

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF OKLAHOMA**

CHIEFTAIN ROYALTY COMPANY,)
KELSIE WAGNER TRUSTEE OF THE)
KELSIE WAGNER TRUST, AND)
KELSIE WAGNER SUCCESSOR)
TRUSTEE OF THE WADE)
COSTELLO TRUST)

Plaintiffs,)

v.)

Case No. 6:17-cv-00334-SPS

MARATHON OIL COMPANY,)

*(Removed from District Court of
LeFlore County, State of
Oklahoma, Case No. CJ-17-146)*

Defendant.)

**CLASS COUNSEL’S MOTION FOR APPROVAL OF
REIMBURSEMENT OF LITIGATION EXPENSES**

Class Counsel respectfully file this Motion for Approval of Reimbursement of Litigation Expenses, and hereby move this Court for entry of an Order approving Class Counsel’s request for Reimbursement of Litigation Expenses which were incurred in successfully prosecuting and resolving this Litigation, in an amount not to exceed \$350,000 (the amount set forth in the Notice).

Class Counsel base this Motion on: (1) the Memorandum of Law in Support of this Motion and Exhibits thereto; (2) the Declaration of Patrick M. Ryan and Robert N. Barnes on Behalf of Class Counsel and Exhibits thereto; (3) the Declaration of Geoffrey P. Miller in Support of the Stipulation and Agreement of Settlement, Class Counsel’s Application for Attorneys’ Fees, Reimbursement of Litigation Expenses, Class Representative’s Request for Case Contribution Award, and Notice of Proposed Settlement; (4) the Declarations of Class Representatives Robert Abernathy and Kelsie Wagner; (5) the Affidavit of Michael J. Weeks (on behalf of class member Pagosa Resources, LLC); (6) the Affidavit of Phil Steffano (on behalf of class member Provident

Energy, Ltd.); (7) the Affidavit of Roger K. Brown (on behalf of class member Omega Royalty Co., LLC); (8) the Affidavit of Absent Class Member Michael Starceovich; and (9) the applicable law and all pleadings, declarations, and records on file in this matter, which are respectfully incorporated by reference as if fully set forth herein.

Accordingly, Class Counsel respectfully request the Court enter the Proposed Order granting the relief stated above and grant any further relief to which the Court finds Class Counsel entitled.

DATED: February 8, 2019

Respectfully submitted,

s/Patrick M. Ryan

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COUNSEL FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that on February 8, 2019, I electronically transmitted the attached document to the Clerk of the Court using the ECF System for filing. Based on the records currently on file, the Clerk of the Court will transmit a Notice of Electronic Filing to the following ECF registrants:

Guy S. Lipe – glipe@velaw.com
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s/Patrick M. Ryan

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