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14 Attorneys for Plaintiffs
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16 IN THE UNITED STATES DISTRICT COURT
17 EASTERN DISTRICT OF CALIFORNIA
18

19 RALPH COLEMAN,

20 Plaintiff,

21 vs.

22 ARNOLD SCHWARZENEGGER, et al.,

23 Defendants
24

) Case No. Civ. S 90-0520 LKK-JFM
)
) **STIPULATION AND ORDER**
) **CONFIRMING UNDISPUTED**
) **ATTORNEYS' FEES AND COSTS**
) **FOR THE FIRST QUARTER OF**
) **2005**

1 On March 19, 1996, the District Court established procedures by which plaintiffs are to
 2 collect periodic attorneys' fees and costs in this case in connection with their work monitoring
 3 defendants' compliance with the Court's Orders and collecting fees.

4 Pursuant to these procedures, the parties have met and conferred concerning fees and
 5 costs incurred by plaintiffs' attorneys during the Second Quarter of 2005. As a result of the meet
 6 and confer session concerning the Second Quarter Statement for 2005, the parties are able to
 7 agree to the payment of \$324,310.74 in fees and costs incurred during the First Quarter of 2005.
 8 Attached hereto as Exhibit A are charts setting forth the fees and expenses now due and owing on
 9 the Second Quarter of 2005. This agreement resolves all disputed fees and costs for the Second
 10 Quarter of 2005 except for \$26,814.45 in fees and costs incurred by plaintiffs in investigating and
 11 challenging classification policies of the CDC that interfere with access by members of the
 12 plaintiff class to mental health care. The parties agree to defer any dispute over these fees and
 13 agree that plaintiffs may seek compensation in the future once the status of these issues has been
 14 addressed more thoroughly in the case.

15 WHEREFORE, IT IS CONFIRMED that \$324,310.74, plus interest is due and
 16 collectable as of 45 days from the date of entry of this order. Daily Interest runs from September
 17 6, 2005 at the rate of 3.73%.

<u>Amount</u>	<u>Interest Rate</u>	<u>Daily Interest</u>	<u>Interest Began Accruing</u>
\$ 324,310.74	3.73%	\$33.14	September 6, 2005

20 (Interest accrues at the rate provided by 28 U.S.C. § 1961.)

22 IT IS SO ORDERED.

23 Dated: November 28, 2005.

25 
 26 UNITED STATES MAGISTRATE JUDGE

27 /cole.stip

28

1 APPROVED AS TO FORM:

2 /s/

3 _____
4 Lisa Tillman, Esq.
5 Deputy Attorney General
6 Attorney for Defendants

DATED: 11-10-04 [sic]

7 /s/

8 _____
9 Thomas Nolan, Esq.
10 Rosen, Bien & Asaro
11 Attorneys for Plaintiffs

DATED: 11-11-05

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