

1 IN THE UNITED STATES DISTRICT COURT
 2 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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4
 5 DELPHINE ALLEN, et al.,
 6 Plaintiffs,
 7 v.
 8 CITY OF OAKLAND, et al.,
 9 Defendants.

MASTER CASE FILE
 NO. C00-4599 TEH


ORDER APPOINTING MONITOR

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 11 On November 24, 2009, this Court approved the parties' stipulated memorandum of
 12 understanding ("MOU") to take effect following the January 22, 2010 termination date of the
 13 Negotiated Settlement Agreement. In accord with the parties' agreement, as represented to
 14 the Court at the November 24, 2009 status conference, IT IS HEREBY ORDERED that
 15 Robert S. Warshaw is appointed as Monitor pursuant to the terms of the MOU.

16 Among other terms, the MOU provides that "[t]he costs of the Monitor will be borne
 17 by the City and shall be calculated to fairly and reasonably compensate the monitor for
 18 accomplishing the tasks and responsibilities set out in this MOU." MOU ¶ 15. On or before
 19 **February 5, 2010**, Defendants shall file a statement with the Court either (a) verifying that
 20 they have entered into a written compensation agreement with the Monitor or (b) explaining
 21 why no agreement has been executed and how and when Defendants anticipate an agreement
 22 will be reached.

23
 24 **IT IS SO ORDERED.**

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 26 Dated: 01/27/10



 THELTON E. HENDERSON, JUDGE
 UNITED STATES DISTRICT COURT