

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

LAWRENCE E. JAFFE PENSION PLAN, On)	Lead Case No. 02-C-5893
Behalf of Itself and All Others Similarly)	(Consolidated)
Situated,)	
) <u>CLASS ACTION</u>
Plaintiff,)	
) Judge Ronald A. Guzman
vs.)	
)
HOUSEHOLD INTERNATIONAL, INC., et)	
al.,)	
)
Defendants.)	
_____)	

**PLAINTIFFS' MOTION FOR AN ORDER TO CONTINUE THE HEARING DATE ON
LEAD PLAINTIFFS' AND LEAD COUNSEL'S FEES AND EXPENSE APPLICATIONS**

Lead Plaintiffs' and Lead Counsel's Motion for An Award of Attorneys' Fees and Expenses ("Fee and Expense Application") is currently set for hearing on December 11, 2014. Pursuant to ¶7 of the Court's November 18, 2013 Order (Dkt. 1912), Lead Plaintiff and Lead Counsel respectfully request that the Court adjourn the hearing until a date in March 2015 for the reasons set forth herein.

On November 18, 2013, the Court approved a Notice to be sent to Class Members that had valid claims and were parties to the October 17, 2013 Judgment. Docket No. 1912. The Notice informed these Class Members that Lead Plaintiffs and Lead Counsel would be filing an application for attorneys' fees and expenses. This Court initially set the hearing on the application for attorneys' fees and expenses for March 19, 2014. *Id.* On March 10, 2014, plaintiffs' counsel advised the Court by written motion of the fact that 338 of the 10,902 class members who were identified in the October 17, 2013 Judgment had moved and left no forwarding address. As a consequence, Lead Counsel asked this Court to continue the hearing until September 2014 to provide these class members with an opportunity to object to the application. The Court granted that request and continued the hearing until September 19, 2014. Docket No. 1987. Lead Counsel and the Claims Administrator have followed up and mailed or e-mailed the amended notice to these claimants or, in certain cases, their survivors. *See* Declaration of Michael Joaquin, ¶4. There have been no objections filed to the Motion.

However, Lead Counsel respectfully request that the fee and expense application hearing be continued until a date in March 2015. As the Court is undoubtedly aware, defendants appealed from the judgment. The Seventh Circuit Court of Appeals held argument on the appeal on May 29, 2014. As of today's date, the Court of Appeals has not rendered its decision. Ultimately, the decision may impact the fee and expense application. If defendants prevail, the judgment may be vacated and the application could be rendered moot. If plaintiffs prevail, this Court should consider the final result achieved for the Judgment Class members in rendering its decision. Therefore, Lead Counsel ask

the Court to continue the hearing until a date convenient for the Court in March 2015, by which time the Court of Appeals may have rendered a decision.

Defendants do not oppose the Motion.

DATED: November 24, 2014

Respectfully submitted,

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Liaison Counsel

DECLARATION OF SERVICE

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States and employed in the City and County of San Diego, State of California, over the age of 18 years, and not a party to or interested party in the within action; that declarant's business address is 655 W. Broadway, Suite 1900, San Diego, California 92101.

2. That on November 24, 2014, declarant served by electronic mail to the parties listed below the following documents:

PLAINTIFFS' MOTION FOR AN ORDER TO CONTINUE THE HEARING DATE ON LEAD PLAINTIFFS' AND LEAD COUNSEL'S FEES AND EXPENSE APPLICATIONS

The parties' e-mail addresses are as follows:

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I declare under penalty of perjury that the foregoing is true and correct. Executed this 24th day of November, 2014, at San Diego, California.

s/ Karen E. Cook
KAREN E. COOK