

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

Eric Goldstein, Matt Sudol, and Bonnie Zelazek, individually and as representatives of a class of similarly situated persons, and on behalf of the Mutual of America Life Insurance Company Savings Plan,

Plaintiffs,

v.

Mutual of America Life Insurance Company, the Mutual of America Investment Manager Committee, and John and Jane Does 1-20,

Defendants.

Case No. 1:22-cv-7862-GHW-OTW

CLASS ACTION

**Plaintiffs' Notice of Motion and Motion
for Attorneys' Fees and Costs,
Administrative Expenses, and Class
Representative Service Awards**

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that on October 4, 2023, 10:00 a.m., before the Honorable Ona T. Wang, United States District Judge, in Courtroom 20D, Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York, Plaintiffs Eric Goldstein, Matt Sudol, and Bonnie Zelazek ("Plaintiffs") will and hereby do move this Court for An Order awarding: (1) attorneys' fees to Class Counsel in the amount of \$915,750 (one-third of the \$2.75 million Gross Settlement Amount); (2) reimbursement of \$18,553.28 in litigation costs and \$35,969 in settlement administration expenses; and (3) class representative service awards in the amount of \$5,000 to each of the named Plaintiffs (\$15,000 total).

This motion is made under Federal Rule of Civil Procedure 23(h) and Article 7 of the Parties' Class Action Settlement Agreement, *ECF No. 57-1*, and is based on the accompanying Memorandum of Law and authorities cited therein, the Declaration of Brock Specht and exhibits

thereto, the previously filed declarations of the Class Representatives, *ECF Nos. 58, 59, 60*, the Settlement Agreement, and all files, records, and proceedings in this matter.

Counsel for Plaintiffs have conferred with counsel for Defendants regarding this motion and have been advised that Defendants do not oppose the motion. As of the filing of this motion, there have been no objections to the proposed attorneys' fees and costs, settlement administrative expenses, or Class Representative service awards.

Dated: August 23, 2023

Respectfully submitted,

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