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Attorneys for Plaintiffs

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

L.H., A.Z., D.K., D.R., M.N., and R.C., on behalf of  
themselves and all other similarly situated juvenile parolees  
in California,

Plaintiffs,

v.

ARNOLD SCHWARZENEGGER, Governor, State of  
California, MATTHEW CATE, Secretary, California  
Department of Corrections and Rehabilitation (“CDCR”);  
SCOTT KERNAN, Undersecretary of Operations, CDCR;  
BERNARD WARNER, Chief Deputy Secretary of the  
Division of Juvenile Justice; RACHEL RIOS, Director,  
Division of Juvenile Parole Operations; MARTIN HOSHINO,  
Executive Officer of the Board of Parole Hearings (“BPH”);  
ROBERT DOYLE, Chair of the BPH; SUSAN MELANSON,  
HENRY AGUILAR, ASKIA ABDULMAJEED, JOSEPH  
COMPTON, ROBERT CAMERON, JOYCE ARREDONDO,  
MARY SCHAMER, and TRACEY ST. JULIEN,  
Commissioners and Board Representatives; CHUCK SUPPLE,  
Executive Officer of the Juvenile Parole Board; CDCR;  
DIVISION OF JUVENILE JUSTICE; BOARD OF PAROLE  
HEARINGS; and the JUVENILE PAROLE BOARD,

Defendants.<sup>1</sup>

Case No. 2:06-CV-02042-LKK-GGH

**ORDER CONFIRMING  
UNDISPUTED FEES AND COSTS  
FOR THE SECOND QUARTER OF  
2010**

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

1 In a February 11, 2009 Order, this Court established procedures by which plaintiffs are to  
2 collect periodic attorneys' fees and costs in this case in connection with their post-judgment  
3 work, including for all fee and expense requests from June 5, 2008 forward.

4 Pursuant to these procedures and agreement between the parties, plaintiffs delivered by  
5 hand-delivery their Quarterly Statement for the second quarter of 2010 covering the period April  
6 1, 2010 – June 30, 2010 to defendants on August 11, 2010. Defendants submitted their  
7 objections to plaintiffs' statement on September 8, 2010. The parties completed their meet and  
8 confer on October 5, 2010, and reached an agreement as to number of hours and costs incurred,  
9 but not as to plaintiffs' claim to 2010 hourly rates (the "rates dispute"). Pursuant to the parties'  
10 stipulation and this Court's September 29, 2010 Order, the parties will continue to attempt to  
11 resolve the rates dispute; any motion regarding plaintiffs' 2010 rates and/or the rates dispute shall  
12 be filed no later than January 12, 2011.

13 Subject to resolution of the rates dispute, the parties agree that \$373,026.13 of fees and  
14 costs incurred during the Second Quarter of 2010 are undisputed. The undisputed fees are  
15 calculated based on negotiated hours at the 2008 rates set forth by Judge Karlton in his March 6,  
16 2009 order ("Judge Karlton rates"). Attached hereto as Exhibit A is a chart setting forth the  
17 balance currently due for the Second Quarter of 2010, which will become due and owing forty-  
18 five days from the entry of this Order. Exhibit A also reflects the remaining second quarter  
19 disputed fees, \$64,054.50, which equal the difference between Plaintiff's 2010 rates and Judge  
20 Karlton 2008 rates for agreed-upon merits hours.

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1 IT IS HEREBY ORDERED that plaintiffs' fees and costs of \$373,026.13, plus interest,  
2 are due and collectable as of forty-five (45) days from the date of entry of this Order. Interest on  
3 these fees and costs will run from September 12, 2010 accruing at the rate provided by 28 U.S.C.  
4 § 1961.

5  
6 IT IS SO ORDERED.

7  
8 Dated: October 12, 2010

9   
10 LAWRENCE K. KARLTON  
11 SENIOR JUDGE  
12 UNITED STATES DISTRICT COURT

13  
14 APPROVED AS TO FORM:

15 Dated: October 6, 2010

16 HANSON BRIDGETT LLP

17 /s/ Samantha Wolff  
18 Samantha Wolff  
19 Attorneys for Defendants

20 Dated: October 6, 2010

21 ROSEN, BIEN & GALVAN, LLP

22 /s/ Gay Crosthwait Grunfeld  
23 Gay Crosthwait Grunfeld  
24 Attorneys for Plaintiffs