

**IN THE CIRCUIT COURT OF THE  
NINTH JUDICIAL CIRCUIT  
IN AND FOR ORANGE COUNTY, FLORIDA**

**CASE NO.: 2021-CA-007617-O**

SAUL HYMES, ILANA HARWAYNE-  
GIDANSKY, EDGAR FIERRO, and JOAN  
LEWIS, individually and on behalf of all  
others similarly situated,

Plaintiffs,

v.

EARL ENTERPRISES HOLDINGS, INC.

Defendant.

**ORDER GRANTING PLAINTIFFS' MOTION FOR ATTORNEYS' FEES, COSTS,  
EXPENSES, AND SERVICE AWARDS**

This matter came before the Court on Plaintiffs' Unopposed Motion for Attorneys' Fees, Costs, Expenses, and Service Awards ("Motion").

On September 7, 2023, the Court entered an Order preliminarily approving the proposed Settlement pursuant to the terms of the Parties' Settlement Agreement and directing that notice be given to the Settlement Class (the "Preliminary Approval Order").

Beginning on October 6, 2023, pursuant to the notice requirements set forth in the Settlement Agreement and the Preliminary Approval Order, the Settlement Class was notified of the terms of the proposed Settlement Agreement, of the right of Settlement Class Members to opt-out, and the right of Settlement Class Members to object to the Settlement Agreement and to be heard at a Final Approval Hearing.

On February 12, 2024, the Court held a Final Approval Hearing to determine, inter alia: (1) whether the terms and conditions of the Settlement Agreement are fair, reasonable, and

adequate for the release of the claims contemplated by the Settlement Agreement; and (2) whether judgment should be entered dismissing this action with prejudice. The Court is satisfied that Settlement Class Members were properly notified of their right to appear at the Final Approval Hearing in support of or in opposition to the proposed Settlement Agreement, the award of attorneys' fees and costs to Class Counsel, and the payment of Service Awards to the Representative Plaintiffs.

Having given an opportunity to be heard to all requesting persons in accordance with the Preliminary Approval Order, having heard the presentation of Class Counsel and counsel for Defendant, having reviewed all of the submissions presented with respect to the proposed Settlement Agreement, having determined that the Settlement Agreement is fair, adequate, and reasonable,<sup>1</sup> having considered the application made by Class Counsel for attorneys' fees and costs and expenses, and the application for Service Awards to the Representative Plaintiffs, and having reviewed the materials in support thereof, and good cause appearing:

**THIS COURT FINDS AND ORDERS AS FOLLOWS:**

1. **Definitions.** The capitalized terms used in this Final Approval Order shall have the same meaning as defined in the Settlement Agreement except as may otherwise be indicated.
2. **Jurisdiction.** The Court concludes that it has personal jurisdiction over all members of the Settlement Class and has subject matter jurisdiction, including jurisdiction to finally approve the proposed settlement and finally certify the class for settlement purposes.
3. **Service Awards.** Representative Plaintiffs are awarded Service Awards of \$2,500.00 each, such amounts to be paid out of the Settlement Fund in accordance with the terms of the Settlement Agreement.

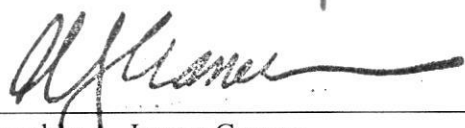
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<sup>1</sup> The matters pertaining to final approval of the Settlement will be addressed by separate order.

4. **Attorneys' Fees and Costs.** Settlement Class Counsel is awarded attorneys' fees in the amount of \$ 195,000.00, such amounts to be paid out of the Settlement Fund in accordance with the terms of the Settlement Agreement.

5. **Residual Payment to Cy Pres Recipient.** Pursuant to paragraph 3.08 of the Settlement, to the extent any amounts in the Settlement Fund remain after disbursing Settlement Benefits, covering Settlement Expenses, distributing Attorneys' Fees, Costs, and Expenses, and Service Awards, the Court directs the Settlement Administrator to provide remaining funds to the *cy pres* recipient Feeding America.

IT IS SO ORDERED this 20 day of February, 2024.

  
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Honorable A. James Craner  
Circuit Court Judge