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Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF IDAHO**

ADREE EDMO (a/k/a MASON EDMO),

Plaintiff,

v.

IDAHO DEPARTMENT OF CORRECTION;  
HENRY ATENCIO, in his official capacity;  
JEFF ZMUDA, in his official capacity;  
HOWARD KEITH YORDY, in his official  
and individual capacities; CORIZON, INC.;  
SCOTT ELIASON; MURRAY YOUNG;  
RICHARD CRAIG; RONA SIEGERT;  
CATHERINE WHINNERY; and DOES 1-15;

Defendants.

Case No.: 1:17-cv-00151-BLW

**JOINT MOTION AND STIPULATION  
REGARDING MOTION FOR ATTORNEYS'  
FEES AND COSTS**

Complaint Filed: April 6, 2017  
Discovery Cut-Off: None Set  
Motion Cut-Off: None Set  
Trial Date: None Set

Plaintiff and Defendants, by and through their attorneys, stipulate and move the Court to enter an Order as follows:

1. On August 23, 2019, the Ninth Circuit Court of Appeals affirmed this Court's order granting injunctive relief to Plaintiff pursuant to her claim for such relief under the Eighth Amendment to the United States Constitution. ECF 209. On February 10, 2020, the Ninth Circuit Court of Appeals issued a decision denying rehearing en banc. ECF 263. The Ninth Circuit issued the Mandate and fully lifted the stay of the injunction on February 19, 2020. ECF 266.

2. Pursuant to Ninth Circuit Rule 39-1.8, Plaintiff filed a motion to transfer consideration of attorneys' fees on appeal to the district court. On February 20, 2020, the Ninth Circuit granted the motion, transferring the issue of appellate attorneys' fees to this Court. ECF 267.

3. Because the parties are still litigating this case, and in the interest of judicial economy, the parties jointly stipulate and move this Court to order that Plaintiff will not file a motion for attorneys' fees and costs, including for work performed on any appeals before the Ninth Circuit Court of Appeals, until the case has concluded.

4. In so stipulating, Defendants do not waive their rights to object to Plaintiff's entitlement to fees and costs or the reasonableness of fees and costs to be awarded.

Respectfully Submitted,

Dated: February 27, 2020

FERGUSON DURHAM  
HADSELL STORMER RENICK & DAI LLP  
NATIONAL CENTER FOR LESBIAN RIGHTS  
RIFKIN LAW OFFICE

By:  /s/ Lori Rifkin

Lori Rifkin

Attorneys for Plaintiffs

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JOINT MOTION AND STIPULATION RE  
MOTION FOR ATTORNEYS' FEES AND  
COSTS



**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 28th day of February, 2020, I filed the foregoing electronically through the CM/ECF system, which caused the following parties or counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing:

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*/s/ - Lori Rifkin*  
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