

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 06-60149-CIV-DIMITROULEAS/ROSENBAUM

SCOTT SCHULTZ, individually,  
and on behalf of all others  
similarly situated,

Plaintiff,

vs.

APPLICA INCORPORATED,  
et al.,

Defendants.

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**ORDER APPROVING PLAN OF ALLOCATION OF SETTLEMENT PROCEEDS**

THIS CAUSE is before the Court upon the Lead Plaintiffs' Motion for Final Approval of the Plan of Allocation filed herein on January 4, 2008 [DE-48]. The Court has fully considered the Joint Motion, the Settlement Agreement, the Plan of Allocation, all papers filed and proceedings held herein, notes that due and adequate notice was given of the Settlement as required and no objections were presented at or before the Hearing on the Motion on January 11, 2008, and is otherwise fully informed in the premises.

Accordingly, it is hereby **ORDERED AND ADJUDGED** as follows:

1) For purposes of this Order, the terms used herein shall have the same meanings as set forth in the Stipulation and Agreement of Settlement dated as of October 2, 2007 (the "Stipulation").

2) Pursuant to and in full compliance with Rule 23 of the Federal Rules of Civil Procedure, this Court hereby finds and concludes that due and adequate notice was directed to all

Persons and entities who are Class Members advising them of the Plan of Allocation and of their right to object thereto, and a full and fair opportunity was accorded to all Persons and entities who are Class Members to be heard with respect to the Plan of Allocation.

3) The Court hereby finds and concludes that the formula for the calculation of the claims of Authorized Claimants which is set forth in the Notice of Pendency and Proposed Settlement of Class Action (the "Notice") sent to Class Members, provides a fair and reasonable basis upon which to allocate the proceeds of the Net Settlement Fund established by the Stipulation among Class Members, with due consideration having been given to administrative convenience and necessity.

4) The Court hereby finds and concludes that the Plan of Allocation set forth in the Notice [DE-44-4] is in all respects fair and reasonable and the Court hereby approves the Plan of Allocation.

**DONE AND ORDERED** in Chambers at Fort Lauderdale, Broward County, Florida, this  
14th day of January, 2008.

  
WILLIAM P. DIMITROULEAS  
United States District Judge

Copies furnished to:  
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