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 14 UNITED STATES DISTRICT COURT  
 15 EASTERN DISTRICT OF CALIFORNIA  
 16 SACRAMENTO DIVISION  
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18 JERRY VALDIVIA, et al.,  
 19 Plaintiffs,  
 20 v.  
 21 EDMUND G. BROWN, JR., et al.,  
 22 Defendants.<sup>1</sup>

Case No. Civ. S-94-0671 LKK-GGH  
**STIPULATION AND ORDER  
 CONFIRMING UNDISPUTED  
 ATTORNEYS' FEES AND COSTS  
 FOR THIRD QUARTER, 2011**  
 Judge: Hon. Lawrence K. Karlton

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 27 <sup>1</sup> The names of Defendants currently serving and their official capacities have been  
 28 substituted pursuant to Fed. R. Civ. P. 25.

1 On July 8, 2004, this Court established procedures by which plaintiffs are to collect  
2 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, plaintiffs sent their Quarterly Statement for the Third  
5 Quarter of 2011, covering the period of July 1, 2011 – September 30, 2011 to defendants  
6 via overnight Federal Express on October 27, 2011. Defendants submitted their objections  
7 to plaintiffs' statement on December 6, 2011. The parties completed their meet and confer  
8 on December 19, 2011, and reached an agreement as to most of the hours and all of the  
9 costs incurred in this quarter.

10 Pursuant to the July 8, 2004 Order, ¶ 4, the parties will defer and hold in abeyance  
11 the dispute over the remaining hours that are not settled through this Stipulation (a total of  
12 \$91,797 in fees that Defendants have objected to as related to the pending Proposition 9  
13 motions) until they are settled or a yearly motion to compel payment is brought following  
14 the meet and confer covering the fourth quarter of 2011.

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1 The parties agree that \$593,156.74 of fees and costs incurred during the Third  
2 Quarter of 2011 are undisputed. (A summary of the fees and costs, reflecting the fees at  
3 2011 rates, is attached hereto as Exhibit A.) WHEREFORE, IT IS CONFIRMED that  
4 \$593,156.74 plus interest accruing at the rate provided by 28 U.S.C. § 1961 is due and  
5 collectable as of forty-five days from the date of entry of this Order.

6 IT IS SO STIPULATED.

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8 DATED: January 3, 2012

Respectfully submitted,

9 ROSEN, BIEN & GALVAN, LLP

10 By: /s/ Ernest Galvan  
11 Ernest Galvan

12 Attorneys for Plaintiffs

13  
14 DATED: January 3, 2012


HANSON BRIDGETT, LLP

15  
16 By: /s/ Samantha Wolff  
17 Samantha Wolff

18 Attorneys for Defendants

19  
20 IT IS SO ORDERED.

21 Dated: January 10, 2012

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25 LAWRENCE K. KARLTON  
26 SENIOR JUDGE  
27 UNITED STATES DISTRICT COURT  
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