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13 UNITED STATES DISTRICT COURT  
14 CENTRAL DISTRICT OF CALIFORNIA  
15 WESTERN DIVISION

16 IN RE COUNTRYWIDE FINANCIAL  
CORPORATION SECURITIES  
17 LITIGATION

Lead Case No.  
CV 07-05295 MRP (MANx)

18 This Document Applies to: All Actions

**NOTICE OF MODIFIED  
PETITION OF LEAD COUNSEL  
FOR LEAD PLAINTIFFS FOR  
AN AWARD OF ATTORNEYS'  
FEES AND REIMBURSEMENT  
OF EXPENSES**

Date: February 25, 2011  
Time: 1:00 p.m.  
Courtroom: 12  
Judge: Hon. Mariana R. Pfaelzer

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that, on February 25, 2011, at 1:00 p.m. or as  
3 soon thereafter as counsel may be heard, Labaton Sucharow LLP, Court-appointed  
4 Lead Counsel for Lead Plaintiff Thomas P. DiNapoli, Comptroller of the State of  
5 New York, as Administrative Head of the New York State and Local Retirement  
6 Systems and as sole Trustee of the New York State Common Retirement Fund, and  
7 Lead Plaintiffs New York City Employees' Retirement System, New York City  
8 Police Pension Fund, New York City Fire Department Pension Fund, New York  
9 City Board of Education Retirement System, and Teachers' Retirement System of  
10 the City of New York, will petition this Court on behalf of all Plaintiffs' Counsel  
11 before the Honorable Mariana R. Pfaelzer, United States District Judge, at the  
12 United States Courthouse, 312 North Spring Street, Courtroom 12, Los Angeles,  
13 California 90012, for an Order, pursuant to Rules 23(h) and 54(d)(2) of the Federal  
14 Rules of Civil Procedure, (i) awarding attorneys' fees of \$46,472,000.00, or  
15 approximately 7.73% of the anticipated Settlement Amount, with interest; and (ii)  
16 granting reimbursement of expenses in the total amount of \$8,080,517.87, with  
17 interest on the amount of expenses actually paid as of September 15, 2010, all to be  
18 paid out of the Gross Settlement Fund in this action.

19 This petition is premised upon the accompanying Memorandum of Points  
20 and Authorities in Support of Lead Counsel's Modified Petition for an Award of  
21 Attorneys' Fees and Reimbursement of Expenses; the accompanying Supplemental  
22 Declaration of Joel H. Bernstein in Support of Plaintiffs' Motion for Final  
23 Approval of Settlement and Plan of Allocation of Net Settlement Fund and Lead  
24 Counsel's Modified Petition for an Award of Attorneys' Fees and Reimbursement  
25 of Expenses; the accompanying Declaration of Diane D. Foody, Esq. in Support of  
26 Final Approval of Settlement as Modified, the Proposed Plan of Allocation as  
27 Modified, and Modified Award of Attorneys' Fees and Reimbursement of  
28

1 Expenses, with exhibit; the accompanying Supplemental Declaration of Karen J.  
2 Seemen, Esq. in Support of Final Approval of Settlement as Modified, Proposed  
3 Plan of Allocation as Modified, and Modified Award of Attorneys' Fees and  
4 Reimbursement of Expenses, with exhibit; and the accompanying Supplemental  
5 Declaration of Michael H. Diamond in Support of Lead Counsel's Modified  
6 Request for Attorneys' Fees and Expenses, with exhibit.

7       This petition is also premised upon this Court's Order Granting Preliminary  
8 Approval to First Amendment to Settlement Agreement and Directing  
9 Dissemination of Supplemental Notice to the Class, dated January 7, 2011 (Dkt.  
10 No. 1021); the First Amendment to Amended Stipulation and Agreement of  
11 Settlement, with exhibits, dated as of January 4, 2011 (Dkt. No. 1015); the  
12 Memorandum of Points and Authorities in Support of Lead Counsel's Petition for  
13 an Award of Attorney's Fees and Reimbursement of Expenses, dated October 11,  
14 2010 (Dkt. No. 989); the Declaration of Joel H. Bernstein in Support of Plaintiffs'  
15 Motion for Final Approval of Settlement and Plan of Allocation of Net Settlement  
16 Fund and Lead Counsel's Petition for an Award of Attorney's Fees and  
17 Reimbursement of Expenses, and certain exhibits thereto, dated October 11, 2010  
18 (Dkt. No. 985); the Declaration of Michael H. Diamond in Support of Lead  
19 Counsel's Request for Attorneys' Fees and Expenses, with exhibits, filed on  
20 October 11, 2010 (Dkt. No. 990); the Compendium of Individual Declarations  
21 Submitted in Support of Lead Counsel's Petition for an Award of Attorney's Fees  
22 and Reimbursement of Expenses, filed on October 11, 2010 (Dkt. No. 991); this  
23 Court's Order Granting Preliminary Approval to Settlement and Directing  
24 Dissemination of Notice to the Class, with exhibits, dated August 2, 2010 (Dkt.  
25 No. 976); the Amended Stipulation and Agreement of Settlement, with exhibits,  
26 dated as of June 29, 2010 (Dkt. No. 841); and all prior papers and proceedings in  
27 this action.

1 A proposed Order Awarding Attorneys' Fees and Expenses to Lead Counsel  
2 is submitted herewith.

3  
4 Dated: February 4, 2011

Respectfully submitted,

5 LABATON SUCHAROW LLP

6 By: /s/ Joel H. Bernstein

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