

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

03-MDL-1508 (CS)

-----x
IN RE MEDCO HEALTH SOLUTIONS, INC.,
PHARMACY BENEFITS MANAGEMENT LITIGATION

**ORDER APPROVING
SECOND AMENDED
REVISED NOTICE**

-----x
Seibel, J.

The Second Amended Revised Notice of Application for Attorneys' Fees and Hearing to the Self-Funded Plan Subclass ("Second Amended Revised Notice"), having been amended in accordance with this Court's Memorandum Decision and Order dated June 26, 2009, and Order dated July 23, 2009, is **APPROVED**. Counsel for the Self-Funded Plans Subclass shall file a motion for an award of attorneys' fees within thirty days of the date of this Order. Counsel shall then issue, within thirty days of the filing of their motion for an award of attorneys' fees, the Second Amended Revised Notice by mail to those members of the Self-Funded Plans Subclass that have submitted identification forms identifying themselves as paying for prescription drugs primarily on a self-insured, self-funded, or administration fee plus cost basis, and participated in Medco's brand-to-brand therapeutic interchange program. The Second Amended Revised Notice must indicate that the motion for an award of attorneys' fees was filed and that any written objections must be filed with the Clerk of Court and served on counsel no later than September 28, 2009. The Court will hold a hearing regarding counsel's motion for an award of attorneys' fees on October 13, 2009.

SO ORDERED.

Dated: August 7, 2009
White Plains, New York



CATHY SEIBEL, U.S.D.J.