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(Additional counsel for Plaintiffs Listed on Signature Page)

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

CURTIS MARKSON, MARK  
MCGEORGE, CLOIS MCCLENDON,  
and ERIC CLARK, individually and on  
behalf of all others similarly situated,

Plaintiffs,

vs.

CRST INTERNATIONAL, INC., CRST  
EXPEDITED, INC.; C.R. ENGLAND,  
INC., WESTERN EXPRESS, INC.,  
SCHNEIDER NATIONAL CARRIERS,  
INC., SOUTHERN REFRIGERATED  
TRANSPORT, INC., COVENANT  
TRANSPORT, INC., PASCHALL  
TRUCK LINES, INC., STEVENS  
TRANSPORT, INC., and DOES 1-10,  
inclusive,

Defendants.

CASE NO. 5:17-cv-01261-SB (SPx)

**PLAINTIFFS' NOTICE OF MOTION  
AND MOTION FOR ATTORNEYS'  
FEES & COSTS**

Judge: Hon. Stanley Blumenfeld, Jr.

Date: July 29, 2022

Time: 8:30 a.m.

Location: Courtroom 6C  
350 West 1st Street  
Los Angeles, CA 90012

Discovery Cutoff Date: 7/2/2021

Pretrial Conference Date: TBD

Trial Date: TBD

1           **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2           **NOTICE IS HEREBY GIVEN** that, on July 29, 2022 at 8:30 a.m., or as soon  
3 thereafter as the matter may be heard, in Courtroom 6C of the United States District  
4 Court for the Central District of California, pursuant to Fed. R. Civ. P. 23(h) and  
5 54(d)(2), Plaintiffs CURTIS MARKSON, MARK MCGEORGE, CLOIS  
6 MCCLENDON, and ERIC CLARK (“Plaintiffs”) individually and on behalf of all  
7 others similarly situated, will move this Court for entry of an Order approving Plaintiff’s  
8 Counsel’s request for 25% of the total Settlement Amounts as attorneys’ fees (i.e.,  
9 \$2,437,500), reimbursement of litigation costs in the amount of \$2,895,543.98 million,  
10 and service awards to each of the named Plaintiffs in the amount of \$25,000 each.

11           This Motion will be heard at the same time as Plaintiffs’ forthcoming Motion for  
12 Final Approval of the Class Action Settlements in this Case. Plaintiffs file this Motion at  
13 this time, before the deadline for class members to opt-out or object, pursuant to the  
14 Ninth Circuit’s ruling in the case of *Mercury Interactive Corp. Sec. Lit v. Mercury*  
15 *Interactive Corp.*, 618 F.3d 988, 994-95 (9th Cir. 2010) (fee motions in class actions  
16 should be filed before the objection deadline); see also, *Partl v. Volkswagen, AG (In re*  
17 *Volkswagen “Clean Diesel” Mktg., Sales Practices, & Prods. Liab. Litig)*, 895 F.3d 597,  
18 615 (9<sup>th</sup> Cir. 2018).

19           This motion is based upon the supporting Memorandum of Points and Authorities,  
20 the Declarations of Craig Ackermann, Robert Wasserman, Steven G. Sklaver, Jonathan  
21 Melmed, Curtis Markson, Mark McGeorge, Clois McClendon, and Eric Clark submitted  
22 herewith, all other papers and records on file in this action, including, without limitation,  
23 Plaintiffs’ Motions for Preliminary Approval of Class Action Settlement and all  
24 supporting papers, and the Court’s Orders Granting Preliminary Approval of Class  
25 Action Settlements, and on such oral and documentary evidence as may be presented at  
26 the hearing on this Motion.

27           This motion is made following conferences of counsel pursuant to L.R. 7-3 which  
28 took place on June 7, 2022. Although Defendants’ counsel does not agree with all

1 factual and legal contentions in our motion, they do not oppose an award of attorneys'  
2 fees, litigation costs, and service awards to the named Plaintiffs as long as consistent  
3 with the settlement agreements, if and when final approval is granted to the settlements.

4  
5 Respectfully submitted,

6  
7 Dated: June 14, 2022

By: /s/ Craig J. Ackermann

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