## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NEW YORK

In re: PARKING HEATERS ANTITRUST LITIGATION,

THIS DOCUMENT RELATES TO:

All Direct Purchaser Class Actions

Case No. 1:15-mc-00940-DLI-JO

HON. JAMES ORENSTEIN

## [PROPOSED] ORDER GRANTING DIRECT PURCHASER PLAINTIFFS' MOTION FOR AN AWARD OF ATTORNEYS' FEES, REIMBURSEMENT <u>OF EXPENSES, AND INCENTIVE AWARDS TO NAMED PLAINTIFFS</u>

Upon consideration of Direct Purchaser Plaintiffs' Motion for an Award of Attorneys' Fees, Reimbursement of Expenses, and Incentive Awards to Named Plaintiffs ("Motion"), it is hereby **ORDERED** as follows:

1. The Motion is hereby **GRANTED.** 

2. The Court approves attorneys' fees for Co-Lead Class Counsel for the Direct Purchaser Plaintiff ("DPP") settlements ranging from \$3,250,000 to \$4,066,667, representing 33-1/3% of the what will be the total settlement amount from settlements with defendants Webasto Products North America, Inc., Webasto Thermo & Comfort North America, Inc., and Webasto Thermo & Comfort SE (collectively, "Webasto") and Eberspaecher Climate Control Systems GmbH & Co. KG, Espar, Inc., and Espar Products Inc. (collectively, "Espar," and with Webasto, "Defendants"). DPP counsel will inform the Court of the actual amount requested as soon as is feasible after the opt out reduction from the Webasto settlement is calculated. Such funds may be distributed from the Settlement Fund to Co-Lead Class Counsel immediately upon entry of final approval in this matter.

3. The Court also approves \$155,275.52 in expenses Co-Lead Class Counsel advanced to litigate this matter. Such funds may be distributed from the Settlement Fund to Co-Lead Class Counsel immediately upon entry of final approval in this matter.

4. The Court approves incentive awards in the amount of \$15,000 for each of the Class Representatives, Triple Cities Acquisition LLC d/b/a Cook Brothers Truck Parts, National Trucking Financial Reclamation Services, LLC, TrailerCraft Inc., and Myers Equipment Corporation. Such funds may be distributed from the Settlement Fund to the Class Representatives immediately upon entry of final approval in this matter.

5. Finally, Co-Lead Class Counsel are authorized to pay out of the Settlement Fund sums actually invoiced by Epiq Systems, Inc., the Settlement Administrator, for notice and administration.

## **IT IS SO ORDERED**

Dated:

HON. JAMES ORENSTEIN UNITED STATES MAGISTRATE JUDGE