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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

RURAL WATER DISTRICT NO. 4,)
DOUGLAS COUNTY, KANSAS)
)
Plaintiff,)
)
vs.)
)
CITY OF EUDORA, KANSAS,)
)
Defendant.)
 _____)

Case No. 07-2463-JAR

ORDER

Before the Court is plaintiff Rural Water District No. 4, Douglas County, Kansas' Second Renewed Motion for Attorneys Fees and Costs (Doc. 448). Defendant has responded. This motion appears to be precautionary in nature, and was precipitated by a recent text entry administratively terminating the case. On January 11, 2010, the Court entered an Order denying plaintiff's motion for attorney's fees and costs (Doc. 446), without prejudice to renew such motion(s) within fourteen days of the Tenth Circuit decision and mandate. The Court adopts its previous Order by reference herein, and for the reasons set forth therein, again denies plaintiff's renewed request for attorney's fees without prejudice.

IT IS THEREFORE ORDERED BY THE COURT that plaintiff's Second Renewed Motion for Attorneys Fees and Costs (Doc. 448) is denied without prejudice to renew this, and any previous motions with respect to fees and costs, within fourteen (14) days of the Tenth Circuit decision and mandate in the appeal presently pending before that court.

IT IS SO ORDERED.

Dated: September 13, 2010

S/ Julie A. Robinson

JULIE A. ROBINSON
UNITED STATES DISTRICT JUDGE