

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

OTTO DELCID, LUZ ROMAN, MINA
KALLAMNI, MARY MOLINA, CARLO
GARCIA, and ANDREA FAHEY on behalf
of themselves and all others similarly
situated,

Plaintiffs,

v.

TCP HOT ACQUISITION LLC and IDELLE
LABS, LTD,

Defendants.

Case No. 1:21-cv-09569-DLC

Hon. Denise L. Cote

**PLAINTIFFS' NOTICE OF MOTION AND MOTION FOR ATTORNEYS' FEES,
LITIGATION COSTS AND SERVICE AWARD**

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE THAT, on March 13, 2023, at 11:00 a.m., in the Courtroom of the Honorable Denise L. Cote, United States District Court, Southern District of New York, Plaintiffs will and hereby do move the Court for an order approving and awarding attorneys' fees, litigation costs, and a service award.

By this motion, Plaintiffs seek:

1. \$1,216,666 in Attorney's Fees and Costs (\$20,918.22 in costs), and
2. \$500 service awards for each of the Class Representatives (\$3,000 in total).

This motion is made on the grounds that: (1) such fees are fair and reasonable in light of the efforts of Plaintiffs' counsel in obtaining the settlement herein; (2) the requested attorneys'

fees comport with the applicable law; (3) the expenses for which reimbursement is sought were reasonably and necessarily incurred in connection with the prosecution of this action; and (4) a reasonable payment to plaintiffs for their efforts on behalf of the Class is warranted and appropriate. This motion is based upon this Notice of Motion, the accompanying Memorandum of Law, the accompanying declarations of counsel in support of Plaintiffs' Motion for Final Approval of Settlement and Motion for Attorneys' Fees, Litigation Costs, and Service Awards, the Declaration of Steven Weisbrot of Angeion Group, LLC Re: Implementation of Notice Plan, the pleadings and records on file herein, and upon such additional evidence or argument as may be accepted by the Court at or prior to the hearing.¹

Dated: March 8, 2022.

Respectfully submitted,

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¹ This motion will be available on the settlement website within one day of filing.

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