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10 **UNITED STATES DISTRICT COURT**
11 **CENTRAL DISTRICT OF CALIFORNIA**

12 RYAN RODRIGUEZ, REENA B.
13 FRAILICH, LOREDANA NESCI,
14 JENNIFER BRAZEAL and LISA
GINTZ, on behalf of themselves and
all others similarly situated,

15 Plaintiffs,

16 vs.

17 WEST PUBLISHING
18 CORPORATION, a Minnesota
19 Corporation d/b/a BAR/BRI, and
KAPLAN, INC., a Delaware
20 Corporation,

21 Defendants.

Case No. 2:05-cv-3222 R (MCx)

AMENDED NOTICE OF APPEAL
(SCHNEIDER/HEAD OBJECTORS)

Hon. Manuel L. Real

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23 **AND CONSOLIDATED ACTIONS**
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1 Objecting Class Members George Schneider, Jonathan M. Slomba,
2 James Puntumapanitch, Justin Head and Ryan Helfrich, hereby file this amended
3 notice of appeal to the United States Court of Appeals for the Ninth Circuit from this
4 Court's Order Granting and Denying Objectors' Applications for Attorneys' Fees. A
5 copy of the Order is attached hereto as Exhibit A. The Order (Doc. No. 563) was
6 filed August 7, 2009. This Amended Notice of Appeal is being filed because the
7 original Notice of Appeal did not include Exhibit A.
8

9 Dated: August 12, 2009

KENDRICK & NUTLEY

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12 By 
13 J. Garrett Kendrick

14 Attorneys for Objecting Class Members
15 George Schneider, Jonathan M. Slomba,
16 James Puntumapanitch, Justin Head and
17 Ryan Helfrich
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EXHIBIT A

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

RYAN RODRIGUEZ, REENA B. FRAILICH, LOREDANA NEXCI, JENNIFER BRAZEAL, and LISA GINTZ, on behalf of themselves and all others similarly situated,

Plaintiffs,

v.

WEST PUBLISHING CORP., a Minnesota Corp. d/b/a/ BAR/BRI, and KAPLAN, INC., a Delaware Corporation,

Defendants.

Case No. 2:05-cv-3222 R (MCx)

ORDER GRANTING AND DENYING OBJECTORS' APPLICATIONS FOR ATTORNEYS' FEES

Hon. Manuel Real

The Court, having reviewed and considered the papers filed by the various objectors seeking fees, the appellate briefs on the issue of objectors' fees, and the Opinion of the Ninth Circuit on the issue, rules as follows:

The Court will compensate work concerning the Amended Incentive Agreement

1 and conflict of interest issues that led to the denial of the incentive awards to the Class
2 Representatives and the consequent savings to the Class of \$325,000. Of the several
3 objectors seeking fees, the Court finds that the Schneider/Head Objectors and the
4 Feldman Objectors raised and discussed these issues sufficiently to warrant
5 compensation. Objections to the general excessiveness of the requested incentive
6 awards will not be compensated.
7

8 The fee applications of the Schneider/Head and Feldman Objectors are
9 GRANTED in the amount of five percent (5%) of \$325,000, or \$16,250, allocated as
10 follows: \$8,125 to counsel for the Schneider/Head Objectors; and \$8,125 to
11 counsel for the Feldman Objectors.

12 In all other respects, the various objectors' applications for the payment of
13 attorneys' fees and costs are DENIED.

14 IT IS SO ORDERED.

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18 Dated: August 7, 2009



19 _____
Manuel Real, Judge

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21 SUBMITTED BY:

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Attorneys for Schneider/Head Objectors