

1 Wilmer J. Harris, SBN 150407
2 wharris@sshhlaw.com
3 **SCHONBRUN SEPLOW**
4 **HARRIS & HOFFMAN LLP**
5 715 Fremont Ave., Suite A
6 South Pasadena, CA. 91030
7 Telephone No.: (626) 441-4129
8 Facsimile No.: (626) 283-5770

9 [Additional counsel on following page]

10 Attorneys for Plaintiffs

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
12 **FOR THE COUNTY OF LOS ANGELES – CENTRAL**

13 ROGER HARRIS, DUANE BROWN, AND
14 BRIAN LINDSEY,

15 Plaintiffs,

16 vs.

17 FARMERS INSURANCE EXCHANGE
18 AND MID CENTURY INSURANCE
19 COMPANY,

20 Defendants.

Case No. BC579498

*[Assigned to the Hon. Maren Nelson in Dept.
17 of Spring Street Courthouse]*

**PLAINTIFFS' NOTICE OF MOTION
AND MOTION FOR ATTORNEYS' FEES,
COSTS, SERVICE AWARDS, AND
NOTICE AND ADMINISTRATION
EXPENSES**

Date: June 17, 2020

Time: 9:00 a.m.

Department: 17

Complaint filed: April 22, 2015

Trial Date: None Set

1 Jay Angoff, Esq.
2 Cyrus Mehri, Esq.
3 **MEHRI & SKALET PLLC**
4 1250 Connecticut Ave. NW, Suite 300
5 Washington, DC 20036
6 Tel: (202) 822-5100
7 Fax: (202) 822-4997
8 jay.angoff@findjustice.com
9 cyrus@findjustice.com

7 Peter Kahana, Esq.
8 Jeff Osterwise, Esq.
9 **BERGER MONTAGUE PC**
10 1818 Market Street, Suite 3600
11 Philadelphia, PA 19103
12 Tel: (215) 875-3000
13 Fax: (215) 875-4613
14 pkahana@bm.net
15 josterwise@bm.net

13 Hassan A. Zavareei, Esq. (CA Bar. No. 181547)
14 Andrea Gold, Esq.
15 **TYCKO & ZAVAREEI LLP**
16 1828 L Street NW, Suite 1000
17 Washington, DC 20036
18 Tel: (202) 973-0900
19 Fax: (202) 973-0950
20 hzavareei@tzlegal.com
21 agold@tzlegal.com

22 *Attorneys for Plaintiffs*

23
24
25
26
27
28

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

TO ALL INTERESTED PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on June 17, 2020 at 9:00 a.m., or as soon thereafter as the matter may be heard by the above-entitled Court, located at 312 North Spring Street, Los Angeles, CA 90012, Roger Harris, Duane Brown, and Brian Lindsey will and hereby do move for an order approving the following distributions from the Settlement Fund:

- (1) attorneys’ fees in the amount of 33% of the Settlement Fund (\$4,950,000.00),
- (2) reimbursement of Class Counsel’s out-of-pocket expenses in the amount of \$233,877.81,
- (3) \$5,000.00 each (\$15,000.00 total) to Plaintiffs Roger Harris, Duane Brown, and Brian Lindsey as Service Awards, and
- (4) 573,000.00 in notice and administration expenses to the Settlement Administrator.

This Motion is based on this Notice, the supporting Memorandum of Points and Authorities filed herewith, the concurrently-filed Declarations of Cyrus Mehri; Andrea Gold; Jeffrey Osterwise; Wilmer Harris; Declaration of Cameron Azari; Declarations of Plaintiffs Roger Harris; Duane Brown; and Brian Lindsey; Plaintiffs’ Memorandum of Points and Authorities in Support of Motion for Final Approval of Class Action Settlement, and the pleadings and papers on file in this action, and any other matter of which this Court may take notice.

