

1 KEMNITZER, BARRON, & KRIEG, LLP  
BRYAN KEMNITZER Bar No. 066401  
2 ELLIOT CONN Bar No. 279920  
445 Bush St., 6th Floor  
3 San Francisco, CA 94108  
Telephone: (415) 632-1900  
4 Facsimile: (415) 632-1901  
bryan@kbklegal.com  
5 elliot@kbklegal.com

6 EAST BAY COMMUNITY LAW CENTER  
SHARON DJEMAL Bar No. 208461  
7 1950 University Ave., Ste. 200  
Berkeley, CA 94704  
8 Telephone: (510) 269-6612  
Facsimile: (510) 8490-1536  
9 sdjema1@ebclc.org

10 Attorneys for Plaintiff Winifred Cabiness and the putative class

11  
12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION

15 WINIFRED CABINESS, individually and on  
16 behalf of all others similarly situated,

17 Plaintiff,

18 v.

19 EDUCATIONAL FINANCIAL SOLUTIONS,  
20 LLC dba CAMPUS DEBT SOLUTIONS, BETA  
INVESTMENT GROUP, INC.; EQUITY  
21 SOLUTIONS, LLC; VENTURETECH  
HOWARD DVORKIN

22 Defendants.  
23

**Case No. 3:16-cv-01109-JST**

**DECLARATION OF BRYAN  
KEMNITZER IN SUPPORT OF  
PLAINTIFF’S MOTION FOR AN  
AWARD OF ATTORNEYS’ FEES,  
COSTS & EXPENSES AND SERVICES  
AWARD**

**Date: November 15, 2018**

**Time: 2:00 p.m.**

**Dept.: Courtroom 9, 19th Floor**

**Hon. Jon S. Tigar**

24 I, Bryan Kemnitzer, declare as follows:

25 1. I am an attorney licensed to practice law in of California. Our law firm,  
26 Kemnitzer, Barron, & Krieg, LLP, along with the East Bay Community Law Center (“EBCLC”),  
27 was retained by Plaintiff Winifred Cabiness in this litigation. I have personal knowledge of the  
28

1 information stated below, based upon my knowledge of the litigation, discussions with Sharon  
2 Djemal and Elliot Conn, and my review of the file, and I am competent to testify thereto.

3 2. As set forth below, our law office has extensive experience in consumer class  
4 action litigation. Our law office has been appointed as lead counsel in numerous class actions.  
5 In settling this case, we considered the risk of litigation, as well as the costs and consequences of  
6 delay had this matter not been resolved by way of settlement. Furthermore, the settlement  
7 negotiations were extensive and conducted at arm's length. The settlement negotiations were  
8 conducted with the assistance of an experienced mediator and were conducted after extensive  
9 investigation and discovery and motion practice.

10 **I. FEES AND COSTS REQUESTED**

11 3. Section 15.1 of the Class Action Settlement Agreement reads as follows:

12 Class Counsel will move the Court for an award of attorneys' fees and expenses  
13 to be paid from the Settlement Fund. Class Counsel may petition the Court for an  
14 award of attorneys' fees of \$330,000.00 (i.e., thirty percent of the Settlement  
15 Fund), plus their expenses in an amount not to exceed \$20,000.00. Defendants  
16 agree not to object to Class Counsel's Fee, Cost and Service Award Application if  
17 Class Counsel's request for attorneys' fees does not exceed the \$330,000.00, plus  
18 costs of \$20,000.00.

16 4. Class Counsel is requesting an award of attorneys' fees in the amount of  
17 \$330,000.00. Counsel also requested reimbursements of out-of-pocket costs and expenses of  
18 \$20,000.00. This request is supported by the following time spent prosecuting this action:

<b><u>Kemnitzer, Barron &amp; Krieg, LLP</u></b>	
Lodestar: Detailed BillQuick ( <b>Exhibit A</b> )	\$312,775.00
Total Costs: ( <b>Exhibit A</b> )	\$34,810.70

<b><u>EAST BAY COMMUNITY LAW CENTER</u></b>	
Lodestar:	\$122,247.50
Total Costs:	\$222.40

<b><u>TOTAL</u></b>	
Total Lodestar:	\$435,022.50
Total Costs:	\$35,033.10

1           5.       A summary of the fees for each specific individual at the firm that we have  
2 included in our lodestar calculation is as follows (**Exhibit B**):

<b>Timekeeper</b>	<b>Hours Spent</b>	<b>Fees</b>
Bryan Kemnitzer (@ \$850/hr.)	156.80	\$133,280.00
Nancy Barron (@ \$850/hr.)	10.40	\$8,840.00
Elliot Conn (@ \$450/hr.)	350.90	\$157,905.00
Sean Barry (@ \$250/hr.)	51.00	\$12,750.00

3  
4  
5  
6  
7  
8           6.       The Declaration of Sharon Djemal, filed herewith, contains further detail  
9 regarding the time incurred by our co-counsel.

## 10 **II.    OVERVIEW OF WORK ON THE CASE**

11           7.       Our office uses task-based billing costs to separate the work that we perform into  
12 different categories. Our detailed time records are broken down accordingly. We have reviewed  
13 the records provided by our co-counsel and for the purposes of this overview have internally  
14 assigned task codes to each entry. As set forth below, all of the time that we and our co-counsel  
15 spent prosecuting this action was reasonably incurred.

### 16 **A. L100 – Case Assessment, Development, and Administration**

17           8.       Our office and EBCLC spent time attributed to this billing category investigating  
18 and researching potential claims, liable parties, and legal theories, gathering documents,  
19 interviewing and meeting with Plaintiff, both in person and telephonically, assessing the merits  
20 of the case, drafting letters to Claimant, discussions and meetings with co-counsel, conferring  
21 with our experts and investigators, reviewing notifications and pleadings from the court,  
22 reviewing documents produced by both Plaintiff and the Defendants, conferences with opposing  
23 counsel, correspondence with the class administrator, reviewing the class list, reviewing the class  
24 notice, and monitoring the status of the case. Our combined lodestars reflect 142.2 hours and  
25 \$53,902.50 incurred in performing tasks under this billing category.

### 26 **B. L200 – Pre-Trial Pleadings and Motions**

27           9.       Our office and EBCLC spent time attributed to this billing category performing  
28

1 tasks that include: drafting pleadings presented to the court, including legal research for and  
2 drafting each of the complaints in the action, evaluating and responding to Defendants two  
3 motions to dismiss and motions to stay, drafting status conference statements, drafting  
4 correspondence related to our discovery dispute, applying for an Evidence Preservation Order,  
5 informing the Court of our status, attending hearings, drafting our motion for preliminary  
6 approval and providing supplemental briefing, and drafting this motion. Our combined lodestars  
7 reflect 304.2 hours and \$140,555.00 incurred in performing tasks under this billing category.

8 **C. L300 – Discovery**

9 10. Our office and EBCLC spent time attributed to this billing category performing  
10 tasks that include: propounding and responding to discovery, reviewing discovery responses,  
11 working with our expert to analyze the more than 50,000 pages of documents produced, imaging  
12 Plaintiff's phone, engaging in a meet and confer process, issuing third-party subpoenas, engaging  
13 in a discovery conference, preparing for and taking depositions in Florida, informally exchanging  
14 documents, and ascertaining the class size and information based off of the data produced. Our  
15 combined lodestars reflect 276.7 hours and \$139,917.50 incurred in performing tasks under this  
16 billing category.

17 **D. L160 – Settlement/Non-Binding ADR**

18 11. Our office and EBCLC spent time attributed to this billing category performing  
19 tasks that include: engaging in good faith efforts to resolve the matter, including early settlement  
20 attempts, preparing for and attend a full day mediation on June 5, 2017, at JAMS in Los Angeles,  
21 California, before the Honorable Peter D. Lichtman (Ret.), continuing to negotiate a class  
22 settlement after identifying disagreements, working with our experts and defense experts to  
23 ascertain the class size, and drafting and negotiating thirteen drafts of a Class Action Settlement  
24 Agreement. Our combined lodestars reflect 170.9 hours and \$98,895.00 incurred in performing  
25 tasks under this billing category.

26 **E. L470 – Post-Settlement/Enforcement**

27 12. Our office billed a minimal amount of time to this billing category working with  
28

1 the class administrator with regards to the form of the notice and website. We considered much  
2 of the time expended in this category as “administrative” and have removed time entries as a  
3 result. Our presented lodestar shows 2.6 hours and \$1,370.00 incurred in performing these tasks.

4 **III. CHALLENGES PRESENTED BY THE LITIGATION**

5 13. In mid-2016, the East Bay Community Law Center first approached our office  
6 about potentially coming in as lead counsel in an action against Campus Debt Solutions. East  
7 Bay Community Law Center had already filed the action as an individual case on behalf of Ms.  
8 Cabiness for violations of the Telephone Consumer Protection Act (TCPA). However, it  
9 appeared that the TCPA violations were widespread and EBCLC and Ms. Cabiness were  
10 interested in converting the case into a class action in order to obtain relief for a larger group of  
11 people. EBCLC approached us based upon our experience with consumer class actions in  
12 general and the TCPA specifically.

13 14. We chose to take on this case despite the significant risk that we would not  
14 ultimately be paid. In addition to the risk of any litigation, in a class action cases, we bear the  
15 hurdle of first having to demonstrate that the alleged claims are appropriate for class action  
16 treatment and that class certification is warranted. This is no easy task and is far from  
17 guaranteed.

18 15. The Telephone Consumer Protection Act provides for statutory damages of  
19 between \$500 and \$1,500 per unlawful call. *See* 47 U.S.C. §227(b)(3). If we were to pursue this  
20 case through class certification and trial, and prevail, the judgment would have been in the  
21 hundreds of millions of dollars or billions of dollars. This would bankrupt nearly any defendant  
22 and would be nearly impossible to collect. This practicality had to be taken into account for any  
23 settlement.

24 16. As an additional risk, we learned through the deposition of Howard Dvorkin in  
25 February 2017, that after we had filed the amended class action complaint, Campus Debt  
26 Solutions had gone into “wind-down” mode, was no longer accepting new customers, and would  
27 be out of business by the end of the year. Collecting from a soon-to-be defunct defendant  
28

1 presented a new challenge. While we did amend the complaint to add additional active entities  
2 under a “single-enterprise theory,” pinning liability was not certain and added an additional  
3 hurdle to overcome.

