

**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

**PLAINTIFFS' UNOPPOSED MOTION FOR APPROVAL OF ATTORNEYS' FEES,
EXPENSES, AND SERVICE AWARD FOR PLAINTIFFS**

Pursuant to FED. R. CIV. P. 23(h), Plaintiffs Brian Richardson, Michelle Hunt, Jacqueline Bowser, Kris Villiger, and Donna Schley ("Plaintiffs"), and their undersigned counsel, respectfully move this Court for entry of an Order:

- (1) awarding Plaintiffs' Counsel,¹ including Berger Montague PC, Hughes Ellzey LLP, Bursor & Fisher, P.A., and Marcus & Zelman, LLC, attorneys' fees of \$1,000,000 pursuant to the Parties' Settlement Agreement;
- (2) awarding Plaintiffs' Counsel up to \$100,000 in reimbursement of their actual costs and expenses incurred and disbursed in prosecuting this Action, pursuant to the Parties' Settlement Agreement; and
- (3) awarding a service award of \$5,000 to each of the five (5) named Plaintiffs for their service in representing the Settlement Class in this Action.

¹ Capitalized terms not otherwise defined have the meaning set forth in the Parties' Amended Stipulation and Agreement of Settlement dated December 19, 2019 (the "Settlement Agreement" or "Settlement") filed previously with the Court. *See* Dkt. 134-1.

In support of this Motion, Plaintiffs and their counsel rely upon the accompanying Memorandum of Law, the Declaration of Lane L. Vines, the Declaration of Andy Morrison on behalf of the Settlement Administrator, all other documents filed in support of granting final approval of the Settlement, and all other proceedings in this Action. Pursuant to the terms of the Settlement Agreement, Defendant does not oppose this Motion. Dkt. 134-1 at ¶¶ 6.1, 6.2.

A proposed form of Order is submitted herewith. Plaintiffs are also filing concurrent with this Motion, a separate Motion for Final Approval of Class Action Settlement, in advance of the Final Approval Hearing scheduled for May 27, 2020.

Dated May 6, 2020

Respectfully submitted,

BERGER MONTAGUE PC

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*Attorneys for Plaintiffs and the
Settlement Class*

CERTIFICATE OF SERVICE

I hereby certify that on May 6, 2020, I caused the foregoing to be electronically filed with the Clerk of Court using the CM/ECF system, which will send a notification of such filing to all counsel of record.

/s/ Lane L. Vines

Lane L Vines