

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE**

RAFAEL SUAREZ, DAISY GONZALEZ,
and RICHARD BYRD, individually and on
behalf of all others similarly situated,

Plaintiffs,

vs.

NISSAN NORTH AMERICA, INC.,

Defendant.

) Case No.: 3:21-cv-00393

) **Hon. William L. Campbell, Jr.**

) **CLASS ACTION**

) **PLAINTIFFS' MOTION FOR AWARD**
) **OF ATTORNEYS' FEES AND**
) **EXPENSES AND PLAINTIFFS'**
) **INCENTIVE AWARDS**

In accordance with Federal Rule of Civil Procedure 54(d)(2)(A) and 23(h), Plaintiffs, by and through their counsel of record, move this Court for an order approving payment, pursuant to the Settlement with Nissan North America “(NNA)”, of attorneys’ fees reimbursement of expenses totaling \$2.5 million, and service awards of \$5,000 each for the Class Representatives. In support of this Motion, Plaintiffs rely upon the accompanying memorandum of law, the Declarations of Timothy N. Mathews, John Spragens, Judge Diane M. Welsh (ret.), Lana Lucchesi, and Lee Bowron, and all supporting exhibits, the Complaint filed in this action, and such oral argument as the Court may consider in deciding this motion. A proposed Final Order and Judgment granting final approval of the settlement, awarding attorneys’ fees and expenses, awarding incentive awards, and addressing other matters relevant to the Settlement, is attached hereto pursuant to Administrative Order No. 167.

Dated: September 20, 2021

Respectfully submitted,

/s/ Timothy N. Mathews

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CERTIFICATE OF SERVICE

I hereby certify that on September 20, 2021, I electronically filed the foregoing Plaintiffs' Motion For Award Of Attorneys' Fees And Expenses And Plaintiffs' Incentive Awards with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all parties registered on the CM/ECF system. All other parties (if any) shall be served in accordance with the Federal Rules of Civil Procedure.

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/s/ Timothy N. Mathews
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