

IN THE CIRCUIT COURT OF THE 17TH
JUDICIAL CIRCUIT IN AND FOR
BROWARD COUNTY, FLORIDA

CASE NO. 01-21376 CA 08

GENERAL JURISDICTION DIVISION

JOAN LIGHT, SHIRLEY EISENBERG
CAROL PRISCO, and GLORIA ZIMMER

Plaintiffs,

-VS-

SCI FUNERAL SERVICES OF FLORIDA,
INC., a Florida corporation d/b/a MENORAH
GARDENS & FUNERAL CHAPELS and
SERVICE CORPORATION
INTERNATIONAL, a Texas corporation,
MENORAH PARTNERSHIP, a
Florida General Partnership, and SHARON
GARDENS LIMITED PARTNERSHIP, a
Florida Limited Partnership,

MOTION TO COMPEL DEFENDANTS
TO PAY THE BLUE RIBBON
PANEL'S FEES

Defendants.

Class counsel, pursuant to the Class Action Settlement Agreement, file their Motion to Compel Defendants to Pay the Blue Ribbon Panel's fees in the above styled cause. As grounds, Class counsel state as follows:

1. Pursuant to Section 1.3 (a) of the Class Action Settlement Agreement in the above styled cause, Defendants agreed to provide compensation for the Blue Ribbon Panel for six months unless the Attorney General's office agreed to pay the Blue Ribbon Panel.
2. Although the Attorney General's office has been cooperative, the Attorney General's office has not agreed to pay the Blue Ribbon Panel's fees finding that it should be the responsibility of the Defendants to pay such fees.
3. Members of the Blue Ribbon Panel, Rabbi Maurice Lamm, Jeffrey B. Retterer and Ralph J.

D'Amato have all done work relating to this cause and have submitted bills to the Defendants that have remained unpaid.

4. To date, Defendants have not made payment of said invoices and have suggested that the matter be referred to the Court for resolution.

WHEREFORE, Class counsel requests that the Court enter an order requiring that Defendants pay the members of the Blue Ribbon Panel forthwith for their work in this case as required by the Settlement Agreement.

CERTIFICATE OF SERVICE

WE HEREBY CERTIFY that a true and correct copy of Plaintiffs' Memorandum in opposition to putative class member's renewed motion to intervene was sent via U.S. Mail and facsimile this 17th day of September, 2004, to: BARRY DAVIDSON, ESQUIRE, HUNTON AND WILLIAMS, Attorney for Defendants, Barclays Financial Center, Suite 2500, 1111 Brickell Avenue, Miami, Florida 33131; DENNIS O'HARA, ESQUIRE, WICKER, SMITH, O'HARA, McCOY, GRAHAM & FORD, P.A., Co-Counsel for Defendant, SCI Funeral Services of Florida, SouthTrust Tower, Suite 500, One East Broward Boulevard, Ft. Lauderdale, Florida 33302; THEODORE J. LEOPOLD, ESQ., RICCI LEOPOLD, 2925 PGA Blvd., Ste. 200, Palm Beach Gardens, FL 33410; GARY M. FARMER, JR., ESQ., FREEDLAND GLASSMAN FARMER & SHELLER, 2665 Executive Park Dr., Ste. 3, Weston, FL 33331; STEPHEN M. COHEN, ESQ., 1615 Forum Place Ste. 500, West Palm Beach, FL 33401; MITCHELL I. KITROSER, ESQ., 2215 N. Military Trail, Suite F, West Palm Beach, FL 33409; ANNA D. TORRES, ESQ., POWERS, McNALIS & TORRES, PO Box 21289, West Palm Beach, FL 33416-1289; RUTH PEERS, 51 Fairfield Road, East Brunswick, NJ 08816; LAWRENCE P. KUVIN, Esq. Kuvin & Stettin, LLC, 1314 East Las Olas Blvd. Suite 605, Ft. Lauderdale, FL 33301; and RICHARD H. FRANKEL, Esq., Trial Lawyers for Public Justice, 1717 Massachusetts Avenue, NW, Suite 800, Washington, DC 20036.

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