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20 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
21 **COUNTY OF LOS ANGELES**

22 HOLLY WEDDING, et al,

23 Plaintiffs,

24 v.

25 CALIFORNIA PUBLIC EMPLOYEES  
26 RETIREMENT SYSTEM, et al.,

27 Defendants.

Case No.: BC517444  
[JCC Proceeding No. 4936]  
[Hon. William F. Highberger]

**CLASS ACTION**

**[PROPOSED] ORDER**  
**GRANTING AWARD OF**  
**ATTORNEYS' FEES, COST**  
**REIMBURSEMENT, SERVICE**  
**AWARDS, AND APPROVAL OF**  
**SETTLEMENT**  
**ADMINISTRATION EXPENSES**

DATE: July 28, 2023  
Time: 10:30 a.m.  
Dept: SS 10

1 The Motion For Attorneys' Fees, Cost Reimbursement, Incentive Awards, and Approval  
2 of Settlement Administration Expenses came on for hearing before this Court, the Honorable  
3 William F. Highberger, presiding, on July 26 and 28, 2023. The Court having considered all  
4 submissions and arguments with respect to the Motion, the Court HEREBY ORDERS THE  
5 FOLLOWING:

6 1. The Court has jurisdiction over the subject matter of this action, the Plaintiffs, the  
7 Settlement Class as defined in the Second Class Action Settlement Agreement filed on February  
8 27, 2023 as Exhibit 1 to the Declaration of Gretchen Nelson, (the "Second Settlement  
9 Agreement" or "Second Settlement"), and the Defendant.

10 2. Pursuant to the Court's March 10, 2023 Order Granting Preliminary Approval of  
11 Class Action Settlement, the Notice was sent to each Settlement Class Member by first-class  
12 mail and by email to Settlement Class Members for whom email addresses were provided. The  
13 Notice informed the Settlement Class Members regarding (i) the terms of the Settlement and  
14 that CalPERS would pay an additional \$80 million to pay unreimbursed costs incurred by  
15 Class Counsel in the prosecution of this matter, which were estimated to be no more than \$2.5  
16 million; Service Awards to the Plaintiffs of no more than \$85,000 in total; Settlement  
17 Administration Expenses for the Prior and Second Settlement, which were estimated to be \$5  
18 million; and attorneys' fees of no more than \$73 million; (ii) their right to object or to elect not  
19 to participate in the Settlement and pursue their own remedies; and (iii) their right to appear in  
20 person or by counsel at the final approval hearing and be heard regarding approval of the  
21 Settlement. 50 Participating Settlement Class Members filed written objections to the proposed  
22 Settlement as part of this notice period or stated an intention to appear at the final approval  
23 hearing and the Court heard and considered additional objections and comments from  
24 Participating Settlement Class Members at the hearings on July 26 and 28, 2023.

25 3. The Court finds and determines that this notice procedure afforded adequate  
26 protections to the Settlement Class and provides the basis for the Court to make an informed

1 decision regarding the request for attorneys' fees, reimbursement of costs, settlement  
2 administration expenses, and Service Awards for the Plaintiffs.

3 4. The Court overrules the objections raised by Participating Settlement Class  
4 Members.

5 5. The Court grants the motion and hereby awards \$72,142,875.60 in attorneys' fees  
6 to Class Counsel, reimbursement of their costs in the amount of \$2,271,634.82, reimbursement  
7 of \$5,500,488.89 in Settlement Administration costs to Epiq Class Action and Claims Solutions,  
8 Inc., and an award in the amount of \$85,000 in total to the named Plaintiffs in Service Awards  
9 (of this amount, Holly Wedding will receive \$35,000 and Eileen and Richard Lodyga will each  
10 receive \$25,000). The foregoing shall be paid from the \$80 million to be paid by CalPERS for  
11 the payment of attorneys' fees, costs, expenses, Service Awards and Settlement Administration  
12 expenses. Any costs or administration expenses over and above those identified herein are to be  
13 paid by Class Counsel. The payment of these fees, costs, expenses, and awards will not reduce

14 6. Nothing in this Order will preclude any action to enforce the Parties' obligations  
15 under the Settlement or under this Order, including the requirement that CalPERS fund the  
16 Settlement Account in accordance with the Settlement.

17 7. Without affecting the finality of this Order in any way, the Court retains  
18 jurisdiction of all matters relating to the interpretation, administration, implementation,  
19 effectuation and enforcement of this Order and the Settlement.

20  
21 **IT IS SO ORDERED.**

22 Dated:   R 1<sup>st</sup>  , 2023



23 \_\_\_\_\_  
24 Honorable William F. Highberger  
25 Judge of the Superior Court  
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