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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION**

SEAN HARTRANFT, on behalf of
himself and all others similarly situated,

Plaintiff,

v.

TVI, Inc. d/b/a SAVERS, INC.; and
APOGEE RETAIL, LLC,

Defendants.

CASE NO. 8:15-cv-01081-CJC-DFM
CLASS ACTION

**[PROPOSED] ORDER GRANTING
PLAINTIFF’S MOTION FOR
ATTORNEYS’ FEES AND COSTS,
CLASS REPRESENTATIVE
AWARD, AND SETTLEMENT
ADMINISTRATOR COSTS**

Judge: Hon. Cormac J. Carney
Date: October 21, 2019
Time: 1:30 p.m.
Courtroom: 7C

1 The Court, having fully reviewed Plaintiff’s Motion for Attorneys’ Fees and
2 Costs, Class Representative Incentive Award, and Administrator Costs, declarations
3 of Class Counsel and Plaintiff, the fully executed Settlement Agreement and Release
4 (the “Agreement”) , the Order Granting Plaintiffs’ Motion for Preliminary Approval
5 of Class Action Settlement (Dkt. 101), the other records and files in this case, and such
6 other matters as may be properly presented at or before the Final Fairness Hearing,
7 **HEREBY MAKES THE FOLLOWING DETERMINATIONS AND ORDERS:**

- 8 1. The Court finds that Class Counsel, having conferred a benefit on absent
9 Settlement Class members and having expended efforts to secure a benefit
10 to the Settlement Class, is entitled to a fee. The hourly rates utilized and the
11 hours expended appear reasonable and appropriate. The multiplier of 1.3 is
12 reasonable due to the risks involved, the contingency nature of the case, and
13 the results achieved. That multiplier is well within the range of permissible
14 multiples. Accordingly, the Court approves the application of Class Counsel
15 for \$900,000.00 for attorneys’ fees and costs, including \$885,665.00 for
16 their attorneys’ fees and litigation costs of \$14,335.00.
- 17 2. The Court further finds that Class Counsel’s litigation costs of \$14,335 are
18 documented, reasonable and necessary to the prosecution of the Action.
- 19 3. The Court finds the costs of \$421,000.00 for notice and claims
20 administration incurred by CPT Group, Inc., as estimated, are reasonable
21 and orders Defendants to pay those costs as agreed upon in the Agreement.
- 22 4. The Court approves a Class Representative Incentive Award to Sean
23 Hartranft in the amount of \$5,000 for the initiation of this action, work
24 performed, the risks undertaken for the payment of costs had this case had
25 an unfavorable outcome, and for the benefits to be received by the
26 Settlement Class as a result of his efforts.
- 27 5. Without affecting the finality of this Order in any way, the Court retains
28 jurisdiction of all matters relating to the interpretation, administration,
implementation, effectuation and enforcement of this order and the

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Settlement.

6. Nothing in this Order shall preclude any action to enforce the Parties' obligations under the Settlement or under this Order.

7. The Parties are ordered to comply with the terms of the Settlement.

8. The Parties shall bear their own costs and attorneys' fees except as otherwise provided by the Agreement and this Order.

IT IS SO ORDERED.

Dated: October ____, 2019

The Honorable Cormac J. Carney
Judge of the United States District Court
Central District of California