

COMMONWEALTH OF KENTUCKY
FAYETTE CIRCUIT COURT
FOURTH DIVISION

Civil Action No. 20-CI-00332

HAYNES PROPERTIES, LLC,
et al.

PLAINTIFFS

vs.

BURLEY TOBACCO GROWERS
COOPERATIVE ASSOCIATION,
et al.

DEFENDANTS

Order

ENTERED ATTEST, VINCENT RIGGS, CLERK OCT 04 2022 FAYETTE CIRCUIT CLERK BY _____ DEPUTY
--

This matter came before the Court on September 30, 2022, to hear Class Counsel's Motion re Fees. No objection having been filed thereto, the parties having had an opportunity to be heard, and the Court being duly and sufficiently advised, IT IS HEREBY STATED and ORDERED as follows:

1. Settlement Class Counsel submitted for *in camera* review an itemized statement of hours spent in class counsel work by McBrayer professionals, including the appointed attorneys, between November 13, 2021, and August 31, 2022. The Court has reviewed the statement and finds that the reported hours were performed for the benefit of the Settlement Class and support the summary thereof given in the Motion.
2. The Court determines that it is reasonable to make an additional award of fees based on the 2212.8 total hours reported, with attorney time valued at the stated paralegal hourly rate of \$150/hour. The amount awarded thus is \$321,580.00. As requested in the Motion, this award encompasses any and all class-counsel work performed on and after November 13, 2021, through the completion in the future of the Co-op's dissolution and the distribution of the net proceeds to the eligible Settlement Class members.

3. The Court GRANTS the Motion and directs that the Co-op disburse \$321,580.00 to McBrayer PLLC.

Given under my hand this 3rd day of October, 2022.

Julie Muth Goodman

Hon. Julie Muth Goodman
Judge Fayette Circuit Court

PREPARED BY:

/s/ Katherine K. Yunker
Katherine K. Yunker (KBA # 79592)
Jason R. Hollon (KBA # 96148)
McBRAYER PLLC
201 E. Main Street, Suite 900
Lexington, KY 40507-1361
Counsel for Settlement Class

/S/ JULIE MUTH GOODMAN
A TRUE COPY
ATTEST: VINCENT RIGGS, CLERK
FAYETTE CIRCUIT COURT
BY: T. W. DEPUTY

HAVE SEEN, in conformity with the rulings made at hearing:

/s/ Kevin G. Henry (w/ permission)
Kevin G. Henry (KBA # 31255)
STURGILL, TURNER, BARKER &
MALONEY PLLC
333 W. Vine Street, Suite 1500
Lexington, KY 40507
*Counsel for Burley Tobacco Growers
Cooperative Association*

CLERK'S CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of this filing has been served on this 4th day of October, 2022, via U.S. Mail, first class, to the following:

Robert E. Maclin, III
 Katherine K. Yunker
 Jason R. Hollon
 MCBRAYER PLLC
 201 E. Main Street, Suite 900
 Lexington, Kentucky 40507-1361
*Counsel for Named Plaintiffs and
 Settlement Class Representatives*

Kevin G. Henry
 Charles D. Cole
 STURGILL, TURNER, BARKER & MALONEY
 PLLC
 333 West Vine Street, Suite 1500
 Lexington, Kentucky 40507
*Counsel for Defendant Burley Tobacco
 Growers Cooperative Association*

Jeremy S. Rogers
 DINSMORE & SHOHL LLP
 101 South Fifth Street, Suite 2500
 Louisville, Kentucky 40202
*Counsel for Defendant Burley Tobacco
 Growers Cooperative Association*

John N. Billings
 Richard J. Dieffenbach
 BILLINGS LAW FIRM, PLLC
 145 Constitution Street
 Lexington, Kentucky 40507
Counsel for Defendant Greg Craddock

W. Henry Graddy, IV
 Dorothy T. Rush
 W.H. GRADDY & ASSOCIATES
 137 N. Main Street
 Versailles, Kentucky 40383
*Counsel for Objectors Roger Quarles
 et al.*

And to the following unrepresented objectors to the proposed Settlement, listed on Schedule A of the 6/11/21 Opinion and Order, at the addresses given in their respective objections:

J.B. Amburgey
 David Barnes
 Jacob Barnes
 Robert E. Barton
 Ben Clifford
 Lincoln Clifford
 Wayne Cropper
 Josh Curtis
 George M. Darnell
 Jennifer Darnell
 Brent Dunaway
 Michael Furnish
 William David Furnish
 Leonard Edwin Gilkison

Billy G. Hall
 Dudley Wayne Hatcher
 Steve Lang
 Berkley Mark
 Bruce Quarles
 Steven Quarles
 Travis Quarles
 Jerry Rankin
 Richard Sparks
 Jarrod Stephens
 Addison Thompson
 William A. Thomson
 Danny Townsend
 Judy Townsend



 Clerk, Fayette Circuit Court