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15 Attorneys for Plaintiffs
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17 IN THE UNITED STATES DISTRICT COURT
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19 EASTERN DISTRICT OF CALIFORNIA
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21 RALPH COLEMAN,
22 Plaintiff,
23 vs.
24 ARNOLD SCHWARZENEGGER, et al.,
Defendants

) Case No. Civ. S 90-0520 LKK-JFM
)
) **STIPULATION AND ORDER**
) **CONFIRMING UNDISPUTED**
) **ATTORNEYS' FEES AND COSTS**
) **FOR THE FIRST QUARTER OF**
) **2005**
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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 First Quarter of 2005. As a result of the meet
6 and confer session concerning the First Quarter Statement for 2005, the parties are able to agree
7 to the payment of \$305,178.35 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 First Quarter of 2005. This agreement resolves all disputed fees and costs for the First
10 Quarter of 2005 except for \$34,888.69 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 \$305,178.35, plus interest is due and collectable
16 as of 45 days from the date of entry of this order. Daily Interest runs from June 6, 2005 at the
17 rate of 3.30%.

<u>Amount</u>	<u>Interest Rate</u>	<u>Daily Interest</u>	<u>Interest Began Accruing</u>
\$ 305,178.35	3.30%	\$27.59	June 6, 2005

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

19 IT IS SO ORDERED.

20 Dated: August 22, 2005.

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UNITED STATES MAGISTRATE JUDGE

1 APPROVED AS TO FORM:

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/s/
Lisa Tillman, Esq.
Deputy Attorney General
Attorney for Defendants

DATED: July 28, 2005

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/s/
Thomas Nolan, Esq.
Rosen, Bien & Asaro
Attorneys for Plaintiffs

DATED: July 28, 2005

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