

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

IN RE: AUTOMOTIVE PARTS :
ANTITRUST LITIGATION : Master File No. 12-md-02311

PRODUCT(S):

AUTOMOTIVE WIRE HARNESSSES : 2:12-cv-00102
HEATER CONTROL PANELS : 2:12-cv-00402
BEARINGS : 2:12-cv-00502
ANTI-VIBRATION RUBBER PARTS : 2:13-cv-00802
WINDSHIELD WIPERS : 2:13-cv-00902
RADIATORS : 2:13-cv-01002
STARTERS : 2:13-cv-01102
AUTOMOTIVE LAMPS : 2:12-cv-01202
IGNITION COILS : 2:13-cv-01402
HID BALLASTS : 2:12-cv-01702
ELECTRONIC POWERED STEERING ASSEMBLIES : 2:13-cv-01902
FAN MOTORS : 2:13-cv-02102
FUEL INJECTION SYSTEMS : 2:13-cv-02202
POWER WINDOW MOTORS : 2:13-cv-02302
VALVE TIMING CONTROL DEVICES : 2:13-cv-02502
WINDSHIELD WASHERS : 2:13-cv-02802
CONSTANT VELOCITY JOINT BOOT PRODUCTS : 2:14-cv-02902
SPARK PLUGS : 2:15-cv-03002
SHOCK ABSORBERS : 2:16-cv-03302
BODY SEALING PRODUCTS : 2:16-cv-03402
INTERIOR TRIM : 2:16-cv-03502
BRAKE HOSES : 2:16-cv-03602
EXHAUST SYSTEMS : 2:16-cv-03702
CERAMIC SUBSTRATES : 2:16-cv-03802
MINIMODULES : 2:17-cv-04302
SIDE DOOR LATCHES : 2:17-cv-13005

This Document Relates to: : Hon. Marianne O. Battani

AUTOMOBILE DEALERSHIP ACTIONS :

**ORDER REGARDING AUTO DEALERS' MOTION TO SET ASIDE FUNDS FROM
ROUND THREE SETTLEMENTS FOR
FUTURE REQUESTS FOR CLASS REPRESENTATIVE SERVICE AWARDS**

The above matter came before the Court on the Auto Dealers' motion for leave to set aside one percent of the third round of Auto Dealer settlements ("Round Three settlements") for potential future service awards to the Auto Dealer class representatives.

The Court has reviewed the memorandum submitted by the Auto Dealers in support of their motion and held a hearing on the matter on September 26, 2018. Appearances were noted on the record.

Based on the record and proceedings before the Court, it is hereby **ORDERED**:

1. The motion is **GRANTED**.
2. The Court has considered the reaction of the class members to this request to set aside a portion of the Round Three settlements. The Court has considered the relevant case law and authority and finds that setting aside funds for potential future service awards is appropriate. The Court concludes that setting aside one percent of the settlements currently being considered for final approval is appropriate under Fed. R. Civ. P. 23(h) and Fed.R.Civ.P. 54(d)(2). Notice of this request to set aside funds was provided to the potential class members via direct and published notice and a settlement web site that identified and provided copies of relevant documents and pleadings.
3. Interim Co-Lead Counsel for the Auto Dealers shall deduct one percent, on a *pro rata* basis after the deduction of past expenses and the future expenses set aside (\$1,121,814.00), from the settlements currently before the Court in the above cases and shall deposit those funds into an account only to be used upon an order of the Court granting future motions from the Auto Dealers for class representative service awards.
4. Any money in the set aside fund established through this Order that is not awarded to Auto Dealer class representatives shall be returned, on a *pro rata* basis, to the settlement funds in the above cases.

IT IS SO ORDERED.

Date: November 5, 2018

s/Marianne O. Battani
MARIANNE O. BATTANI
United States District Judge

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Order was served upon counsel of record via the Court's ECF System to their respective email addresses or First Class U.S. mail to the non-ECF participants on November 5, 2018.

s/ Kay Doaks
Case Manager