UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF MISSISSIPI
EASTERN DIVISION

CONSTANCE MCMILLEN, Plaintiff, v. ITAWAMBA COUNTY SCHOOL DISTRICT; TERESA MCNEECE, in her official capacity as the Superintendent of Itawamba County School District; TRAE WIYGUL, in his official capacity as Principal of Itawamba Agricultural High School, and RICK MITCHELL, in his official capacity as Assistant Principal of Itawamba Agricultural High School, Defendants.	CIVIL ACTION NO. 1:10-CV-0061-D-D

PLAINTIFF'S MOTION FOR ATTORNEYS' FEES AND COSTS

Pursuant to the Civil Rights Attorneys' Fees Awards Act of 1976, 42 U.S.C. § 1988, Federal Rule of Civil Procedure 54, Local Rule 54.2, and the Final Order and Judgment entered by this Court on July 20, 2010, Plaintiff Constance McMillen respectfully moves for an award of attorneys' fees and costs as the prevailing party in this case.

As grounds, Plaintiff relies on the pleadings and orders in this case in addition to the concurrently filed declarations of Christine Sun, Kristy Bennett, Norman Simon, Joshua Glick, Jason Moff, Lee Strock, Nikita Thomas, and Robert McDuff, and memorandum in support of this Motion.

By this Motion, Plaintiff requests an award of $85,618.00 in attorneys' fees and $14,440.80 in reasonable out-of-pocket expenses and costs allowable under 42 U.S.C. § 1988 not otherwise reimbursable by the concurrently filed Bill of Costs.

WHEREFORE, Plaintiff respectfully requests that the Court grant her Motion in its entirety.

DATED: August 16, 2010.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on August 16, 2010, I caused to be filed the foregoing Plaintiff's Motion For Attorneys' Fees And Costs with the Clerk of Court for the Northern District of Mississippi via the Court's CM/ECF system, which will send notice of filing to all CM/ECF participants, including counsel for Defendants below:

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