

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

BRIAN RICHARDSON, *et al.*, individually
and on behalf of all others similarly situated,

Plaintiffs,

v.

VERDE ENERGY USA, INC.,

Defendant.

No.: 5:15-cv-06325-WB

**[PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION FOR ATTORNEYS'
FEES, EXPENSES, AND SERVICE AWARD FOR PLAINTIFFS**

Plaintiffs' Motion for an Award of Attorneys' Fees, Expenses, and Service Award to Plaintiffs came before the Court for hearing on May 27, 2020. The Court has considered the Motion and all supporting submissions. Adequate notice of the Settlement having been given to the Settlement Class¹ pursuant to the Court's January 17, 2020 Order granting preliminary approval of the Settlement (Dkt. 136) (the "Preliminary Approval Order"), the Court notes that there are zero objections to the proposed Settlement, and finds as follows:

1. Plaintiffs' Counsel are hereby awarded attorneys' fees in the amount of \$1,000,000, plus reimbursement of their out-of-pocket costs and expenses up to \$100,000;
2. In granting Plaintiffs' Motion, the Court has considered and found that:

¹ Capitalized terms used herein have the meaning set forth in the Parties' Amended Stipulation and Agreement of Settlement dated December 19, 2019 (the "Settlement Agreement" or "Settlement"). See Dkt. 134-1.

a. The Settlement has created a non-reversionary cash settlement fund of \$3 million, along with a Supplemental Fund of up to an additional \$2 million, for the benefit of the Settlement Class pursuant to the terms of the Settlement Agreement;

b. Settlement Class Members who timely submit valid Claim Forms will benefit from the Settlement because of the efforts of Plaintiffs' Counsel;

c. The requested fee is fair and reasonable;

d. This Action has been prosecuted with skill, perseverance, and diligence as reflected by the Settlement achieved and the positive reception of the Settlement by the Settlement Class;

e. Public policy considerations support the requested fee in that Plaintiffs' Counsel undertook this litigation on a contingent basis, dedicating significant resources to successfully prosecute this Action on behalf of the Settlement Class; and

f. The amount of attorneys' fees awarded and expenses reimbursed is appropriate to the specific circumstances of the Action.

3. Plaintiffs Brian Richardson, Michelle Hunt, Jacqueline Bowser, Kris Villiger, and Donna Schley are each hereby awarded \$5,000 as a service award payable from the Settlement Amount for their participation and contributions to this litigation and representation of the Settlement Class.

IT IS SO ORDERED.

Dated: _____, 2020

THE HONORABLE WENDY BEETLESTONE
UNITED STATES DISTRICT JUDGE