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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  
DIVISION OF ADULT PAROLE  
OPERATIONS 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.

Subject to resolution of the rates dispute, the parties agree that \$58,504.00 for fees and costs incurred during the Second Quarter of 2010 in the Division of Adult Parole Operations portion of the case are undisputed. Attached hereto as Exhibit A is a chart setting forth the balance due for the Second Quarter of 2010, which will become due and owing forty-five days from the entry of this Order. Exhibit A also reflects the claimed fees that remain in dispute.

IT IS HEREBY ORDERED that \$58,504.00 is due and collectable as of forty-five days from the date of entry of this Order. Interest on these fees and costs will run from September 18, 2010, accruing at the rate provided by 28 U.S.C. § 1961.

IT IS SO ORDERED.

DATED: 10/26/2010

  
 THE HONORABLE CLAUDIA WILKEN  
 UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

/s/ Jay C. Russell  
 Jay C. Russell  
 Deputy Attorney General  
 Attorney for Defendants

DATED: October 12, 2010

/s/ Holly M. Baldwin  
 Holly M. Baldwin  
 Rosen, Bien & Galvan, LLP  
 Attorneys for Plaintiffs

DATED: October 12, 2010