4 17. Upon receiving sufficient preliminary class data, having engaged in significant  
5 motion practices, having filed the second amended complaint, and having taken depositions, we  
6 agreed to go to mediation. On June 5, 2017, we attended a mediation before the Hon. Peter D.  
7 Lichtman (Ret.) at JAMS in Los Angeles, California. At the mediation we reached a  
8 Memorandum of Understanding of Settlement based on a putative class size with a 15% room  
9 for error allowance.

10 18. Following the mediation, our expert continued to analyze the call data provided.  
11 From his analysis, based in part on a significantly higher than normal percentage of the numbers  
12 dialed being cellphone numbers, we discovered that the class size was larger than we had  
13 anticipated. This required further negotiation and added an additional challenge.

14 19. In addition, we disagreed with Defendants, both as a factual and legal issue, as to  
15 whether Defendants had obtained valid prior express written consent to place telemarketing calls  
16 to certain cellular telephone numbers using an automatic telephone dialing system. Resolution of  
17 this dispute required the further exchange of documents, further analysis by our expert,  
18 conference calls with the attorneys and the expert, lengthy correspondence, and significant  
19 research into the applicability of the of the Electronic Signatures in Global and National  
20 Commerce Act (E-SIGN Act), 15 U.S.C. § 7001, *et seq.* We were ultimately able to reach a new  
21 settlement that included all of the individuals and phone numbers that we believed should be  
22 included in the class.

#### 23 **IV. STATUS OF SETTLEMENT ADMINISTRATION**

24 20. On August 9, 2018, Heffler Claims Group mailed 18,975 postcard notices and  
25 sent 21,844 email notices. The Notice sent to the Settlement Class informed them that Class  
26 Counsel would request a fee award of up to \$330,000.00, reimbursement of out-of-pocket costs  
27 of up to \$20,000.00, and a service award of up to \$10,000.00. The exclusion and objection  
28

1 deadline is September 24, 2018. Heffler has received zero objections and zero requests for  
2 exclusion.

3 **V. BACKGROUND ON ATTORNEYS AND FIRM**

4 21. Our law firm specializes in consumer litigation. In addition to handling a large  
5 number of these types of cases at the pre-trial and trial level, we have also done significant work  
6 in this area in the California appellate courts. The reported cases in which lawyers from our firm  
7 have been involved include the following:

- 8 1. *Ibrahim v. Ford Motor Co.* (1989) 214 Cal.App.3d 878 (Song-Beverly Act)
- 9 2. *Kwan v. Mercedes-Benz of N. Am., Inc.* (1994) 23 Cal.App.4th 174 (Song-Beverly Act)
- 10 3. *Jensen v. BMW of N. Am.* (1995) 36 Cal.App.4th 112 (Song-Beverly Act)
- 11 4. *Music Acceptance v. Lofing* (1995) 32 Cal.App.4th 61 (Song-Beverly Act)
- 12 5. *Bank of Am. v. Lallana* (1998) 19 Cal.4th 203 (Rees-Levering Act and Comm. Code)
- 13 6. *Damian v. Tamondong* (1998) 65 Cal.App.4th 1115 (Rees-Levering Act)
- 14 7. *Joseph v. J.J. MacIntyre* (2002) 238 F. Supp.2d 1158 (Fair Debt Collection)
- 15 8. *Gutierrez v. Autowest Dodge* (2003) 114 Cal.App.4th 77 (Consumer Arbitration)
- 16 9. *Joseph v. J.J. MacIntyre* (2003) 281 F.Supp.2d 1156 (Fair Debt Collection)
- 17 10. *Graham v. DaimlerChrysler Corp.* (2004) 34 Cal.4th 553 (Private Attorney General Fees)
- 18 11. *Fireside Bank v. Super. Ct.* (2007) 40 Cal.4th 1069 (Rees-Levering Class Action)
- 19 12. *Juarez v. Arcadia Fin. Ltd.* (2007) 152 Cal.App.4th 889 (Rees-Levering)
- 20 13. *Pintos v. Pacific Creditors Ass'n* (9th Cir. 2009) 605 F.3d 665 (Fair Debt Collection)
- 21 14. *Arguelles v. Americredit Fin. Servs.* (2010) 184 Cal.App.4th 825 (Consumer Arbitration)
- 22 15. *Medraza v. Honda of N. Hollywood* (2012) Cal.App.4th 1
- 23 16. *Pierce v. Western Surety Co.,* (2012) 207 Cal.App.4th 83
- 24 17. *Wohlgemuth v. Caterpillar Inc.,* (2012) 207 Cal. App.4th 1252 (CCP Section 998)
- 25 18. *Pinchem v. Regal Medical Group, Inc.* (2012) 228 F.Supp.3d 992 (TCPA)
- 26 19. *Freeman v. Wilshire Commercial Capital, LLC* (2017) 2017 WL 7144389 (TCPA)
- 27 20. *Salimi v. BMW Fin. Servs.* (2017) 2017 WL 4570367 (Contempt order)

18 22. I am actively involved in the management of this law firm. Kemnitzer, Barron &  
19 Krieg's attorneys' hourly rates include many factors beyond personal compensation, including  
20 office staff, equipment, insurance, research materials, and other overhead expenses. The firm  
21 does not charge separately for secretarial time and other clerical costs, which are also included in  
22 the hourly rate. Consumer litigation inevitably involves large corporations, which have the  
23 capacity to bring enormous resources to bear that individual consumers are simply unable to  
24 meet on their own. The partners manage this law firm to meet those challenges. This involves,  
25 among other things IT costs, investigation and research costs that are much higher than those a  
26 more generalized small firm might employ. This overhead is also included in attorneys' hourly  
27

1 rate. This particular case could not have been brought and prosecuted, without this extensive  
2 support foundation included in overhead.

3 23. In contrast to the defense bar, in which attorneys compete for clients, there are not  
4 enough plaintiffs' attorneys specializing in consumer protection litigation to meet the need.  
5 Kemnitzer, Barron & Krieg takes fewer than 10% of the cases for clients who contact our office.  
6 The firm turns away some meritorious cases for lack of resources.

7 24. Attached as **Exhibit C** is a list of some of the class action cases in which our firm  
8 has been class counsel.

9 25. Kemnitzer, Barron & Krieg, LLP is a mid-size plaintiffs' firm. Currently, we have  
10 three partners, one partner-level attorney of counsel, three associates, and several paralegals and  
11 legal assistants.

12 **Bryan Kemnitzer**

13 26. I graduated from Stanford University with a B.A. in 1972, and from the  
14 University of the Pacific, McGeorge School of Law with a J.D. in 1975. I was admitted to the  
15 California Bar in 1975. I am rated "AV" in Martindale-Hubbell. I have been a civil litigator for  
16 nearly forty years. I have had further professional training as a civil trial lawyer through NITA  
17 courses and many continuing education programs. I have tried numerous jury cases to judgment  
18 and I have served as an arbitrator and judge *pro tem*.

19 27. Throughout my career, I have been actively involved in a number of organizations  
20 seeking to promote the interests of consumers through public interest litigation. For several  
21 years, I was a member of the Board of Directors of the San Francisco Lawyer Referral Service  
22 Association. I was a member of the Board of Governors of the Consumer Attorneys of California  
23 (formerly California Trial Lawyers Association) for over five years, starting in 1999.

24 28. I am a member of the National Association of Consumer Advocates, a non-profit  
25 corporation formed in response to the belief that an organization of private and public sector  
26 attorneys, legal services attorneys, law professors and students, whose primary practice or  
27 interests involve the protection and representation of consumers, was needed. Its mission is to  
28



1 promote justice for all consumers by maintaining a forum for information sharing among  
2 consumer advocates across the country and to serve as a voice for its members as well as  
3 consumers in the ongoing struggle to curb unfair and abusive business practices.

4 29. I have lectured on various aspects of consumer rights litigation at numerous  
5 professional seminars, including the annual conferences for the National Consumer Law Center,  
6 National Association of Consumer Advocates, the Consumer Attorneys of California, and the  
7 Practising Law Institute's Consumer Financial Service Litigation Program. I was a speaker for the  
8 Bridgeport Class Action Seminar in San Francisco regarding Arbitration and Class Actions and  
9 spoke at another Bridgeport conference regarding taking effective depositions. I have testified on  
10 these issues before various Sub-Committees of the California Assembly and Senate, and at the  
11 Federal Trade Commission in Washington.

12 30. In 2008, I was invited to give an intensive training to JAG officers and civilian  
13 legal services lawyers serving the Coast Guard. I was advised that consumer fraud, credit, and  
14 debt have a significant adverse impact on military readiness.

15 31. I have been a guest lecturer at Berkeley Law School on numerous occasions.  
16 Specifically, in 2011, I spoke at a class regarding mediation and in 2014 spoke at a FTC  
17 conference held at the school, speaking on consumer issues facing minorities and recent  
18 immigrants. In 2011, I talked with law students at the East Bay Community Law Center  
19 regarding consumer protection law.

20 32. From 2002 to 2012, I was the chair of the National Consumer Law Center's  
21 development arm, the Partner's Council. I now serve as the Chair Emeritus of the Partner's  
22 Council. The National Consumer Law Center (NCLC), based in Boston, is the nation's premiere  
23 provider of resources for consumer law. Not only does NCLC have numerous publications to  
24 assist consumer advocates; it also has an annual convention, participates in consumer class action  
25 litigation, and does in-depth investigation into consumer issues.

26 33. Detailed descriptions of my tasks are included in the detailed BillQuick report  
27 attached hereto as **Exhibit A**. I am the timekeeper identified as "Bryan Kemnitzer." For the  
28

1 purpose of lodestar calculations, I request that my rate be set at \$850 per hour.

2 **Nancy Barron**

3 34. Nancy Barron holds a B.A. from Stanford University (1973). She is a Fulbright  
4 Scholar (1974-1975, Germany). She obtained her J.D. from the University of California,  
5 Hastings College of Law (1981). She served as an extern to the California State Supreme Court  
6 (1981).

7 35. She has been practicing litigation since 1981, over 35 years. From 1981 to 1984,  
8 she was an associate at Miller, Starr & Regalia. She began practicing consumer litigation with  
9 Bryan Kemnitzer in 1984. Ms. Barron and I are founding partners in Kemnitzer, Barron &  
10 Krieg, LLP, which was first formed in 1986 as Kemnitzer, Dickinson, Anderson & Barron, one  
11 of the first plaintiffs' firms in California to specialize in consumer law. Former partner Roger  
12 Dickinson served as a member of the California State Assembly. Nancy Barron and I formed  
13 Kemnitzer, Barron & Krieg, LLP with William Krieg in 2010.

