

**UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

IN RE TRICOR INDIRECT PURCHASER
ANTITRUST LITIGATION

C.A. No. 05-360 (SLR)
(consolidated)

THIS DOCUMENT RELATES TO:
ALL INDIRECT PURCHASER CASES

[PROPOSED] ORDER OF DISTRIBUTION OF RESIDUAL FUNDS

This Court having approved the Stipulation of Settlement of this class action and the amended Plan of Allocation of settlement proceeds [D.I. 545,548], and upon consideration of Class Plaintiffs' Motion to Distribute Residual Funds to Consumer Class Members, which is supported by the Declaration of Thomas M. Sobol Concerning Consumer Settlement Fund Distribution, Declaration of Eric J. Miller Regarding Status of Consumer Distribution and the Declaration of Matthew B. Sears Concerning Administration and Second Distribution of Consumer Settlement Fund ("Sears Declaration") together with exhibit attached thereto, it is hereby ORDERED that:

1. The recommendations of Class Counsel with respect to the distribution of residual funds to consumer class members, including the eligibility and ineligibility of consumer class members for a share of the residual funds, are hereby adopted and approved by the Court, including:

a. the reissuance of 1,054 checks (totaling \$27,781.76) in response to requests by class members who did not cash their initial distribution checks before they became stale, as described in the Sears Declaration ¶ 7;

b. each consumer class member who cashed his or her initial settlement

distribution check is eligible for *pro rata* payment from the residual consumer funds, as described in the Sears Declaration ¶¶ 8-12; and

c. in order to receive payment from the residual consumer funds, the *pro rata* check amount must be in the amount of \$10.00 or more, as described in the Sears Declaration ¶ 11.

2. The Court also finds that the services and proposed services of Class Action Settlement Services LLC (“CASS”) are reasonable and necessary for the administration of the settlement in accordance with the amended Plan of Allocation, and in connection with the proposed distribution of residual consumer funds. The Court therefore approves:

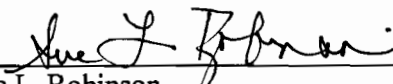
a. the payment of \$1,949.90 to CASS from the consumer residual funds for the cost of reissuing of checks from the initial distribution, *see* Sears Declaration ¶ 15; and

b. the payment of \$302,406.55 to CASS from the consumer residual funds for the distribution of residual consumer funds to class members in the minimum amount of \$10.00, as described in Sears Declaration ¶ 12.

3. The distribution of residual consumer funds in the manner specified in the Sears Declaration shall commence as soon as practicable without further order of the Court.

SO ORDERED.

DATED: August 2, 2011


Sue L. Robinson
United States District Judge