

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION**

**Case No. 1:10-cv-23235/HOEVELER**

DAVID KARDONICK, JOHN DAVID and  
MICHAEL CLEMINS, individually and on behalf of  
all others similarly situated and the general public,

Plaintiff,

v.

JPMORGAN CHASE & CO. and CHASE BANK  
USA, N.A.

Defendants.

**PLAINTIFFS' MOTION FOR MISCELLANEOUS RELIEF**

Pursuant to the Notice Plan approved by the Court on February 11, 2011, Plaintiffs hereby move for miscellaneous relief that the costs of the Settlement Administrator be released from the monies of the settlement fund. According to the Notice Plan, the Court authorized the payment of \$3,607,350 to the Settlement Administrator (the "Advanced Notice Costs") (Dkt. #24 at ¶¶ 9, 11). Over and above the Advanced Notice Costs, the Settlement Administrator has incurred additional costs in the processing of claims and re-mailing of notices and claim forms. Attached hereto as Exhibit A is a letter invoice from the Settlement Administrator describing additional claims processing costs already incurred totaling \$247,898.18. Attached hereto as Exhibit B is a letter from the Settlement Administrator describing the need to re-mail postcard notices and claim forms at a cost of \$93,000.

In accordance with the approved Notice Plan, Plaintiffs respectfully request that the Court grants this Motion and order the release of monies, totaling \$340,989.18 from the settlement fund for these additional claims processing and notice costs.

Dated: July 01, 2011

By: /s/ Brian Ku  
Brian Ku (FL Bar # 610461)  
Louis Mussman (FL Bar #597155)  
KU & MUSSMAN, P.A.  
12550 Biscayne Blvd., Suite 406  
Miami, Florida 33181  
Tel: (305) 891-1322  
Fax: (305) 891-4512  
brian@kumussman.com

GOLOMB & HONIK, P.C.  
Richard Golomb  
Ruben Honik  
1515 Market Street, Suite 1100  
Philadelphia, PA 19102  
Tel: (215) 985-9177  
Fax: (215) 985-4169

CARNEY WILLIAMS BATES BOZEMAN  
& PULLIAM, PLLC  
Allen Carney  
Randall K. Pulliam  
Tiffany Wyatt Oldham  
11311 Arcade Drive, Suite 200  
Little Rock, AR 72212  
Tel: (501) 312-8500  
Fax: (501) 312-8505

KANNER & WHITELEY, LLC  
Allan Kanner (LA Bar #20580)  
Conlee S. Whiteley (LA Bar # 22678)  
M. Ryan Casey (LA Bar #30192)  
701 Camp Street  
New Orleans, LA 70130  
Tel: (504) 524-5777  
Fax: (504) 524-5763

**Plaintiffs' Counsel**

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 1st day of July, 2011, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record via transmission of Notices of Electronic Filing generated by CM/ECF.

By: /s/ Brian Ku  
Brian Ku, Esq.