

1 ROBBINS GELLER RUDMAN
 & DOWD LLP
 2 SPENCER A. BURKHOLZ (147029)
 THOMAS E. EGLER (189871)
 3 SCOTT H. SAHAM (188355)
 NATHAN R. LINDELL (248668)
 4 ASHLEY M. ROBINSON (281597)
 655 West Broadway, Suite 1900
 5 San Diego, CA 92101
 Telephone: 619/231-1058
 6 619/231-7423 (fax)
 spenceb@rgrdlaw.com
 7 tome@rgrdlaw.com
 scott@rgrdlaw.com
 8 nlindell@rgrdlaw.com
 arobinson@rgrdlaw.com

9 KESSLER TOPAZ MELTZER
 & CHECK, LLP
 10 ANDREW L. ZIVITZ
 SHARAN NIRMUL
 11 KIMBERLY JUSTICE
 JENNIFER L. JOOST
 12 280 King of Prussia Road
 Radnor, PA 19087
 13 Telephone: 610/667-7706
 610/667-7056 (fax)
 14 azivitz@ktmc.com
 snirmul@ktmc.com
 15 kjustice@ktmc.com
 16 jjoost@ktmc.com

COHEN MILSTEIN SELLERS
 & TOLL PLLC
 STEVEN J. TOLL (*pro hac vice*)
 JULIE GOLDSMITH REISER (*pro hac vice*)
 12 JOSHUA S. DEVORE (*pro hac vice*)
 1100 New York Avenue, N.W.
 West Tower, Suite 500
 Washington, DC 20005-3964
 Telephone: 202/408-4600
 202/408-4699 (fax)
 15 stoll@cohenmilstein.com
 jreiser@cohenmilstein.com
 16 jdevore@cohenmilstein.com

17 Co-Lead Counsel in the *Luther*
 and *Western Conference* actions Lead Counsel in the *Maine State* action only
 18 [Additional counsel appear on signature page.]

19 UNITED STATES DISTRICT COURT
 20 CENTRAL DISTRICT OF CALIFORNIA

21 MAINE STATE RETIREMENT SYSTEM, Individually and On Behalf 22 of All Others Similarly Situated, 23 Plaintiff, 24 vs. 25 COUNTRYWIDE FINANCIAL CORPORATION, et al., 26 Defendants.) No. 2:10-cv-00302-MRP(MANx)) <u>CLASS ACTION</u>) NOTICE OF MOTION AND MOTION) FOR FINAL APPROVAL OF CLASS) ACTION SETTLEMENT AND PLAN) OF ALLOCATION OF SETTLEMENT) PROCEEDS) Date: October 28, 2013) Time: 1:30 p.m.) Ctrm: 12, Hon. Mariana R. Pfaelzer
--	--

27 [Caption continued on following page.]
 28

1 WESTERN CONFERENCE OF
2 TEAMSTERS PENSION TRUST
3 FUND, Individually and On Behalf of
4 All Others Similarly Situated,

Plaintiff,

vs.

5 COUNTRYWIDE FINANCIAL
6 CORPORATION, et al.,

Defendants.

No. 2:12-cv-05122-MRP(MANx)

CLASS ACTION

8 DAVID H. LUTHER, et al.,
9 Individually and On Behalf of All
10 Others Similarly Situated,

Plaintiffs,

vs.

12 COUNTRYWIDE FINANCIAL
13 CORPORATION, et al.,

Defendants.

No. 2:12-cv-05125-MRP(MANx)

CLASS ACTION

15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD

2 PLEASE TAKE NOTICE that on October 28, 2013, at 1:30 p.m. in Courtroom
3 12 of the United States District Court for the Central District of California, 312 North
4 Spring Street, Los Angeles, California 90012, before the Honorable Mariana R.
5 Pfaelzer, United States District Judge, Plaintiffs will respectfully move, pursuant to
6 Federal Rule of Civil Procedure 23(e), for entry of orders: (i) granting final approval
7 of the proposed settlement of the above-captioned actions, and (ii) granting final
8 approval of the proposed plan for allocating the settlement proceeds. This motion is
9 based on the Memorandum of Points and Authorities in Support of Plaintiffs' Motion
10 for Final Approval of Class Action Settlement and Plan of Allocation of Settlement
11 Proceeds, the Declaration of Spencer A. Burkholz and Andrew L. Zivitz in Support of
12 (1) Plaintiffs' Motion for Final Approval of Class Action Settlement and Plan of
13 Allocation of Settlement Proceeds; and (2) Plaintiffs' Counsel's Motion for Attorneys'
14 Fees and Expenses, the Declaration of Julie Goldsmith Reiser in Support of Maine
15 State Plaintiffs' Motion for Final Approval of Proposed Class Action Settlement and
16 Plan of Allocation, and Petition for Award of Attorneys' Fees and Reimbursement of
17 Expenses, the Declarations of the named plaintiffs and other plaintiffs' counsel in the
18 above-captioned actions, the Declaration of Eric Green, the Declaration of the
19 Honorable Nancy Gertner, the Declaration of Jose Fraga, the Declaration of Steven P.
20 Feinstein, the Stipulation and Agreement of Settlement dated as of July 9, 2013, all
21 other pleadings and matters of record; and such additional evidence or argument as
22 may be presented before or at the hearing of this motion.

