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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Peter B. Inc., et al.,

NO. C 09-00360 JW

Plaintiffs,

**ORDER RE. COSTS CHARGED BY
SPECIAL MASTER AS TO PLAINTIFFS'
DISPUTES WITH PLAINTIFFS'
COUNSEL**

v.

Reid P. Schantz, et al.,

Defendants.

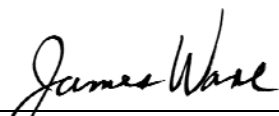
_____ /

Presently before the Court is Defendants' letter regarding further expenses incurred by the Special Master in adjudicating the dispute over Plaintiffs' attorneys fees and division of the settlement funds. Defendants request an order, affirming the Court's statements on the record at the Conference, that all further costs charged by the Special Master regarding Plaintiffs' disputes with Plaintiffs' Counsel be borne by Plaintiffs.

On February 14, 2011, following a Further Case Management Conference regarding settlement, the Court issued an adopting the Special Master's Report Number Two, and directing the Special Master to close the Settlement and to hold all proceedings until all disputes are settled between Plaintiffs and their counsel regarding fees. (See Docket Item No. 169.) However, in that Order, the Court neglected to affirm the Court's statements on the record that future fees and expenses charged by the Special Master in regards to the dispute between Plaintiffs and Plaintiffs' Counsel over fees shall be borne solely by Plaintiffs.

IT IS SO ORDERED.

Dated: March 8, 2011



JAMES WARE
United States District Chief Judge

United States District Court
For the Northern District of California

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Donald James Pool donp@wcap.com
3 Hal David Goldflam hgoldflam@frandzel.com
4 Kevin John Mirch mirch@charterinternet.com
5 Marie C. Mirch bobogriz@aol.com

6 **Dated: March 8, 2011**

Richard W. Wieking, Clerk

7 **By: /s/ JW Chambers**
8 **Elizabeth Garcia**
9 **Courtroom Deputy**

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