

**COMMONWEALTH OF KENTUCKY  
FAYETTE CIRCUIT COURT  
FOURTH DIVISION**

Civil Action No. 20-CI-00332

**HAYNES PROPERTIES, LLC,**  
*et al.*

**PLAINTIFFS**

**Order re**

vs.

**Class Counsel Fees and Costs**

**BURLEY TOBACCO  
GROWERS COOPERATIVE  
ASSOCIATION, et al.**

**DEFENDANTS**

Settlement Class Counsel having filed a Motion re Fees and Costs seeking this Court’s determination of an award of attorney’s fees and costs for certain work through June 30, 2023, the parties having had an opportunity to be heard thereon, and the Court being otherwise duly and sufficiently advised, IT IS HEREBY STATED and ORDERED:

1. Class Counsel submitted for *in camera* review an itemized statement of hours spent for class counsel work by McBrayer professionals, including the appointed attorneys, in developing, implementing, and administering the “postcard process” up to and including June 30, 2023. The Court has reviewed the statement and finds that the reported hours were for the benefit of Settlement Class members and support the summary given thereof in the Motion. The Court also finds that hourly rates of \$ 300.<sup>00</sup> for attorney time and \$ 150.<sup>00</sup> for paralegal time are reasonable for the work performed.

2. The Motion is GRANTED to the extent that the Court finds to be reasonable and awards the following amounts as an attorney’s fee and reimbursement of expenses for “postcard process” work up to and including June 30, 2023:

a. \$ 68,335 as a reasonable attorney’s fee; and

b. \$ 4,521.26<sup>July</sup> to reimburse expenses.

3. The Burley Tobacco Growers Cooperative Association or its Dissolution Committee is directed to pay the total amount of \$ 73,056.26<sup>July</sup> to McBrayer PLLC from amounts remaining in the Fund that is the subject of ¶¶ 22-36 and Ordering ¶ 2 of the Amended Opinion and Order Approving Partial Settlement entered July 28, 2021.

4. This award is in addition to amounts previously awarded to Class Counsel or to McBrayer PLLC, and does not foreclose further awards thereto for work and expenses incurred through August 30, 2023.



Given under my hand this 4th day of August, 2023.

*Julie Muth Goodman*  
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Hon. Julie Muth Goodman  
Judge Fayette Circuit Court

PREPARED BY:

/s/ Jason R. Hollon  
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**CLERK'S CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the foregoing has been served on this \_\_\_\_ day of August 2023, via U.S. Mail, first class, to the following counsel and unrepresented objectors to the proposed settlement:

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Clerk, Fayette Circuit Court