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1	UNITED STATES DISTRICT COURT	
2	NORTHERN DISTRICT OF CALIFORNIA	
2		I OF CALIFORNIA
4	ROSALIE PEARSON and DENNIS) Case No. CV 09-01263 JSW
5	NEWSHAM, individually, on behalf of others similarly situated, and on behalf of the general) (proposed) ORDER GRANTING FINAL
6	public,	 APPROVAL OF SETTLEMENT, AND AWARDING ATTORNEYS' FEES AND
7	Plaintiff(s),) COSTS AND REPRESENTATIVE) PLAINTIFFS' ENHANCEMENTS
8	V.) Judge: Hon. Jeffrey S. White
9	SAMSONITE COMPANY STORES, INC., SAMSONITE CORPORATION, and DOES 1 –) Courtroom: 11, 19th Floor
10	50, inclusive,) Date Action Filed: March 24, 2009
11	Defendant(s).	
12	- <u>[PROPOSED]</u> ORDER	
13	On December 18, 2009, the Court granted preliminary approval of the "Joint Stipulation	
14	of Settlement and Release Between Plaintiffs and Defendant." Dkt. #63. For the reasons stated in	
15	the "Joint Motion for Final Approval of Class Action Settlement and Plainitffs' Unopposed	
16	Motion for Representative Plaintiffs' Enhancements and Plaintiffs' Attorneys' Fees and Costs,"	
17 18	and applying each of the factors outlined by the 9 th Circuit in <i>Officers of Justice v. Civil Service</i>	
10 19	Com'n of City and County of San Francisco, 688 F.2d 615, 625 (9th Cir. 1982) and the other cases	
20	cited in the Joint Motion, I have determined that this settlement is fundamentally fair, adequate,	
21	and reasonable. The Court further grants the attorneys' fees of \$241,562.77 and costs of \$35,000	
22	allocated therein, which are reasonable and well-justified based on the fine result obtained for the	
23	class, the risk taken by Class Counsel and amount of work Class Counsel expending in litigating	
24	the matter on a contingency basis, and which comply with the 9 th Circuit's benchmark for	
25		
26	attorneys' fees in a class action (attorneys' fees equal 25% of the common fund). See, e.g.,	
27	Powers v. Eichen, 229 F.3d 1249, 1256-57 (9th Cir. 2000). Applying the standards of Van	
28	Vranken v. Atlantic Richfield Co., 901 F.Supp.	294, 299 (N.D.Cal.1995), the Court moreover

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Dated: April 9, 2010

grants the modest enhancements of \$5,000 each sought by the representative Plaintiffs, Rosalie Perason and Dennis Newsham.

Thus, and in light of all of the relevant authority and the entire record in this case, the Court hereby GRANTS FINAL APPROVAL of the Joint Stipulation of Settlement and Release Between Plaintiffs and Defendant and the settlement payments to the class, enhancements to representative Plaintiffs, and fees and costs to counsel outlined therein.

8 Without affecting the finality of this Order and Final Judgment, this Court retains
 9 exclusive jurisdiction over the parties and the Settlement Class for all matters relating to this
 10 Court Action, including the administration, interpretation, effectuation or enforcement of the
 11 Stipulation of Settlement and this Order and Final Judgment.

So Ordered.

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United States District Court