

PRISON LAW OFFICE
DONALD SPECTER-83925
SARA NORMAN-189536
1917 Fifth Street
Berkeley, California 94710-1916
Telephone: (510) 280-2621
Facsimile: (510) 280-2704

BINGHAM McCUTCHEN
WARREN E. GEORGE-53588
Three Embarcadero Center
San Francisco, California 94111-4066
Telephone: (415) 393-2000
Facsimile: (415) 393-2286

DISABILITY RIGHTS EDUCATION &
DEFENSE FUND, INC.
LINDA KILB-136101
2212 Sixth Street
Berkeley, California 94710-2219
Telephone: (510) 644-2555
Facsimile: (510) 841-8645

ROSEN, BIEN & GALVAN, LLP
MICHAEL W. BIEN-096891
ERNEST GALVAN-196065
GAY CROSTHWAIT GRUNFELD-121944
HOLLY M. BALDWIN-191317
315 Montgomery Street, Tenth Floor
San Francisco, California 94104-1823
Telephone: (415) 433-6830
Facsimile: (415) 433-7104

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 SECOND 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 Second Quarterly Statement for 2010 on Defendants on August 17, 2010. Defendants responded on September 23, 2010. The parties completed their meet-and-confer process on October 6, 2010 as to number of hours and costs incurred, but not as to Plaintiffs' claim to 2010 hourly rates.

1 Subject to resolution of the rates dispute, the parties agree that \$639,491.37 of fees and
 2 costs incurred during the Second Quarter of 2010 are undisputed in the California Department
 3 of 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 Second 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 \$639,491.37 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 September 18, 2010, accruing at the rate provided by 28 U.S.C. § 1961.

10
 11 DATED: 10/26/2010


 THE HONORABLE CLAUDIA WILKEN
 UNITED STATES DISTRICT JUDGE

12
 13 APPROVED AS TO FORM:

14
 15 /s/ Jay C. Russell

DATED: October 12, 2010

16 Jay C. Russell
 17 Deputy Attorney General
 Attorney for Defendants

18 /s/ Holly M. Baldwin

DATED: October 12, 2010

19 Holly M. Baldwin
 20 Rosen, Bien & Galvan, LLP
 Attorneys for Plaintiffs