

\*E-Filed: May 14, 2015\*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

NOT FOR CITATION  
IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

UNITED STATES OF AMERICA FOR  
THE USE OF SAN BENITO SUPPLY,

No. C13-00469 HRL

Plaintiff,

**ORDER:**

v.

KISAQ-RQ 8A 2 JV; et al.,

**(1) GRANTING SAN BENITO  
SUPPLY'S REQUEST FOR  
ADVERSARY SUBMISSIONS ON  
FRAZIER MASONRY'S MOTION  
FOR THE AWARD OF ATTORNEY  
FEES AND EXPERT WITNESS FEES;  
and**

Defendants.

**(2) SETTING DEADLINE FOR  
FRAZIER MASONRY TO FILE  
ADDITIONAL EVIDENCE IN  
SUPPORT OF ITS MOTION FOR THE  
AWARD OF ATTORNEY FEES AND  
EXPERT WITNESS FEES**

**[Re: Docket No. 135]**

---

Before the Court is San Benito Supply's request for adversary submissions on Frazier Masonry's Motion for the Award of Attorney Fees and Expert Witness Fees. Dkt. No. 135. For good cause shown, San Benito Supply's request for adversary submissions is granted. San Benito Supply may file an adversary submission by **June 2, 2015**. Frazier Masonry may file a reply by **June 16, 2015**. The hearing set for June 16, 2015 is vacated. The court may set a hearing, if needed, after the briefing is complete.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

In addition, because its showing is presently incomplete, no later than **May 22, 2015**, Frazier Masonry will file declaration(s) that provide the evidence required by *Blum v. Stenson*, 465 U.S. 886, 895 n.11 (1984). Frazier Masonry shall also *immediately* submit a courtesy copy of its Motion for the Award of Attorney Fees and Expert Witness Fees *with* Exhibits, Dkt. No. 134, to Chambers. See Civ. L.R. 5-1(b).

**IT IS SO ORDERED.**

Dated: May 14, 2015



---

HOWARD R. LLOYD  
UNITED STATES MAGISTRATE JUDGE

1 **C13-00469 HRL Notice will be electronically mailed to:**

2 Albert Ibrahim pcornejo@cilaw.com

3 Brian S. Case bcase@cilaw.com, aibrahim@cilaw.com

4 Diana Marie Dron dron@mmlawyers.com

5 **Counsel are responsible for distributing copies of this document to co-counsel who have not**  
6 **registered for e-filing under the court's CM/ECF program.**

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28