23
24
25
26
27
28

1 Class Counsel will submit proposed orders to the Court along with their reply
2 submission, on or before October 21, 2013.¹

3 DATED: September 23, 2013

ROBBINS GELLER RUDMAN
& DOWD LLP
SPENCER A. BURKHOLZ
THOMAS E. EGLER
SCOTT H. SAHAM
NATHAN R. LINDELL
ASHLEY M. ROBINSON

s/ Spencer A. Burkholz

SPENCER A. BURKHOLZ

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

KESSLER TOPAZ MELTZER
& CHECK, LLP
ANDREW L. ZIVITZ
SHARAN NIRMUL
KIMBERLY JUSTICE
JENNIFER L. JOOST

s/ Andrew L. Zivitz

ANDREW L. ZIVITZ

280 King of Prussia Road
Radnor, PA 19087
Telephone: 610/667-7706
610/667-7056 (fax)

Co-Lead Counsel for Plaintiffs and the Class
in the *Luther* and *Western Conference* actions

DEUTSCH & LIPNER
SETH E. LIPNER
1325 Franklin Avenue, Suite 225
Garden City, NY 11530
Telephone: 516/294-8899
516/742-9416 (fax)

1 Class Counsel refers collectively to Robbins Geller Rudman & Dowd LLC and
Kessler Topaz Meltzer & Check, LLP, counsel in the *Luther* and *Western Conference*
actions, and Cohen Milstein Sellers & Toll PLLC, counsel in the *Maine State* action.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

THE MEHDI FIRM
AZRA Z. MEHDI
One Market
Spear Tower, Suite 3600
San Francisco, CA 94105
Telephone: 415/293-8039
415/293-8001 (fax)

Additional Counsel for Plaintiff

COHEN MILSTEIN SELLERS
& TOLL PLLC
STEVEN J. TOLL (*pro hac vice*)
JULIE GOLDSMITH REISER (*pro hac vice*)
JOSHUA S. DEVORE (*pro hac vice*)

s/ Steven J. Toll

STEVEN J. TOLL

1100 New York Avenue, N.W.
West Tower, Suite 500
Washington, DC 20005-3964
Telephone: 202/408-4600
202/408-4699 (fax)

COHEN MILSTEIN SELLERS
& TOLL PLLC
JOEL P. LAITMAN (*pro hac vice*)
CHRISTOPHER LOMETTI (*pro hac vice*)
RICHARD SPEIRS (*pro hac vice*)
DANIEL B. REHNS (*pro hac vice*)
77 Pine Street, 14th Floor
New York, NY 10005
Telephone: 212/838-7797
212/838-7745 (fax)

Lead Counsel for Plaintiffs and the Class in
the *Maine State* action only

GLANCY BINKOW &
GOLDBERG LLP
LIONEL Z. GLANCY
MICHAEL GOLDBERG
1801 Avenue of the Stars, Suite 311
Los Angeles, CA 90067
Telephone: 310/201-9150
310/201-9106 (fax)

Liaison Counsel for Plaintiffs in the *Maine State* action

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

KIRBY McINERNEY LLP
IRA M. PRESS
RANDALL K. BERGER
825 Third Avenue, 16th Floor
New York, NY 10022
Telephone: 212/371-6600
212/751-2540 (fax)

Additional Counsel for United Methodist
Churches Benefit Board. Inc.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that on September 23, 2013, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on September 23, 2013.

s/ Spencer A. Burkholz
SPENCER A. BURKHOLZ
ROBBINS GELLER RUDMAN
& DOWD LLP
655 West Broadway, Suite 1900
San Diego, CA 92101-3301
Telephone: 619/231-1058
619/231-7423 (fax)
E-mail: spenceb@rgrdlaw.com

