UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA CORY LONGO, individually and on behalf of all others similarly situated, et al., Plaintiffs, v. OSI SYSTEMS, INC., et al., Defendants.

WESTERN DIVISION

CLASS ACTION

[PROPOSED] ORDER AWARDING ATTORNEYS' FEES AND LITIGATION EXPENSES

Case No. 2:17-cv-08841-FMO-SKx

This matter is before the Court on Lead Counsel's motion for an award of attorneys' fees and Litigation Expenses. The Court having considered all matters submitted to it; and it appearing that notice substantially in the form approved by the Court, which advised of Lead Counsel's request for an award of attorneys' fees and Litigation Expenses, was mailed to all Settlement Class Members who or which could be identified with reasonable effort, and that a summary notice substantially in the form approved by the Court was published in The Wall Street Journal and was transmitted over PR Newswire pursuant to the specifications of the Court; and the Court having considered and determined the fairness

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

1. This Order incorporates by reference the definitions in the Stipulation and Agreement of Settlement dated October 22, 2021 (ECF No. 125-4) ("Stipulation") and all capitalized terms not otherwise defined herein shall have the same meanings as set forth in the Stipulation.

and reasonableness of the award of attorneys' fees and Litigation Expenses requested,

- 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. Notice of Lead Counsel's motion for an award of attorneys' fees and Litigation Expenses was given to all Settlement Class Members who or which could be identified with reasonable effort. The form and method of notifying the Settlement Class of the motion for an award of attorneys' fees and Litigation Expenses satisfied the requirements of Rule 23 of the Federal Rules of Civil Procedure, the United States Constitution (including the Due Process Clause), the Private Securities Litigation Reform Act of 1995, 15 U.S.C. §§ 77z-1, 78u-4, as amended, and all other applicable law and rules, constituted the best notice practicable under the circumstances, and constituted due and sufficient notice to all persons and entities entitled thereto.
- 4. Lead Counsel is hereby awarded attorneys' fees in the amount of __% of the Settlement Fund and \$_____ in reimbursement of Plaintiffs' Counsel's Litigation Expenses (which fees and expenses shall be paid from the Settlement Fund), which sums

the Court finds to be fair and reasonable. Lead Counsel shall allocate the attorneys' fees awarded amongst Plaintiffs' Counsel in a manner which it, in good faith, believes reflects the contributions of such counsel to the institution, prosecution, and settlement of the Action.

- 5. In making this award of attorneys' fees and Litigation Expenses from the Settlement Fund, the Court has considered and found that:
- (a) The Settlement has created a fund of \$12,500,000 in cash that has been funded into escrow pursuant to the terms of the Stipulation, and that numerous Settlement Class Members who submit acceptable Claims will benefit from the Settlement that occurred because of the efforts of Plaintiffs' Counsel;
- (b) The fee sought is based on retainer agreements entered into between Lead Plaintiff and Lead Counsel at the outset of Lead Plaintiff's involvement in the Action; and the requested fee has been reviewed and approved as reasonable by Lead Plaintiff, who actively supervised the prosecution and resolution of the Action;
- (c) In total, 51,514 Notices were mailed to potential Settlement Class Members and nominees stating that Lead Counsel would apply for attorneys' fees in an amount not to exceed 25% of the Settlement Fund, and reimbursement of Litigation Expenses in an amount not to exceed \$200,000;
- (d) Plaintiffs' Counsel conducted the litigation and achieved the Settlement with skill, perseverance, and diligent advocacy;
 - (e) The Action raised a number of complex issues;
- (f) Had Plaintiffs' Counsel not achieved the Settlement there would remain a significant risk that Lead Plaintiff and the other members of the Settlement Class may have recovered less or nothing from Defendants after trial;
- (g) Plaintiffs' Counsel devoted over 7,547 hours, with a collective lodestar value of \$4,054,672.25, to achieve the Settlement;

1	(h) The amount of attorneys' fees awarded and Litigation Expenses to be
2	paid from the Settlement Fund are fair and reasonable and consistent with awards in similar
3	cases; and
4	(i) Not a single Settlement Class Member has objected to the requested
5	award of attorneys' fees or Litigation Expenses.
6	6. Any appeal or any challenge affecting this Court's approval regarding any
7	attorneys' fees and Litigation Expenses application shall in no way disturb or affect the
8	finality of the Judgment.
9	7. In the event that the Settlement is terminated or the Effective Date of the
10	Settlement otherwise fails to occur, this Order shall be rendered null and void to the extent
11	provided by the Stipulation.
12	8. There is no just reason for delay in the entry of this Order, and immediate entry
13	by the Clerk of the Court is expressly directed.
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15	SO ORDERED this day of, 2022.
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18	The Honorable Fernando M. Olguin
19	United States District Judge
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