14 36. Ms. Barron has trial experience, beginning in 1983. She has been co-lead class  
15 counsel at trial, which resulted in judgment for the class. She also has appellate experience,  
16 including several reported decisions in consumer law cases. She has also been lead and/or co-  
17 counsel in several unpublished decisions and contributed to amicus briefs filed in state and  
18 federal courts.

19 37. Ms. Barron the author of more than fifty (50) articles, many of which discuss  
20 consumer issues, and a contributor to the manual, "Sales of Goods and Services," as well as  
21 Consumer Law Pleadings with Disk, both published by NCLC, and widely used by both defense  
22 and plaintiffs' counsel.

23 38. She has been a speaker and panelist for National Association of Consumer  
24 Advocates' regional conferences, Consumer Attorneys of California statewide conferences, the  
25 Elder Financial Network, the National Consumer Law Center's annual national conferences  
26 (since 1994), JAG officer trainings, and a State Bar approved provider of other MCLE programs.  
27 She has been a guest lecturer in Consumer Law at the University of Santa Clara Law School and  
28

1 a judge of the Moot Court at Stanford Law School.

2 39. Ms. Barron has testified before California state legislative committees, advised  
3 staff on consumer issues, and has assisted in drafting legislative amendments to consumer  
4 protection laws. She has participated in drafting comment to the Consumer Financial Protection  
5 Bureau. She has been a panelist before the FTC. She has contributed to amicus curiae briefs  
6 filed in a variety of appellate courts, including the U.S. Supreme Court.

7 40. From 1998-2004, Ms. Barron served on the Board of Directors of the National  
8 Association of Consumer Advocates (“NACA”), an organization comprised of approximately  
9 1,000 attorneys who represent consumers nationwide. She served as Co-Chair in 2003-2004. She  
10 served on the NACA committee that revised the 2<sup>nd</sup> edition of the federal Class Action  
11 Guidelines (see, 255 F.R.D. 215)

12 41. Since 2007, Ms. Barron has served on the Board of Directors of the National  
13 Consumer Law Center in Boston (NCLC), and is now on its Executive Committee.

14 42. Detailed descriptions of Ms. Barron’s tasks are included in the detailed BillQuick  
15 report attached hereto as **Exhibit A**. She is the timekeeper identified as “Nancy Barron.” For  
16 the purpose of lodestar calculations, I request that her rate be set at \$850 per hour.

17 **Elliot Conn**

18 43. Elliot Conn is an attorney at Kemnitzer, Barron & Krieg. He earned his  
19 undergraduate degree from Colgate University in 2008 and graduated from University of  
20 California, Berkeley, Boalt School of Law in May 2011. During law school, he served as Senior  
21 Editor of the Berkeley Journal of International Law. In addition, while in law school, Elliot  
22 received the CALI Excellence for the Future Awards in Civil Procedure and Contracts and the  
23 American Jurisprudence Award in California Community Property, having received the highest  
24 grade in each of those three classes.

25 44. During the summer of 2009, Elliot Conn was a judicial extern for the Honorable  
26 James Ware, United States District Court, Northern District of California in San Jose.

27 45. During the summer of 2010, Elliot worked as a summer associate at Kemnitzer,  
28

1 Barron & Krieg. From the fall of 2010 until he graduated from Boalt Hall, Elliot continued to  
2 work as a law clerk at Kemnitzer, Barron & Krieg.

3 46. In the spring of 2011, Elliot served as a clinical law student at the East Bay  
4 Community Law Center, Neighborhood Justice Clinic in Berkeley, CA. There he assisted clients  
5 facing debt collection lawsuits, researched defenses, prepared pleadings and other required  
6 documents, and negotiated favorable settlements.

7 47. Elliot Conn is actively involved in a number of organizations seeking to promote  
8 the interests of consumers through public interest litigation. He is a member of Consumer  
9 Attorneys of California (formerly California Trial Lawyers Association) and is a member of the  
10 National Association of Consumer Advocates.

11 48. Elliot currently volunteers as a supervising attorney at the East Bay Community  
12 Law Center Consumer Justice Clinic, supervising and training law students in assisting low  
13 income clients with a variety of consumer matters.

14 49. For the past several years, Elliot has been an annual Guest Lecturer for the  
15 Introduction to Consumer Law course at University of California, Berkeley, Boalt School of  
16 Law. In addition, Elliot has lectured on various aspects of consumer rights litigation for the  
17 International Association of Lemon Law Advocates (IALLA), Housing and Economic Rights  
18 Advocates (HERA), UC Hastings College of the Law, the National Association of Consumer  
19 Advocates (NACA), and other organizations.

20 50. The following is a representative list of some of the class actions that Elliot Conn  
21 has worked on:

- 22 1. *Ally Financial, Inc. v. Lazrovich, et al*, Civil No. 111CV195659 (Santa Clara Superior  
23 Court)
- 24 2. *California Community Credit Union v. Chapman*, Sacramento County Superior Court  
25 Case No. 34-2009-00054626
- 26 3. *Cooper v. Rohl, LLC*, Contra Costa County Superior Court Case No. C15-00352
- 27 4. *DeLuca v. Wescom Central Credit Union*, Los Angeles County Superior Court, Case No.  
28 BC472473
5. *Dixon v. County Financial Services, Inc., et al.*, Alameda County Superior Court, Case  
No. RG10537949
6. *Eugene, et al. v. A-L Financial Corp*, Sacramento County Superior Court, Case No. 34-  
2011-00099541
7. *Fireside Bank v. Gonzales, et al., and Related Cross-Action*, Los Angeles County

- 1 Superior Court, Case No. BC 445836
- 2 8. *Grans v. SAFE Credit Union*, Contra Costa Superior Court, Case No. C11-02692
- 3 9. *Hamm v. Consumer Portfolio Services, Inc., et al.*, 34-2010-00081238 (Sacramento Superior Court)
- 4 10. *Hardcastle v. Bank of Stockton*, Sacramento County Superior Court, Case No. 34-2013-00148919
- 5 11. *Jekowsky v. BMW of North America, LLC*, USDC Northern District, Case No. 3:13-CV-02158-VC
- 6 12. *Jones v. Centerone Financial Services, LLC*, Case No. 3:14-CV-01673 SI
- 7 13. *King v. California Republic Bank, Orange County Superior Court*, Case No. 30-2013-00655804-CU-BT-CXC
- 8 14. *Lewis v. Systems & Services Technology, Inc.*, Los Angeles County Superior Court, Case No. BC556372
- 9 15. *Merco Credit Union v. Jim Vanburen, et al.*, Merced County Superior Court, Case No. CV001627
- 10 16. *Morrison v. Credit Acceptance Corporation, et al.*, USDC Northern District, Case No. C10-00549 PJH
- 11 17. *Pacific Service Credit Union v. Eugenia Aguilar Hernandez, et al.*, Fresno County Superior Court, Case No. 06ECG03625 JH
- 12 18. *Padilla v. Premier Auto Credit, et al.*, Los Angeles County Superior Court, Case No. BC482350
- 13 19. *Palacios v. Karplus Warehouse, Inc, et al.*, Los Angeles County Superior Court, Case No. BC470675
- 14 20. *Pha v. Yia Yang*, Civil No. 2:12-cv-01580 (Eastern District of California)
- 15 21. *Quality Financial, Inc. v. Castillo, et al., and Related Cross-Action*, Los Angeles Superior Court, Case No. KC061825
- 16 22. *Ramirez v. Balboa Thrift and Loan Association, and Related Actions*, San Diego County Superior Court, Case No. 37-2009-00099225-CU-BT-CTL
- 17 23. *Salimi v. BMW Financial Services, et al.*, USDC Northern District of California, Case No. C12-01754 JSW
- 18 24. *Santos v. Meriwest Credit Union, et al.*, Alameda County Superior Court, Case No. RG09480463
- 19 25. *Sutherland v. Santander Consumer USA, Inc.*, Alameda County Superior Court, Case No. RG10507124
- 20 26. *TK Credit Recovery v. Blaurock, and Related Cross-Action*, Alameda County Superior Court, Case No. RG13676609
- 21 27. *TK Credit Recovery v. Macias, and Related Cross-Action*, Contra Costa County Superior Court, Case No. C14-00919
- 22 28. *White v. Topaz Financial Services, LLC, et al.*, Los Angeles County Superior Court, Case No. BC472910
- 23 29. *Williams v. Tidewater Finance Company, et al.*, Los Angeles County Superior Court, Case No. BC487314
- 24 30. *Young v. Rudolph Incorporated, et al.*, Sacramento County Superior Court, Case No. 34-2009-00064451

24 51. Detailed descriptions of his tasks are included in the detailed BillQuick report  
25 attached hereto as **Exhibit A**. He is the timekeeper identified as “Elliot Conn.” For the purpose  
26 of lodestar calculations, I request that his rate be set at \$450 per hour.

27 52. Because our time is routinely submitted to and reviewed by courts in fee-shifting  
28

1 cases, we maintain files concerning employees who bill time on cases. We do not bill for  
2 clerical staff. Administrative support is included in our hourly rate. However, ours is a firm of  
3 seven attorneys, supported by paralegals, law clerks, legal assistants and contract employees.  
4 Some staff have special training in some paralegal functions, such as special handling of class  
5 member inquiries and bill for those limited tasks. I submit the following on information and  
6 belief, from our personnel files, with respect to the background of Sean Barry, our firm's senior  
7 paralegal.

8 **Sean R. Barry**

9 53. Sean graduated from the University of Pennsylvania, earning a B.A. in Political  
10 Science in 1989, and earned his California State Bar Paralegal Certificate in September 1994  
11 from California State University – San Francisco.

12 54. Sean has more than 20 years of experience as a litigation paralegal, and has been  
13 with Kemnitzer, Barron & Krieg since July 1998. While with the firm, Sean has successfully  
14 testified at trial in support of his document review and analysis. Sean's responsibility as senior  
15 paralegal is the management of our firm's active litigation cases. As such, he is required to  
16 review each and every piece of correspondence, pleadings, discovery, and case related materials  
17 delivered to our office by mail, fax, e-mail, or other means.

18 55. In this initial review, Sean identifies events and calculates deadlines which must  
19 be calendared, enters the events into our electronic calendar, determines and recommends  
20 responsive action to the attorneys, responds where appropriate, and forwards the documents to  
21 the appropriate partners and/or associates. The entering of events into our electronic calendar  
22 generally takes only a small fraction of this time, yet is vital to his management of the firm's  
23 active litigation, and is not merely a clerical task. Another small part of this initial review  
24 includes scanning the documents into an electronic database, with concurrent data management  
25 functions. It is also Sean's responsibility to draft routine legal forms including, but not limited to  
26 proofs of service, case management statements, declarations, briefs and/or notices. It is his  
27 further responsibility to draft correspondence to courts, clients, opposing counsel, consultants  
28

1 and co-counsel regarding pending litigation. Sean is also regularly called upon to draft and edit  
2 written discovery requests and deposition notices to opposing parties, and to draft and edit  
3 discovery responses to opposing parties.

