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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN ARMSTRONG, et al.,
Plaintiffs,
v.
EDMUND G. BROWN, JR., et al.,
Defendants.¹

Case No. C94 2307 CW

**ORDER FOR PAYMENT OF
ATTORNEY'S FEES FOR THE FIRST
TWO QUARTERS OF 2011 AT 2011
RATES**

¹ The names of Defendants currently serving and their capacities have been substituted pursuant to Fed. R. Civ. P. 25.

1 On April 26, 2011, Plaintiffs served their first quarterly statement of the year and
2 provided Defendants with their 2011 hourly rates. Since service of the first quarterly
3 statement, the parties have met and conferred over the reasonable rate for 2011 work. A
4 motion to compel Plaintiffs' 2011 rates is currently due to be filed with the Court on
5 November 18, 2011. The parties have now agreed upon Plaintiffs' 2011 rates. Pursuant to
6 this agreement, Defendants are ordered to pay the following principal amounts, plus
7 interest for the undisputed 2011 hours:

- 8 • \$55,091.50 for fees incurred the First Quarter of 2011, for monitoring and
9 fee collection activities in the California Department of Corrections of
10 Rehabilitation Division of Adult Operations and Adult Programs (CDCR
11 AOAP), Board of Parole Hearings (BPH), and Division of Adult Parole
12 Operations (DAPO) portions of the case. Attached hereto as **Exhibit A** are
13 charts setting forth the fees payable to Plaintiffs for the difference between
14 the amounts previously ordered at 2010 rates and their 2011 rates for these
15 hours.
- 16 • \$5,535.00 for fees incurred the First Quarter of 2011, at 2011 rates, for hours
17 ordered at 2010 rates in connection with the Motion to Compel 2010 rates.
18 Attached hereto as **Exhibit B** is a chart setting forth the difference between
19 the amount previously ordered to be paid for this portion of the work at 2010
20 rates and the amount owed at 2011 rates.
- 21 • \$74,380.90 for fees incurred during the Second Quarter of 2011, for
22 monitoring and fee collection activities in the California Department of
23 Corrections of Rehabilitation Division of Adult Operations and Adult
24 Programs (CDCR AOAP), Board of Parole Hearings (BPH), and Division of
25 Adult Parole Operations (DAPO) portions of the case. Attached hereto as
26 **Exhibit C** are charts setting forth the fees payable to Plaintiffs for the
27 difference between the amounts previously ordered at 2010 rates and their
28 2011 rates for these hours.

1 IT IS HEREBY ORDERED that the amounts set forth above are due and
2 collectable as of forty-five days from the date of entry of this Order. Interest on these fees
3 and costs will continue to run from the dates set forth in the chart attached as **Exhibit D**
4 hereto, accruing at the rate provided by 28 U.S.C. § 1961 (also shown on Exhibit D).

5 **IT IS SO ORDERED.**

6
7 DATED: 11/1/2011

8
9 
10 THE HONORABLE CLAUDIA WILKEN
11 UNITED STATES DISTRICT JUDGE

12 APPROVED AS TO FORM:

13
14 *Jay C. Russell*
15 Jay C. Russell
16 Deputy Attorney General
17 Attorney for Defendants

DATED: October 31, 2011

18 *Gay Crosthwait Grunfeld*
19 Gay Crosthwait Grunfeld
20 Rosen, Bien & Galvan, LLP
21 Attorneys for Plaintiffs

DATED: October 31, 2011