

Employment Law Quarterly

**A quarterly compilation of employment cases reported in
Class Action Attorney Fee Digest**

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Editor's Note

Over the past three months, the full edition of *Class Action Attorney Fee Digest* has reported on over sixty cases on many subjects: Antitrust, Civil Rights, Consumer, Employment, Environment, and Securities. This publication extracts just the employment cases — here there are 17. These employment/labor law cases cover such issues as: pensions, overtime, health insurance, and discrimination. There are four state cases and thirteen federal. The largest settlement was \$37-57.7 million in *In re Qwest Savings & Investment Plan*, in which the Court awarded \$9.75 million in attorney fees.

As with the full edition, we include two charts: one summarizing the general details and one summarizing incentive awards to named plaintiffs.

What you missed in the regular edition of *Class Action Attorney Fee Digest*: a brief case note on *Masters v. Wilhelmina Model Agency, Inc.* discussing the Second Circuit's opinion of the basis of attorney fees, a brief case note on *In re Paracelsus Corp.* discussing the issue of *cy pres*, an article on the lodestar vs. percentage method using *In re Stock Exchanges Options Trading Antitrust Litigation*, by Professors William B. Rubenstein and Alan Hirsch, a second article by Professor Rubenstein examining whether a common fund fee award should be based on the amount recovered or limited to the amount paid out to class members. Each issue also contains an index of cases by jurisdiction. To subscribe to the regular monthly edition, please contact us at subscriptions@octagonpublishing.com. Thank you.

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Attorney Fee Awards Summary Chart

This chart summarizes recent class action attorney fee awards. For each case the chart provides: settlement amount, attorney fees, both in dollar amounts and as a percentage of the recovery, any multiplier explicitly or implicitly awarded, jurisdiction, substantive topic, and the page number on which the full case abstract begins.

Because of limited space, we have simplified some details on this chart. Some settlements involved a combination of cash and non-cash relief (e.g., injunctive relief, equitable relief,

coupons, or certificates). If we were unable to determine a value for the non-cash component, we reported the known aspect of the settlement as the settlement benefits value but indicated with a “+” symbol that the settlement actually was some unknown amount greater. Some cases are claims-made settlements for which the total amount paid to class members is presently unknown.

Every case in the chart lists the amount the court awarded in attorney fees. When possible, we have calculated the

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