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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN FRANCISCO
DEPARTMENT 304**

JONATHAN SHOMRONI, Individually and
on behalf of others similarly situated,

Plaintiff,

v.

FEI LABS INC., a Delaware Corporation,
JOSEPH SANTORO, an Individual,
BRIANNA MONTGOMERY, an Individual,
SEBASTIAN DELGADO, an Individual, and
DOES 1-10.

Defendants,

Case No: CGC-22-598995

**ORDER GRANTING MOTION FOR
ATTORNEYS' FEES AND COSTS AND
SERVICE AWARDS**

Plaintiff Jonathan Shomroni moved the Court for approval of attorneys' fees, litigation costs and a service award. The motion was previously set for hearing on October 27, 2023. The Court has granted final approval of the settlement by separate written order (the "Final Approval Order"), creating a Settlement Fund of \$17,850,000. In this motion, Plaintiff seeks an award of attorneys' fees in the amount of \$4,462,500, reimbursement of litigation costs in the amount of \$50,713.27, and a service award for Plaintiff in the amount of \$10,000. Defendants do not oppose Plaintiff's motion, and the Court has received no objections to the requests.

Having considered the motion for attorneys' fees and costs, and for a service award, and all the authorities and evidence in support of the motion, the Court orders as follows:

1 1. The Court awards Plaintiff’s Counsel the requested attorneys’ fees in the amount of
2 \$4,462,500, representing 25% of the \$17,850,000 Settlement Fund. Specifically, the attorneys’ fees
3 requested are reasonable from the perspective of the percentage-of-recovery method based on the
4 following factors: (1) the results obtained by counsel in this case; (2) the risks and complex issues
5 involved in this case, which required a high level of skill and a high quality of work to overcome;
6 (3) the fees’ contingency upon success, which meant counsel risked time and effort and advanced
7 costs with no guarantee of compensation; (4) the notice and opportunity to object available to Class
8 Members and the absence of any objections; and (5) the range of awards made in similar cases.
9 Plaintiff’s Counsel provided evidence reflecting that the total lodestar is \$1,863,795.40. *See* 9/21/23
10 Declaration of William R. Restis in Support of Plaintiff’s Motion for Preliminary Approval of Cass
11 Action Settlement and Motion for Fee Application. The fee request of \$4,462,500 reflects a
12 multiplier of 2.4. The Court finds that the requested fee award of \$4,462,500 comports with the
13 applicable law and is justified by the circumstances of this case. The award will be paid from the
14 Settlement Fund subject to the terms, conditions and obligations of the Settlement Agreement.

15 2. The Court awards Class Counsel reimbursement of their litigation costs and
16 expenses in the amount of \$50,713.27. The Court finds that the amount requested is reasonable and
17 was reasonably incurred in the prosecution of this action. The award shall be paid from the
18 Settlement Fund subject to the terms, conditions and obligations of the Settlement Agreement.

19 3. The Court awards Plaintiff Jonathan Shomroni a service award of \$10,000. This
20 award is reasonable and justified in light of the amount of time and effort spent, the risks undertaken
21 and the duration of the litigation. This award is separate from and in addition to any award to which
22 Plaintiff may be entitled to as a Settlement Class Member. The service award shall be paid from
23 the Settlement Fund subject to the terms, conditions and obligations of the Settlement Agreement.

24 IT IS SO ORDERED

25 Dated: _____, 2023

26 _____
27 ETHAN P. SCHULMAN
28 Judge of the Superior Court