

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JAMES JOSHUA MAYFIELD, JAMES
ALLISON MAYFIELD, JR., and TERRI
MAYFIELD,

Plaintiffs,

v.

IVAN OROZCO, SHERIFF
SCOTTJONES, JAMES LEWIS,
RICKPATTISON, COUNTY
OFSACRAMENTO, UNIVERSITY
OFCALIFORNIA
DAVISHEALTHSYSTEM, DR.
GREGORYSOKOLOV, DR. ROBERT
HALS, and Does 1-5,

Defendants.

No. 2:13-cv-02499 JAM AC

ORDER

Plaintiffs have filed two motions for attorneys fees, one against County defendants and one against UC Davis defendants, both noticed for hearing on December 19, 2016. Having reviewed the moving papers, oppositions and replies, the court notes that the parties have failed to establish the relevant rate in the Eastern District of California or a basis for deviating from that rate as required by Camacho v. Bridgeport Financial, Inc., 523 F.3d 973 (2008), instead addressing only the rates charged by plaintiffs in similar cases without reference to this community's rates. See also Morgan Hill Concerned Parents Assoc. v. California Dept. of

1 Education, 2016 WL 4375015 at 13 (E.D. Cal. Aug. 17, 2016); Lehr v. City of Sacramento, 2013
2 WL 13286549 at *4 (E.D. Cal. April 2, 2013).

3 In light of the foregoing **IT IS HEREBY ORDERED** that:

- 4 1. The December 21, 2016 hearing on plaintiff's Motion for Reasonable Expenses and
5 Sanctions (ECF No. 160) and Motion for Reasonable Expenses (ECF No. 161) is
6 VACATED;
- 7 2. The parties shall file simultaneous Supplemental Briefs, addressing the appropriate rate to
8 be applied in this case, within 21 days of this Order;
- 9 3. The parties may each file a Reply Memorandum 7 days thereafter.

10 DATED: December 19, 2016

11 
12 ALLISON CLAIRE
13 UNITED STATES MAGISTRATE JUDGE
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28