4 56. Detailed descriptions of his tasks are included in the BillQuick report attached as  
5 **Exhibit A**. Sean is the timekeeper identified as “Sean Barry.” For the purpose of lodestar  
6 calculations, I request that his rate be set at \$250 per hour. His rate has been approved by  
7 numerous courts in class action cases.

8 **VI. SUPPORT FOR REQUESTED RATES**

9 57. I request that \$850.00 per hour be used to calculate the lodestar for my time and Nancy  
10 Barron’s time and that \$450.00 per hour be used to calculate Elliot’s time. I am familiar with  
11 hourly rates charged throughout California for non-contingent civil litigation of comparable  
12 complexity. I know that our contemporaries bill at rates ranging over \$850.00 per hour. Our  
13 requested rates have been approved by courts in this state. Thus I believe that the hourly rates  
14 requested in this application are reasonable and representative of the rates charged by  
15 comparable lawyers in fees-for-services cases. Our firm took this case on a contingent fee basis,  
16 with significant risk of no recovery at all.

17 58. On October 5, 2015, the Honorable Vince Chhabria approved my rate of \$800.00 per  
18 hour and Elliot Conn’s rate of \$400.00 per hour in the case of *Jekowsky v. BMW of North*  
19 *America*, U.S. District Court, Northern District of California, Case No. 3:13-cv-02158-VC.

20 59. On April 11, 2016, the Honorable Winifred Y. Smith approved my rate of \$800 per hour  
21 in the case of *United Auto Credit Corporation v. Mesngon*, Alameda Superior Court, Case No.  
22 HG14747897.

23 60. On April 11, 2016, the Honorable Marie S. Weiner approved my rate of \$800 per hour in  
24 the case of *Cordero, et al. v. American Honda Finance Corporation dba Honda Financial*  
25 *Services*, San Mateo Superior Court, Case No. CIV531470.

26 61. On June 1, 2016, the Honorable Susan Illston approved my rate of \$800 per hour and  
27 Elliot Conn’s rate of \$425.00 per hour in the case of *Jones v. Centerone Financial Services, LLC*,

28

1 U.S. District Court, Northern District of California, Case No. 3:14-CV-01673.

2 62. On September 8, 2016, the Honorable Barry P. Goode approved my rate of \$800.00 per  
3 hour and Elliot Conn's rate of \$425.00 per hour in the case of *Cooper v. Rohl, LLC*, Contra Costa  
4 County Superior Court, Case No. C15-00352.

5 63. On September 16, 2016, the Honorable John K. Stewart approved my rate of \$800.00 per  
6 hour in the case of *Soderstrom v. Mercedes-Benz, LLC, et al*, San Francisco County Superior  
7 Court, Case No. CGC-15-544475.

8 64. On December 9, 2016, the Honorable Winifred Y. Smith approved my rate of \$800.00  
9 per hour in the case of *Banks v. JP MorganChase Bank, N.A.*, Alameda County Superior Court,  
10 Case No. RG12614875.

11 65. On December 12, 2016, the Honorable John Shepard Wiley, Jr. approved my rate of  
12 \$800.00 per hour and Elliot Conn's rate of \$425.00 per hour in the case of *Lewis v. Systems &*  
13 *Services Technology, Inc.*, Los Angeles County Superior Court, Case No. BC556372.

14 66. On March 2, 2017 the Hon. Alan Perkins approved my rate of \$800 per hour in the case  
15 of *Bohannon v. Professional Cycle Parts*, Sacramento County Superior Court, Case No. 32-  
16 2011-00108983.

17 67. On February 13, 2018, the Hon. William F. Highberger approved my rate of \$850 per  
18 hour in the case of *Ferreras v. Too Fast, Inc.*, Los Angeles County Superior Court, Case No.  
19 BC600720.

20 68. Our rates do not, however, reflect the contingency risk we assume, which hourly fee  
21 lawyers in corporate practices do not face. Most attorneys are unwilling to represent consumers  
22 due to the sizable risks involved and the disparities in resources available to the respective  
23 parties. This was reflected in the experience of the class representative in this case. Invariably,  
24 the consumer is the underdog financially, and adverse parties generally have huge financial  
25 resources. They retain attorneys on an hourly fee basis, instructing them to litigate vigorously.  
26 For the defendants, these amounts of money are relatively small, so the risk is not a concern.  
27 From the vantage point of the consumer, however, the risk is substantial and often  
28



1 overwhelming.

2 **VII. USE OF BILLQUICK AND AUDITS OF OUR BILLING RECORDS**

3 69. Our firm utilizes computer software that assists in keeping track of actual time expended  
4 in performing various legal tasks on any given case. Our firm bills in minimum increments of  
5 one tenth of an hour (0.1), or six minutes.

6 70. I supervise the firm's attorneys and paralegals regarding their input of time into the  
7 computer. I also supervise the individual who is directly responsible for inputting the  
8 information contained on time sheets whenever an employee does not input directly into the  
9 computer. Insofar as the records of fees, costs, and expenses are concerned regarding each  
10 individual case file in the office, I am the custodian of those records. These time records are  
11 routinely prepared in the ordinary course of business, by the individuals with personal  
12 knowledge of the tasks performed and who have the responsibility to enter their time into the  
13 computer, at or near the time each task is actually performed.

14 71. Before our firm finalizes billing, we perform an "audit" of the billing. I will scrutinize  
15 the computerized billing, as will any other attorney assigned to the case. In some instances,  
16 whether by mistake or inadvertence, we will discover time billed that is not within the policy of  
17 the firm to bill, although the time was expended and the work was performed. In those instances,  
18 we delete the amounts so they are not reflected on the BillQuick report. It is also our policy to  
19 "audit" time for reasonableness.

20 72. In this case we have reviewed our billing records and reduced and eliminated time where  
21 appropriate. We eliminated all time for attorneys and staff members who devoted fewer than ten  
22 hours to the case. We also eliminated time that we believed was administrative and reduced time  
23 that could have been more efficiently spent. In total, we reduced time by approximately 10%.

24 //

25 //

26 //

27 //

28

1 73. Our lodestar does not include the work that we will do after completion of this motion,  
2 which includes working with the class administrator, preparing for the motion for final approval  
3 and attending the hearing, communicating with settlement class members, and performing any  
4 tasks that arise following final approval.

5 I declare under penalty of perjury under the laws of the State of California that the  
6 foregoing is true and correct, and this Declaration is executed on September 7, 2018, at San  
7 Francisco, California.

8 /s/ Bryan Kemnitzer  
9 BRYAN KEMNITZER

10 **LOCAL RULE 5-1(i)(3) STATEMENT**

11 Pursuant to Local Rule 5-1(i)(3), I hereby attest that in concurrence to the filing of this  
12 document permission was obtained from the signatory, and that I will maintain records to  
13 support this concurrence by the signatory subject to this declaration as required under the local  
14 rules.

15 Dated: September 7, 2018

KEMNITZER, BARRON & KRIEG, LLP

17 /s/ Elliot Conn  
18 ELLIOT CONN  
19 445 Bush St., 6th Floor  
20 San Francisco, CA 94108  
21 Telephone: (415) 632-1900  
22 Facsimile: (415) 632-1901  
23 elliot@kbklegal.com  
24  
25  
26  
27  
28

