

**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,

Defendant.

FINAL PLAN OF ALLOCATION ORDER

On June 7, 2019, Class Representatives filed their *Motion for Approval of Final Plan of Allocation Order* (Doc. No. 125) in accordance with the Court’s *Order and Judgment Granting Final Approval of Class Action Settlement* (Doc. No. 122). On June 10, 2019 Class Representatives filed their *Amended Motion for Approval of Final Plan of Allocation Order* (Doc. No. 126). Having held a Final Fairness Hearing in this Action on March 8, 2019, in which the Court fulfilled its duties to consider objections and independently evaluate the fairness, reasonableness, and adequacy of the Settlement, and having thereafter finally approved the Settlement, and having thereafter entered the *Plan of Allocation Order* (Doc. No. 123) to instruct the Parties and the Settlement Administrator on the manner in which the Net Settlement Fund shall be allocated and distributed to Class Members, the Court now enters this *Final Plan of Allocation Order*.


Accordingly, the Court hereby orders that the Parties and the Settlement Administrator are to promptly carry out the terms of this *Order* for distribution of the Net Settlement Fund as follows:

1. The Court finds that the parties have acted with reasonable diligence and in good faith to conform to the Stipulation and Agreement of Settlement (the “Settlement Agreement”) (Doc. No. 70-1) and the *Plan of Allocation Order* (Doc. No. 123).

2. The Court has reviewed Class Representatives’ *Amended Motion for Approval of Final Plan of Allocation Order* and finds that the proposed Final Plan of Allocation complies with the Settlement Agreement and Plan of Allocation. As a result, the *Amended Motion for Approval of Final Plan of Allocation Order* (Doc. No. 126) is hereby **GRANTED**.

3. The Net Settlement Fund shall be distributed to Class Members according to Exhibit 2 (Doc. No. 126-2) to Class Representative’s *Amended Motion for Approval of Final Plan of Allocation Order*. If payment cannot be made to 100% of the Class, any undistributed Net Settlement Funds will be handled as set forth in the Initial Plan of Allocation Order and the Settlement Agreement.

IT IS SO ORDERED this 11th day of June, 2019.



Steven P. Shreder
United States Magistrate Judge
Eastern District of Oklahoma