

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

In re HEALTHSOUTH
CORPORATION SECURITIES
LITIGATION

) Consolidated Case No.
) CV-03-BE-1500-S

) CLASS ACTION

This Document Relates To:

In re HealthSouth Corporation
Stockholder Litigation, Consolidated
Case No. CV-03-BE-1501-S

) MOTION BY STOCKHOLDER
) PLAINTIFFS' LEAD COUNSEL FOR
) AN AWARD OF ATTORNEYS' FEES
) AND EXPENSES

Pursuant to the Order Preliminarily Approving Settlement with Ernst & Young LLP and Providing for Notice filed on March 27, 2009, Stockholder Plaintiffs' Lead Counsel respectfully move the court for an award of attorneys' fees and expenses from the Settlement Fund established by the Corrected Stipulation of Settlement with Ernst & Young LLP filed on March 26, 2009 (the "Motion"). A proposed order is submitted herewith.

The Motion is made on the grounds that counsel for the Stockholder Settlement Class undertook to represent the Stockholder Settlement Class on a contingent fee basis, have worked tirelessly to obtain the cash Settlement Fund of \$109 million and, based on the work performed, the result obtained, the risks undertaken, and the retention agreements with two of the Stockholder Lead Plaintiffs, the Court should award a percentage fee of 18.49% of the Settlement Fund plus expenses.

The Motion is based on: the Stockholder Plaintiffs' Lead Counsel's Memorandum in Support of Motion for an Award of Attorneys' Fees and Expenses; the Declaration of Thomas A. Dubbs in Support of Approval of Settlement with Ernst & Young LLP, the Plan of Allocation, Certification of the Stockholder Settlement Class and Award of Stockholder Plaintiffs' Lead Counsel's Attorneys' Fees and Expenses, together with annexed exhibits; the fee and expense declarations of the law firms that have worked on behalf of the Stockholder Settlement Class; the Affidavit of Charles Ferrara Regarding Mailing of the Notice

of Proposed Settlement of Class Action with Ernst & Young LLP and Publication of the Summary Notice; the complete files and records in the above-referenced action and such oral argument as the court may consider in deciding this Motion.

DATED: May 21, 2009

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on May 21, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on May 21, 2009

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