extraschedular."	0.5	0.5
17-Jan-17	HHH	Edit memo	0.5	0.5
17-Jan-17	HHH	Drafted Cert of Serv, filed cert and emailed memo.	0.3	0.3

31-Jan-17	HHH	Prep for, hold, and prepare notes from conference.	0.8	0.8
2-Mar-17	HHH	Draft and file motion to extend brief deadline.	0.3	0
4-Apr-17	HHH	Format brief. Outline argument in brief (draft initial headings).	1.6	1.6
4-Apr-17	HHH	Research medical terms and treatments used in RBA.	1.9	1.9
4-Apr-17	HHH	Draft "Preliminary Statement," "History and Facts," and "Board Decision."	2.7	2.7
6-Apr-17	HHH	Draft "Jurisdictional Basis."	0.1	0.1
6-Apr-17	HHH	Draft "7104(d)(1)" argument.	1.3	1.3
7-Apr-17	HHH	Draft "extraschedular" argument.	2.2	2.2
7-Apr-17	HHH	Draft standard of review for reversal.	0.5	0.5
7-Apr-17	HHH	Draft intro to "Penis was Deformed" and "Internal Deformity."	1.8	1.8
7-Apr-17	HHH	Draft "intermittent deformity" portion of argument.	1.5	1.5
7-Apr-17	HHH	Draft "Court ought to set aside..."	0.4	0.4
7-Apr-17	HHH	Research definitions supporting argument. Add to argument.	0.8	0.8
7-Apr-17	HHH	Draft "Kutscherousky" argument.	1.8	1.8
9-Apr-17	HHH	Continue drafting ""History and Facts" and "Board Decision."	2.2	2.2
9-Apr-17	HHH	Draft "Summary of Argument."	0.8	0.8
9-Apr-17	HHH	Draft conclusion.	2.9	2.9
10-Apr-17	HHH	Draft "Claim on Appeal" and "Issues Presented."	2	2
10-Apr-17	HHH	Edit brief.	2.6	2.6

10-Apr-17	HHH	Email seeking Sec. position on exceeding 30 pages. Sec opposed.	0.1	0.1
10-Apr-17	MG	Edited and commented on app brief.	1.3	1.3
10-Apr-17	HHH	Fix cites and draft tables.	1.4	1.4
10-Apr-17	HHH	Go through edits and discuss edits with MG.	1	1
10-Apr-17	HHH	Finalize changes. File brief.	0.9	0.9
5-Jul-17	HHH	Draft and file response to motion to strike.	0.2	0.2
20-Jul-17	HHH	Read court order. Amend brief per order. Refile brief.	0.7	0.7
1-Aug-17	MG	Analyze sec brief and prepare notes.	1.2	1.2
1-Aug-17	MG	Outlined arguments for reply brief.	0.7	0.7
1-Aug-17	MG	Read <i>Prickett v. Nicholson</i> , case cited by Sec Brief re notice requirements.	0.3	0.3
1-Aug-17	MG	Drafted argument I of reply brief (deformity).	1.4	1.4
1-Aug-17	MG	Drafted Argument II of reply brief (DC 7252).	1.2	1.2
1-Aug-17	MG	Drafted argument III of reply brief (90 day).	1.1	1.1
1-Aug-17	MG	Proofread reply brief.	0.6	0.6
1-Aug-17	MG	Phone call with HHH re edits and cites needed for reply brief, arguments responded to, etc.	0.3	0.3
1-Aug-17	HHH	Final edits. File reply brief.	0.5	0.5
1-Aug-17	HHH	Drafted, got position for, and filed motion for OA.	0.3	0.3
24-Aug-17	HHH	Review and respond to ROP.	0.5	0.5

