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IN THE UNITED STATES DISTRICT COURT
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NORTHERN DISTRICT OF CALIFORNIA

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CARLOS PEREZ, et al.,

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Plaintiffs,

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v.

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MATTHEW CATE, et al.,

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Defendants.

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No. C05-5241 JSW

**STIPULATION AND ORDER FOR
PERIODIC COLLECTION OF
ATTORNEYS' FEES AND COSTS**

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On April 10, 2007, this Court established a procedure by which plaintiffs are to collect attorneys' fees and costs incurred in connection with the Amended Stipulation and Order. This procedure requires plaintiffs' counsel to submit to defendants a quarterly statement of fees incurred in monitoring work, and permits defendants thirty (30) days from the receipt of plaintiffs' statement to notify plaintiffs of any disputed items. After the parties meet and confer on any of defendant's objections, counsel shall then prepare a stipulated order for payment of the fees not subject to defendants' objections. The Order also states that defendants shall have thirty (30) days from the entry of the order to pay the undisputed fees and that interest on any undisputed fees will run from the thirty-first day after the Order is filed, accruing at the rate provided by 28 U.S.C. § 1961.

Pursuant to this procedure, plaintiffs' counsel served their billing statements for the

1 first, second and third quarter of 2012 demanding \$15,617 for the period from January 1,
2 2012 through September 30, 2012. After meeting and conferring, the parties agreed to
3 payment of \$15,617.

4 WHEREFORE, defendants agree to pay plaintiffs' counsel \$15,617 within 30 days
5 of the signing of this Order. On the 31st day following the entry of this Order, interest on
6 any unpaid amount will begin to accrue at the rate provided by 28 U.S.C. § 1961 (i.e., the
7 weekly average 1 year constant maturity Treasury yield for the calendar week preceding
8 the date of the Order.)

9 **AGREED TO BY THE PARTIES:**

10 Date: November 27, 2012

11 /s/
12 Alison Hardy
13 Attorney for Plaintiffs

14 Date: November 27, 2012

15 /s/
16 Marisa Yee Kirschenbauer
17 Deputy Attorney General
18 Attorney for Defendants

19 I, Alison Hardy, attest that Marisa Kirschenbauer signed this document on November 27,
20 2012.

21 **IT IS SO ORDERED.**

22 Date: December 3, 2012

23 Jeffrey S. White
24 Honorable Jeffrey S. White
25 United States District Court Judge
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