

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS**

NATIONAL RIFLE ASSOCIATION)	
OF AMERICA, INC., DR. KATHRYN TYLER,)	
VAN F. WELTON,)	
and BRETT BENSON,)	
)	
Plaintiffs,)	
)	
vs.)	No. 08 CV 3697
)	
)	Judge Milton I. Shadur
THE CITY OF CHICAGO,)	
)	
Defendant.)	

**MOTION FOR ENTRY OF SCHEDULE
FOR MOTION FOR ATTORNEYS' FEES**

Pursuant to Local Rule 54.3 and Federal Rule of Civil Procedure 54, plaintiffs the National Rifle Association of America, Inc., Dr. Kathryn Tyler, Van F. Welton and Brett Benson, by and through their attorneys, Stephen P. Halbrook and Stephen A. Kolodziej, hereby file this Motion for Entry of Schedule for Motion for Attorneys' Fees, and in support hereof state as follows:

1. Pursuant to Northern District of Illinois Local Rule 54.3 ("LR 54.3"), the parties to this litigation are required to meet and confer regarding any potential motion by a party for the award of fees and/or costs. Local Rule 54.3 sets forth certain deadlines for the parties to exchange information, confer regarding objections to certain fee requests, and to create a joint statement regarding the fee request. Under LR 54.3(b), the Court may modify the deadlines set forth in LR 54.3.

2. Plaintiffs and Defendant have conferred regarding an appropriate schedule for meeting LR 54.3's requirements. Defendant has confirmed that it does not object to the proposed dates set forth below. Defendant has further stated, however, that it does not stipulate

or agree that the Court has jurisdiction to consider a motion for fees and costs by Plaintiffs or that Plaintiffs are prevailing parties under 42 U.S.C. 1988.

3. Based on the parties' agreement on an appropriate schedule for compliance with LR 54.3, and without prejudicing Defendant's right to oppose an award of fees, Plaintiffs request that the Court enter the following schedule with regard to LR 54.3's requirements:

November 23, 2010 – Plaintiffs shall comply with Local Rules 54.3(d)(1)-(4) by providing Defendant all information required under such Rules.

December 21, 2010 – If necessary, Defendant shall comply with the first paragraph of Local Rule 54.3(d)(5) and subsections (A)-(D) thereunder, by providing Plaintiffs all information required under such rules.

January 4, 2010 – If necessary, the parties shall comply with Local Rule 54.3(d)(5) by: (1) identifying all hours, billing rates, or related nontaxable expenses (if any) that will and will not be objected to, the basis of any objections and the specific hours, billing rates, and related nontaxable expenses that in the parties' respective views are reasonable and should be compensated; and (2) attempting to resolve any remaining disputes.

January 18, 2010 – The parties shall comply with Local Rule 54.3(e) by filing a joint statement setting forth the information specified in such Rule.

January 25, 2011 – If necessary, Plaintiffs shall file their motion for attorneys' fees.

WHEREFORE, Plaintiffs respectfully request that the Court enter an order setting the above schedule for the parties to comply with LR 54.3 and Federal Rule of Civil Procedure 54.

Dated: October 21, 2010.

**NATIONAL RIFLE ASSOCIATION
OF AMERICA, INC., Dr. KATHRYN TYLER,
VAN F. WELTON and BRETT BENSON**
Plaintiffs

BY: s/ Stephen A. Kolodziej
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