

**IN THE DISTRICT COURT OF GARVIN COUNTY  
STATE OF OKLAHOMA**

STATE OF OKLAHOMA }  
GARVIN COUNTY } **SS.**

MICHAEL KERNEN and )  
GLADYS MARIE WILKERSON, )  
TRUSTEE OF THE GLADYS MARIE )  
WILKERSON 1999 TRUST, )

Plaintiffs, )

v. )

CITIZEN ENERGY II, LLC and )  
CITIZEN ENERGY III, LLC, )

Defendants. )

**FILED**

JUL 29 2024

AT 3:10 P.M.

LAURA LEE, Court Clerk

BY  DEPUTY

Case No. CJ-2018-7

**CLASS COUNSEL’S MOTION FOR APPROVAL OF  
REIMBURSEMENT OF LITIGATION EXPENSES AND  
ADMINISTRATION, NOTICE, AND DISTRIBUTION COSTS**

Class Counsel respectfully file this *Motion for Approval of Reimbursement of Litigation Expenses and Administration, Notice, and Distribution Costs*, and hereby move this Court for entry of an Order approving Class Counsel’s request for reimbursement of: (a) Litigation Expenses incurred by successfully prosecuting and resolving this Litigation in an amount not to exceed \$200,000.00, and (b) Administration, Notice, and Distribution Costs actually incurred and not to exceed \$250,000.00 – *i.e.*, the amounts set forth in the Notice to the Settlement Class.

Class Counsel base this Motion on: (1) the Memorandum of Law in Support of this Motion and exhibits thereto; (2) the Declaration of Jason A. Ryan and Drew Pate on Behalf of Class Counsel;<sup>1</sup> (3) the Declaration of Drew Pate on Behalf of Nix Patterson, LLP;<sup>2</sup> (4) the Declaration

<sup>1</sup> Exh. 3 to Class Representatives’ Memorandum of Law in Support of Motion for Final Approval.

<sup>2</sup> Exh. 2 to Class Counsel’s Motion for Attorneys’ Fees.

of Patrick M. Ryan on behalf of Ryan Whaley Coldiron Jantzen Peters & Webber PLLC;<sup>3</sup> (5) the Declaration of Robert Barnes, Patranell Lewis, and Emily Kitch on behalf of Barnes & Lewis, LLP;<sup>4</sup> (6) the Declaration of Michael Kernen;<sup>5</sup> (7) the Declaration of Gladys Marie Wilkerson;<sup>6</sup> (8) the Declaration of Jennifer M. Keough on Behalf of Settlement Administrator JND Legal Administration LLC, Regarding Notice Mailing and Administration of Settlement;<sup>7</sup> (9) the Affidavit of Barbara A. Ley, CPA, CITP, CFF;<sup>8</sup> (10) the Affidavits of Absent Class Members Castlerock Resources, Inc.; Kelsie Wagner; Pagosa Resources, LLC; Chieftain Royalty Company; and Sagacity, Inc.;<sup>9</sup> (11) the applicable law; and (12) all pleadings, declarations, and records on file in this matter, which are respectfully incorporated by reference as if set forth fully herein.

Accordingly, Class Counsel respectfully request the Court enter the Proposed Order granting the relief stated above and such further relief to which the Court finds Class Counsel entitled.

DATED: July 29, 2024

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<sup>3</sup> Exh. 1 to Class Counsel's Motion for Attorneys' Fees.

<sup>4</sup> Exh. 3 to Class Counsel's Motion for Attorneys' Fees.

<sup>5</sup> Exh. 1 to Class Representatives' Memorandum of Law in Support of Motion for Final Approval.

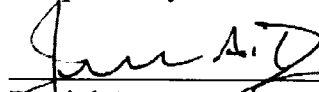
<sup>6</sup> Exh. 2 to Class Representatives' Memorandum of Law in Support of Motion for Final Approval.

<sup>7</sup> Exh. 5 to Class Representatives' Memorandum of Law in Support of Motion for Final Approval.

<sup>8</sup> Exh. 4 to Class Representatives' Memorandum of Law in Support of Motion for Final Approval.

<sup>9</sup> Exhs. 6-10 to Class Representatives' Memorandum of Law in Support of Motion for Final Approval.

Respectfully submitted,



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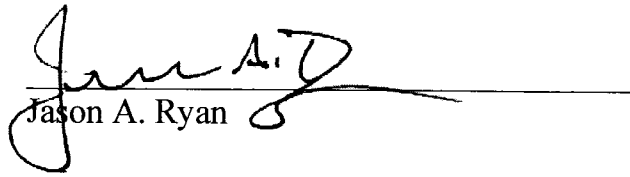
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**ATTORNEYS FOR PLAINTIFFS**

**CERTIFICATE OF SERVICE**

I hereby certify that on July 29, 2024 a true and correct copy of the foregoing document was sent, via first class mail and/or electronic mail, to the following counsel of record:

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