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

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

Plaintiffs,

vs.

WEST PUBLISHING CORPORATION,
a Minnesota Corporation dba BAR/BRI
and KAPLAN, Inc., a Delaware
Corporation,

Defendants.

AND CONSOLIDATED ACTION

Case No. CV 05-3222 R(MCx)
The Honorable Manuel L. Real

**ORDER GRANTING MOTION
FOR PARTIAL
DISTRIBUTION OF
SETTLEMENT FUND TO
AUTHORIZED CLAIMANTS**

Date: December 6, 2010
Time: 10:00 a.m.
Place: Courtroom 8

1 **WHEREAS**, on September 10, 2007, this Court finally approved the
2 Settlement in this Action and entered (1) a Final Order and Judgment Approving
3 Settlement, and (2) an Order Granting Class Counsel Attorneys’ Fees and
4 Reimbursement of Expenses (“Fee Award”),¹ and

5 **WHEREAS**, on April 23, 2009, the United States Court of Appeals for the
6 Ninth Circuit affirmed this Court’s approval of the Settlement, but remanded to
7 this Court to reconsider the Fee Award, and

8 **WHEREAS**, on February 3, 2010, this Court entered an order (“Order”)
9 directing distribution of the Net Settlement Fund, and

10 **WHEREAS**, there are no pending appeals to the portion of this Court’s
11 Order that the Net Settlement Fund be distributed to Class Members upon the
12 resolution of all appeals, and

13 **WHEREAS**, the deadline for noticing appeals of that portion of the Order
14 has passed, and

15 **WHEREAS**, the Settlement Fund currently contains over \$48,000,000, and

16 **WHEREAS**, after the distribution requested herein, sufficient monies will
17 remain in the Settlement Fund to satisfy any awards of fees and expenses as a
18 result of all appeals,

19 **NOW, THEREFORE**, upon consideration of Settling Class Plaintiffs’
20 Motion for a Partial Distribution of the Settlement Fund to Authorized Claimants,
21 all attachments thereto, and upon all prior proceedings herein and after due
22 deliberation, the Court finds and **ORDERS** as follows:

23 Settling Class Plaintiffs’ Motion for Partial Distribution of the Settlement
24 Fund to Authorized Claimants is **GRANTED**.

25
26 _____
27 ¹ All capitalized phrases herein shall have the same meaning as those in the
Stipulation and Settlement Agreement, dated February 2, 2007.

1 \$30 million of the Settlement Fund should be distributed immediately or as
2 soon as practicable to Authorized Claimants in accordance with the Plan of
3 Allocation approved by this Court on February 3, 2010, and in accordance with the
4 procedures set forth in the Glenn Declaration dated November 3, 2010.

5 **IT IS SO ORDERED.**

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8 Dated: __Dec. 6, 2010__



The Honorable Manuel L. Real
United States District Judge

9
10 Submitted by:

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12 _____
/s/

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