

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

Charles Tufano, Richard Warren, and
Dave Gunton as representatives of a
class of similarly situated persons, and
on behalf of the Pride Mobility
Employee Stock Ownership Retirement
Plan,

Plaintiffs,

v.

Pride Mobility Products Corporation
and the Pride Mobility Products
Corporation ESOP Committee,

Defendants.

Case No. 3:24-cv-00765-KM

(Hon. Karoline Mehalchick)

**PLAINTIFFS' UNOPPOSED MOTION FOR ATTORNEYS' FEES, COSTS,
& ADMINISTRATIVE EXPENSES, AND CLASS REPRESENTATIVE
COMPENSATION**

Pursuant to Federal Rule of Civil Procedure 23(h) and the Court's Order Granting Preliminary Approval of Class Action Settlement, Dkt. 40, Plaintiffs and Class Counsel respectfully move for an Order approving (1) an award of attorneys' fees to Class Counsel in the amount of \$700,000 (one-third of the \$2.1 million Gross Settlement Amount); (2) service awards to each of the Class Representatives in the amount of \$5,000 each, (3) reimbursement to Class Counsel of \$11,552.69 in litigation expenses; (4) payment of settlement administration expenses in the amount of \$14,528 to appointed administrator, Analytics Consulting LLC, and (5)

payment of the fee for the appointed independent fiduciary, Fiduciary Counselors Inc., in an amount not to exceed \$20,000, with the exact amount to be reported in Plaintiffs' forthcoming motion for final approval.¹

This motion is made based on the accompanying Memorandum of Points and Authorities; Declaration of Jennifer K. Lee in Support of Plaintiffs' Motion for Attorneys' Fees, Costs & Administrative Expenses, and Class Representative Compensation; Declaration of Jennifer K. Lee in Support of Plaintiffs' Motion for Preliminary Approval of Class Action Settlement, Dkt. 34 ("First Lee Decl."); and all other papers, pleadings, documents, arguments, and materials presented before or during the hearing on this motion, and any other evidence or argument the Court may consider.

Respectfully Submitted,

Dated: April 26, 2025

/s/Jennifer K. Lee

Jennifer K. Lee, MN Bar No. 399012*

Mark E. Thomson, MN Bar No. 398260*

Carl F. Engstrom, MN Bar No. 396298*

ENGSTROM LEE LLC

323 N. Washington Avenue, Suite 200

Minneapolis, MN 55401

Telephone: (612) 305-8349

Facsimile: (612) 677-3050

jlee@engstromlee.com

mthomson@engstromlee.com

cengstrom@engstromlee.com

¹ Undersigned counsel was appointed Class Counsel for the Settlement Class. Dkt. 40 ¶ 3.

BARISH & ROSENTHAL

Samuel J. Rosenthal, PA ID No. 50081

1845 Walnut Street, Suite 2350

Philadelphia, PA 19103

Telephone: (215) 923-8900

Facsimile: (215) 351-0593

srosenthal@barishrosenthal.com

*Admitted via *Special Admission*

ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 26, 2025, the foregoing was electronically filed using the CM/ECF system, causing a Notice of Electronic Filing to be transmitted to all counsel of record.

/s/Jennifer K. Lee
Jennifer K. Lee

LOCAL RULE 7.1 CERTIFICATION OF COMPLIANCE

In compliance with Local Rule 7.1, the undersigned certifies that on April 26, 2025, counsel for Plaintiffs conferred with counsel for Defendants regarding this motion and were advised that, consistent with the Settlement Agreement, Defendants do not oppose this motion.

Respectfully Submitted,

Dated: April 26, 2025

/s/Jennifer K. Lee

Jennifer K. Lee, MN Bar No. 399012*
Mark E. Thomson, MN Bar No. 398260*
Carl F. Engstrom, MN Bar No. 396298*
ENGSTROM LEE LLC
323 N. Washington Avenue, Suite 200
Minneapolis, MN 55401
Telephone: (612) 305-8349
Facsimile: (612) 677-3050
jlee@engstromlee.com
mthomson@engstromlee.com
cengstrom@engstromlee.com

BARISH & ROSENTHAL

Samuel J. Rosenthal, PA ID No. 50081
1845 Walnut Street, Suite 2350
Philadelphia, PA 19103
Telephone: (215) 923-8900
Facsimile: (215) 351-0593
srosenthal@barishrosenthal.com

*Admitted via *Special Admission*

ATTORNEYS FOR PLAINTIFFS