# **EXHIBIT A**

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 1 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
4/4/2016	Elliot Conn	Case Assessment, Developme Investigation re potential tcpa case	2.00	2.00	\$450.00	\$0.00	\$900.00
4/8/2016	Elliot Conn	Case Assessment, Developme Investigation re violations, research re CROA, conference with co-counsel	2.10	2.10	\$450.00	\$0.00	\$945.00
4/12/2016	Elliot Conn	Case Assessment, Developme Conference with ebclc re case status	0.60	0.60	\$450.00	\$0.00	\$270.00
4/13/2016	Elliot Conn	Case Assessment, Developme Correspondence with EBCLC re PC	1.20	1.20	\$450.00	\$0.00	\$540.00
7/12/2016	Elliot Conn	Case Assessment, Developme Scheduling meeting with PC	0.30	0.30	\$450.00	\$0.00	\$135.00
7/19/2016	Elliot Conn	Case Assessment, Developme Reviewing client file in preparation for meeting	1.20	1.20	\$450.00	\$0.00	\$540.00
7/20/2016	Elliot Conn	Case Assessment, Developme Reviewing client file in preparation for meeting	1.00	1.00	\$450.00	\$0.00	\$450.00
7/21/2016	Bryan Kemnitzer	Case Assessment, Developme Discuss case with Elliot Conn re TCPA and issues re debt collection; discuss case with Nancy Barron.	0.50	0.50	\$850.00	\$0.00	\$425.00
7/21/2016	Elliot Conn	Case Assessment, Developme Preparation for meeting with PC, research re CROA and Florida CROA statute, conference with co-counsel, meeting with PC, travel to and from meeting, memo to file	5.50	5.50	\$450.00	\$0.00	\$2,475.00
7/22/2016	Elliot Conn	Case Assessment, Developme Conference with co-counsel re case. Investigation re entity. Investigation re previous lawsuits. Reviewing docket. Drafting IAC	2.20	2.20	\$450.00	\$0.00	\$990.00
7/28/2016	Bryan Kemnitzer	Case Assessment, Developme Discuss case with Elliot Conn re TCPA and issues re amending complaint; review letter to client and pleadings.	0.50	0.50	\$850.00	\$0.00	\$425.00
7/28/2016	Elliot Conn	Case Assessment, Developme correspondence with co-counsel re status, drafting letter to PC	1.20	1.20	\$450.00	\$0.00	\$540.00
8/3/2016	Elliot Conn	Case Assessment, Developme Correspondence with Co-Counsel re motion to dismiss	0.20	0.20	\$450.00	\$0.00	\$90.00
8/11/2016	Elliot Conn	Case Assessment, Developme Reviewing minute order re motion to dismiss, correspondence with SD re co-counsel status	0.50	0.50	\$450.00	\$0.00	\$225.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 2 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
8/12/2016	Elliot Conn	Case Assessment, Developme Correspondence with SD re representation. Drafting engagement agreement	0.70	0.70	\$450.00	\$0.00	\$315.00
8/15/2016	Elliot Conn	Case Assessment, Developme Correspondence with SD re discovery	0.20	0.20	\$450.00	\$0.00	\$90.00
8/16/2016	Bryan Kemnitzer	Case Assessment, Developme Initial review of documents and discuss case with Elliot re TCPA and school debt; review email; discuss class defense.	1.00	1.00	\$850.00	\$0.00	\$850.00
8/17/2016	Elliot Conn	Case Assessment, Developme Correspondence with co-counsel re case status and co-counsel agreement	0.80	0.80	\$450.00	\$0.00	\$360.00
8/22/2016	Elliot Conn	Case Assessment, Developme Conference with BK re class definition	0.20	0.20	\$450.00	\$0.00	\$90.00
8/24/2016	Elliot Conn	Case Assessment, Developme Conference with BK re scheduling, correspondence with SD re scheduling requirements	0.40	0.40	\$450.00	\$0.00	\$180.00
8/30/2016	Elliot Conn	Pre-Trial Pleadings and Motior Drafting complaint, research re complaint	2.50	2.50	\$450.00	\$0.00	\$1,125.00
8/30/2016	Sean Barry	Case Assessment, Developme email from associate re association; email to associate re fee agreement	0.10	0.10	\$250.00	\$0.00	\$25.00
8/31/2016	Bryan Kemnitzer	Case Assessment, Developme Discuss status of case with Elliot Conn re amending complaint, class definition and association of attorney.	0.80	0.80	\$850.00	\$0.00	\$680.00
8/31/2016	Elliot Conn	Pre-Trial Pleadings and Motior Drafting joint scheduling statement/drafting 1AC/research re UCL and predicate act/research re venue transfer	4.80	4.80	\$450.00	\$0.00	\$2,160.00
9/1/2016	Bryan Kemnitzer	Case Assessment, Developme Discuss status of case with Elliot Conn re amending complaint; review court order re TCPA and denial of defendant's motion.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
9/1/2016	Elliot Conn	Pre-Trial Pleadings and Motior Drafting 1AC, research re applicable Florida Law	2.40	2.40	\$450.00	\$0.00	\$1,080.00
9/1/2016	Sean Barry	Case Assessment, Developme email from associate re association; researched association, co-counsel ; email to ass re association	0.50	0.50	\$250.00	\$0.00	\$125.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 3 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
9/1/2016	Sean Barry	Pre-Trial Pleadings and Motior Drafted Association of Attorneys	0.20	0.20	\$250.00	\$0.00	\$50.00
9/2/2016	Bryan Kemnitzer	Case Assessment, Developme Further review of court order re motion to dismiss; discuss case with Elliot Conn re complaint.	0.50	0.50	\$850.00	\$0.00	\$425.00
9/2/2016	Elliot Conn	Pre-Trial Pleadings and Motior Conference with NB re complaint, drafting complaint	4.20	4.20	\$450.00	\$0.00	\$1,890.00
9/2/2016	Nancy Barron	Pre-Trial Pleadings and Motior read order denying motion to dismiss; study statute; advise EC re class definition for complaint	2.50	2.50	\$850.00	\$0.00	\$2,125.00
9/2/2016	Sean Barry	Pre-Trial Pleadings and Motior Edited Association of Attorneys; drafted Notice of associate	0.40	0.40	\$250.00	\$0.00	\$100.00
9/2/2016	Sean Barry	Case Assessment, Developme email to Court re Association; emails (2) from Court re case activity; email to Court re Notice of Appearance; document management ; researched case status, hearings; reviewed Civil Minutes; Request for Production of Documents from associate re association	0.80	0.80	\$250.00	\$0.00	\$200.00
9/6/2016	Bryan Kemnitzer	Case Assessment, Developme Prepare for court hearing; discuss case with Elliot Conn; review draft complaint and issues re class action; memo.	1.00	1.00	\$850.00	\$0.00	\$850.00
9/6/2016	Elliot Conn	Pre-Trial Pleadings and Motior Conference with BK re CMC hearing, correspondence with EBCLC law student re Chocie of law memo, correspondence with SD re hearing. Reviewing docket	1.20	1.20	\$450.00	\$0.00	\$540.00
9/6/2016	Sean Barry	Case Assessment, Developme Researched Orders, hearing; email from associate re pleadings; email to associate re pleadings, hearing; email form Court re case activity; reviewed notice, Order; conference initiated by associate re hearing	0.40	0.40	\$250.00	\$0.00	\$100.00
9/7/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Attend case management conference at court re scheduling and issues re amending complaint, discovery and class issues; discuss with Elliot Conn.	1.50	1.50	\$850.00	\$0.00	\$1,275.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 4 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
9/7/2016	Bryan Kemnitzer	Case Assessment, Developme Prepare for court hearing re class action and amending complaint and scheduling issues; discuss with Elliot Conn and Sharon Djemal.	0.80	0.80	\$850.00	\$0.00	\$680.00
9/9/2016	Sean Barry	Case Assessment, Developme emails (2) from Court re case activity; reviewed Minute Entry and Scheduling Order; document management	0.30	0.30	\$250.00	\$0.00	\$75.00
9/12/2016	Sean Barry	Case Assessment, Developme document management	0.10	0.10	\$250.00	\$0.00	\$25.00
9/12/2016	Sean Barry	Discovery Reviewed discovery propounded by CDS, EBCLC; reviewed initial disclosures	0.50	0.50	\$250.00	\$0.00	\$125.00
9/13/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss case with Elliot Conn and Sharon; call to attorney for defendant re offer; discuss case with Elliot Conn.	0.50	0.50	\$850.00	\$0.00	\$425.00
9/13/2016	Elliot Conn	Pre-Trial Pleadings and Motior Conference re settlement, drafting 1AC	1.50	1.50	\$450.00	\$0.00	\$675.00
9/13/2016	Nancy Barron	Pre-Trial Pleadings and Motior advise EC re prep for conf call with OC	0.30	0.30	\$850.00	\$0.00	\$255.00
9/14/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss case with Elliot Conn re class action, complaint and issues re class definition; review draft complaint.	1.00	1.00	\$850.00	\$0.00	\$850.00
9/14/2016	Elliot Conn	Pre-Trial Pleadings and Motior Drafting 1AC, research re 1AC	3.60	3.60	\$450.00	\$0.00	\$1,620.00
9/15/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss case with Elliot Conn re discovery, amended complaint, and class definition; review court order.	0.80	0.80	\$850.00	\$0.00	\$680.00
9/16/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss status of case with Elliot Conn re amending complaint and issues re facts and settlement offer response.	0.50	0.50	\$850.00	\$0.00	\$425.00
9/16/2016	Elliot Conn	Pre-Trial Pleadings and Motior Drafting complaint, conference with BK re complaint, sending complaint to OC	3.20	3.20	\$450.00	\$0.00	\$1,440.00
9/16/2016	Sean Barry	Case Assessment, Developme Researched 1AC, Minute Orders; email to Bryan Kemnitzer , associate re 1AC; conference initiated by associate re 1AC	0.40	0.40	\$250.00	\$0.00	\$100.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 5 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
9/20/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss case with Elliot Conn re amended complaint and motion; review emails from defendant's attorney.	0.40	0.40	\$850.00	\$0.00	\$340.00
9/20/2016	Elliot Conn	Pre-Trial Pleadings and Motior Conference with BK re amended complaint and stipulation to file amended complaint. Drafting stipulation	0.80	0.80	\$450.00	\$0.00	\$360.00
9/22/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss case with Elliot re amended complaint and issues re stipulation and discovery.	0.40	0.40	\$850.00	\$0.00	\$340.00
9/22/2016	Elliot Conn	Pre-Trial Pleadings and Motior correspondence re 1AC stipulation, drafting stipulation	0.40	0.40	\$450.00	\$0.00	\$180.00
9/22/2016	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited Proposed Stipulated Order; reviewed and edited 1AC	2.50	2.50	\$250.00	\$0.00	\$625.00
9/22/2016	Sean Barry	Case Assessment, Developme email from associate re stipulation, 1AC; emails (2) to Court re Proposed Stipulated Order; email from Court re case activity; drafted letter to Court re Proposed Stipulated Order	0.30	0.30	\$250.00	\$0.00	\$75.00
9/23/2016	Sean Barry	Case Assessment, Developme emails (2) from Court re case activity; reviewed Order; document management prepared 1AC, exhibit; email to Court re 1AC; drafted letter to Court re chamber copy	0.90	0.90	\$250.00	\$0.00	\$225.00
9/26/2016	Elliot Conn	Discovery reviewing discovery M&C letter, correspondence re discovery plan	0.80	0.80	\$450.00	\$0.00	\$360.00
9/27/2016	Bryan Kemnitzer	Discovery Discuss status of case with Elliot re: discovery; memo re meet and confer and issues re: class discovery	0.80	0.80	\$850.00	\$0.00	\$680.00
9/27/2016	Elliot Conn	Discovery conference with BK re discovery plan and status	0.50	0.50	\$450.00	\$0.00	\$225.00
10/3/2016	Sean Barry	Case Assessment, Developme Researched discovery responses; email from associate re extensions; email from opposing counsel re extensions	0.20	0.20	\$250.00	\$0.00	\$50.00



