

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF MARYLAND

IN RE MUTUAL FUNDS INVESTMENT  
LITIGATION

MDL 1586

Case No. 04-md-15861-CCB

This Document Relates To:  
Scudder Subtrack

**PETITION IN SUPPORT OF PLAINTIFFS' APPLICATION  
FOR ATTORNEYS' FEES AND REIMBURSEMENT OF EXPENSES**

Plaintiffs<sup>1</sup> hereby petition this Court for an award of attorneys' fees and reimbursement of expenses to Plaintiffs' Counsel and to Lead Plaintiff to compensate them for their work in connection with the Settlements in these Actions benefitting the Class and the Deutsche/Scudder Settlement Funds. As explained in the attached support memorandum, the request is reasonable, and is fair to class members and the Deutsche/Scudder Settlement Funds, under all appropriate measures. Court-approved notice of Plaintiffs' requested fees and reimbursement of expenses has been provided to class members, the Deutsche/Scudder Settlement Funds, and other interested parties, and all other procedural predicates to an award of fees and reimbursement of expenses in the MDL proceeding have been fulfilled.

Plaintiffs will submit proposed Orders and Final Judgments to the Court, along with their reply submissions, on or before October 6, 2010.

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<sup>1</sup> Unless otherwise noted, terms used in this memorandum have the same meanings as those referenced or defined in the Preliminary Approval Order dated May 19, 2010.

Dated: September 14, 2010

Respectfully submitted,

**BERGER & MONTAGUE, P.C.**

By: \_\_\_\_\_/s/\_\_\_\_\_

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