

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION

SYLVESTER MCCLAIN, on his own	§	
behalf and on behalf of a class of similarly	§	
situated persons, et al.	§	
Plaintiff,	§	
	§	
V.	§	Case No. 9:97-CV-063
	§	Judge Ron Clark
LUFKIN INDUSTRIES,	§	
	§	
Defendant.	§	

ORDER DENYING MOTION FOR ATTORNEYS' FEES WITHOUT PREJUDICE

The court having considered Plaintiffs' Corrected Motion for a Supplemental Award of Attorneys' Fees, Costs and Expenses [dkt. #556], it is hereby ORDERED that Plaintiffs' Motion is DENIED WITHOUT PREJUDICE. The court will direct, by separate order, a new period for filing any motion for fees after all appeals have been resolved. The court does not foresee a need for further filings by either party until the appeals have been resolved. The parties are cautioned against running up large fees by engaging in extensive "satellite" litigation over fees or other matters.

So ORDERED and SIGNED this 19 day of September, 2005.



Ron Clark, United States District Judge