

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

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IN RE MOLSON COORS BREWING	:	Civil Action No. 1:05-cv-00294-GMS
COMPANY SECURITIES LITIGATION	:	(Consolidated)
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[REDACTED] ORDER APPROVING CO-LEAD COUNSEL’S UNOPPOSED MOTION FOR ATTORNEYS’ FEES AND REIMBURSEMENT OF EXPENSES

THIS MATTER having come before the Court on May 18, 2009, on the Motion of Labaton Sucharow LLP and Motley Rice LLC (“Co-Lead Counsel”), for an award of attorneys’ fees and reimbursement of expenses and the claims administrator’s request for reimbursement of expenses, and the Court, having considered all papers filed and proceedings conducted herein and otherwise being fully informed in the premises and good cause appearing therefor;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. All of the capitalized terms used herein shall have the same meanings as set forth in the Stipulation and Settlement Agreement, dated as of November 6, 2008 (the “Stipulation”). This Court has jurisdiction over the subject matter of this application and all matters relating thereto.
2. Co-Lead Counsel is entitled to a fee paid out of the common fund created for the benefit of the Class. *Boeing Co. v. Van Gemert*, 444 U.S. 472, 478-79 (1980). In class action suits where a fund is recovered and fees are awarded therefrom by the court, the Supreme Court has indicated that computing fees as a percentage of the common fund recovered is the proper approach. *Blum v. Stenson*, 465 U.S. 886, 900 n.16 (1984). The Third Circuit recognizes the propriety of the percentage-of-the fund method when awarding fees in a common fund case. *In re AT&T Corp., Sec. Litig.*, 455 F.3d 160, 164 (3d Cir. 2006).

3. Co-Lead Counsel have moved for an award of attorneys' fees of 14.75% of the \$6 million Gross Settlement Fund, or \$885,000.00, plus interest at the same rate as that earned by the Gross Settlement Fund.

4. This Court concludes that the percentage-of-recovery method is appropriate for awarding attorneys' fees in this matter and hereby adopts said method for purposes of this motion.

5. The Court finds that a fee award of 14.75% of the Gross Settlement Fund is consistent with, and in fact lower than, awards made in similar cases. *See, e.g., In re Cendant Corp. PRIDES Litig.*, 243 F.3d 722, 736 (3d Cir. 2001); *In re Ravisent Techs., Inc. Sec. Litig.*, No. Civ. A. 00-CV-1014, 2005 WL 906361, at *15 (E.D. Pa. April 18, 2005) (awarding 33 1/3% of \$7,000,000 settlement fund).

6. Accordingly, the Court hereby awards Co-Lead Counsel attorneys' fees of 14.75% of the Gross Settlement Fund, or \$885,000.00, plus interest at the same rate as that earned by the Gross Settlement Fund. The Court finds the fee award to be fair and reasonable. Said fees shall be allocated among plaintiffs' counsel by Co-Lead Counsel in a manner in which they believe reflects each counsel's contribution to the prosecution and resolution of the claims.

7. In making this award of attorneys' fees and expenses, the Court has analyzed the factors considered within the Third Circuit. *Gunter v. Ridgewood Energy Corp.*, 223 F.3d 190, 195 n.1 (3d Cir. 2000). In evaluating these factors, the Court finds that:

(a) Co-Lead Counsel has conferred a substantial benefit to the Class, which numbers in the thousands.

(e) There have been no objections to the fee and expense request.

(f) Co-Lead Counsel are very experienced and skilled practitioners in the securities litigation field, and have considerable experience and capabilities as class action specialists.

(d) This Action, which has been pending for four years, required skill and raised complex accounting issues relating to three corporate defendants. Cases brought

under the federal securities laws are notoriously difficult and uncertain. The negotiation of the global Settlement alone took approximately eight months.

(c) In this contingent litigation, Co-Lead Counsel faced considerable risks of no recovery throughout the litigation, given, among other things, the burden of proving the claims and damages.

(b) Co-Lead Counsel have expended considerable time and labor over the course of the Action investigating, analyzing and prosecuting the claims against the defendants. The services provided by Co-Lead Counsel appear to have been successful and efficient, resulting in a favorable recovery for the Class without the substantial expense, risk, and delay of continued litigation and trial.

8. Co-Lead Counsel's total lodestar related to the prosecution of the Class's claims is \$1,665,598.75, based on 3,884.38 hours of work. A 14.75% fee represents a lodestar multiplier of less approximately 0.53, which is very modest and well-within the range of lodestar multipliers generally awarded in securities class actions. This further supports the Court's finding that the fee request is fair, adequate, and reasonable.

9. Co-Lead Counsel have also requested an award of reimbursement of litigation expenses in the amount of \$95,180.38, plus interest at the same rate as that earned by the Gross Settlement Fund. Having reviewed the expense information submitted by Co-Lead Counsel, the Court hereby approves the requested amount and awards expenses of \$95,180.38, plus interest at the same rate as that earned by the Gross Settlement Fund.

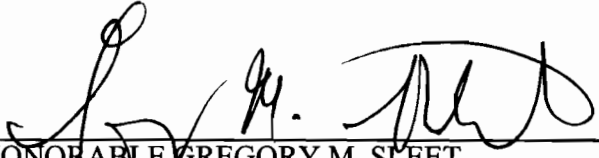
10. The Court has also considered the request of the claims administrator, Strategic Claims Services, for reimbursement of its incurred expenses and hereby awards it \$170,627.71 from the Gross Settlement Fund.

10. The awarded attorneys' fees and expenses of Co-Lead Counsel shall be paid from the Gross Settlement Fund immediately after this Order is entered subject to the terms, conditions, and obligations of the Stipulation, which terms, conditions, and obligations are incorporated herein.

11. The Court retains continuing and exclusive jurisdiction over the Settlement, the administration and distribution of the Settlement and the attorneys' fee award and its payment.

IT IS SO ORDERED.

DATED: May 18, 2009


HONORABLE GREGORY M. SLEET
UNITED STATES DISTRICT JUDGE