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 15 UNITED STATES DISTRICT COURT,
 16 NORTHERN DISTRICT OF CALIFORNIA

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 19 CARLOS PEREZ, et al.,
 20 Plaintiffs,
 21 v.
 22 MATTHEW CATE, et al.,
 23 Defendants.
 24
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Case No. C05-5241 JSW

CLASS ACTION

26
 27 **STIPULATION AND ~~PROPOSED~~
 ORDER RE BRIEFING FOR
 PLAINTIFFS' MOTION TO
 COMPEL PAYMENT OF
 ATTORNEY FEES**

STIPULATION AND ~~PROPOSED~~ ORDER

1 On April 10, 2007, this Court issued its order, pursuant to the parties' stipulation, setting
2 forth a procedure for plaintiffs to collect periodic attorneys' fees in this action. (Docket No. 110.)
3 Under this procedure, plaintiffs may file a yearly motion to compel disputed fees "not later than sixty
4 days after the parties meet and confer with respect to the statement covering the fourth quarter of
5 each year." *Id.*

6 The parties completed their meet and confer on the fourth quarter fees on March 19, 2008,
7 thus plaintiffs' yearly motion to compel is due on May 18, 2009. Plaintiffs have further met and
8 conferred regarding the attorney fees for 2008 since March 19, 2008, but have not resolved their
9 disputes, so plaintiffs will be moving to compel payment of additional fees.

10 The parties are currently engaged in efforts to develop and implement an out-of-state
11 screening process for *Perez* class members. In order to focus fully on these matters, plaintiffs seek,
12 and defendants agree to, additional time for plaintiffs to file their motion to compel additional
13 attorneys' fees.

14 Therefore, unless the parties further stipulate and/or the Court orders otherwise, the plaintiffs'
15 motion to compel shall be due on June 19, 2009.

16 **IT IS SO STIPULATED.**

17 Date: May 7, 2009

/s/

Alison Hardy
Prison Law Office
Attorney for Plaintiffs

20 Date: May 7, 2009

/s/

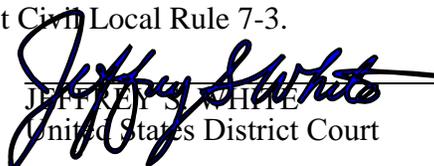
Phillip Lindsay
Deputy Attorney General
Attorney for Defendants

22 I, Alison Hardy, attest that Phillip Lindsay signed this document on May 7, 2009.

24 **IT IS SO ORDERED.**

The motion shall be noticed for hearing within the time period required
by Northern District Civil Local Rule 7-3.

25 Dated: May 8, 2009 _____


JEFFREY S. WHITE
United States District Court