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 10

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 OAKLAND DIVISION
 14

15 JOHN ARMSTRONG, et al.,

16 Plaintiffs,

17 v.

18 ARNOLD SCHWARZENEGGER, et al.,

19 Defendants.
 20

Case No. C94 2307 CW

**ORDER CONFIRMING UNDISPUTED
 CALIFORNIA DEPARTMENT OF
 CORRECTIONS AND
 REHABILITATION, ADULT
 OPERATIONS AND ADULT
 PROGRAMS ATTORNEY'S FEES AND
 COSTS FOR THE FIRST QUARTER OF
 2010**

21 On March 26, 1997, the District Court established procedures by which Plaintiffs are to
 22 collect periodic attorneys' fees and costs in this case in connection with their work monitoring
 23 Defendants' compliance with the Court's Orders and collecting fees.

24 Pursuant to these procedures, Plaintiffs served by overnight delivery their First
 25 Quarterly Statement for 2010 on Defendants on May 12, 2010. Defendants responded on
 26 June 23, 2010. The parties completed their meet-and-confer process on July 7, 2010 as to
 27 number of hours and costs incurred, but not as to 2010 hourly rates.
 28

1 Subject to resolution of the rates dispute, the parties agree that \$450,033.37 of fees and
2 costs incurred during the First Quarter of 2010 are undisputed in the California Department of
3 Corrections and Rehabilitation, Adult Operations and Adult Programs portion of the case.
4 Attached hereto as Exhibit A is a chart setting forth the balance due for the First Quarter of
5 2010, which will become due and owing forty-five days from the entry of this Order. Exhibit
6 A also reflects the claimed fees that remain in dispute.

7 IT IS HEREBY ORDERED that \$450,033.37 is due and collectable as of forty-five
8 days from the date of entry of this Order. Interest on these fees and costs will run from
9 June 14, 2010, accruing at the rate provided by 28 U.S.C. § 1961.

10
11 DATED: 7/22/2010 _____



12 THE HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

13 APPROVED AS TO FORM:
14

15 /s/ Jay C. Russell
16 Jay C. Russell
17 Deputy Attorney General
Attorney for Defendants

DATED: July 19, 2010

18 /s/ Holly M. Baldwin
19 Holly M. Baldwin
20 Rosen, Bien & Galvan, LLP
Attorneys for Plaintiffs

DATED: July 19, 2010