

1 JAMES E. GIBBONS (pro hac vice)  
 2 Cal. State Bar No. 130631  
 MANNING & KASS  
 3 ELLROD, RAMIREZ, TRESTER LLP  
 4 801 South Figueroa Street, 15th Floor  
 Los Angeles, CA 90017  
 5 Tel. (213) 624-6900  
 6 jeg@manningllp.com

7 ROBERT W. COHEN (pro hac vice)  
 8 Cal. State Bar No. 150310  
 9 MARIKO TAENAKA (pro hac vice)  
 Cal. State Bar No. 273895  
 10 LAW OFFICES OF ROBERT W. COHEN, A.P.C.  
 11 1901 Avenue of the Stars, Suite 1900  
 Los Angeles, CA 90067  
 12 Tel. (310) 282-7586  
 13 rwc@robertwcohenlaw.com  
 14 mt@robertwcohenlaw.com

15 Attorneys for Plaintiffs

16 **UNITED STATES DISTRICT COURT**

17 **DISTRICT OF NEVADA**

18 SHIGE TAKIGUCHI, et. al,  
 19 Individually and On Behalf of All  
 20 Others Similarity Situated,  
 21  
 22 Plaintiffs,  
 23 v.  
 24 MRI INTERNATIONAL, INC.,  
 25 EDWIN J. FUJINAGA, JUNZO  
 26 SUZUKI, PAUL MUSASHI  
 27 SUZUKI, LVT, INC., dba STERLING  
 ESCROW, and DOES 1-500,  
 28  
 Defendants.

Case No.: 2:13-cv-01183-HDM-NJK

**STIPULATION AND  
 ORDER RE PAYMENT OF  
 ATTORNEYS FEES AND COSTS  
 INCURRED BY SUZUKI  
 ENTERPRISES, INC. PROFIT  
 SHARING PLAN DURING  
 MARCH 2018**

---

STIPULATION AND ORDER RE PAYMENT OF ATTORNEYS FEES INCURRED BY SUZUKI  
 ENTERPRISES, INC., PROFIT SHARING PLAN DURING MARCH 2018

1           WHEREAS Defendant Suzuki Enterprises, Inc. Profit Sharing Plan (the  
2 “Plan”) and Plaintiffs are collectively referred to herein as the “Parties”;

3           WHEREAS on December 2, 2016, the Court issued its order [550] (“Order  
4 re Fees”) approving the Stipulation re Payment of Attorneys’ Fees [549]  
5 (“Stipulation re Fees”), providing a procedure for payment of legal fees and costs  
6 from Plan funds that are presently subject to the preliminary injunction [183]  
7 issued by this Court;

8           WHEREAS the Plan incurred legal fees and costs in February 2018 in the  
9 amount of \$5,622.46, in connection with: terminating the Plan, and  
10 communications with multiple counsel, Plan fiduciaries and the Court regarding  
11 settlement issues;

12           WHEREAS such fees and costs are payable as follows:

- 13           • \$535.00 payable to Foundation Law Group LLP, lead counsel for the  
14           Plan;
- 15           • \$625.00 payable to Brucker & Morra, APC, ERISA counsel; and
- 16           • \$4,462.46 payable to SI Group the administrator for the Plan;

17           WHEREAS the invoices for the Plan’s legal fees and costs with specific  
18 descriptions of the work accomplished are attached hereto as Exhibit “A”;

19           WHEREAS the Parties have communicated a mutual desire to avoid the  
20 necessity of a formal motion for attorneys’ fees through this Stipulation;

21           NOW, therefore, the Parties stipulate as follows:

- 22           1. \$535.00 of the funds held by LPL Financial for the benefit of the Plan  
23           shall be unfrozen and released from the preliminary injunction [183] and  
24           paid to Foundation Law Group LLP;
- 25           2. \$625.00 of the funds held by LPL Financial for the benefit of the Plan  
26           shall be unfrozen and released from the preliminary injunction [183] and  
27           paid to Brucker & Morra, APC;

- 1 3. \$4,462.46 of the funds held by LPL Financial for the benefit of the Plan  
2 shall be unfrozen and released from the preliminary injunction [183] and  
3 paid to SI Group; and
- 4 4. The remaining funds held by LPL Financial for the benefit of the Plan  
5 shall remain frozen and subject to the preliminary injunction [183]  
6 pending a further application for payment of attorneys' fees and  
7 expenses; and
- 8 5. Payment of attorneys' fees and expenses for the month of March 2018  
9 shall be made from cash on hand that is held in the name of the Plan.

10 DATED: April 2, 2018

DATED: April 2, 2018

11 **MANNING & KASS ELLROD**  
12 **RAMIREZ, TRESTER LLP**

**ENENSTEIN PHAM & GLASS**

13  
14 By: /s/ James E. Gibbons  
15 Attorneys for Plaintiffs

By: /s/ Robert A. Rabbat  
Attorneys for Suzuki Enterprises, Inc.,  
Profit Sharing Plan

16 DATED: April 2, 2018

DATED: April 2, 2018

17 **LAW OFFICES OF ROBERT W.**  
18 **COHEN, A.P.C.**

**FOUNDATION LAW GROUP LLP**

19 By: /s/ Robert W. Cohen  
20 Attorneys for Plaintiffs

By: /s/ Gregg D. Zucker  
Attorneys for Suzuki Enterprises,  
Inc., Profit Sharing Plan

21  
22 **ORDER**

23 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

24 DATED this 4th day of April, 2018.

25  
26  
27 

28 United State District Court Judge