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21 Attorneys for Plaintiffs and proposed Classes
22 *Additional Counsel on the signature page*

23 UNITED STATES DISTRICT COURT
24 NORTHERN DISTRICT OF CALIFORNIA
25 OAKLAND DIVISION

26 JUANITA WYNNE and DANTE BYRD,)
27 on behalf of themselves and classes of)
28 those similarly situated,)
29 Plaintiffs,)
30 v.)
31 MCCORMICK & SCHMICK'S)
32 SEAFOOD RESTAURANTS, INC. and)
33 MCCORMICK & SCHMICK)
34 RESTAURANT CORP.,)
35 Defendants.)

36 Case No. C-06-3153 CW
37 **ORDER GRANTING AWARD OF**
38 **ATTORNEYS' FEES AND**
39 **REIMBURSEMENT OF COSTS**

40 Hearing Date: August 7, 2008
41 Hearing Time: 2:00 p.m.
42 Courtroom of Hon. Claudia Wilken

1 The Court having considered Class Counsel's Motion for Award of Attorneys' Fees and
2 Reimbursement of Costs and Expenses, and the supporting declarations, and being familiar with
3 this action, HEREBY FINDS AS FOLLOWS:

4 1. Notice of the requested award of attorneys' fees and reimbursement of costs and
5 expenses was directed to Class Members in a reasonable manner, and complied with Rule
6 23(h)(1) of the Federal Rules of Civil Procedure;

7 2. Class Members and any party from whom payment is sought have been given the
8 opportunity to object in compliance with Fed. R. Civ. P. 23(h)(2);

9 3. No class member has objected to the requested fees and expenses;

10 4. The time spent by Class Counsel on this case was reasonable;

11 5. The rates used by Class Counsel are reasonable;

12 6. The attorneys' fees request, which is for less than Class Counsel's lodestar is
13 reasonable;

14 7. The costs and expenses incurred by Class Counsel are reasonable;

15 8. The requested award of \$900,000.00 for attorneys' fees and costs and expenses is fair
16 and reasonable.

17 Accordingly, IT IS HEREBY ORDERED as follows:

18 Class Counsel are hereby awarded attorneys' fees and costs and expenses in the amount
19 of \$900,000.00 for work performed and costs and expenses incurred prior to the hearing on final
20 approval.

21 8/7/08

22 Dated: _____



23 _____
The Honorable Claudia Wilken
United States District Judge