**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 6 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
10/4/2016	Bryan Kemnitzer	Discovery Review meet and confer; review standing rules re discovery motions; discuss case and issue with Elliot	0.80	0.80	\$850.00	\$0.00	\$680.00
10/4/2016	Elliot Conn	Discovery conference with BK re discovery	0.40	0.40	\$450.00	\$0.00	\$180.00
10/5/2016	Elliot Conn	Discovery reviewing discovery M&C memo, drafting m&C letter	1.80	1.80	\$450.00	\$0.00	\$810.00
10/11/2016	Bryan Kemnitzer	Discovery Discuss case with Elliot re: discovery issues and discovery re: defendants net worth	0.20	0.20	\$850.00	\$0.00	\$170.00
10/11/2016	Elliot Conn	Pre-Trial Pleadings and Motior correspondence with expert	0.50	0.50	\$450.00	\$0.00	\$225.00
10/11/2016	Nancy Barron	Pre-Trial Pleadings and Motior conf BK re expert; study expert report in similar case; review complaint; conf EC re status and retaining expert; memo to file	0.50	0.50	\$850.00	\$0.00	\$425.00
10/18/2016	Elliot Conn	Discovery scheduling M&C re discovery responses	0.30	0.30	\$450.00	\$0.00	\$135.00
10/25/2016	Elliot Conn	Pre-Trial Pleadings and Motior reviewing mtd, memo re opposition, research re opposition	1.50	1.50	\$450.00	\$0.00	\$675.00
10/25/2016	Sean Barry	Case Assessment, Developme conference initiated by associate re motion	0.10	0.10	\$250.00	\$0.00	\$25.00
10/26/2016	Sean Barry	Case Assessment, Developme email from Court re case activity; reviewed motion to dismiss; document management	0.30	0.30	\$250.00	\$0.00	\$75.00
10/27/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Review motion to dismiss from defendants and issue re: discovery; review prior court order	2.00	2.00	\$850.00	\$0.00	\$1,700.00
10/27/2016	Sean Barry	Case Assessment, Developme Researched discovery responses; conference initiated by to associate re discovery responses; conference initiated by TB re discovery responses	0.20	0.20	\$250.00	\$0.00	\$50.00
10/28/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss case with Elliot re: motion to dismiss; call to atty re: extension; memo re: issues	0.50	0.50	\$850.00	\$0.00	\$425.00
10/28/2016	Elliot Conn	Discovery conference with co-counsel re discovery responses and requests/conference re M&C re responses	0.60	0.60	\$450.00	\$0.00	\$270.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 7 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
10/29/2016	Elliot Conn	Discovery conference with co-counsel, conference with SD and client re discovery response, interviewing client re responses	1.80	1.80	\$450.00	\$0.00	\$810.00
10/31/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Review defendant's motion to dismiss and issues re: Romero case and stay and schedule re: opposition and discovery responses	2.00	2.00	\$850.00	\$0.00	\$1,700.00
10/31/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Prepare for discussion with atty re: motion to dismiss and schedule; discuss with Elliot and East Bay; memo	1.50	1.50	\$850.00	\$0.00	\$1,275.00
11/1/2016	Elliot Conn	Discovery conference with BK and OC re discovery disputes, discovery conference	1.80	1.80	\$450.00	\$0.00	\$810.00
11/2/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Initial review of private investigators information; discuss case with Elliot re: discovery and motion to dismiss	0.50	0.50	\$850.00	\$0.00	\$425.00
11/3/2016	Sean Barry	Pre-Trial Pleadings and Motior Drafted stipulation and proposed order	0.40	0.40	\$250.00	\$0.00	\$100.00
11/3/2016	Sean Barry	Case Assessment, Developme Researched discovery responses; emails (2) from associate re extensions, stipulation ; emails (2) to associate re stipulation , proposed order	0.30	0.30	\$250.00	\$0.00	\$75.00
11/4/2016	Elliot Conn	Pre-Trial Pleadings and Motior drafting/reviewing stipulation and order re extension of time	0.20	0.20	\$450.00	\$0.00	\$90.00
11/4/2016	Sean Barry	Case Assessment, Developme email to associate re stipulation	0.10	0.10	\$250.00	\$0.00	\$25.00
11/6/2016	Bryan Kemnitzer	Case Assessment, Developme Review documents and info from private investigator re: 100s of corp and owner issues and single enterprise	1.50	1.50	\$850.00	\$0.00	\$1,275.00
11/7/2016	Elliot Conn	Pre-Trial Pleadings and Motior reviewing proposed order	0.20	0.20	\$450.00	\$0.00	\$90.00
11/7/2016	Sean Barry	Case Assessment, Developme emails (2) to associate re stipulation ; emails (2) from associate re stipulation ; emails (2) from opposing counsel re stipulation ; emails (2) to Court re stipulation and Proposed Order; drafted letter to Court re chambers copies	0.30	0.30	\$250.00	\$0.00	\$75.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 8 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
11/7/2016	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited stipulation and proposed order	0.20	0.20	\$250.00	\$0.00	\$50.00
11/8/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss status of case with Elliot re: motion to dismiss and issues in Romero and stay	0.30	0.30	\$850.00	\$0.00	\$255.00
11/8/2016	Elliot Conn	Case Assessment, Developme conference with BK re case staffing	0.20	0.20	\$450.00	\$0.00	\$90.00
11/9/2016	Elliot Conn	Pre-Trial Pleadings and Motior reviewing mtd correspondence with Co-counsel re briefing	0.60	0.60	\$450.00	\$0.00	\$270.00
11/10/2016	Sean Barry	Case Assessment, Developme emails (3) from Court re case activity; reviewed stipulation and order re schedule, clekr's notice, association; email from associate re appearance; email to Court re Association; document management ; conference initiated by different associate re association	0.40	0.40	\$250.00	\$0.00	\$100.00
11/10/2016	Sean Barry	Pre-Trial Pleadings and Motior Drafted Notice of Association	0.30	0.30	\$250.00	\$0.00	\$75.00
11/17/2016	Sean Barry	Case Assessment, Developme telephone call from associate re opposition; researched opposition; email to associate re opposition	0.20	0.20	\$250.00	\$0.00	\$50.00
11/18/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Review draft opposition to motion to dismiss and issues re: standing and staff	1.00	1.00	\$850.00	\$0.00	\$850.00
11/19/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Review P&As re: opposition to motion to dismiss and stay; review cases	1.00	1.00	\$850.00	\$0.00	\$850.00
11/20/2016	Elliot Conn	Pre-Trial Pleadings and Motior drafting opposition to mtd	1.90	1.90	\$450.00	\$0.00	\$855.00
11/20/2016	Nancy Barron	Pre-Trial Pleadings and Motior review draft opposition to M2dismiss and stay; provide edits and comments to BK	0.70	0.70	\$850.00	\$0.00	\$595.00
11/21/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss case with Elliot re: CMC and discovery and issues re: depo	0.50	0.50	\$850.00	\$0.00	\$425.00
11/21/2016	Elliot Conn	Discovery drafting discovery responses	2.60	2.60	\$450.00	\$0.00	\$1,170.00
11/21/2016	Elliot Conn	Pre-Trial Pleadings and Motior drafting motion to dismiss opposition	3.80	3.80	\$450.00	\$0.00	\$1,710.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 9 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
11/21/2016	Sean Barry	Case Assessment, Developme Researched discovery responses	0.20	0.20	\$250.00	\$0.00	\$50.00
11/22/2016	Sean Barry	Discovery Reviewed and edited discovery responses; researched, reviewed, prepared and Bates numbered document production	1.60	1.60	\$250.00	\$0.00	\$400.00
11/22/2016	Sean Barry	Case Assessment, Developme emails (2) from associate re discovery responses; conference initiated by Bryan Kemnitzer re discovery responses; email to co-counsel re discovery responses; document management to co-counsel re opposition brief	0.20	0.20	\$250.00	\$0.00	\$50.00
11/22/2016	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited opposition to motion to dismiss	0.90	0.90	\$250.00	\$0.00	\$225.00
11/23/2016	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited table of contents	0.90	0.90	\$250.00	\$0.00	\$225.00
11/23/2016	Sean Barry	Case Assessment, Developme email to Court re opposition brief; email from Court re case activity; document management ; prepared chambers copy	0.30	0.30	\$250.00	\$0.00	\$75.00
11/28/2016	Bryan Kemnitzer	Discovery Discuss status of case with Elliot re: CMC and court hearing and issue re: discovery	0.50	0.50	\$850.00	\$0.00	\$425.00
11/28/2016	Elliot Conn	Discovery drafting depo notice, correspondence with co-counsel re depo notice	1.90	1.90	\$450.00	\$0.00	\$855.00
11/28/2016	Elliot Conn	Pre-Trial Pleadings and Motior drafting draft agenda for upcoming cmc	1.10	1.10	\$450.00	\$0.00	\$495.00
11/28/2016	Elliot Conn	Discovery correspondence with bk re protective order, drafting protective order	1.50	1.50	\$450.00	\$0.00	\$675.00
