## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

## MICHAEL FERGIN, and ACE AMERICAN INSURANCE CO.,

Plaintiffs,

8:16CV26

vs.

ORDER

WESTROCK COMPANY f/k/a ROCKTENN; MAGNUM LTL, INC.; XPO f/k/a/ JACOBSON WAREHOUSE COMPANY, INC.; and MAGNUM DEDICATED, INC.,

Defendants.

This court's order dated April 2, 2018,  $(Filing No. 170)^1$  granted XPO a reasonable amount of attorney's fees incurred in filing its motion to compel (Filing No. 112), pursuant to Fed. R. Civ. P. 37(a)(5)(A). XPO and the Magnum defendants met and conferred and filed a Stipulation (Filing No. 190), as ordered by the Court. The Court has reviewed the stipulation and finds the stipulated amount of \$1,806.00 is a reasonable amount for attorney's fees and costs incurred in XPO filing the motion to compel. Accordingly,

## **IT IS ORDERED:**

1. The Stipulation of Defendants XPO and Magnum (Filing No. 190) is approved.

2. Defendants Magnum LTL, Inc., and Magnum Dedicated, Inc., shall submit payment to XPO in the amount of \$1,806.00 via check payable to the order of XPO and delivered to counsel for XPO on or before July 27, 2018.

DATED this 25<sup>th</sup> day of June, 2018.

## BY THE COURT:

s/ Michael D. Nelson United States Magistrate Judge

<sup>&</sup>lt;sup>1</sup> Chief Judge Smith Camp overruled the Magnum defendants' objection to the Order on June 15, 2018. (Filing No. 188).