

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

ROBERT CIARCIELLO Individually and  
on Behalf of All Others Similarly Situated,

Plaintiff,

v.

BIOVENTUS INC., KENNETH M.  
REALI, MARK L. SINGLETON,  
GREGORY O. ANGLUM, and SUSAN M.  
STALNECKER,

Defendants.

Case No. 1:23-cv-00032-CCE-JEP

**LEAD PLAINTIFF'S COUNSEL'S MOTION FOR ATTORNEYS' FEES,  
EXPENSES, AND LEAD PLAINTIFF'S REASONABLE COSTS AND EXPENSES**

Lead Plaintiff's Counsel hereby respectfully moves this Court for (i) an award of attorneys' fees of \$5,032,500, or 33% of the \$15.25 million Settlement Fund, plus interest at the same rate earned by the Settlement Fund (the "Fee Application"); (ii) reimbursement of \$623,509 in reasonable litigation expenses incurred in connection with the prosecution of the Litigation, plus interest at the same rate earned by the Settlement Fund (the "Expense Application"); and (iii) an award to Lead Plaintiff of its reasonable costs and expenses of \$11,813.94.<sup>1</sup>

Lead Plaintiff is contemporaneously filing a memorandum of law and the Declaration of George N. Bauer, with accompanying exhibits annexed thereto, in support of this Motion.

Dated: November 8, 2024

By: /s/ Joseph A. Fonti

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<sup>1</sup> Capitalized terms not defined herein have the meanings stated in the Stipulation of Settlement, dated July 12, 2024, as revised on August 7, 2024 (the "Stipulation," ECF No. 148-1).

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\* reflects attorneys appearing pursuant to  
LR 83.1(d)

*Counsel for Lead Plaintiff Wayne County  
Employees' Retirement System and Lead  
Counsel for the Proposed Class*

By: /s/ Gagan Gupta

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Retirement System*