Mailing Information for a Case 2:12-cv-05125-MRP-MAN

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

- **Leiv H Blad , Jr**
leiv.blad@bingham.com
- **Spencer Alan Burkholz**
spenceb@rgrdlaw.com,e_file_sd@rgrdlaw.com
- **Christopher G Caldwell**
caldwell@caldwell-leslie.com,hammer@caldwell-leslie.com, hong@caldwell-leslie.com,perigoe@caldwell-leslie.com,pettit@caldwell-leslie.com,records@caldwell-leslie.com,hayes@caldwell-leslie.com,popescu@caldwell-leslie.com,strother@caldwell-leslie.com
- **Michelle K Camp**
mpulley@gibsondunn.com
- **Matthew D Caplan**
matthew.caplan@dlapiper.com,susan.byrd@dlapiper.com
- **Michele E Connolly**
mconnolly@goodwinprocter.com
- **Brian Charles Devine**
bdevine@goodwinprocter.com,ABoivin@goodwinprocter.com
- **Rajiv S Dharnidharka**
rajiv.dharnidharka@dlapiper.com
- **Jenifer Q Doan**
jeniferdoan@paulhastings.com,jenniferroussillon@paulhastings.com
- **Daniel S Drosman**
ddrosman@rgrdlaw.com,tholindrake@rgrdlaw.com,e_file_sd@rgrdlaw.com
- **Thomas E Egler**
tome@rgrdlaw.com,jillk@rgrdlaw.com
- **John O Farley**
jfarley@goodwinprocter.com
- **Inez H Friedman-Boyce**
ifriedmanboyce@goodwinprocter.com,MConnolly@goodwinprocter.com
- **Jeanne A Fugate**
fugate@caldwell-leslie.com,records@caldwell-leslie.com,harper@caldwell-leslie.com
- **Joshua G Hamilton**
joshuahamilton@paulhastings.com,melmanahan@paulhastings.com,lindayoung@paulhastings.com
- **Jennifer L Joost**
jjoost@ktmc.com
- **Kimberly A Justice**
kjustice@ktmc.com,dpotts@ktmc.com
- **Deborah Kang**
deborahkang@paulhastings.com
- **Dean J Kitchens**
dkitchens@gibsondunn.com,MOstrye@gibsondunn.com
- **Jennifer Y Lai**
jlai@leonardcarder.com
- **Seth E Lipner**
proflipner@aol.com

- **Teodora Manolova**
tmanolova@goodwinprocter.com
- **Azra Z Mehdi**
azram@themehdifirm.com,ghamilton@themehdifirm.com
- **Alexander K Mircheff**
amircheff@gibsondunn.com,mostrye@gibsondunn.com,inewman@gibsondunn.com,cnowlin@gibsondunn.com,mpulley@gibsondunn.com
- **Nicolas Morgan**
nicolas.morgan@dlapiper.com,sonji.leblanc@dlapiper.com,paul.puzon@dlapiper.com
- **Sharan Nirmul**
snirmul@ktmc.com,mswift@ktmc.com
- **Christopher Anthony Nowlin**
cnowlin@gibsondunn.com,hkim@gibsondunn.com
- **Brian E Pastuszewski**
bpastuszewski@goodwinprocter.com,aboivin@goodwinprocter.com,ashapiro@goodwinprocter.com
- **Eric Stephen Pettit**
pettit@caldwell-lelie.com,records@caldwell-lelie.com
- **David A Priebe**
david.priebe@dlapiper.com,carmen.manzano@dlapiper.com
- **Ashley M Robinson**
ashleyr@rgrdlaw.com
- **Scott H Saham**
scotts@rgrdlaw.com,e_file_sd@rgrdlaw.com
- **Jennifer M Sepic**
jennifer.sepic@bingham.com
- **Alexis L Shapiro**
ashapiro@goodwinprocter.com
- **William F Sullivan**
williamsullivan@paulhastings.com,lisavermeulen@paulhastings.com,lindayoung@paulhastings.com
- **Michael C Tu**
mtu@orrick.com,cchiang@orrick.com
- **Avi N Wagner**
avi@thewagnerfirm.com,anwagneresq@hotmail.com
- **Shirli Fabbri Weiss**
shirli.weiss@dlapiper.com,emiko.gonzales@dlapiper.com
- **Lloyd Winawer**
lwinawer@goodwinprocter.com,cburgos@goodwinprocter.com
- **Andrew L Zivitz**
azivitz@ktmc.com,dpotts@ktmc.com,jenck@ktmc.com,cchiappinelli@ktmc.com,acashwell@ktmc.com

Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

- (No manual recipients)