

CHRIS WILHELM, et al.,)
Plaintiffs,)
) **Case No: 07-2465-KHV**
v.)
) **TLC LAWN CARE, INC.,**)
Defendant.)
_____)

This matter is before the Court on Plaintiffs' Motion for Attorney Fees and Non-Taxable Expenses (Doc. # 39) filed July 25, 2008.

Analysis

¹ Both plaintiffs received interest at the rate of 2.4 per cent.

the consultation, the names of those who participated, and the specific results achieved.” Id. The rule requires that the statement be filed within 30 days of the date the motion for attorneys’ fees was first filed. Id. The rule also contemplates that no memorandum in support of a Rule 54(d)(2) motion will be filed until and unless a statement of consultation has been filed. Id.

More than 30 days have passed since plaintiffs filed their fee request. As of this date, they have not filed the statement of consultation required by D. Kan. Rule 54.2. Though the parties have stated in their briefs that they have not agreed upon a reasonable statutory fee award, these statements do not comply with the rule’s requirements.

IT IS THEREFORE ORDERED that Plaintiffs’ Memorandum in Support of their Motion for Attorney Fees and Non-Taxable Expenses (Doc. # 40) filed July 25, 2008, be and hereby is **STRICKEN**.

Dated this 4th day of November, 2008, at Kansas City, Kansas.

s/ Kathryn H. Vratil
KATHRYN H. VRATIL
United States District Judge