27-Oct-17	HHH	Discover OA order in Clark. Review briefing in Clark. Emails re: OA ordered in Clark <i>sua sponte</i> after we filed a mot for OA. Develop strategy for success despite weak Clark briefing.	1.3	1.3
27-Oct-17	HHH	Discuss what to do re: Clark and CW cases w/ MG and MD.	0.4	0.4
27-Oct-17	MG	Discuss what to do re: Clark and CW cases w/ HH and MD.	0.2	0.2
7-Nov-17	HHH	Research <i>Kyhn, Carter, Evans</i> , 19.35-19.38.	2.4	2.4
7-Nov-17	HHH	Research <i>Mathews</i> and the balancing test for due process violations. Formulate how VA's early action figures into test.	3.5	3.5
8-Nov-17	HHH	Research fair process in VA law.	1.5	1.5
27-Nov-17	HHH	Review panel decision order. Email MG, ES, MD.	0.3	0.3
30-Nov-17	HHH	Review supplemental memos of law in Clark. Take notes.	2.2	2.2
8-Dec-17	HHH	Review OA order. Review CAVC oral argument logistics. Email MG, ES, MD.	0.3	0.3
13-Dec-17	HHH	Attend OA in Clark. Take notes.	2.6	2.6
14-Dec-17	HHH	Draft bullet points and begin outlining strategy for 90-day argument at OA.	3	3
14-Dec-17	HHH	Research fed reg, history of 1304, old 90-day letter pre-2013, waiver.	1.9	1.9
2-Jan-18	MG	Phone call with HHH re planning oral argument, motion to file memo of law.	0.2	0.2
2-Jan-18	MG	Phone call with HHH re whether we can consolidate/combine 90-day cases.	0.3	0.3
2-Jan-18	HHH	Drafted motion to file memoranda of law.	2	2
3-Jan-18	HHH	Research, draft and file motion to consolidate oral argument.	1.7	1.7
3-Jan-18	ETS	Edit motion for leave to file memoranda of law.	0.7	0.7

3-Jan-18	MG	Further edited motions re memoranda and consolidation.	0.5	0.5
3-Jan-18	HHH	Final edits, file motion for memoranda of law.	0.3	0.3
12-Jan-18	HHH	Review order for oral argument topics.	0.2	0.2
12-Jan-18	MG	Planning phone call with HHH re flights, preparation for oral argument, moot, what to argue, etc.	1	1
12-Jan-18	MG	Phone call with HHH re recent Court order redirecting oral argument from 90-day rule to deformity issue.	0.4	0.4
12-Jan-18	HHH	Phone call with MG re recent Court order redirecting oral argument from 90-day rule to deformity issue.	0.4	0.4
12-Jan-18	MG	Resume phone call with HHH re recent Court order redirecting oral argument from 90-day rule to deformity issue.	0.5	0.5
12-Jan-18	HHH	Resume phone call with MG re recent Court order redirecting oral argument from 90-day rule to deformity issue.	0.5	0.5
12-Jan-18	MG	Create, read oral argument binder w/ filings, relevant case law, broken down by subject.	2.2	2.2
15-Jan-18	MG	Read up to date articles re Peyronie's Disease, analogies to current condition.	1.2	1.2
16-Jan-18	HHH	Review and take notes supp authorities. Research CAVC R 30. Email MG re: same.	1.5	1.5
17-Jan-18	MG	Phone call with HHH re 30(b) supplemental authority and our response.	0.3	0.3
17-Jan-18	HHH	Phone call with MG re 30(b) supplemental authority and our response.	0.3	0.3
17-Jan-18	HHH	Drafted response to Sec's supplemental authorities.	3.1	3.1
17-Jan-18	MG	Edited HHH's draft response to supplemental authorities.	0.7	0.7
17-Jan-18	HHH	Final changes. File response to supplemental authorities.	0.3	0.3

