

1 Case No. 8:11-cv-01733-FMO (ANx)

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**UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

STEVE CHAMBERS, *et al.*, on behalf
of themselves and all others similarly
situated,

Plaintiffs,

v.

WHIRLPOOL CORPORATION, *et al.*,

Defendants.

Case No. 8:11-cv-01733-FMO (ANx)

Honorable Fernando M. Olguin

**NOTICE OF MOTION AND
MOTION FOR AWARD OF
ATTORNEYS' FEES AND
EXPENSES AND FOR SERVICE
AWARDS FOR PLAINTIFFS**

Date: August 25, 2016

Time: 10:00 am

Place: Courtroom 22

**TO THE HONORABLE COURT, ALL PARTIES, AND THEIR
ATTORNEYS OF RECORD:**

PLEASE TAKE NOTICE that on August 25, 2016, at 10:00 am, or as soon thereafter as the matter may be heard before the Honorable Fernando M. Olguin, in Courtroom 22 of the United States District Court, located at 312 North Spring Street, Los Angeles, California 90012, Plaintiffs and Class Counsel¹ in the above-captioned matter will, and hereby do, move the Court for an Order: (a) awarding attorneys' fees in the amount of \$15 million, plus reimbursement of litigation expenses in the amount of \$ 508,292.67 (plus any additional reasonable expenses incurred by Class Counsel with respect to notice, claims administration, Final Approval, and any appeals related to settlement approval, through the Effective Date); (b) awarding Plaintiffs service awards in the amount of \$4,000 each for their

¹ "Class Counsel" consists of the following law firms: Rifkin Weiner Livingston, LLC (f/k/a Rifkin, Weiner, Livingston, Levitan & Silver, LLC), Cohon & Pollak, LLP, Chimicles & Tikellis LLP, Weinstein Kitchenoff & Asher LLC, and Leiff Cabraser Heimann & Bernstein, LLP ("LCHB"). Charles Fax of Rifkin Weiner, LLC, and Steven Schwartz and Timothy Mathews of Chimicles & Tikellis LLP are "Co-Lead Counsel." Unless otherwise noted, all capitalized terms used herein have the meaning ascribed in the Settlement Agreement.

1 commitment and efforts on behalf of consumers nationwide; (c) approving the sale
2 of Plaintiff Steve Chambers' two websites to Defendant Whirlpool for \$100,000;²
3 and (d) awarding any other relief that the Court deems just and appropriate.

4 As discussed in the accompanying memorandum, the amounts requested are
5 fair, reasonable and appropriate under applicable law, and are well-justified in this
6 case.

7 This Motion is based on the accompanying Memorandum of Points and
8 Authorities, the supporting declarations and exhibits filed concurrently herewith, all
9 pleadings and documents on file, and such evidence and arguments as may properly
10 come before the Court at the hearing.

11 Dated: May 6, 2016

Respectfully submitted,

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14 /s/ Charles S. Fax

Charles S. Fax (*pro hac vice*)

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20 Plaintiffs' Co-Lead Counsel

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27 ² Mr. Chambers' original website is www.KitchenAidfire.com. He developed a
28 related site, www.whirlpoolsafetydefects.com, after the parties' first mediation
session.

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