

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

THE AMERICAN CIVIL LIBERTIES
UNION OF NEVADA, et al.,

Plaintiffs,

v.

CATHERINE CORTEZ MASTO, et al.,

Defendants.

2:08-CV-822 JCM (PAL)

Date: N/A

Time: N/A

ORDER

Presently before the court is plaintiffs' motion for attorney's fees. (Doc. #82.) Plaintiffs are seeking fees and costs totaling \$145,823.50, as outlined in their billing and costs report. Under 42 U.S.C. § 1988(b), a court has discretion to award attorney's fees to the prevailing party in any action or proceeding brought under section 1983.

The court finds that plaintiffs have complied with the requirements of LR 54-16. Further, the court notes that it is appropriate to tax the state defendants (Catherine Masto, Jerald Hafen, Bernard Curtis, and Captain P.K. O'Neill) with the full amount of fees incurred as they were named defendants throughout the suit, and all issues that came before the court directly involved these defendants. The fact that other defendants were dismissed from the case does not detract from the time and expense of litigating the case against the state defendants.

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1 Accordingly,

2 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that plaintiffs' motion for
3 attorney's fees (Doc. # 82) be, and the same hereby is, GRANTED.

4 DATED this 12th day of January, 2009.

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7 UNITED STATES DISTRICT JUDGE
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