

1 Upon consideration of the written and oral arguments of counsel, Duan & Duan and
2 William Kastner & Gibbs' (hereinafter "Duan & Duan") Modified Motion for Court Approval of
3 Fees and Costs is GRANTED as set forth herein.

4 Duan & Duan represented to the court that the total attorneys' fees and costs expended in
5 this case was \$556,807.49 at their standard rate and \$359,355.49 at their discounted rate.
6 However, Duan & Duan only requests a total of \$130,000.00 for reimbursement of their
7 attorneys' fees and costs. Plaintiffs' other counsel have agreed to pay Duan & Duan from the
8 portion of the settlement fund earmarked for fees and expenses whatever amount the court
9 awards Duan & Duan, up to a maximum of \$130,000.00. The court finds Duan & Duan's
10 request for \$130,000.00 in attorneys' fees and costs reasonable. Accordingly, Duan & Duan's
11 request for reimbursement of their attorneys' fees and costs in the amount of \$130,000.00 is
12 GRANTED.

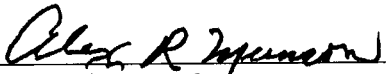
13 Duan & Duan also requested that they be allowed to retain the \$32,210.60 in cost
14 reimbursements they received from the plaintiffs they represent in this case. Duan & Duan
15 represented that they requested approximately \$45.00 from each plaintiff to defray the significant
16 expenses in this case. Duan & Duan represented to the court that their representation of the
17 plaintiffs was not conditioned on their ability to pay the \$45.00 cost reimbursement. The court
18 finds that the \$45.00 cost reimbursement per plaintiff for a total of \$32,210.60 is reasonable for
19 Duan & Duan to retain, especially given that Duan & Duan have already discounted their total
20 attorneys' fees and costs. The \$45.00 cost reimbursement fee was not a condition of Duan &
21 Duan's representation and the cost reimbursements received do not come close to covering the
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actual costs expended in this case. Accordingly, Duan & Duan's request for retention of the \$32,210.60 in cost reimbursements is GRANTED.

IT IS SO ORDERED.

Dated this 11th day of September, 2003.



Alex R. Murison
Chief Judge