

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: AVANDIA MARKETING, SALES
PRACTICES AND PRODUCTS LIABILITY
LITIGATION

MDL No. 1871
07-md-01871

THIS DOCUMENT APPLIES TO:
ALL ACTIONS

PRETRIAL ORDER NO. 221

AND NOW, this 12th day of March 2014, upon consideration of the application for fees from the Auditor of the Avandia Litigation Common Benefit Fund, Alan B. Winikur, as set forth in a letter dated February 7, 2014 and its enclosures (attached) which was submitted to the Court, members of the Plaintiff's Fee and Cost Allocation Committee, and the Administrator of the Avandia Litigation Common Benefit Fund, and finding that the work and fees reflected therein were reasonably necessary for the fulfillment of the Auditor's duties, and without objection from counsel, it is hereby **ORDERED** that the application for fees is **APPROVED** in full.

The Administrator of the Avandia Litigation Common Benefit Fund, Andrew A. Chirls, Esq., is **AUTHORIZED** to **WITHDRAW** \$1,912.50 from the Common Benefit Fund and to pay said amount to forthwith to Auditor Alan B. Winikur for professional services rendered from October 2013 through January 2014.

It is so **ORDERED**.

BY THE COURT:


CYNTHIA M. RUFÉ, J.



ZELNICK, MANN AND WINIKUR, P.C.

CERTIFIED PUBLIC ACCOUNTANTS

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February 7, 2014

The Honorable Cynthia M. Rufe
United States District Court
Eastern District of Pennsylvania
James A. Byrne U.S. Courthouse
601 Market Street, Suite 12614
Philadelphia, Pennsylvania 19106-1797

**Re: Avandia Marketing, Sales Practices and Products Liability Litigation,
MDL No. 1871**

Dear Judge Rufe:

I am writing in my capacity as Auditor of the Avandia Litigation Common Benefit Fund. Pretrial Order No. 70 established the Fund. Pretrial Order No. 109 appointed me to undertake a periodic review of the time and expense reports submitted by Plaintiff's counsel. I am enclosing a statement outlining my services from October, 2013 to January, 2014.

The PSC has reviewed a courtesy copy of this bill and has no questions about it and no opposition to my request for payment.

If the Court is agreeable to payment of this amount, I ask for authorization to withdraw it from the Common Benefit Fund for purposes of paying my firm.

Respectfully,

A handwritten signature in black ink that reads "Alan B. Winikur". The signature is written in a cursive, flowing style.

Alan B. Winikur

ABW/lt
(with enclosure)

cc: Paul Kiesel
Bill Robins
Vance A. Andrus
Bryan Alystock
Dianne Nast
Tom P. Cartmell
Joseph Zonies
Steve Corr
Andrew Chirls


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Invoice No. 17111
 Date Thursday, February 06, 2014
 Client No. 20016

DATE	SERVICE	STAFF	HOURS	RATE	AMOUNT
10/30/2013	LITIGATION SUPPORT Draft PTO for purposes of Kiesel Boucher Lason LLP applying to the Court for reimbursement of depository costs. Email discussions with Fee Committee about same.	WINIKUR	2.75	\$350.00	\$ 962.50
12/24/2013	LITIGATION SUPPORT prepare files for storage	POLINOVSKY	2.50	\$100.00	250.00
12/27/2013	LITIGATION SUPPORT Followup with Fee Committee on final decision on Crivella West repository payments paid by Paul Kiesel.	WINIKUR	0.50	\$350.00	175.00
01/02/2014	LITIGATION SUPPORT Updating Ninth Report and Recommendation for submission of reimburseable expenses.	WINIKUR	0.75	\$350.00	262.50
01/13/2014	LITIGATION SUPPORT Discussion with Andrew Chirls re: editing Ninth Report for submission.	WINIKUR	0.25	\$350.00	87.50
01/15/2014	LITIGATION SUPPORT Making changes and finalizing Ninth Report to the Court for submission.	WINIKUR	0.50	\$350.00	<u>175.00</u>
			Current Amount Due	\$	<u>1,912.50</u>