

FILED

MAR 15 2002
 CLERK'S OFFICE
 U. S. DISTRICT COURT
 EASTERN MICHIGAN

UNITED STATES DISTRICT COURT
 EASTERN DISTRICT OF MICHIGAN
 SOUTHERN DIVISION

ORIGINAL

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Northland Family Planning Clinic Inc., et al.	:	
	:	
Plaintiffs,	:	Civil Action
v.	:	No.: 01-CV-70549
Jennifer M. Granholm, Attorney General of the	:	Hon. Judge O'Meara
State of Michigan, et al.,	:	
Defendants.	:	
_____ X		

**STIPULATION & ORDER TO EXTEND TIME FOR PLAINTIFFS TO MOVE FOR
ATTORNEYS' FEES AND COSTS**

On February 26, 2002, this Court entered final judgment granting Plaintiffs' motion for summary judgment and denying Defendants' motion for summary judgment on the pleadings. As prevailing parties in a case brought pursuant to 42 U.S.C. § 1983, Plaintiffs are authorized to seek attorneys' fees. See 42 U.S.C. § 1988. Plaintiffs are also entitled to seek taxable costs. Fed. R. Civ. Pro 54(d)(1); E.D.Mich. LR 54.1.

Plaintiffs' motion for attorneys' fees is currently due on March 12, 2002.

In the interests of preserving the time and resources of the Court and of the parties, the parties, by and through counsel, have conferred and stipulate that:

Plaintiffs shall have until sixty days after the conclusion of all appeals in this case to file their motion for an award of attorneys' fees and costs.

"The conclusion of all appeals" means the latest of: (1) the expiration of Defendant's time to file a notice of appeal with the United States Court of Appeals for the Sixth Circuit; (2) if Defendant does appeal to the United States Court of Appeals for the Sixth Circuit, the expiration of time to file a petition for certiorari to the United States Supreme Court following a final decision by the Sixth Circuit; (3) the denial of a petition for

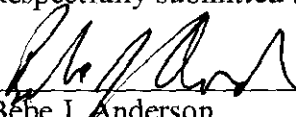
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certiorari by the United States Supreme Court; or (4) the granting of a petition for certiorari and disposition of this case by the United States Supreme Court.

Rather than file a separate Bill of Costs, Plaintiffs shall include the taxable items with the other costs for which they seek an award on the schedule established in this Stipulation and Order.

Neither this stipulation nor the introductory comments preceding it constitute agreement by Defendants that attorneys' fees or taxable costs should be awarded, nor do Defendants waive any objection or argument that they may have related to such fees or costs.

Respectfully submitted this 8th day of March, 2002


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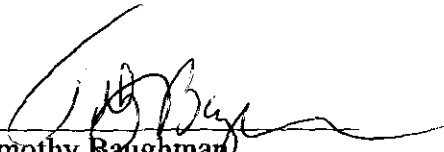
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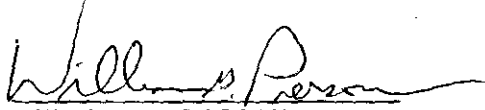
Respectfully submitted this 7th day of March, 2002

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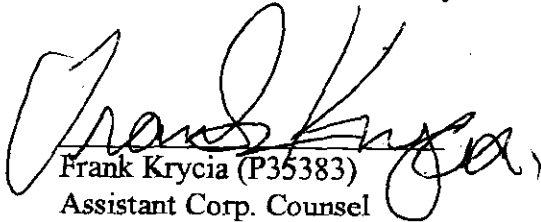
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ORDER

IT IS SO ORDERED.

Dated this _____ day of MAR 15 2002.

A handwritten signature in black ink, appearing to read "John Corbett O'Meara", written over a horizontal line.

UNITED STATES DISTRICT COURT
HON. JOHN CORBETT O'MEARA

CERTIFICATE OF SERVICE

I, Bebe J. Anderson, hereby certify that on this 8th day of March, 2002, I caused to be served true and correct copies of Stipulation & Order to Extend Time for Plaintiffs to Move for Attorneys' Fees and Costs on:

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Ronald J. Styka
Assistant Attorneys General
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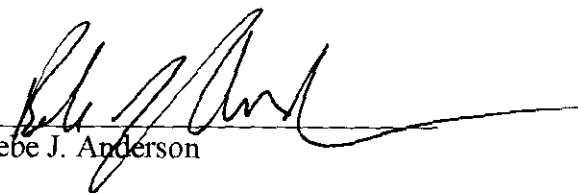
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via First Class Mail, properly addressed and postage pre-paid.


Bebe J. Anderson