DATED: May 21, 2020

MEHRI & SKALET PLLC

TYCKO & ZAVAREEI LLP

BERGER MONTAGUE PC

SCHONBRUN SEPLOW
HARRIS & HOFFMAN LLP

By: 
Cyrus Mehri
Attorneys for Plaintiffs

1 **PROOF OF SERVICE**
2 **STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

3 I am a resident of the aforesaid county, State of California; I am over the age of 18 years
4 and not a party to the within action; my business address is 715 Fremont Avenue, Suite A,
5 South Pasadena, CA 91030.

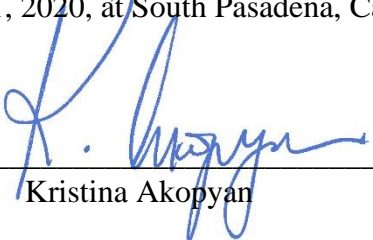
6 On May 21, 2020, I caused the service of the following document(s) described as:

7 **PLAINTIFFS' NOTICE OF MOTION AND MOTION FOR ATTORNEYS' FEES,**
8 **COSTS, SERVICE AWARDS, AND NOTICE AND ADMINISTRATION EXPENSES**

9 to the person(s) listed on the Service List.

10 **[By E-MAIL or ELECTRONIC TRANSMISSION VIA CASE ANYWHERE]**
11 Pursuant to a court order, I electronically transmitted the document(s) listed above via
12 Case Anywhere to the individual(s) listed on the Service List. The Case Anywhere
13 system sends an e-mail notification of the electronic transmission to the parties and
14 counsel of record who are registered with the Case Anywhere system.

15 I declare under penalty of perjury under the laws of the State of California that the
16 foregoing is true and correct. Executed on May 21, 2020, at South Pasadena, California.

17 
18 _____
19 Kristina Akopyan

SERVICE LIST

<p>1 2 3 Peter Kahana, Esq. pkahana@bm.net 4 Jeff Osterwise, Esq. josterwise@bm.net 5 BERGER & MONTAGUE, P.C. 1818 Market Street, Suite 3600 6 Philadelphia, PA 19103 7 Tel.: (215) 875-3000 8 Fax: (215) 875-4613 9 <i>Class Counsel</i></p>	<p>James C. Castle, Esq. jcastle@mail.hinshawlaw.com HINSHAW & CULBERTSON, LLP 633 West Fifth Street, 47th Floor Los Angeles, CA 90071 Tel.: (213) 614-7343 Fax: (213) 614-7399 <i>Attorneys for Defendants</i> Farmers Insurance Exchange and Mid Century Insurance Co.</p>
<p>10 Hassan A. Zavareei, Esq. hzavareei@tzlegal.com 11 Andrea Gold, Esq. agold@tzlegal.com 12 TYCKO & ZAVAREEI LLP 1828 L Street, NW 13 Washington, DC 20036 14 Tel.: (202) 973-0900 15 Fax: (202) 973-0950 16 <i>Class Counsel</i></p>	<p>Harvey Rosenfield, Esq. harvey@consumerwatchdog.org Pamela Pressley, Esq. pam@consumerwatchdog.org CONSUMER WATCHDOG 6330 San Vicente Blvd, Suite 250 Los Angeles, CA 90048 Tel.: (213) 897-2000 Fax: (213) 897-5775 <i>Attorneys for Consumer Watchdog</i></p>
<p>17 Jay Angoff, Esq. jay.angoff@findjustice.com 18 Cyrus Mehri, Esq. Cyrus@findjustice.com 19 MEHRI & SKALET PLLC 1250 Conneticut Ave. NW, Suite 300 20 Washington, DC 2003 21 Tel.: (202) 822-5100 22 Fax: (202) 822-4997 23 <i>Class Counsel</i></p>	<p>Laura Robbins, Esq. laura.robbs@doj.ca.gov Andrea Schoor, Esq. andrea.schoor@doj.ca.gov CALIFORNIA DEPARTMENT OF JUSTICE 300 South Spring Street, Suite 1702 Los Angeles, CA 90013 Tel.: (213) 897-2000 Fax: (213) 897-5775 <i>Attorneys for California Department of Insurance, Dave Jones, in his capacity as Insurance Commissioner of the State of California</i></p>