

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

EDWARD ZYBURO, on behalf of
himself and all others similarly situated,

Plaintiff,

v.

NCSPLUS INC.,

Defendant.

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) CASE NO: 12-cv-06677 (JSR)
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**PLAINTIFF’S MOTION FOR APPROVAL OF ATTORNEYS’ FEES, COSTS AND
EXPENSES AND SERVICE AWARD TO PLAINTIFF AS CLASS REPRESENTATIVE**

To all parties and their attorneys of record, please take notice that on June 25, 2015 at 3:00 p.m., in the United States District Court, Southern District of New York, before the Honorable Jed S. Rakoff, Plaintiff Edward Zybuuro will and hereby moves for an Order awarding attorneys’ fees and reimbursement of costs and expenses to Class Counsel and a service award to Plaintiff.

Class Counsel seek an award of \$450,000.00 in attorneys’ fees, which represents 25% of the Gross Fund Value of the Settlement, and costs and expenses in the amount of \$146,116.14, pursuant to Rule 23(h) of the Federal Rules of Civil Procedure, and in accordance with the parties’ Stipulation of Settlement, for their efforts and risks litigating this action and the benefits obtained for the Class. Plaintiff and Class Counsel also seek approval of a service award in the amount of \$10,000.00 in recognition of Plaintiff serving as Class Representative.

This Motion is based upon the Memorandum in Support, the Stipulation of Settlement, the Declarations of Class Counsel and Plaintiff's Counsel, the pleadings and papers on file in this action, and other such evidence or argument as may be presented to the Court at the hearing on this Motion.

Defendant, NCSPlus Inc., does not oppose this Motion.

Dated: May 26, 2015

Respectfully submitted,

**MORGAN & MORGAN
COMPLEX LITIGATION GROUP**

/s/ John A. Yanchunis

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CERTIFICATE OF SERVICE

I hereby certify that on this 26th day of May, 2015, the foregoing **PLAINTIFF'S MOTION FOR APPROVAL OF ATTORNEYS' FEES, COSTS AND EXPENSES AND SERVICE AWARD TO PLAINTIFF AS CLASS REPRESENTATIVE** was filed using the Court's CM/ECF System, which will send notice to all counsel of record. Parties may access this filing through the Court's CM/ECF System.

/s/ John A. Yanchunis

John A. Yanchunis, Esq.