

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

LOUISIANA MUNICIPAL POLICE
EMPLOYEES' RETIREMENT SYSTEM, on
behalf of itself and all other similarly situated
shareholders of Landry's Restaurants, Inc., and
derivatively on behalf of nominal defendant
Landry's Restaurants, Inc.,

Plaintiff,

v.

C.A. No. 4339-VCL

TILMAN J. FERTITTA, STEVEN L.
SCHEINTHAL, KENNETH BRIMMER,
MICHAEL S. CHADWICK, MICHAEL
RICHMOND, JOE MAX TAYLOR,
FERTITTA HOLDINGS, INC., FERTITTA
ACQUISITION CO., RICHARD LIEM,
FERTITTA GROUP, INC. and FERTITTA
MERGER CO.

Defendants, and

LANDRY'S RESTAURANTS, INC.,

Nominal Defendant.

**CLASS PLAINTIFFS' MOTION FOR FINAL APPROVAL OF THE PROPOSED
SETTLEMENTS, PLAN OF ALLOCATION, AND REQUESTED AWARD OF
ATTORNEYS' FEES AND REIMBURSEMENT OF EXPENSES**

Plaintiff and Court-appointed Class Representative, Louisiana Municipal Police Employees' Retirement System, respectfully moves this Court for: (1) final approval of two proposed partial settlements, as set forth in the June 22, 2010 Stipulation of Partial Settlement (the "2009 Settlement") and the July 23, 2010 Stipulation of Partial Settlement (the "2008 Settlement") (collectively, the "Settlements") that together will fully resolve the above-captioned action; (2) final approval of the proposed plan of allocation of the proceeds of the 2008 Class Settlement; (3) certification, for settlement purposes, of the 2008 and 2009 Settlement Classes

(defined in the supporting memorandum of law); and (4) awards of attorneys' fees and costs in connection with the Settlements. The grounds for this motion are set forth in the accompanying memorandum of law, the Joint Declaration of Mary S. Thomas and Mark Lebovitch, the Declaration of Mary S. Thomas and the exhibits annexed thereto, and the other supporting affidavits (and exhibits thereto) filed concurrently herewith.

Dated: September 17, 2010

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