

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 TAX COSTS OF CLASS
ADMINISTRATION BY THE GARDEN
CITY GROUP**

Defendants.

Plaintiffs, by and through undersigned class counsel, file this Motion to Tax Costs incurred by the Garden City Group in their administration of the class for the reasons set forth below:

1. Class counsel contracted with the Garden City Group ("GCG") to assist in the administration of the class on February 28, 2002.
2. The Garden City Group has assisted in numerous facets of the class administration. For example, GCG has: 1) compiled an extensive database of contact information for all class members, including the burial information of the deceased or those who purchased burial plots; 2) handled mailings to class members; 3) administered the notice of the class via mail and publication; 4) started and maintains the class website and fielded all email inquiries; 5) established a toll-free number and staffed a phone bank with knowledgeable operators to address class members'

inquiries; and 6) been appointed by the Court as administrator of the Qualified Settlement Fund (QSF).

3. The costs of retaining and allowing the GCG to assist in the administration was necessary to properly prepare and present this case toward a successful settlement, creating a common fund in excess of \$65 million for class members' benefit.

4. Retaining and utilizing the GCG's expertise in administering the class is reasonable, necessary, usual and customary in a class action of this size and magnitude.

5. An invoice in the amount of \$151,618.86 from the GCG' is attached hereto as Exhibit "A."

WHEREFORE class counsel request that the Court enter an order awarding \$151,618.86 in costs to class counsel for the retention of and utilization of the work done by the GCG in the prosecution and administration of this litigation.

CERTIFICATE OF SERVICE

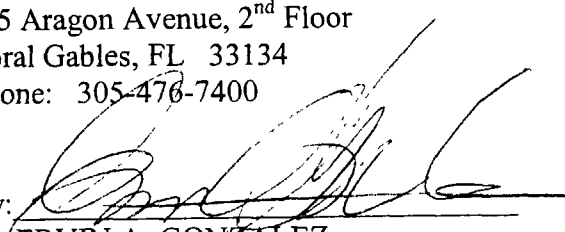
WE HEREBY CERTIFY that a true and correct copy of the above and foregoing was sent via U.S. Mail this 10th day of August, 2004, to: BARRY DAVIDSON, ESQUIRE, HUNTON AND WILLIAMS, *Attorney for Defendants*, Barclays Financial Center, Suite 2500, 1111 Brickell Avenue, Miami, Florida 33131; DENNIS O'HARA, 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; ANNA D. TORRES, ESQ., POWERS, McNALIS & TORRES, PO Box 21289, West Palm Beach, FL 33416-1289.

NEAL HIRSCHFELD, ESQUIRE
GREENSPOON MARDER HIRSCHFELD
RAFKIN ROSS & BERGER
Co-class counsel
Trade Centre South, Suite 700
100 West Cypress Creek Road
Ft. Lauderdale, FL 33309

COLSON HICKS EIDSON COLSON COOPER
MATTHEWS MARTINEZ GONZALEZ
KALBAC & KANE

Co-class counsel
255 Aragon Avenue, 2nd Floor
Coral Gables, FL 33134
Phone: 305-476-7400

By:


ERVIN A. GONZALEZ

Fla. Bar No. 500720

PATRICK S. MONTOYA

Fla. Bar No 0524441