

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

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IN RE: PROPULSID PRODUCTS : **MDL NO. 1355**
LIABILITY LITIGATION :
: **SECTION: L**
: **JUDGE FALLON**

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: **This Document Relates to:** :
All cases :
: _____ :
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**PLAINTIFFS' LIAISON COUNSEL'S
MOTION FOR FINAL DISTRIBUTION
OF REMAINING FUNDS (MDL SETTLEMENT PROGRAM)**

NOW COMES, Russ M. Herman, Plaintiffs' Liaison Counsel, who moves the Court as follows:

I.

Plaintiffs' Liaison Counsel hereby submits a motion for final distribution of remaining funds in connection with the Propulsid MDL Settlement Program.

II.

The Order issued by this Court on April 25, 2012 [Rec. Doc. 4497] directed that if funds remain following the payment of additional costs and expenses, Plaintiffs' Liaison Counsel was to petition the Court to distribute any remaining funds pro-rata to all counsel who have been allocated attorney's fees from the Deutsch Bank Attorney Fee Fund in this litigation.

III.

Plaintiffs' liaison Counsel moves this Court for an Order allowing for the distribution of Funds all as more fully set forth in the accompanying memorandum in support.

IV.

All costs and expenses known to Plaintiffs' Liaison Counsel have been paid, except for certain expenditures that are anticipated in connection with the final accounting, tax filing and completion of administration of this matter which are addressed more fully in the accompanying memorandum in support.

V.

Plaintiffs' Liaison Counsel, together with Philip Garrett, have communicated with the various financial institutions and the Clerk of Court to account for the remaining funds on deposit which are the subject of this motion.

VI.

The recommendation for distribution of all remaining funds, which will be paid as additional attorney's fees pursuant to the Court's Order of April 25, 2012, shall be made as set forth in the memorandum of law which is consistent with the recommendation of Philip Garrett.

VII.

Movant seeks an Order authorizing Russ M. Herman, Plaintiffs' Liaison Counsel, to make a final distribution of funds in accordance with a schedule detail of payout presented to the Court, which schedule has been previously reviewed by Philip Garrett.

Respectfully submitted,

/s/ Leonard A. Davis

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LIAISON COUNSEL FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that the above and foregoing has been served on Liaison Counsel, James Irwin, by U. S. Mail and e-mail or by hand delivery and e-mail and upon all parties electronically by uploading the same to Lexis-Nexis File and Serve in accordance with Pre-Trial Order No. 4, and that the foregoing was electronically filed with the Clerk of Court of the United States District Court for the Eastern District of Louisiana by using the CM/ECF system which will send a Notice of Electronic Filing in accord with the procedures established in MDL 1355 on this 31st day of January, 2014.

/s/ Leonard A. Davis

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