



MR-PA-005-005

(24)

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RUTH L. et al.,
Plaintiffs,
v.
JOHN F. WHITE, JR. et al.,
Defendants.

Civil Action
No. 90-5562

FILED

MICHAEL E. KUNZ, Clerk

by _____ Dep. Clerk

FINAL STIPULATION

Plaintiffs and defendants, by undersigned counsel, hereby stipulate as follows:

1. This matter is herewith dismissed without prejudice.
2. Pursuant to Stipulation on Attorneys' Fees, entered on December 1, 1992, plaintiffs' counsel, Disabilities Law Project, may be entitled under certain circumstances to attorneys' fees for hours expended after November 1, 1992 to the extent that the lodestar for post-November 1, 1992 work exceeds three thousand dollars in a twelve month period.
3. Plaintiffs' counsel advised defendants' counsel that the lodestar for the periods November 1, 1993 through October 30, 1994 and November 1, 1994 through June 30, 1995 exceeded three thousand dollars and that they intended to petition the court for attorneys' fees expended during these periods.
4. Rather than litigating the issue of counsels' entitlement to attorneys' fees, counsel for both parties agree that in consideration for the payment of \$9,000.00 (nine thousand dollars), from the Commonwealth of Pennsylvania to Disabilities'

Law Project, plaintiffs' counsel hereby releases Commonwealth defendants from any and all claims for attorneys' fees and/or costs arising out of the representation of plaintiffs in the above-captioned action for the periods from November 1, 1993 through October 30, 1994 and November 1, 1994 through June 30, 1995.

5. Plaintiffs agree not to seek additional fees and/or costs for any period after June 30, 1995.

6. The terms of this Stipulation constitute a compromise to avoid further litigation of a disputed claim for attorneys' fees made against Commonwealth defendants. It is not to be construed as an admission that Commonwealth defendants are or would be found liable to pay these attorneys' fees if the claim were fully litigated, such liability being expressly denied.

Barry Kramer 2/27/96
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Charles R. Weiner
Charles R. Weiner, J.

Date: 4/11/96

4/12/96
xc: Gold
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