

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

PATRICIA WECKWERTH, PATRICIA CRUZ,
MICHELLE FALK, CYNTHIA GARRISON,
INDHU JAYAVELU, MICHAEL KNOTTS,
WALDO LEYVA, AMANDA MACRI,
DANIELLE TROTTER, and PAMELA
PRITCHETT, individually, and on behalf of a class
of similarly situated individuals,

PLAINTIFFS,

v.

NISSAN NORTH AMERICA, INC.

DEFENDANT.

Case No. 3:18-cv-00588

Judge William L. Campbell, Jr.
Magistrate Judge Alistair E. Newbern

Date: March 6, 2020
Time: 1:30 p.m.
Courtroom: 874

**PLAINTIFFS' MOTION FOR ATTORNEYS' FEES, COSTS, AND CLASS
REPRESENTATIVE SERVICE AWARDS**

Plaintiffs Patricia Cruz, Michelle Falk, Cynthia Garrison, Indhu Jayavelu, Michael Knotts, Waldo Leyva, Amanda Macri, Danielle Trotter, Patricia Weckwerth, and Pamela Pritchett (the "Class Representatives"), on behalf of themselves and on behalf of a preliminarily certified Settlement Class¹ of current and former owners and lessees of 2013-2017 Nissan Sentra, 2014-2017 Nissan Versa Note, and 2012-2017 Nissan Versa vehicles equipped with a Continuously Variable Transmission or "CVT"

¹ Unless otherwise defined herein, capitalized terms are defined in Plaintiffs' Unopposed Motion for Final Approval of Class Action Settlement, filed simultaneously.

(“Class Vehicles”), hereby move for attorneys’ fees, costs and class representative service awards. The Class Representatives request that the Court award: (1) attorneys’ fees of \$6,500,000 to Class Counsel, (2) out-of-pocket litigation costs and expenses of \$100,000 to Class Counsel, and (3) service awards totaling \$50,000, in the amount of \$5,000 to each Class Representative.

The requested fees reasonable as a percentage of the benefits conferred on the Class, which value between \$407 million and \$547 million. The requested fees are also reasonable under the lodestar method, as they are of product of reasonable hours and reasonable rates enhanced by a modest multiplier of 1.58.

This Motion is based on the accompanying Memorandum of Points and Authorities and the exhibits thereto, any briefs filed in support, and the papers, records, and pleadings on file herein.

Dated: January 24, 2020

Respectfully submitted,

/s/ Cody R. Padgett

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