11/28/2016	Sean Barry	Case Assessment, Developme Drafted letter to Court re chambers copy	0.10	0.10	\$250.00	\$0.00	\$25.00
11/29/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss status of case with Elliot; review CMC statement and deposition PMK notice	0.80	0.80	\$850.00	\$0.00	\$680.00
11/29/2016	Elliot Conn	Discovery drafting depo notice	0.60	0.60	\$450.00	\$0.00	\$270.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 10 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
11/29/2016	Sean Barry	Discovery email from associate re deposition notice; email to associate re deposition notice; reviewed and edited deposition notice; second email from associate revising deposition notice that was previously described as final; re-edited deposition notice; drafted Proof of Service	0.70	0.70	\$250.00	\$0.00	\$175.00
11/30/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss case with Elliot re: CMC and discovery and call to court re: issue and protective order	0.40	0.40	\$850.00	\$0.00	\$340.00
11/30/2016	Elliot Conn	Discovery reviewing protective order	0.30	0.30	\$450.00	\$0.00	\$135.00
11/30/2016	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited statement and agenda	0.50	0.50	\$250.00	\$0.00	\$125.00
11/30/2016	Sean Barry	Case Assessment, Developme Researched hearing, agenda, conference call; email to SJ re conf call; email to ass re agenda; email from associate re agenda; email from opposing counsel re agenda; email to Court re statement; email from Court re case activity; document management	0.30	0.30	\$250.00	\$0.00	\$75.00
12/1/2016	Sean Barry	Case Assessment, Developme Drafted letter to Court re chambers copy; reviewed deposition notice; document management	0.20	0.20	\$250.00	\$0.00	\$50.00
12/2/2016	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss case with Elliot; review protective order changes; court call re: status of case and issues	1.50	1.50	\$850.00	\$0.00	\$1,275.00
12/2/2016	Elliot Conn	Pre-Trial Pleadings and Motior preparation for cmc, telephonic cmc	1.10	1.10	\$450.00	\$0.00	\$495.00
12/6/2016	Bryan Kemnitzer	Discovery Discuss status of case with Elliot re: discovery and protective order	0.20	0.20	\$850.00	\$0.00	\$170.00
12/8/2016	Sean Barry	Case Assessment, Developme Reviewed CDS discovery responses; document management	0.20	0.20	\$250.00	\$0.00	\$50.00
12/12/2016	Bryan Kemnitzer	Discovery Discuss case with Elliot re: protective order and issues re: discovery; call re: case	0.80	0.80	\$850.00	\$0.00	\$680.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 11 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
12/12/2016	Elliot Conn	Pre-Trial Pleadings and Motior drafting protective order/correspondence re protective order	0.90	0.90	\$450.00	\$0.00	\$405.00
12/14/2016	Elliot Conn	Pre-Trial Pleadings and Motior reviewing document production/drafting M&C letter re discovery responses, reviewing M&C letter	2.50	2.50	\$450.00	\$0.00	\$1,125.00
12/15/2016	Bryan Kemnitzer	Discovery Initial review of docs from defendants re: system; discuss case with Elliot re: depositions	1.50	1.50	\$850.00	\$0.00	\$1,275.00
12/15/2016	Elliot Conn	Pre-Trial Pleadings and Motior reviewing document production/drafting M&C letter	1.20	1.20	\$450.00	\$0.00	\$540.00
12/18/2016	Bryan Kemnitzer	Discovery Review issues in case re: discovery and defendant documents and discovery and issue re: protective order	1.00	1.00	\$850.00	\$0.00	\$850.00
12/19/2016	Elliot Conn	Discovery reviewing M&C letter, scheduling telephonic M&C	0.80	0.80	\$450.00	\$0.00	\$360.00
12/20/2016	Bryan Kemnitzer	Discovery Review issues re: corporation hiding assets and issues re: voidable transaction	0.80	0.80	\$850.00	\$0.00	\$680.00
12/21/2016	Bryan Kemnitzer	Discovery Preparing for conference call and conference call with defendant re: discovery issues; discuss with Elliot	1.50	1.50	\$850.00	\$0.00	\$1,275.00
12/21/2016	Elliot Conn	Discovery M&C/correspondence to court re status or M&C	2.10	2.10	\$450.00	\$0.00	\$945.00
1/3/2017	Elliot Conn	Discovery reviewing privilege log	0.60	0.60	\$450.00	\$0.00	\$270.00
1/3/2017	Sean Barry	Case Assessment, Developme email from Court re case activity; reviewed letter brief; document management	0.20	0.20	\$250.00	\$0.00	\$50.00
1/4/2017	Bryan Kemnitzer	Discovery Discuss case with Elliot re: Florida depositions and issues re: PMK and class certification	0.40	0.40	\$850.00	\$0.00	\$340.00
1/4/2017	Elliot Conn	Discovery drafting discovery	1.50	1.50	\$450.00	\$0.00	\$675.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 12 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
1/5/2017	Sean Barry	Case Assessment, Developme emails (3) from Court re case activity; reviewed stipulation , Protective Order , reply brief; document management ; organized pleadings on server	0.90	0.90	\$250.00	\$0.00	\$225.00
1/6/2017	Bryan Kemnitzer	Discovery Discuss status of case with Elliot re: depositions in Florida and issue re: discovery and documents	0.50	0.50	\$850.00	\$0.00	\$425.00
1/6/2017	Bryan Kemnitzer	Discovery Discuss case with Elliot; review discovery and email and issues re: depositions; memo re: depos	1.00	1.00	\$850.00	\$0.00	\$850.00
1/6/2017	Elliot Conn	Discovery conference with BK re discovery and depositions in Florida, drafting discovery	2.70	2.70	\$450.00	\$0.00	\$1,215.00
1/9/2017	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss discovery with Elliot and Sharon and review client documents and issue re: discovery and depositions	0.50	0.50	\$850.00	\$0.00	\$425.00
1/9/2017	Elliot Conn	Discovery correspondence with BK and SD, reviewing discovery responses, strategy re depos	0.50	0.50	\$450.00	\$0.00	\$225.00
1/10/2017	Sean Barry	Case Assessment, Developme Researched depositions ; reviewed correspondence re M&C; emails from Court re case activity; reviewed Order vacating hearing; researched correspondence ; conference s/ associate re correspondence	0.50	0.50	\$250.00	\$0.00	\$125.00
1/11/2017	Sean Barry	Case Assessment, Developme reviewed correspondence re M&C; reviewed discovery, deposition notice to CDS; document management	0.30	0.30	\$250.00	\$0.00	\$75.00
1/13/2017	Bryan Kemnitzer	Discovery Review client documents regarding phone records; discuss case and documents with Elliot.	0.40	0.40	\$850.00	\$0.00	\$340.00
1/17/2017	Bryan Kemnitzer	Discovery Review client documents regarding phone records and issues depo in Florida; discuss with Elliot.	0.50	0.50	\$850.00	\$0.00	\$425.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 13 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
1/17/2017	Elliot Conn	Discovery drafting cmc, correspondence with co-counsel/opposing counsel re cmc and status , reviewing court order	1.20	1.20	\$450.00	\$0.00	\$540.00
1/17/2017	Sean Barry	Case Assessment, Developme emails (4) from associate re Joint Statement; emails (3) from opposing counsel re Joint Statement; email to Court re Joint Statement; email from Court re case activity; document management ; drafted letter to Court re chambers copy	0.50	0.50	\$250.00	\$0.00	\$125.00
1/17/2017	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited Joint Statement	0.30	0.30	\$250.00	\$0.00	\$75.00
1/18/2017	Sean Barry	Case Assessment, Developme email from Court re case activity; reviewed Order denying motion to dismiss; document management ; conference w/ associate re Order, Answer	0.40	0.40	\$250.00	\$0.00	\$100.00
1/19/2017	Sean Barry	Case Assessment, Developme email from Court re case activity; reviewed Order continuing Case Management Conference ; document management	0.20	0.20	\$250.00	\$0.00	\$50.00
1/24/2017	Bryan Kemnitzer	Discovery E-mail from Attorney re mediation and issues re discovery and class. Call to SD.	0.30	0.30	\$850.00	\$0.00	\$255.00
1/26/2017	Bryan Kemnitzer	Discovery Review discovery responses of def. re interrogatory and doc-production, call with SD re mediation.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
1/26/2017	Elliot Conn	Discovery reviewing discovery responses, coordinating m&C	1.60	1.60	\$450.00	\$0.00	\$720.00
1/30/2017	Bryan Kemnitzer	Discovery Review pleading and discovery and prepare for deposition in FL. Discuss case and issues with Elliot.	0.80	0.80	\$850.00	\$0.00	\$680.00
1/30/2017	Elliot Conn	Case Assessment, Developme conference with co counsel re upcoming M&C meeting, M&C meeting re discovery issues and depos	1.20	1.20	\$450.00	\$0.00	\$540.00
1/30/2017	Sean Barry	Case Assessment, Developme emails (2) from mediator re conference call; email from opposing counsel re mediation	0.10	0.10	\$250.00	\$0.00	\$25.00



