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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

**FILED**  
AT ALBUQUERQUE

OCT 23 1991

ROBERT M. MARCH  
CLERK

THE NAVAJO NATION, )  
 )  
Plaintiff, )  
 )  
and )  
 )  
WATCHMAN, et al., )  
 )  
Plaintiffs-Intervenors, )  
 )  
vs. )  
 )  
STATE OF NEW MEXICO, et al., )  
 )  
Defendants. )

CIV. No. 86-0576M

ENTERED ON DOCKET  
10-23-91

**ORDER AND JUDGMENT**

This matter has come before the Court on Motions for Costs and Attorneys Fees filed by Plaintiff and Plaintiff-Intervenors, and on Defendants Motion for, inter alia, a Stay of Award of Costs and Attorneys Fees, and the Court, having been advised that the parties have agreed to the Entry of an Order and Judgment as set forth herein, and having been otherwise fully informed in the premises, FINDS:

1. That as the prevailing parties, Plaintiff and Plaintiff-Intervenors are entitled to judgment in the amount of their reasonable costs and attorneys fees.

2. That through July 15, 1991, the Navajo Nation incurred reasonable attorneys fees in the prosecution of this cause of action as follows:

1 Craig J. Dorsay (86-87)-\$100/hr;\$50/hr travel- \$26,072.00  
2 Craig J. Dorsay (88-91)-\$125/hr;\$62.50/hr travel-\$17,675.00  
3 Henry S. Howe -\$125/hr;\$75/hr travel- \$49,435.00

4 Total: \$93,182.00

5 3. That through July 15, 1991, the Navajo Nation  
6 incurred compensable costs and expenses in the prosecution  
7 of this action in the amount of \$22,328.00.

8 4. That through July 15, 1991, Plaintiff-  
9 Intervenors incurred reasonable attorneys fees in the  
10 prosecution of this action as follows:

11 Joan O'Connell - \$90/hr;\$75/hr travel - \$ 3,046.50  
12 Virginia Duquet - \$90/hr;\$75/hr travel - \$ 7,263.00  
13 Sherryl A. Jones - \$90/hr;\$75/hr travel - \$26,052.00  
14 Anita M. Golberg - \$90/hr;\$75/hr travel - \$ 9,106.50  
15 M. Kathryn Hoover - \$125/hr;\$75/hr travel- \$ 6,496.88  
16 Hugh E. Hegyi - \$125/hr;\$75/hr travel- \$ 4,562.50

17 Total: \$56,527.38

18 5. That through July 15, 1991, Plaintiff-  
19 Intervenors incurred compensable costs and expenses in the  
20 amount of \$2,003.67.

21 6. That since July 15, 1991, the Navajo Nation has  
22 incurred compensable attorneys fees, costs and expenses in  
23 this matter, and it will continue to incur compensable  
24 attorneys fees, costs and expenses in the District Court at  
25 least through the resolution of the Motion for Stay filed by  
26 Defendants; and that the amount of such fees and costs, as  
27 determined either by the Court or by agreement between the  
28 parties, should be awarded to the Navajo Nation by further

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Order of the Court.

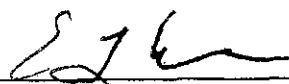
7. That execution on any and all judgments for costs and attorneys fees entered herein should be stayed until such time as this matter is finally resolved on appeal.

IT IS THEREFORE ORDERED AND ADJUDGED:


1. That the Navajo Nation is awarded judgment against Defendants for costs and attorneys fees incurred herein through July 15, 1991 in the amount of \$115,510.00.

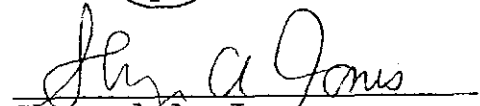
2. That Plaintiff-Intervenors are awarded judgment against Defendants for costs and attorneys fees incurred in this action in the amount of \$58,531.05.


3. That execution on the judgments awarded herein is stayed until such time as this matter is ultimately resolved on appeal.

  
\_\_\_\_\_  
Judge

APPROVED:

  
\_\_\_\_\_  
Henry S. Howe  
Attorney for Plaintiff

  
\_\_\_\_\_  
Sherryl A. Jones  
Attorney for Plaintiff-  
Intervenors

  
\_\_\_\_\_  
Susan K. Rehr  
Attorney for Defendant  
approved by telephone 10/21/91