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8	IN THE UNITED STATES DISTRICT COURT
9	FOR THE EASTERN DISTRICT OF CALIFORNIA
10	GLORIA AVILA, et al.
11	Plaintiffs, No. 2:08-cv-02488 JAM KJN
12	VS.
13	OLIVERA EGG RANCH, LLC
14	Defendant. <u>ORDER</u>
15	/
16	On August 10, 2010, this court issued an Order and Order to Show Cause why
17	sanctions should not be imposed against defendant for failing to pay the attorneys' fees award
18	previously issued by this court. (Dkt. No. 151.) Further, the court questioned whether plaintiffs
19	were entitled to conduct judgment debtor examinations at this stage of the proceedings. (Id.)
20	On August 18, 2010, defendant filed a statement of cause. (Dkt. No. 154.)
21	Defendant responded, in essence, that it had not paid the attorneys' fees because neither Judge
22	Mendez' February 17, 2010 Order or Magistrate Judge Newman's April 5, 2010 Order indicated
23	when the sanction was to be paid, and that defendant had concluded after legal analysis that the
24	attorneys' fees award would become payable after the entry of a final judgment. (Dkt. No. 154 at
25	2.) Defendant also noted that it would be inequitable for plaintiffs to insist upon payment
26	because the court entered a separate sanction against plaintiffs that also remained unpaid. (Id.)
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1	Following the issuance of this court's August 10, 2010 Order and Order to Show
2	Cause, the parties entered into a stipulation whereby payment of all court-ordered attorneys' fees
3	and costs will be made by each respective party within 30 days of that date. (Dkt. No. 154-1 at
4	1-2.) Hence, the August 10, 2010 Order to Show Cause is HEREBY DISCHARGED.
5	IT IS SO ORDERED.
6	DATED: August 23, 2010
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10	KENDALL J. NEWMAN UNITED STATES MAGISTRATE JUDGE
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