20-Jan-18	MG	Travel to airport, get through airport to flight.	1.6	1.6
20-Jan-18	MG	Flight, layover, flight. Read through relevant cases in preparation for OA.	3.1	3.1
20-Jan-18	MG	Gather luggage travel to office.	0.9	0.9
20-Jan-18	MG	Researched pyramiding, rule 4.14 and related case law.	1.1	1.1
20-Jan-18	MG	Researched rating by analogy, <i>Lendenmann</i> .	1	1
20-Jan-18	MG	Researched plain language construction, Good Samaritan, Prokarym, etc.	1.2	1.2
20-Jan-18	MG	Researched plain language definitions of deformity in medical sources including Dorland's.	1	1
20-Jan-18	MG	Researched 90-day arguments, listened to Clark oral argument.	2.5	2.5
20-Jan-18	MG	Drafted list of questions to anticipate for oral argument.	0.8	0.8
20-Jan-18	HHH	Email w. CAVC clerk's office re: Oral arg logistics and gov't shutdown.	0.2	0.2
20-Jan-18	HHH	Researched 90-day arguments, listened to <i>Clark</i> oral argument.	2.5	2.5
20-Jan-18	HHH	Drafted list of questions to anticipate for oral argument.	0.5	0.5
21-Jan-18	MG	Filed appearance.	0.1	0.1
21-Jan-18	MG	Outlined oral argument.	0.8	0.8
21-Jan-18	MG	Develop strategy and theme for oral argument.	1.3	1.3
21-Jan-18	MG	Drafted script for intro to oral argument.	0.9	0.9
21-Jan-18	MG	Drafted script for what is required for a show of deformity.	2	2
21-Jan-18	MG	Drafted script for nerve damage after prostatectomy qualifying as deformity under 7522.	0.8	0.8

21-Jan-18	MG	Drafted script for rating by analogy as alternative.	0.9	0.9
21-Jan-18	MG	Review and analyze potential OA scenarios with HHH.	2	2
21-Jan-18	MG	Memorized OA scripts.	1	1
21-Jan-18	MG	Mooted OA with HHH. Critically reviewed and discussed argument w/ HHH.	3.2	3.2
21-Jan-18	HHH	Develop strategy and theme for oral argument.	1.3	1.3
21-Jan-18	HHH	Assisted research for MG.	2.9	2.9
21-Jan-18	HHH	Review and analyze potential OA scenarios with MG.	2	2
21-Jan-18	HHH	Continue assisting with OA research for MG.	2.5	2.5
21-Jan-18	HHH	Mooted OA with MG. Critically reviewed and discussed argument w/ MG.	3.2	3.2
22-Jan-18	MG	Mooted oral argument with HHH.	3	3
22-Jan-18	MG	Discussed oral argument with NVLSP, discussed how to frame factual v legal issues.	1.2	1.2
22-Jan-18	MG	Edited script per NVLSP discussions.	1.4	1.4
22-Jan-18	MG	Mooted oral argument and critiqued.	1.5	1.5
22-Jan-18	MG	Drafted final oral argument "map".	1	1
22-Jan-18	MG	Final moot and discussion.	1.2	1.2
22-Jan-18	MG	Study notes, case history, arguments.	2.5	2.5
22-Jan-18	HHH	Mooted oral argument with MG.	3	3
22-Jan-18	HHH	Discussed oral argument with NVLSP, discussed how to frame factual v legal issues.	1.2	1.2

