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

GLORIA AVILA, et al.

Plaintiffs,

No. 2:08-cv-02488 JAM KJN

vs.

OLIVERA EGG RANCH, LLC

Defendant.

ORDER

On August 10, 2010, this court issued an Order and Order to Show Cause why sanctions should not be imposed against defendant for failing to pay the attorneys' fees award previously issued by this court. (Dkt. No. 151.) Further, the court questioned whether plaintiffs were entitled to conduct judgment debtor examinations at this stage of the proceedings. (Id.)

On August 18, 2010, defendant filed a statement of cause. (Dkt. No. 154.) Defendant responded, in essence, that it had not paid the attorneys' fees because neither Judge Mendez' February 17, 2010 Order or Magistrate Judge Newman's April 5, 2010 Order indicated when the sanction was to be paid, and that defendant had concluded after legal analysis that the attorneys' fees award would become payable after the entry of a final judgment. (Dkt. No. 154 at 2.) Defendant also noted that it would be inequitable for plaintiffs to insist upon payment because the court entered a separate sanction against plaintiffs that also remained unpaid. (Id.)

