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14
 15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17 OAKLAND DIVISION

18 JOHN ARMSTRONG, et al.,
 19 Plaintiffs,
 20 v.
 21 ARNOLD SCHWARZENEGGER, et al.,
 22 Defendants

Case No. C94 2307 CW

**ORDER CONFIRMING UNDISPUTED
 CALIFORNIA DEPARTMENT OF
 CORRECTIONS AND
 REHABILITATION, ADULT
 OPERATIONS AND ADULT
 PROGRAMS ATTORNEYS' FEES AND
 COSTS ON THE FOURTH
 QUARTERLY STATEMENT OF 2008**

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ADULT OPERATIONS AND ADULT
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STATEMENT OF 2008

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18 On March 26, 1997, the District Court established procedures by which plaintiffs are to
19 collect periodic attorneys' fees and costs in this case in connection with their work monitoring
20 defendants' compliance with the Court's Orders and collecting fees.

21 Pursuant to these procedures, plaintiffs delivered by overnight delivery their Fourth
22 Quarterly Statement for 2008 to defendants on February 11, 2009. Defendants submitted their
23 objections to plaintiffs' statement on March 20, 2009. The parties completed their meet and
24 confer on April 6, 2009, and reached an agreement, as reflected in Exhibit A. Exhibit A also
25 reflects the claimed fees and costs that remain in dispute.
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1 Defendants do not dispute the balance of \$624, 488.67 in fees and expenses for
2 monitoring and fee collection activities in the California Department of Corrections and
3 Rehabilitation, Adult Operations and Adult Programs (hereafter CDCR/AOAP)¹ portion of the
4 case for the Fourth Quarterly Statement for 2008, which will become due and owing forty-five
5 days from the entry of this Order.

6 The parties agree to the total payment of \$624, 488.67 in undisputed fees and costs for
7 the Fourth Quarter of 2008. Attached hereto as Exhibit A is a chart setting forth the balance
8 due.

9 IT IS HEREBY ORDERED that plaintiffs' fees and costs of \$624, 488.67, plus interest,
10 are due and collectable as of forty-five days from the date of entry of this Order. Interest on
11 these fees and costs will run from March 14, 2009 accruing at the rate provided by 28 U.S.C.
12 §1961.

13 IT IS SO ORDERED.



14
15 DATED: 4/16/09

16 THE HONORABLE CLAUDIA WILKEN
17 UNITED STATES DISTRICT JUDGE

18 APPROVED AS TO FORM:

19 /s/ Jay C. Russell
20 Jay C. Russell
21 Deputy Attorney General
22 Attorney for Defendants

DATED: April 7, 2009

23 /s/ Gay Crosthwait Grunfeld
24 Gay Crosthwait Grunfeld
25 Rosen, Bien & Galvan, LLP
26 Attorneys for Plaintiffs

DATED: April 6, 2009

27 ¹ The former California Department of Corrections (CDC) was part of a state government
28 reorganization in July 2005, and is now known as California Department of Corrections and
Rehabilitation, Adult Operations and Adult Programs (CDCR/AOAP).