

United States v. Pima County Community College Dist.

United States District Court for the District of Arizona.

November 13, 1979.

Civil Action No. CIV 75-280 TUCMAR.

Reporter

1979 U.S. Dist. LEXIS 8586 *;
24 Empl. Prac. Dec. (CCH) P31,225

United States of America, Plaintiff v. Pima
County Community College District et al.,
Defendants.

Opinion by: [*1] RICHEY

Opinion

RICHEY, D.J.: Defendants' Motion for
Order Setting Attorneys' Fees and Costs, as
amended, having come on for hearing, and
the Court having considered the
memoranda, evidence and argument of
counsel relating to same, the Court finds:

1. The plaintiff does not contest that
defendants have incurred and are entitled to
the sum of \$7,700.00 as and for their
reasonable attorneys' fees and costs incurred
in opposing the appeal of plaintiff after
plaintiff was placed on notice that the Court
of Appeals lacked jurisdiction to hear said
appeal; and

2. Defendant Pima County Community
College District has paid the costs of
defense of all defendants.

It is therefore Ordered:

A. Defendants' Motion for Order Setting
Attorneys' Fees and Costs, as amended, is
granted; and

B. Plaintiff shall forthwith pay to the order
of Pima County Community College
District the sum of \$7,700.00, pursuant to
the mandate of the United States Court of
Appeals for the Ninth Circuit and this
Order, as and for reasonable attorneys' fees
incurred as described in finding No. 1 of
this Order.

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