## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

In re PAYMENT CARD INTERCHANGE FEE AND MERCHANT DISCOUNT ANTITRUST LITIGATION	- x : MDL No. 172 : : Civil No. 05-:		
This Document Relates To: ALL ACTIONS.		MOTION AN AWARD OF A	NTIFFS' NOTICE OF D JOINT MOTION FOR ATTORNEYS' FEES, ND CLASS PLAINTIFFS'
·		Judge: Date: Time: Courtroom:	The Honorable John Gleeson September 12, 2013 10:00 a.m. 6C

## TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD

PLEASE TAKE NOTICE that on September 12, 2013, at 10:00 a.m., at the United States District Court for the Eastern District of New York, 225 Cadman Plaza, Brooklyn, New York, or as soon thereafter as counsel may be heard before the Honorable John Gleeson, United States District Judge, Class Plaintiffs will and hereby move for orders and/or judgments: (1) awarding Class Counsel attorneys' fees of approximately 10 percent of the estimated \$7.25 billion that has been deposited in the Net Cash Settlement Escrow Account, and will be deposited in the Net Interchange Settlement Escrow Account; (2) awarding \$27,037,716.97 to reimburse Class Counsel for expenses incurred through November 30, 2012; and (3) awarding Class Plaintiffs' awards.

Class Plaintiffs' motion is based upon the Memorandum of Points and Authorities in Support of Class Plaintiffs' Joint Motion for Award of Attorneys' Fees, Expenses and Class Plaintiffs' Awards, the declarations of counsel submitted in support thereof, the Declaration of Thomas J. Undlin, the Declaration of H. Laddie Montague, Jr., the Declaration of Bonny E. Sweeney, the Declaration of Professor Charles Silver Concerning the Reasonableness of Class Counsel's Request for an Award of Attorneys' Fees, the Declaration of K. Craig Wildfang, the declarations of Class Plaintiffs, the Settlement Agreement, all other pleadings and matters of record, and such additional evidence or argument as may be presented in Class Plaintiffs' motion or at the hearing on Class Plaintiffs' motion.

DATED: April 11, 2013

BERGER & MONTAGUE, P.C. H. LADDIE MONTAGUE, JR. MERRILL G. DAVIDOFF BART D. COHEN MICHAEL J. KANE

s/ H. Laddie Montague, Jr. H. LADDIE MONTAGUE, JR. 1622 Locust Street Philadelphia, PA 19103 Telephone: 215/875-3000 215/875-4604 (fax)

ROBINS, KAPLAN, MILLER & CIRESI L.L.P K. CRAIG WILDFANG THOMAS J. UNDLIN RYAN W. MARTH

## s/ K. Craig Wildfang K. CRAIG WILDFANG

2800 LaSalle Plaza 800 LaSalle Avenue South Minneapolis, MN 55402-2015 Telephone: 612/349-8500 612/339-4181 (fax)

ROBBINS GELLER RUDMAN & DOWD LLP PATRICK J. COUGHLIN BONNY E. SWEENEY DAVID W. MITCHELL ALEXANDRA S. BERNAY

> s/ Bonny E. Sweeney BONNY E. SWEENEY

655 West Broadway, Suite 1900 San Diego, CA 92101 Telephone: 619/231-1058 619/231-7423 (fax)

Co-Lead Counsel for Plaintiffs