



JC-LA-002-004

Elton A. Arbeneaux, in his capacity as Sheriff of Acadia Parish is to pay the sum of \$3,750.00. The Acadia Parish Police Jury as a entity is to pay \$3,750.00. C. Paul Phelps in his capacity as Secretary of the Louisiana Department of Corrections, George Fischer, in his capacity as Secretary of the Louisiana Health and Human Resources and Daniel Kelly in his capacity as Louisiana State Fire Marshall are, jointly and in solido, ordered to pay the amount of \$2,500.00 as cost and attorney fees.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the amount to be paid by each defendant is to be paid to Alice Jacobs on behalf of all of plaintiff's attorneys. It is also ordered that Alice Jacobs shall distribute all monies due to all the plaintiff's attorneys in accordance with the terms of this judgment.

SIGNED this 23<sup>rd</sup> day of February, 1981,  
at Lafayette, Louisiana.

W. Eugene Davis  
JUDGE

COPY SENT  
DATE 2-24  
BY GA  
TO: Clara Breaux  
Breaux  
Shirley  
William  
Michael

U. S. DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
**FILED**  
FEB 24 1981

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAFAYETTE-OPELOUSAS DIVISION

RONALD BREAUX, ET AL., : CIVIL ACTION  
VERSUS :  
C. PAUL PHELPS, ET AL., : NUMBER 77-0121

STIPULATION

NOW INTO COURT, comes plaintiff's represented by Alice Jacobs, Lila Tritico Hogan and David S. Cook; defendants, C. Paul Phelps, Secretary of the Louisiana Department of Corrections, George Fischer, Secretary of Louisiana Health and Human Resources Administration, Daniel Kelly, Louisiana State Fire Marshall, Alton A. Arceneaux, Acadia Parish Sheriff and the Acadia Parish Police Jury who enter into the following stipulations.

It is stipulated that George Fischer shall be substituted as a defendant for defendants William Stewart and John M. Bruce for the reason that George Fisher is now holding the position formerly held by these defendants with the Louisiana Department of Health and Human Resources. It is also stipulated that Daniel Kelly shall be substituted for defendant Raymond Oliver since Daniel Kelly is now the Louisiana State Fire Marshall.

It is stipulated that the plaintiffs are prevailing parties within the meaning of 42 U.S.C. §1988 and are therefore entitled to attorney fees.

It is further stipulated, that based upon a review of the time records of plaintiff's attorneys and the factors to be considered as set forth in Johnson vs. Georgia Highway Express 488 F. 2d 714 (5th Cir., 1974) that plaintiffs are entitled to Attorney Fees in the total amount of \$10,000.00.


It is further stipulated that the \$10,000.00 sum is to be distributed between plaintiff's attorneys in the following manner:

Attorney Alice Jacobs is to receive \$7,300.00; Lila Tritico Hogan is to receive \$1,800.00 and David Cook is to receive \$900.00.

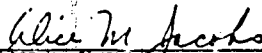
It is further stipulated that the sum of \$10,000.00 is to be paid by defendants, in their official capacities, in the following manner:

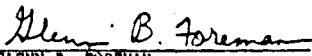
Elton A. Arceneaux, Sheriff of Acadia Parish is to pay \$3,750.00; The Acadia Parish Police Jury is to pay \$3,750.00; C. Paul Phelps, George Fischer and Daniel Kelly, are to pay, jointly and in solido, the amount of \$2,500.00.

It is further stipulated that defendants may pay all monies to Alice Jacobs on behalf of all of plaintiff's attorneys and that Alice Jacobs shall distribute all monies due to all of plaintiff's attorneys.

  
J. MARVIN MONTGOMERY  
ATTORNEY FOR C. PAUL PHELPS,  
GEORGE FISCHER AND DANIEL KELLY

LOUISIANA DEPARTMENT OF JUSTICE  
1885 WOODDALE BOULEVARD SUITE 1218  
BATON ROUGE, LOUISIANA 70806  
TELEPHONE (504) 925-4120

  
ALICE M. JACOBS  
TRIAL ATTORNEY FOR PLAINTIFFS  
902 MONTEGUT STREET  
NEW ORLEANS, LOUISIANA 70117  
TELEPHONE (504) 943-6353

  
GLENN B. FOREMAN  
ATTORNEY FOR ACADIA PARISH POLICE  
JURY AND ELTON A. ARCENEAUX ACADIA  
PARISH SHERIFF  
101 NORTH PARKERSON  
RAYNE, LOUISIANA 70578  
TELEPHONE (318) 334-2119