

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION**

FILED
U.S. DISTRICT COURT

USANA HEALTH SCIENCES, INC., a
Utah corporation,

Plaintiff,

vs.

BARRY MINKOW, a citizen of California;
FRAUD DISCOVERY INSTITUTE, INC., a
California corporation; JOHN DOES 1-100,

Defendants.

Case No. 2:07CV159TC

ORDER

Chief Judge Tena Campbell
Chief Magistrate Judge Samuel Alba

BY: DEPUTY CLERK

AND NOW, this 7th day of May, 2008, upon consideration of Defendants' Motion for Attorney's Fees and Costs Pursuant to Cal. Civ. Proc. Code § 425.16(c) (document no. 125), Plaintiff's Motion to Strike Reply Memorandum or, in the Alternative, Leave to File Sur-Reply (document no. 132), and Defendants' Supplemental Motion for Attorney's Fees and Costs Pursuant to Cal. Civ. Proc. Code s 425.16(c) (document no. 145), and after having conducted a hearing on those motions, it is hereby ORDERED that:

1. Defendants' Motion and Supplemental Motion for Attorney's Fees and Costs are GRANTED in the total amount of \$142,510.00. Based on the motions, evidence submitted in support thereof, and arguments of counsel, the Court concludes that this amount is reasonable and adequately supported by the evidence.
2. On or before May 14, 2008, counsel for Plaintiff shall provide to counsel for Defendants written notice as to when the fee award will be paid.

SO ORDERED This 13th day of May, 2008.

By the Court,


Samuel Alba, Chief Magistrate Judge