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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

JOHN ARMSTRONG, et al.,

Plaintiffs,

v.

ARNOLD SCHWARZENEGGER, et al.,

Defendants.

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**


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

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

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 \_\_\_\_\_

  
 THE HONORABLE CLAUDIA WILKEN  
 UNITED STATES DISTRICT JUDGE

12  
 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  
 21 Attorneys for Plaintiffs

DATED: July 19, 2010