

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 07-1112

IN RE: Lord Abbett Mutual Funds Fee litigation,
JOSEPH C. WHITE; JOSEPHINE LOGAN; RICHARD CURTIS;
BO BORTNER; JAMES A. PINGITORE; PHILIP B. KATZ,

Appellants.

v.

LORD ABBETT & CO LLC; LORD ABBETT
DISTRIBUTOR LLC; TRACIE E. AHERN;
JOAN A. BINSTOCK; DANIEL E. CARPER; ROBERT S. DOW;
HOWARD E. HANSEN; PAUL A. HILSTAD; LAWRENCE H. KAPLAN;
ROBERT G. MORRIS; A. EDWARD OBERHAUS, III;
EDWARD K. VON DER LINDE; MICHAEL BROOKS;
ZANE E. BROWN; PATRICK BROWNE; JOHN J. DICHIARO;
SHOLOM DINSKY; LESLIE J. DIXON; KEVIN P. FERGUSON; ROBERT P.
FETCH; DARIA L. FOSTER; DANIEL H. FRASCARELLI;
ROBERT I. GERBER; MICHAEL S. GOLDSTEIN; MICHAEL A. GRANT;
CHARLES HOFER; W. THOMAS HUDSON; CINDA HUGHES;
ELLEN G. ITSKOVITS; MAREN LINDSTROM; ROBERT A. LEE;
GREGORY M. MACOSKO; THOMAS MALONE; CHARLES MASSARE, JR.;
STEPHEN J. MCGRUDER; PAUL MCNAMARA; ROBERT J. NOELKE;
R. MARK PENNINGTON; WALTER PRAHL; MICHAEL ROSE;
ELI M. SALZMANN; DOUGLAS B. SIEG; RICHARD SIELING;
MICHAEL T. SMITH; RICHARD SMOLA; DIANE TORNEJAL;
CHRISTOPHER J. TOWLE; MARION ZAPOLIN

On Appeal from the United States District Court
for the District of New Jersey
(D. C. Nos. 04-cv-00559; 04-cv-00965; 04-cv-01055;
04-cv-01057; 04-cv-01209 and 04-cv-01365)
District Judge: Hon. William J. Martini

Argued on June 25, 2008

Before: SLOVITER, BARRY and ROTH, Circuit Judges

JUDGMENT

This case came on to be heard on the record before the United States District Court for the District of New Jersey and was argued on June 25, 2008.

On consideration whereof,

IT IS ORDERED AND ADJUDGED by this Court that the judgment of the District Court entered January 3, 2007, be and the same is hereby vacated and remanded for further proceedings. Costs taxed against Appellees.

All of the above in accordance with the Opinion of this Court.

ATTEST:

/s/ Marcia M. Waldron
Clerk

Dated: January 20, 2009