

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CAROL ROUGVIE, *et al.* : CIVIL ACTION
:
vs. : NO. 15-724
:
ASCENA RETAIL GROUP, INC., *et al.* :

ORDER

AND NOW, this 13th day of December 2018, following today's extensive hearing on pending Motions (ECF Doc. Nos. 341, 342, 343, 344, 350) and to ensure our review of issues which the parties and counsel did not address during today's hearing, it is **ORDERED**:

1. No later than **December 19, 2018**, counsel seeking an award of fees or reimbursement of costs consistent with their pending Motions (ECF Doc. Nos. 340, 342, and 346) shall file a notice attaching their detailed contemporaneously-maintained timesheets/invoices for professional services to allow our lodestar analysis;


2. No later than **December 19, 2018**, Class counsel seeking an award of funds for the Claims Administrator shall file a memorandum not exceeding ten pages attaching the Claims Administrator's detailed timesheets/invoices (including from subcontractors), demonstrating the basis for seeking costs above \$13,250,000, including the \$190,000 in costs sought for the appeal period;

3. No later than **December 21, 2018**, Class members and Objector Appellants Gretchen Carey, Michelle Vullings, Manda Hipshire, Vicki Mager and Melissa Schultz (the subjects to the Comlish Objectors' May 12, 2017 Motion (ECF Doc. No. 263)) and Class counsel shall file memoranda not exceeding five pages disclosing the specific terms of agreements resulting in the dismissal of the Objector Appellants' appeals to the United States Court of Appeals

under our inherent power of supervising class action settlements and remaining concerned with payments made to these class members who filed appeals but then withdrew them for a payment by an undisclosed source and with no presently stated benefit to the Class other than returning the case to our jurisdiction to proceed to distribution;

4. Plaintiffs' counsel and an Objector Appellant who wishes to be heard shall **show cause** at a hearing on **January 22, 2019 at 9:00 A.M. in Courtroom 6B**, United States Courthouse, as to why we should not order one or more Objector Appellants to disgorge funds paid to her above and beyond a class benefit and then redistributed to the Class so as to avoid an extra reward to the Objector Appellants not shared with the Class; and,

5. Class counsel shall serve this Order and the Comlish Objectors' Request (ECF Doc. No. 347), upon every Objector Appellant and her known counsel who withdrew their appeals under an agreement negotiated by Class counsel by both electronic mail and overnight mail, receipt requested, no later than **December 15, 2018** and file a certificate of service demonstrating compliance with this Order no later than **December 18, 2018**.



KEARNEY, J.