

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

BILL OF COSTS

Tenafly Eruv Association, et al.

versus

Borough of Tenafly, et al.

The Clerk is requested to tax the following costs against:

Borough of Tenafly, et al.

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No. 01-3301

COURT COSTS TAXABLE UNDER RULE 39 FRAP and 3rd Cir. LAR 39.3

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Appellant's Brief	\$ 203.80		\$ 203.80
Appendix			
Appellee's Brief			
Reply Brief	\$ 112.60		\$ 112.60
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Docketing Fee - Does not include the \$5.00 filing fee			\$ 100.00

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An itemized statement showing the actual cost per page for reproduction, the cost of all other taxable services and the number of copies for which costs are to be taxed must accompany this bill. If the briefs were produced in-house, a statement from counsel providing this information must accompany the bill.

I, Nathan Lewin verify under penalty of perjury that the foregoing is true and correct and that the costs were actually and necessarily incurred in this action. A copy was mailed on November 6, 2002 to opposing counsel.

Chaim Book 11/6/02
 (Signature) (Date)

Attorney for Plaintiffs-Appellants Chaim Book, Yosifa Book & Stephen Brenner

After any deductions or deletions made above, costs will be taxed in the amount of \$ _____.

Marcia M. Waldron
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**IN THE
UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT**

No. 01-3301

TENAFLY ERUV ASSOCIATION, INC., et al.,

Plaintiffs-Appellants,

v.

THE BOROUGH OF TENAFLY, et al.,

Defendants-Appellees.

On Appeal from the United States District Court
for the District of New Jersey

**ITEMIZED STATEMENT IN SUPPORT OF
BILL OF COSTS ON BEHALF OF
PLAINTIFFS-APPELLANTS CHAIM BOOK,
YOSIFA BOOK AND STEPHEN BRENNER**

On October 24, 2002, the panel of the United States Court of Appeals for the Third Circuit issued a decision in favor of Plaintiffs-Appellants. Pursuant to this decision, Plaintiffs-Appellants Chaim Book, Yosifa Book and Stephen Brenner ("Plaintiffs-Appellants") submit this itemized statement in support of their Bill of Costs.

The primary brief filed on behalf of Plaintiffs-Appellants contained 77 pages (including appendices) and was bound. Pursuant to the Third Circuit's Local Rule of Appellate Procedure 39.3(c)(2), photocopying costs are assessed at \$0.10 per page in addition to \$4.00 for binding per copy. In addition, the Local Rule also allows for a charge of \$40.00 for covers when dealing with 20 copies or less. Local Rule 39.3(a) states that costs will be allowed for the ten copies of

the brief filed with the Court in addition to the two copies of the brief filed with "each party separately represented." Plaintiffs-Appellants assert that, pursuant to this Rule, they are entitled to assess costs for the reproduction of 14 copies of the brief – ten copies to the Court, two copies to counsel for Defendants-Appellees and two copies for Plaintiffs-Appellants Tenafly Eruv Association, et al.

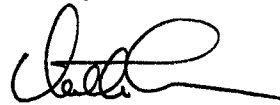
Therefore, copies of the primary brief filed by Plaintiffs-Appellants should be taxed at \$203.80. Each copy of the brief incurred an expense of \$11.70, and a single fee for covers of \$40.00 is to be assessed. This amounts to \$203.80.

The reply brief filed on behalf of Plaintiffs-Appellants contained 19 pages and was bound. Pursuant to the Local Rules in addition to the number of briefs set forth above, copies of the reply brief filed by Plaintiffs-Appellants should be taxed at \$112.60. Each copy of the brief incurred an expense of \$5.90, and a single fee for covers of \$40.00 is to be assessed. This amounts to \$112.60.

Finally, the Docketing Fee for Case Number 01-3301 was incurred by Plaintiffs-Appellants. The Docketing Fee was \$100.00.

Therefore, the total costs due to Plaintiffs-Appellants constitutes \$416.40.

Respectfully submitted,



Nathan Lewin
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Counsel for Plaintiffs-Appellants Chaim Book, Yosifa Book and Stephen Brenner

Dated: November 6, 2002

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing Bill of Costs and Itemized Statement in Support of Bill of Costs on Behalf of Plaintiffs-Appellants Chaim Book, Yosifa Book and Stephen Brenner to be served by facsimile and first-class postage pre-paid mail on November 6, 2002, on the following individuals:

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