22-Jan-18	HHH	Drafted timeline of CW adjudication.	1	1
22-Jan-18	HHH	Mooted oral argument and critiqued.	1.5	1.5
22-Jan-18	HHH	Final moot and discussion.	1.2	1.2
23-Jan-18	HHH	Meet at clerk's office. Argued.	1.7	1.7
23-Jan-18	MG	Meet at clerk's office. Argued.	1.7	1.7
23-Jan-18	HHH	Listened to OA recording while pausing for notes and discussion.	1.6	1.6
23-Jan-18	HHH	Post-OA meeting with MG recapping how we did, OGC's arguments and what to describe to client.	0.5	0.5
23-Jan-18	MG	Listened to OA recording while pausing for notes and discussion.	1.6	1.6
23-Jan-18	MG	Post-OA meeting with HHH recapping how we did, any need for supplemental filings, discussed how this compared to Clarke's OA, OGC's arguments and what to describe to client.	0.5	0.5
24-Jan-18	MG	Travel to airport, get through airport to flight. Flight. Exit and travel from airport.	5.7	5.7
16-Mar-18	HHH	Drafted and filed motion to withdraw KM as counsel.	0.1	0.1
15-Jun-18	BS	Filed appearance.	0.1	0.1
10-Jul-18	HHH	Reviewed <i>Clark</i> decision to see if it controls <i>Williams</i> .	0.7	0.7
7-Aug-18	HHH	Reviewed decision. Discussed w/ MG	0.7	0.7
7-Aug-18	MG	Reviewed decision. Discussed w/ HH	0.7	0.7
7-Aug-18	HHH	Call CW re: decision	0.2	0.2
22-Aug-18	HHH	Draft letter to CW re: remand expectations, meaning of CAVC decision, what can be argued at VA.	2.1	2.1

23-Aug-18	MG	Compiled hours for EAJA and sent to HHH.	1.5	1.5
26-Oct-18	HHH	Drafted facts and procedural history section of EAJA.	0.7	0.7
26-Oct-18	HHH	Drafted substantially justified section of EAJA.	0.4	0.2
26-Oct-18	HHH	Drafted prevailing party section of EAJA.	0.4	0.2
30-Oct-18	HHH	Drafted Exhibit 1 of EAJA application.	2.1	2.1
1-Nov-18	HHH	Verified BLS rates. Drafted in rates, hours portions of EAJA application.	0.5	0.5
1-Nov-18	BS	Review and edit EJA app and exhibits.	1	1
2-Nov-18	HHH	Review BS edits. Finalize and convert application for filing.	0.3	0.3

Total Hours

BY	RATE	RATE	TIME SPENT	TIME BILLED	TOTAL
Harold Hoffman	Attorney, Washington DC	\$206.00	110.9	110.2	\$22,701.20
Meghan Gentile	Attorney, Albany, GA	\$203.00	65.3	65.3	\$13,255.90
Evan Snipes	Attorney, Montgomery, AL	\$203.00	0.7	0.7	\$142.10
Britney Sutton	Attorney, Arlington, VA	\$206.00	1.1	1.1	\$226.60
					\$36,325.80

Expenses

Expense	Amount	TOTAL
postage, paper, copies	1	\$23.00
Westlaw	1	50.00
Parking (1/23)	1	\$19.00
Airfare	1	\$624.60
		\$716.60

I certify that I have (1) reviewed the combined billing statement and am satisfied that it accurately reflects the work performed by all representatives; and (2) considered and eliminated all time that is excessive or redundant. Attached is an itemized statement, broken down into detailed case tasks, all of which are inextricably intertwined to the preparation of the entire case.

Submitted,

/s/ Harold Hoffman

Harold H. Hoffman, III
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Exhibit 2

From: **Delta Air Lines** <DeltaAirLines@e.delta.com>
 Date: Sat, Jan 13, 2018 at 11:44 AM
 Subject: Your Flight Receipt - MEGHAN GENTILE 20JAN18
 To: <gentile@gmail.com>



Hello, MEGHAN

SkyMiles® #*****573 >

Your Trip Confirmation #: **G87UAJ**

MANAGE MY TRIP >

Sat, 20JAN

DEPART

ARRIVE

DELTA 3353*
Main Cabin (L)

ALBANY, GA
6:30am

ATLANTA
7:28am

DELTA 2594
Delta Comfort+® (W)

ATLANTA
8:28am

WASHINGTON-REAGAN
10:08am

Wed, 24JAN

DEPART

ARRIVE

DELTA 151
Delta Comfort+® (W)

WASHINGTON-REAGAN
1:50pm

ATLANTA
3:59pm

DELTA 3280*
Main Cabin (U)

