

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

Case No. 12-81123-CIV-COHN/SELTZER

FRANCIS HOWARD, Individually and on Behalf
of All Others Similarly Situated,

Plaintiff,

VS.

CHANTICLEER HOLDINGS, INC., MICHAEL D.
PRUITT, ERIC S. LEDERER, MICHAEL
CARROLL, PAUL I. MOSKOWITZ, KEITH
JOHNSON, MARK HEZLETT, MERRIMAN
CAPITAL, INC., DAWSON JAMES SECURITIES,
INC., CREASON & ASSOCIATES P.L.L.C.

Defendants.

**[PROPOSED] ORDER AWARDING LEAD COUNSEL'S ATTORNEYS' FEES AND
REIMBURSEMENT OF EXPENSES**

WHEREAS, the Court has granted final approval to the Settlement of the above-referenced class action;

WHEREAS, Lead Counsel, The Rosen Law Firm, P.A., for the purposes of the Settlement and have petitioned the Court for the award of attorneys' fees in compensation for the services provided to Plaintiffs and the Class along with reimbursement of expenses incurred in connection with the prosecution of this action;

WHEREAS, capitalized terms used herein having the meanings defined in the Stipulation and Agreement of Settlement filed with the Court on March 31, 2014, dkt. # 61 (“Settlement Stipulation”); and

WHEREAS, the Court has reviewed the fee application and the supporting materials filed therewith, and has heard the presentation made by Lead Counsel during the final approval hearing, and due consideration having been had thereon.

NOW, THEREFORE, it is hereby ordered:

1. The Rosen Law Firm P.A. (“Rosen”) is awarded one-third of the Settlement Amount, or \$283,333.33 as attorneys’ fees in this action, together with a proportionate share of the interest earned on the fund, at the same rate earned by the balance of the fund, from the date of the establishment of the fund to the date of payment.

2. Rosen shall be reimbursed out of the Qualified Settlement Fund in the amount of \$21,787.00 for its expenses and costs.

3. Except as otherwise provided herein, the attorneys’ fees and reimbursement of expenses shall be paid in the manner and procedure provided for in the Settlement Stipulation.

Dated: _____, 2014

SO ORDERED:

HON. JAMES I. COHN
UNITED STATES DISTRICT JUDGE