

IN THE COURT OF COMMON PLEAS OF
ALLEGHENY COUNTY, PENNSYLVANIA

RAJESH PATEL, Individually and on Behalf) CIVIL DIVISION
of All Others Similarly Situated,) No. GD-21-13314

Plaintiff,)

v.)

VIATRIS INC., PFIZER INC.,)
MICHAEL GOETTLER,)
SANJEEV NARULA, BRYAN SUPRAN,)
MARGARET M. MADDEN,)
DOUGLAS E. GIORDANO,)
ROBERT J. COURY, IAN READ, and)
JAMES KILTS,)

Defendants.)

~~PROPOSED~~ ORDER GRANTING LEAD
COUNSEL'S MOTION FOR AN AWARD
OF ATTORNEYS' FEES AND PAYMENT
OF EXPENSES

CLASS ACTION

Filed on behalf of:

PLAINTIFF RAJESH PATEL

Counsel of Record for Plaintiff:

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[Additional counsel appear on signature page]

WHEREAS, this matter is before the Court on Plaintiff's Counsel's Fee and Expense Application (Doc. 88);

WHEREAS, the Court has considered all matters submitted to it in connection with the Application, including: (i) the Declaration of Max R. Schwartz filed May 8, 2024, and the exhibits thereto; (ii) Lead Counsel's Motion and Memorandum of Law in Support of Lead Counsel's Motion for an Award of Attorneys' Fees and Payment of Expenses, filed May 8, 2024; (iii) Plaintiff's Supplemental Memorandum of Law in Support of Lead Plaintiff's Motion for Final Approval of Class Action Settlement and Plan of Allocation and Lead Counsel's Motion for an Award of Attorneys' Fees and Payment of Expenses, and (iv) the exhibits thereto;

WHEREAS, the Court-approved form of Notice disseminated in this matter advised Settlement Class Members that Plaintiff's Counsel intended to submit a Fee and Expense Application in which they would apply for an award of attorneys' fees in an amount not to exceed one-third of the Settlement Fund, and for reimbursement of litigation expenses in an amount not to exceed \$300,000, plus an award totaling no more than \$10,000 to the Lead Plaintiff Rajesh Patel; and that all Class Members had the right to submit to the Court objections to the Fee and Expense Application or any portion thereof, by following the procedures set forth in the Notice;

WHEREAS, there have been no objections to the Fee and Expense Application or any portion thereof and the time to lodge such objections has passed;

WHEREAS, the Court has considered all materials submitted in connection with the Fee and Expense Application, reviewed the relevant standards and factors for assessing the fairness and reasonableness of the requested Fee and Expense Application, and held on June 12, 2024, held a hearing thereon.

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

1. This Order incorporates by reference the definitions in the Stipulation and Agreement of Settlement dated January 18, 2024 ("Stipulation") and all capitalized terms not otherwise defined herein shall have the same meanings as set forth in the Stipulation.

2. The Court has jurisdiction to enter this Order and over the subject matter of the Action and all Parties to the Action, including all Settlement Class Members.

3. Plaintiff's Counsel is hereby awarded as attorneys' fees a sum equal to one-third of the Settlement Amount, plus \$137,493.06 in litigation expenses, together with any interest thereon for the same time period and at the same rate as that earned on the Settlement Fund until paid. The Court finds that the amount of fees hereby awarded is fair, reasonable, and appropriate, after taking into consideration, among other things: (i) the results achieved by Plaintiff's Counsel for the benefit of the Settlement Class; (ii) the time and effort expended by Plaintiff's Counsel necessary to achieving those results; (iii) the magnitude and complexity of the claims alleged, and the quality of the services rendered; (iv) the reaction of the Class, including that no Settlement Class Members have objected to the requested fees or expenses; and (v) the fact that Plaintiff's Counsel provided their services on a contingent basis.

4. The Court also finds that the requested expenses are reasonable in amount and are of a type (*e.g.*, electronic legal research, experts, and mediation) that are customarily awarded in class action cases of this type.

5. Such fees and expenses shall be paid out of the Settlement Fund to Plaintiff's Counsel immediately following entry of this Order, subject to the terms set forth in the Stipulation, which terms are incorporated herein.

6. The Class Representative is hereby awarded \$7,500.00 for his service as a representative of the Class, which the Court finds to be fair and reasonable, and which may be paid from the Settlement Fund. Such payment is appropriate considering his active participation as a Lead Plaintiff, as attested by his declaration submitted to the Court.

SO ORDERED this 12 day of June, 2024.



HON. ALAN D. HERTZBERG