

**FILED**

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

**MAY 12 1981**

**RICHARD H. DEANE  
CLERK U.S. COURT OF APPEALS**

**SUSAN B. LONG and PHILIP H. LONG,**

**Petitioners,**

**vs.**

**UNITED STATES DISTRICT COURT FOR THE DIS-  
TRICT OF COLUMBIA, UNITED STATES ATTORNEY  
FOR THE DISTRICT OF COLUMBIA and THE BUR-  
EAU OF ECONOMIC ANALYSIS,**

**Respondents.**

**No. 81-7301**

**ORDER**

**Before: TANG, SKOPIL, and CANBY, Circuit Judges**

Upon due consideration of the petitioner Long's emergency petition for writ of prohibition and mandamus to enforce the prior mandate, issued on May 4, 1981, in Long v. Bureau of Economic Analysis, No. 81-3090, the court issues the following order:

- (1) The petition, to the extent it seeks a writ of prohibition or mandamus against the United States District Court for the District of Columbia, is denied. In all other respects, however, the petition shall be construed as a request for relief in furtherance of this court's prior mandate and for injunctive relief and for sanctions directed to the Bureau of Economic Analysis and its counsel of record in No. 81-3090.
- (2) It is hereby ordered that the fifty-eight (58) computer tapes be made available on or before 2:00 p.m., Pacific Daylight Savings Time (5:00 p.m., Eastern Daylight Savings Time) on May 14, 1981 to Philip or Susan Long or their attorneys or agents at

the United States Attorneys' Office in Washington, D.C. or at such other place as may be mutually agreed upon by the parties. This order is entered in accordance with Judge Richey's order of May 7, 1981, which provides that the tapes shall remain in the custody of the United States Attorneys' Office pending order of another appropriate court.

- (3) We hereby award petitioners attorney fees and costs to be taxed against the Bureau of Economic Analysis for the proceedings in the United States District Court for the Western District of Washington in regard to their seeking a writ of assistance, for the proceedings in the United States District Court for the District of Columbia in regard to their opposing the Bureau's emergency motion to quash writ of assistance, and for the proceedings in this court in No. 81-7301. The district court for the Western District of Washington shall determine the amounts due.
- (4) We notify the Bureau of Economic Analysis, its agents, employees, successors and assigns, and attorneys of record that should they fail to comply with paragraph (2) of this order, we shall consider contempt proceedings, fines, sanctions, and other possible disciplinary actions necessary to enforce this court's mandate. In addition, we further refer the attorneys of record to the provisions of 28 U.S.C. § 1927. 7
- (5) Nothing in this order shall be construed so as to limit the Bureau or its attorneys from seeking any relief which may be available from the United States Supreme Court.

*This allows costs to be taken out of Govt. attorney's pocket personally!*