ATLANTA
4:43pm

ALBANY, GA
5:34pm

*Flight 3353 Operated by ENDEAVOR AIR DBA DELTA CONNECTION

*Flight 3280 Operated by ENDEAVOR AIR DBA DELTA CONNECTION

AUTOMATIC CHECK-IN NOW AVAILABLE

We've added Automatic Check-In to the Fly Delta app to save you time and hassle. This means if you're traveling in the United States, Puerto Rico or the U.S Virgin Islands, we'll automatically check you in 24 hours prior to your scheduled departure. Just open the app and you'll be on your way. Don't have the app? Click [here](#) to download. [Learn more](#) about automatic check-in.

RESTRICTED HAZARDOUS ITEMS

To ensure the safety of our customers and employees, Delta will no longer accept smart bags starting January 15, 2018. Smart bags with non-removable lithium-ion batteries will not be permitted as carry-on or checked baggage on any Delta mainline or Delta Connection flight. For more information, please visit have our [News Hub](#).

Hoverboards or any lithium battery powered self-balancing personal transportation devices are also not permitted as both carry-on and checked baggage.

Spare batteries for other devices, fuel cells, and e-cigarettes are permitted in carry-on baggage only. If your carry-on bag contains these items and is gate checked, they must be removed and carried in the cabin. Further information and specific guidelines regarding restricted items can be found [here](#).

ARRIVE ON TIME

During the holiday season, Hartsfield Jackson International Airport (ATL) will experience a high volume of passengers traveling. This will result in long lines at the TSA security and baggage checkpoints. We encourage customers to arrive at least 2 hours prior to their domestic flight's departure and at least 3 hours prior to their international flight's departure in order to arrive at the gate on time.

ARRIVE ON TIME

During the holiday season, Hartsfield Jackson International Airport (ATL) will experience a high volume of passengers traveling. This will result in long lines at the TSA security and baggage checkpoints. We encourage customers to arrive at least 2 hours prior to their domestic flight's departure and at least 3 hours prior to their international flight's departure in order to arrive at the gate on time.

Passenger Info

NAME	FLIGHT	SEAT
MEGHAN GENTILE	DELTA 3353	02D
SkyMiles #*****573	DELTA 2594	13A
Silver	DELTA 151	14A
	DELTA 3280	02A

Visit delta.com or use the [Fly Delta app](#) to view, select or change your seat.
If you purchased a Delta Comfort+™ seat or a Trip Extra, please visit [My Trips](#) to access a receipt of your purchase.

Flight Receipt

Ticket #: [0062309925714](#)
Place of Issue: Delta.com
Ticket Issue Date: 13JAN18
Ticket Expiration Date: 13JAN19

METHOD OF PAYMENT

VI*****7970 **\$624.60 USD**

CHARGES**Air Transportation Charges**

Base Fare **\$546.05 USD**

Taxes, Fees and Charges

United States - September 11th Security **\$11.20 USD**
Fee(Passenger Civil Aviation Security Service Fee) (AY)
United States - Transportation Tax (US) **\$40.95 USD**
United States - Passenger Facility Charge (XF) **\$18.00 USD**
United States - Flight Segment Tax (ZP) **\$8.40 USD**

TICKET AMOUNT**\$624.60 USD****NONREF/PENALTY APPLIES**

This ticket is non-refundable unless the original ticket was issued at a fully refundable fare. Some fares may not allow changes. If allowed, any change to your itinerary may require payment of a change fee and increased fare. Failure to appear for any flight without notice to Delta will result in cancellation of your remaining reservation.

Note: When using certain vouchers to purchase tickets, remaining credits may not be refunded. Additional charges and/or credits may apply.

Fare Details: ABY DL X/ATL DL WAS293.96LE7NA0CB DL X/ATL DL ABY252.09UETVA0CB USD546.05END ZP ABY0ATLDCAATL0 XF ABY4.5ATL4.5DCA4.5ATL4.5