

EXHIBIT 9

THE ROSEN LAW FIRM, P.A.

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Lead Counsel for Plaintiffs and the proposed Class

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

ANTHONY PEPE, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

COCRYSTAL PHARMA, INC. F/K/A
BIOZONE PHARMACEUTICALS,
INC., ELLIOT MAZA, GARY WILCOX,
JEFFREY MECKLER, GERALD
MCGUIRE, JAMES MARTIN, CURTIS
DALE, PHILLIP FROST, BARRY C.
HONIG, JOHN STETSON, MICHAEL
BRAUSER, JOHN O'ROURKE III,
MARK GROUSSMAN, BRIAN
KELLER, AND JOHN H. FORD,

Defendants.

Case No. 2:18-cv-14091-KM-JBC

**ORDER AWARDING
ATTORNEYS' FEES,
REIMBURSEMENT OF
EXPENSES, AND AWARDS TO
PLAINTIFFS**

CLASS ACTION

Hon. Kevin McNulty

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

WHEREAS, The Rosen Law Firm, P.A. (“Rosen Law”), appointed by the Court as Lead Counsel for the purposes of the Settlement, have petitioned the Court for an award of attorneys’ fees in compensation for services provided to Plaintiffs and the Settlement Class along with reimbursement of expenses incurred in connection with prosecuting this action, and Awards to Lead Plaintiff and Named Plaintiffs, to be paid out of the Settlement Fund established pursuant to the Settlement;

WHEREAS, capitalized terms used herein having the meanings defined in the Stipulation and Agreement of Settlement filed August 17, 2020 (the “Settlement Stipulation”) (Dkt. No. 74); 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 on December 16, 2020, and due consideration having been had thereon.

NOW, THEREFORE, it is hereby ordered:

1. Rosen Law is awarded one-third of the Settlement Fund or \$421,666.67 as attorneys’ fees in this action, together with a proportionate share of the interest earned on the fund, at the same rate as earned by the balance of the fund,

from the date of the establishment of the fund to the date of payment. Rosen Law shall have the ability to allocate the attorneys' fees between Rosen Law and any additional counsel.

2. Rosen Law shall be awarded expenses in the amount of \$59,492.89.

3. Lead Plaintiff Andrew Logie shall be awarded \$10,000 as an incentive award and reimbursement for his lost time and expenses in connection with his prosecution of this action.

4. Named Plaintiffs Anthony Pepe and Scot Scruta shall each be awarded \$2,500 as an incentive award and reimbursement for their lost time and expenses in connection with their prosecution of this action.

5. Except as otherwise provided herein, the attorneys' fees, reimbursement of expenses, and Award to Plaintiffs shall be paid in the manner and procedure provided for in the Settlement Stipulation.

IT IS SO ORDERED.

Dated: 12/16/2020

/s/ Kevin McNulty

HON. KEVIN MCNULTY
UNITED STATES DISTRICT JUDGE