

A. FINDINGS WITH RESPECT TO THE HEARING.

1. A Hearing to Consider Motion to Approve Stipulation on Costs and Plaintiff Class Counsels' Motion for Allowance of Attorney Fees and Expenses should be held on the 20 day of November, 2014, at 3:30p m., at which hearing:

- (a) The Court shall consider Class Counsel's request for payment of attorneys' fees and litigation expenses;
- (b) The Court shall consider the approval of the Stipulation on Costs into which Plaintiffs and Defendant have proposed;
- (c) The Court should consider entry of judgment based on the approved accounting with pre-judgment interest through the Hearing date;
- (d) The Court shall consider any other matters properly brought before the Court concerning this action.

B. FINDINGS WITH RESPECT TO THE NOTICE OF THE MOTIONS HEARING.

1. On or before September 25, 2014, Defendant shall deliver to Class Counsel by hard copy and on computer disc in a readily accessible electronic format, the names, owner numbers, and current or last known addresses of members of the Plaintiff Class whose interests are included in the Accounting approved on August 25, 2014, as reflected in Defendant's royalty accounting records.

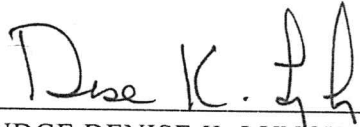
2. The Court approves the Notice attached as Attachment A. On or before October 2, 2014, Class Counsel shall mail to those persons and entities appearing on the list described in paragraph B.1 above, a copy of the Notice.

3. Within fifteen (15) days of mailing the Notice, Class Counsel shall file with the clerk an affidavit identifying the persons to whom the Notice has been mailed.

4. Within ten (10) days after the date provided for mailing of the Notice, Class Counsel shall cause a copy of the Notice to be published in the *Post Independent*, and a week after the first publication, cause a copy of the Notice to be again published in the same newspaper.

5. Mailing and publication as set forth herein constitutes the best notice practicable under the circumstances, including individual notice to all Plaintiff Class members who can be identified through reasonable effort, and is sufficient notice of the matters set forth in the Notice to all members of Plaintiff Class. The Notice together with the mailing and publication set forth herein fully satisfy the requirements of due process as required under C.R.C.P. 23.

SO ORDERED this 11th day of September, 2014.



JUDGE DENISE K. LYNCH