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 10 HARKINS, and Defendant RICHARD LOUD

11 UNITED STATES DISTRICT COURT
 12 FOR THE EASTERN DISTRICT OF CALIFORNIA

13 BRIAN DAWE; FLAT IRON
 14 MOUNTAIN ASSOCIATES, LLC,
 15 formerly known as Flat Iron Mountain
 16 Associates, a Partnership,

17 Plaintiffs,

18 v.

19 CORRECTIONS USA, a California
 20 Corporation; CALIFORNIA
 21 CORRECTIONAL PEACE OFFICERS
 22 ASSOCIATION, a California Corporation;
 23 JAMES BAIARDI, an individual;
 24 DONALD JOSEPH BAUMANN, an
 25 individual,

26 Defendants.

27 AND RELATED CLAIMS AND
 28 COUNTERCLAIMS

Case No. 2:07-CV-01790 LKK EFB

[Consolidated Master Case Number]

**STIPULATION AND ORDER
 EXTENDING TIME FOR PLAINTIFFS'
 FILING OF BILL OF COSTS**

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RECITALS

Judgment in this case was entered on Friday, October 25, 2010 (CM/ECF Doc. No. 519). Pursuant to Local Rule 292(b), the deadline for Plaintiff/Cross-Defendant BRIAN DAWE, Plaintiff FLAT IRON MOUNTAIN ASSOCIATES, LLC, Defendant/Counter-Plaintiff GARY HARKINS, and Defendant RICHARD LOUD (collectively referred to herein as "Plaintiffs") to file their Bill of Costs is November 8, 2010.

Since the entry of judgment, Defendants CORRECTIONS USA, CALIFORNIA CORRECTIONAL PEACE OFFICERS ASSOCIATION, JAMES BAIARDI, and DONALD JOSEPH BAUMANN (collectively referred to herein as "Defendants") have indicated their intent to file renewed motions for judgment as a matter of law, a motion for a new trial, and a motion to alter or amend the judgment (collectively referred to herein as the "Post-Trial Motions".) Those motions are to be filed no later than November 22, 2010. (CM/ECF Doc. No. 523, at 3:15-3:17.)

Given the nature of Defendants' Post-Trial Motions, it is possible that Plaintiffs will need to order portions of the trial transcript in conjunction with their response(s) to Defendants' motions. Should such be necessary, Plaintiffs will be seeking to assign the costs of those transcripts to Defendants. Under the current deadlines, Plaintiffs would be required to submit an initial Bill of Costs by November 8, then submit a supplemental cost bill following the disposition of Defendants' post-trial motions.

STIPULATION

In light of the above, and for purposes of efficiency (i.e., ensuring that all cost matters are handled in one fell swoop), the parties HEREBY STIPULATE that Plaintiffs may file their Bill of Costs (including supporting documentation) up to fourteen (14) calendar days, inclusive, following the Court's final disposition of Defendants' Post-Trial Motions. The parties FURTHER STIPULATE that Defendants shall have fourteen (14) calendar days, inclusive, following Plaintiffs' filing of their bill of costs to file objections thereto.

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