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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

TREVOR MILD, Individually  
and on Behalf of All Others Similarly  
Situated,

Plaintiff,

v.

PPG INDUSTRIES, INC., MICHAEL  
H. MCGARRY, VINCENT J.  
MORALES, and MARK C. KELLY,

Defendants.

Case No.: 2:18-cv-04231-RGK-JEM

Honorable R. Gary Klausner

**Hearing Date: October 21, 2019**

**[PROPOSED] ORDER AWARDING ATTORNEYS' FEES  
AND REIMBURSEMENT OF LITIGATION EXPENSES**

This matter came on for hearing on October 21, 2019 (the "Settlement Hearing") on Lead Counsel's motion for an award of attorneys' fees and reimbursement of Litigation Expenses. The Court having considered all matters submitted to it at the Settlement Hearing and otherwise; and it appearing that notice of the Settlement Hearing substantially in the form approved by the Court was mailed to all Settlement Class Members who or which could be identified with reasonable effort, and that a summary notice of the hearing substantially in the form approved by the Court was published in *Investor's Business Daily* and was

1 transmitted over the *PR Newswire* pursuant to the specifications of the Court; and  
2 the Court having considered and determined the fairness and reasonableness of the  
3 award of attorneys' fees and Litigation Expenses requested,

4 NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

5 1. This Order incorporates by reference the definitions in the Stipulation  
6 and Agreement of Settlement dated June 1, 2019 (D.E. 119-1) (the "Stipulation")  
7 and all capitalized terms not otherwise defined herein shall have the same meanings  
8 as set forth in the Stipulation.

9 2. The Court has jurisdiction to enter this Order and over the subject  
10 matter of the Action and all parties to the Action, including all Settlement Class  
11 Members.

12 3. Notice of Lead Counsel's motion for an award of attorneys' fees and  
13 reimbursement of Litigation Expenses was given to all Settlement Class Members  
14 who could be identified with reasonable effort. The form and method of notifying  
15 the Settlement Class of the motion for an award of attorneys' fees and expenses  
16 satisfied the requirements of Rule 23 of the Federal Rules of Civil Procedure, the  
17 Private Securities Litigation Reform Act of 1995 (15 U.S.C. § 78u-4(a)(7)), due  
18 process, and all other applicable law and rules, constituted the best notice  
19 practicable under the circumstances, and constituted due and sufficient notice to all  
20 persons and entities entitled thereto.

21 4. Lead Counsel are hereby awarded attorneys' fees in the amount of 25%  
22 of the Settlement Fund and \$724,020.03 in reimbursement of litigation expenses  
23 (which fees and expenses shall be paid from the Settlement Fund), which sums the  
24 Court finds to be fair and reasonable. In making this award of attorneys' fees and  
25 reimbursement of expenses to be paid from the Settlement Fund, the Court has  
26 considered and found that:

27 A. The Settlement has created a fund consisting of \$25,000,000 in  
28 cash that has been funded into escrow pursuant to the terms of the Stipulation,

1 and that numerous Settlement Class Members who submit acceptable Claim  
2 Forms will benefit from the Settlement that occurred because of the efforts of  
3 Lead Counsel;

4 B. Copies of the Notice Packet were mailed to over 270,000  
5 potential Settlement Class Members and nominees stating that Lead Counsel  
6 would apply for attorneys' fees in an amount not exceed 27% of the  
7 Settlement Fund and reimbursement of Litigation Expenses in an amount not  
8 to exceed \$735,000. There were no objections to the requested attorneys'  
9 fees and expenses;

10 C. Lead Counsel has conducted the litigation and achieved the  
11 Settlement with skill, perseverance and diligent advocacy;

12 D. The Action raised a number of complex issues;

13 E. Had Lead Counsel not achieved the Settlement there would  
14 remain a significant risk that Lead Plaintiff and the other members of the  
15 Settlement Class may have recovered less or nothing from Defendants;

16 F. Lead Counsel undertook the Action on a fully contingent basis,  
17 thereby assuming the risk of loss;

18 G. Counsel in this Action have devoted over 14,115 hours, with a  
19 lodestar value of approximately \$6,397,220.75 to achieve the Settlement; and

20 H. The amount of attorneys' fees awarded and expenses to be  
21 reimbursed from the Settlement Fund are fair and reasonable and consistent  
22 with awards in similar cases.

23 5. Lead Plaintiff Joe Cammarata is hereby awarded \$5,000 from the  
24 Settlement Fund as reimbursement for his reasonable costs and expenses directly  
25 related to his representation of the Settlement Class.

26 6. Any appeal or any challenge affecting this Court's approval regarding  
27 any attorneys' fees and expense application shall in no way disturb or affect the  
28 finality of the Judgment.

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7. Exclusive jurisdiction is hereby retained over the parties and the Settlement Class Members for a period of five (5) years for all matters relating to this Action, including the administration, interpretation, effectuation or enforcement of the Stipulation and this Order.

8. In the event that the Settlement is terminated or the Effective Date of the Settlement otherwise fails to occur, this Order shall be rendered null and void to the extent provided by the Stipulation.

9. There is no just reason for delay in the entry of this Order, and immediate entry by the Clerk of the Court is expressly directed.

SO ORDERED this 25th day of October, 2019.



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The Honorable R. Gary Klausner  
United States District Judge