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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

MEDIFAST, INC., a Delaware corporation, and BRADLEY MACDONALD, an individual,

Plaintiffs,

vs.

BARRY MINKOW, FRAUD DISCOVERY INSTITUTE, INC., ROBERT L. FITZPATRICK, TRACY COENEN, SEQUENCE, INC., WILLIAM LOBDELL, IBUSINESS REPORTING, ZEEYOURSELF,

Defendants.

CASE NO. 10-cv-382-CAB (MDD)

ORDER GRANTING TRACY COENEN AND SEQUENCE, INC.'S UNOPPOSED MOTION FOR ENTRY OF JUDGMENT

[Doc. No. 258]

This matter comes before the court on the unopposed motion of defendants Tracy Coenen and Sequence, Inc. (collectively, "Coenen") for entry of amended judgment. [Doc. No. 258.] On March 29, 2010, the court granted Coenen's anti-SLAPP motion to strike, and the Ninth Circuit subsequently affirmed. On March 24, 2015, this court granted in part and denied in part Coenen's motion for attorneys' fees and costs,

1 ordering that Coenen was entitled to a fee award totaling \$190,520.50, nontaxable costs
2 of \$7,502.00 related to the proceedings in this court, and \$855.00 for costs in the Ninth
3 Circuit. [Doc. No. 256.]

4 In accordance with those orders and decisions, IT IS HEREBY ORDERED,
5 ADJUDGED, AND DECREED that:

6 (1) This action is dismissed as to defendants TRACY COENEN and
7 SEQUENCE, INC., and judgment is hereby entered in their favor;

8 (2) Plaintiffs BRADLEY MACDONALD and MEDIFAST, INC. shall take
9 nothing by way of their First Amended Complaint against defendants TRACY
10 COENEN and SEQUENCE, Inc.; and

11 (3) Judgment is entered in favor of defendants TRACY COENEN and
12 SEQUENCE, INC., and against plaintiffs BRADLEY MACDONALD and
13 MEDIFAST, INC., jointly and severally, in the amounts of \$190,520.50 for attorney's
14 fees, \$7,502.00 for nontaxable costs related to the proceedings in the District Court, and
15 \$855.00 for costs in the Ninth Circuit (for a total of \$198,877.50).

16 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that plaintiffs,
17 jointly and severally, shall be obligated to pay defendants TRACY COENEN and
18 SEQUENCE, INC. the aforesaid sums, each with interest accruing at the legal rate from
19 the date of entry of judgment until paid in full.

20 **IT IS SO ORDERED.**

21
22 DATED: April 20, 2015

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25 **CATHY ANN BENCIVENGO**
26 United States District Judge
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