

FILED
United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS **February 6, 2012**
FOR THE TENTH CIRCUIT **Elisabeth A. Shumaker**
Clerk of Court

JOHN DOE,

Plaintiff - Appellee,

v.

CITY OF ALBUQUERQUE,

Defendant - Appellant.

No. 10-2102
(D.C. No. 1:08-CV-01041-MCA-LFG)

ORDER

Before **BRISCOE**, Chief Circuit Judge, and **EBEL** and **O'BRIEN**, Circuit Judges.

This matter is before the court on the parties' stipulation regarding appropriate fees and costs in which the parties agree that the appellee is entitled to fees and costs under 42 U.S.C. § 1988.

Upon consideration thereof, the matter is remanded to the district court for a determination of the amount due to the appellee under § 1988.

Entered for the Court
ELISABETH A. SHUMAKER, Clerk



Ellen Rich Reiter
Deputy Clerk/Jurisdictional Attorney