

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

JAMES MORROW, STEPHEN STUART §
WATSON, AMANEE BUSBY, YUSELFF §
DISMUKES, LINDA DORMAN, MARVIN §
PEARSON, JENNIFER BOATWRIGHT, §
RONALD HENDERSON, JAVIER §
FLORES, WILLIAM FLORES, §

CIVIL ACTION NO. 2:08-CV-00288-JRG

Plaintiffs, §
§
§

v. §

CITY OF TENAHA DEPUTY CITY
MARSHAL BARRY WASHINGTON, IN
HIS INDIVIDUAL AND OFFICIAL
CAPACITY; CITY OF TENAHA MAYOR
GEORGE BOWERS, IN HIS INDIVIDUAL
AND OFFICIAL CAPACITY; SHELBY
COUNTY DISTRICT ATTORNEY LINDA
K. RUSSELL, IN HER INDIVIDUAL AND
OFFICIAL CAPACITY; SHELBY
COUNTY PRECINCT 4 CONSTABLE
RANDY WHATLEY, IN HIS INDIVIDUAL
AND OFFICIAL CAPACITY; AND
SHELBY COUNTY DISTRICT
ATTORNEY INVESTIGATOR DANNY
GREEN, IN HIS INDIVIDUAL CAPACITY
ONLY;

Defendants.

ORDER

Pending before the Court is Plaintiffs’ Contested Motion for Award of Interim Attorneys’ Fees and Expenses (Dkt. No. 302). On June 12, 2017, the Court set a hearing on the Motion. However, as such hearing began, the Parties raised the issue of notice to the class required under Federal Rule of Civil Procedure 23(h). The Court has determined that Notice of the Motion and

an opportunity to object to same should be directed to class members and that a reasonable manner for such notice to be given is as follows:

1. Parties are directed to post written Notice at the Center City Hall of Tenaha, Texas.
2. Parties are directed to post written Notice at the Shelby County Courthouse in Center, Texas.
3. Parties are directed to digitally post Notice on the publically available website of the National Association for the Advancement of Colored People (“NAACP”).
4. Parties are directed to digitally post Notice on the publically available website of the American Civil Liberties Union (“ACLU”).

“Notice” as used herein shall consist of a concise statement to all class members that the Motion was filed with the Court on September 26, 2016; that on or before 20 days after such notice, any class member wishing to comment or object to the Motion must do so in writing and filed with the Court; and that after such notice period is complete, the Court will proceed to consider and act on the Motion without further notice to the class. After such notice has been given as directed above, Plaintiffs’ counsel shall file a declaration with the Court evidencing that this directive has been complied with and shall attach a copy of the Notice as given.

So ORDERED and SIGNED this 13th day of June, 2017.



RODNEY GILSTRAP
UNITED STATES DISTRICT JUDGE