



for, it is hereby ORDERED as follows:

1. The Settlement is preliminarily approved for the purpose of sending notice to the Class as proposed in the parties' joint motion for Settlement approval. The Court finds that the notice to the Class proposed by the parties complies with the requirements of the Pennsylvania Rules of Civil Procedure and due process and hereby approves the proposed form of notice.

2. The notice shall be sent by the Claims Administrator to Class Members by first class U.S. mail, postage prepaid, within thirty (30) calendar days of the entry of this order, at the last known address for each Class Member.

3. Within five days after the mailing of the notice, Plaintiffs' counsel shall file with the Court proof of mailing of the notice in compliance with this order.

4. The Court finds that mailing pursuant to this order constitutes the best notice practicable under the circumstances, provides due and sufficient notice of the matters set forth in the notice to all persons entitled to such notice and fully satisfies the requirements of the Pennsylvania Rules of Civil Procedure and of due process.

5. A hearing shall be held before the undersigned at **10:00 o'clock a.m., on October 7, 2009**, in Courtroom No. 426 , City Hall, Philadelphia, Pennsylvania, to determine whether the proposed Settlement should be finally approved as fair, reasonable and adequate.

6. Any member of the Class may appear at the hearing in person or by counsel and be heard in support of, or in opposition to, the fairness, reasonableness, or adequacy of the proposed Settlement, provided, however, that no person shall be heard in opposition to the proposed Settlement unless, on or before the date thirty days after the mailing of Notice to the class member, that person files with the Court a notice of his or her intention to appear and a statement of the position he or she will assert and send such notice and statement, by first class mail, to the attorney for Plaintiffs, addressed as follows:

Alan M. Feldman, Esquire  
Thomas M. Marrone, Esquire  
Thomas Martin, Esquire  
Feldman, Shepherd, Wohlgelernter, Tanner & Weinstock  
1845 Walnut Street, 25th Floor  
Philadelphia, PA 19103  
Fax: 215-567-8333

and to the attorney for Defendant, addressed as follows:

Sarah E. Bouchard, Esquire  
Victoria L. Gorokhovich, Esquire  
Morgan, Lewis & Bockius, LLP  
1701 Market Street  
Philadelphia, PA 19103  
Fax: 215-963-5001

7. Any person who fails to object in the manner prescribed in the preceding paragraph shall be deemed to have waived his or her objection and shall be forever barred from raising such objection in this or any action or proceeding.

8. Pending final determination of whether the Settlement should be approved, neither Plaintiffs, nor any member of the Class, nor their counsel, either directly, representatively, or in any other capacity, shall commence or prosecute any action asserting any claims that have been or could have been asserted in this action or that relate to any claims that have been asserted in this action.

9. If the Settlement is not approved by the Court or shall not become effective for any reason whatsoever, this action shall proceed without prejudice to any party as to any matter of law or fact, as if the Settlement had not been made and had not been submitted to the Court.

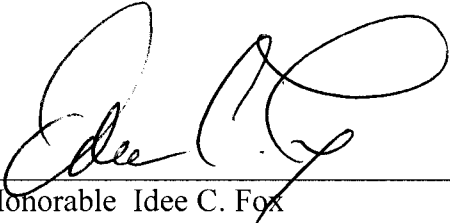
10. The Court hereby reserves the right to: (a) approve the Settlement Agreement with such modifications as may be agreed to by counsel for the parties consistent with such Settlement Agreement without further Class notice, and (b) to adjourn the hearing from time to time without further class notice.

11. All Class members who do not exclude themselves from the Class in the manner described in the Settlement Agreement shall be bound by all determinations and judgments in the action concerning the Settlement, whether favorable or unfavorable to the Class.

12. All papers in support of the Settlement and any application by the Plaintiffs for attorneys' fees or reimbursement of expenses shall be filed at least 5 days prior to

the hearing on final approval of the Settlement.

13. At or after the final hearing, the Court shall determine whether any application for attorneys' fees or reimbursement for expenses shall be approved.



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Honorable Idee C. Fox