

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

ROCK HILL DIVISION

Kevin Faile, Louis C. Roman, Alan R.)	Civil Action No. 0:10-cv-2809-CMC
DePalma, and Brian Scott Craton, all)	
individually and on behalf of all)	
other similarly situated individuals,)	
)	
Plaintiffs,)	PLAINTIFFS' MOTION TO APPROVE
vs.)	ATTORNEY'S FEES AND COSTS
)	
Lancaster County, South Carolina,)	
)	
Defendant.)	
_____)	

Plaintiffs, Kevin Faile, Louis C. Roman, Alan R. DePalma, and Brian Scott Craton, all individually and on behalf of all other similarly situated individuals, by and through their undersigned attorney, hereby file this Motion to Approve Attorney's Fees and Costs. Plaintiffs respectfully request that the Court apportion \$500,000, or one-third of the gross settlement amount of \$1.5 million, from the settlement of this case as attorney's fees, and \$35,000 as reimbursement of costs associated with the case.

The grounds for this motion are that Plaintiffs' attorney fee agreements with Plaintiffs' counsel provide for a one-third contingency fee agreement; the preferred method for awarding attorney's fees in a class action is based on a percentage of common fund; and under the lodestar cross-check, the attorney's fees are fair and reasonable in light of the hours expended by counsel, the results obtained, and the risks involved in taking this case on a contingency basis. In addition, the costs expended by Plaintiffs' counsel were reasonable and necessary in the prosecution of this action against Defendant. This motion is supported by the accompanying Memorandum of Law and the

affidavits and documents attached thereto.

Respectfully submitted,

s/ David E. Rothstein
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Attorney for Plaintiffs

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Greenville, South Carolina.