

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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ROBERTO RAMOS, et al.,

Plaintiffs,

Order

07-CV-981 (SMG)

-against-

SIMPLEXGRINNELL LP,

Defendant.

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GOLD, S., U.S.M.J.:

This Court was initially hesitant to approve a final settlement awarding \$1,841,667 in attorney's fees, a figure calculated as one-third of the total Settlement Amount (\$5,525,000) and necessarily higher than if calculated by first subtracting costs and disbursements. *See* Docket Entry 238. Out of concern that class members had adequate notice as to how this would affect their individual awards, and to confirm that this method of calculation is consistent with the awarding of attorney's fees in other common fund class action settlements, I asked plaintiffs to prepare briefing on these questions. Docket Entry 239.

After reviewing plaintiffs' materials, Docket Entry 240, I am satisfied that class members were appropriately notified regarding the calculation of attorney's fees, and also that precedent supports a calculation like that proposed by plaintiffs. Moreover, I have already ruled that final approval of the class action settlement should be granted. Docket Entry 235.

For these reasons, the proposed Final Approval Order and Judgment, Docket Entry 238, is hereby entered as an Order of the Court. The Clerk is directed to enter the Judgment and close the case.

SO ORDERED.

Dated: Brooklyn, New York
November 30, 2012

/s/
STEVEN M. GOLD

United States Magistrate Judge