**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 14 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
2/2/2017	Bryan Kemnitzer	Discovery Review answer to complaint from defendants; issues regarding Florida deposition; discuss case with Elliot.	0.80	0.80	\$850.00	\$0.00	\$680.00
2/6/2017	Sean Barry	Case Assessment, Developme email from Court re case activity; reviewed answer; document management	0.10	0.10	\$250.00	\$0.00	\$25.00
2/7/2017	Elliot Conn	Discovery reviewing discovery responses, investigation re dialer.	1.20	1.20	\$450.00	\$0.00	\$540.00
2/8/2017	Bryan Kemnitzer	Discovery Preparing for deposition in Florida regarding issues, TDS, and phone number; discuss case with Elliot.	1.00	1.00	\$850.00	\$0.00	\$850.00
2/8/2017	Elliot Conn	Case Assessment, Developme reviewing report from PI	0.50	0.50	\$450.00	\$0.00	\$225.00
2/8/2017	Elliot Conn	Discovery reivewing discovery responses, preparation for Florida depos	1.90	1.90	\$450.00	\$0.00	\$855.00
2/9/2017	Elliot Conn	Case Assessment, Developme correspondence with co-counsel re potential additional COAs. Research re additions causes of action.	1.20	1.20	\$450.00	\$0.00	\$540.00
2/9/2017	Elliot Conn	Discovery depo prep	2.20	2.20	\$450.00	\$0.00	\$990.00
2/9/2017	Sean Barry	Case Assessment, Developme Researched depositions , discovery; emails (2) to Court reporter re depositions	0.30	0.30	\$250.00	\$0.00	\$75.00
2/10/2017	Bryan Kemnitzer	Discovery Prepare for deposition in Florida; review information regarding Dvorkin & Compes Deb?; review discovery and issues regarding TCPA.	2.00	2.00	\$850.00	\$0.00	\$1,700.00
2/10/2017	Elliot Conn	Discovery depo prep, compiling exhibits, correspondence with expert re depo prep	2.50	2.50	\$450.00	\$0.00	\$1,125.00
2/12/2017	Elliot Conn	Discovery depo prep	4.10	4.10	\$450.00	\$0.00	\$1,845.00
2/13/2017	Bryan Kemnitzer	Discovery Prepare for deposition of Howard D. and PMK, review discovery and document production; memo regarding questions.	6.00	6.00	\$850.00	\$0.00	\$5,100.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 15 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
2/13/2017	Elliot Conn	Discovery depo prep, conference with expert re depo prep	2.80	2.80	\$450.00	\$0.00	\$1,260.00
2/14/2017	Bryan Kemnitzer	Discovery Portion of flight San Francisco to Florida.	4.00	4.00	\$850.00	\$0.00	\$3,400.00
2/14/2017	Bryan Kemnitzer	Discovery Preparing for deposition: review discovery regarding CDS and Howard D. and exhibits, draft questions.?	5.00	5.00	\$850.00	\$0.00	\$4,250.00
2/14/2017	Elliot Conn	Discovery 4 hours travel 5 hours depo preparation.	9.00	9.00	\$450.00	\$0.00	\$4,050.00
2/14/2017	Sean Barry	Case Assessment, Developme email from Court reporter re depositions ; researched depositions ; email to Court reporter re depositions ; emails (4) from mediator re mediation; emails (3) from opposing counsel re mediation; emails (2) from associate re mediation	0.60	0.60	\$250.00	\$0.00	\$150.00
2/15/2017	Bryan Kemnitzer	Discovery 9:00 - 4:00 deposition of Howard D. & PMK; discuss case with attorney and with Elliot regarding facts?	7.00	7.00	\$850.00	\$0.00	\$5,950.00
2/15/2017	Elliot Conn	Discovery preparing for depositions, attending depositions of dvorkin/griffith, preparing for griffith depo.	11.20	11.20	\$450.00	\$0.00	\$5,040.00
2/16/2017	Bryan Kemnitzer	Discovery Portion of travel Florida to San Francisco.	5.00	5.00	\$850.00	\$0.00	\$4,250.00
2/16/2017	Bryan Kemnitzer	Discovery Prepare for second day of deposition; deposition of CDS PMK; discuss case with attorney.	7.00	7.00	\$850.00	\$0.00	\$5,950.00
2/16/2017	Elliot Conn	Discovery preparation for depositions (2 hours), depositions (5 hours), travel from depositions (5 hours).	12.00	12.00	\$450.00	\$0.00	\$5,400.00
2/17/2017	Bryan Kemnitzer	Pre-Trial Pleadings and Motior E-mail to Sharon D and Elliot regarding issue in case; e-mail to Beth Ann regarding issue and joint enterprise.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
2/17/2017	Elliot Conn	Case Assessment, Developme drafting letter re post-settlement issues.	0.40	0.40	\$450.00	\$0.00	\$180.00
2/20/2017	Bryan Kemnitzer	Discovery Review discovery and issues regarding depositions and new defendant and cases, memo re issue.	2.00	2.00	\$850.00	\$0.00	\$1,700.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 16 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
2/22/2017	Elliot Conn	Case Assessment, Developme correspondence with co-counsel re case status and strategy, drafting letter to OC	2.30	2.30	\$450.00	\$0.00	\$1,035.00
2/22/2017	Sean Barry	Case Assessment, Developme email from Court reporter re transcripts; researched and reviewed transcripts, exhibits; document management	0.60	0.60	\$250.00	\$0.00	\$150.00
2/23/2017	Bryan Kemnitzer	Discovery Prepare draft; memo regarding issues in case regarding single enterprise and defects and additional def? : memo to S.D.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
2/23/2017	Elliot Conn	Case Assessment, Developme drafting 2AC, correspondence with BK re status, drafting status report, drafting correspondence to OC.	2.20	2.20	\$450.00	\$0.00	\$990.00
2/24/2017	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Review issues and case regarding single enterprise and issues regarding defects and insurance coverage; draft letter to attorney regarding issues.	1.00	1.00	\$850.00	\$0.00	\$850.00
2/24/2017	Elliot Conn	Pre-Trial Pleadings and Motior drafting cmc statement.	1.20	1.20	\$450.00	\$0.00	\$540.00
2/24/2017	Elliot Conn	Case Assessment, Developme meeting with co-counsel re status.	0.60	0.60	\$450.00	\$0.00	\$270.00
2/26/2017	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Review issue in case regarding CMC statement and discuss case with Elliot, review statements.  Review issues in case regarding discovery and issue regarding single enterprise and defendants.	0.80	0.80	\$850.00	\$0.00	\$680.00
2/27/2017	Bryan Kemnitzer	Discovery Discuss status of case with defense attorney regarding insurance coverage and issue regarding amending complaint and single enterprise.	0.80	0.80	\$850.00	\$0.00	\$680.00
2/27/2017	Elliot Conn	Pre-Trial Pleadings and Motior drafting cmc, reviewing cmc changes, filing cmc	0.40	0.40	\$450.00	\$0.00	\$180.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 17 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
2/27/2017	Sean Barry	Case Assessment, Developme Researched Joint Statement; email to associate re Joint Statement; emails (3) from associate re Joint Statement; email from opposing counsel re Joint Statement; prepared statement; email to Court re Joint Statement; email from Court re case activity; document management	0.50	0.50	\$250.00	\$0.00	\$125.00
2/28/2017	Elliot Conn	Case Assessment, Developme research re single enterprise, correspondence with SM re research, drafting 2AC	1.70	1.70	\$450.00	\$0.00	\$765.00
3/1/2017	Elliot Conn	Case Assessment, Developme drafting correspondence to OC	0.50	0.50	\$450.00	\$0.00	\$225.00
3/2/2017	Sean Barry	Case Assessment, Developme Reviewed deposition transcripts, exhibits	0.50	0.50	\$250.00	\$0.00	\$125.00
3/5/2017	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Review issue in case regarding amending complaint, regarding discovery regarding corporations, regarding court hearing and mediation.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
3/6/2017	Bryan Kemnitzer	Discovery Review issues in case research issue ? amending complaint and discovery issues; prepare for CMC.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
3/6/2017	Elliot Conn	Pre-Trial Pleadings and Motior drafting 2AC	1.20	1.20	\$450.00	\$0.00	\$540.00
3/7/2017	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss case with Elliot regarding discovery and amended complaint; review documents regarding single enterprise and issues regarding damages.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
3/8/2017	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Prepare for CMC, review ? memo, discuss case with attorney for defendants; discuss case with Elliot (1 hr).  Trip to court and back from office; attend court hearing re CMC.; discuss issues with attorney (1.5 hr).	2.50	2.50	\$850.00	\$0.00	\$2,125.00
3/8/2017	Elliot Conn	Pre-Trial Pleadings and Motior preparation for cmc, travel to and from cmc, cmc.	2.50	2.50	\$450.00	\$0.00	\$1,125.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 18 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
3/8/2017	Sean Barry	Case Assessment, Developme email from associate re mediation; researched neutrals; email to JAMS re mediation; email to associate re mediation; emails (2) from Court re case activity; reviewed motion, Order; document management ; email from JAMS re mediation	0.30	0.30	\$250.00	\$0.00	\$75.00
3/9/2017	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Review cases regarding single enterprise issue, memo regarding mediation and class issues regarding demand.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
3/9/2017	Elliot Conn	Pre-Trial Pleadings and Motior drafting 2AC, correspondence with co-counsel re 2AC	0.50	0.50	\$450.00	\$0.00	\$225.00
3/9/2017	Elliot Conn	Settlement/Non-Binding ADR coordinating mediation and other issues.	0.50	0.50	\$450.00	\$0.00	\$225.00
3/9/2017	Sean Barry	Case Assessment, Developme conference initiated by Bryan Kemnitzer re Case Management Conference Orders; conference initiated by Bryan Kemnitzer re mediation; researched neutrals; email to JAMS re mediation; email from JAMS re mediation; emails (3) to opposing counsel re mediation; emails (3) from opposing counsel re mediation	0.50	0.50	\$250.00	\$0.00	\$125.00
3/10/2017	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Review issues in case regarding deposition testimony and 30(b)(8)? witnesses; memo regarding mediation.	0.80	0.80	\$850.00	\$0.00	\$680.00
3/10/2017	Sean Barry	Case Assessment, Developme Researched mediation; reviewed correspondence re case issues; email from Court re case activity; reviewed Minute Entry; document management ; email from opposing counsel re mediation; email to JAMS re mediation	0.50	0.50	\$250.00	\$0.00	\$125.00
3/13/2017	Elliot Conn	Pre-Trial Pleadings and Motior correspondence with Co-counsel re complaint, drafting 2AC	0.60	0.60	\$450.00	\$0.00	\$270.00
3/13/2017	Sean Barry	Case Assessment, Developme Researched mediation, letter brief; Request for Production of Documents to opposing counsel re mediation	0.20	0.20	\$250.00	\$0.00	\$50.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 19 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
3/14/2017	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Conference call with attorney regarding discovery and complaint, call to CDS ???; review draft amended complaint.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
3/14/2017	Elliot Conn	Settlement/Non-Binding ADR coordinating mediation	0.20	0.20	\$450.00	\$0.00	\$90.00
3/15/2017	Bryan Kemnitzer	Discovery Discuss case with Elliot regarding meet and confer and issues regarding discovery documents and mediation.	0.50	0.50	\$850.00	\$0.00	\$425.00
3/15/2017	Sean Barry	Case Assessment, Developme Researched 2AC; email to associate re 2AC	0.20	0.20	\$250.00	\$0.00	\$50.00
3/16/2017	Bryan Kemnitzer	Discovery Review issue in case regarding discovery, call to attorney regarding mediation deposition and discovery.	1.00	1.00	\$850.00	\$0.00	\$850.00
3/16/2017	Elliot Conn	Discovery prep for M&C conference, M&C conference, drafting letter re M&C conference, drafting M&C letter	2.90	2.90	\$450.00	\$0.00	\$1,305.00
3/17/2017	Elliot Conn	Discovery M&C re discovery issues, drafting joint letter brief re discovery issues	1.20	1.20	\$450.00	\$0.00	\$540.00
3/19/2017	Bryan Kemnitzer	Discovery Preparing for conference with attorney regarding discovery review meet and confer regarding discovery issue and amend complaint.	1.00	1.00	\$850.00	\$0.00	\$850.00
3/20/2017	Bryan Kemnitzer	Discovery Prepare for conference call and call to attorney regarding discovery, stipulation regarding amended complaint and mediation, discuss with co-counsel.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
3/20/2017	Elliot Conn	Discovery conference with SD re discovery conference/discovery conference/drafting discovery responses/drafting discovery letter brief	1.80	1.80	\$450.00	\$0.00	\$810.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 20 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
3/20/2017	Sean Barry	Case Assessment, Developme Researched joint letter brief; email to associate re joint letter brief; email from associate re joint letter brief; conferences (2) initiated by Bryan Kemnitzer re mediation; prepared service list; email to JAMS re mediation; email from opposing counsel re joint letter brief; email to Court re joint letter brief	0.70	0.70	\$250.00	\$0.00	\$175.00
3/20/2017	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited joint letter brief	0.20	0.20	\$250.00	\$0.00	\$50.00
3/21/2017	Bryan Kemnitzer	Discovery Discuss status of case with Elliot regarding amended complaint and discovery issues regarding defendants discovery and e-discovery.	0.80	0.80	\$850.00	\$0.00	\$680.00
3/21/2017	Elliot Conn	Discovery Discuss status of case with BK regarding amended complaint, discovery issues, defendants discovery and e-discovery.	0.80	0.80	\$450.00	\$0.00	\$360.00
3/21/2017	Sean Barry	Case Assessment, Developme Drafted letter to Court re brief	0.10	0.10	\$250.00	\$0.00	\$25.00
3/22/2017	Bryan Kemnitzer	Discovery Discuss case with Elliot and with class administrator regarding issues of class size; review issues regarding amended complaints and discovery.	0.50	0.50	\$850.00	\$0.00	\$425.00
3/22/2017	Elliot Conn	Pre-Trial Pleadings and Motior correspondence with OC re stip to file 2AC, filing 2AC	0.50	0.50	\$450.00	\$0.00	\$225.00
3/22/2017	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited stipulation , proposed order	0.30	0.30	\$250.00	\$0.00	\$75.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 21 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
3/22/2017	Sean Barry	Case Assessment, Developme email from JAMS re mediation; email to JAMS re mediation; researched 2AC; reviewed correspondence re 2AC; email to Bryan Kemnitzer , associate re 2AC; email from co-counsel re M&C; email from Court re case activity; reviewed Order re discovery; email from associate re stipulation , proposed order; email to opposing counsel re stipulation , proposed order; emails (2) to Court re stipulation , proposed order; email from Court re case activity; document management ; drafted letter to Court re stipulation , proposed order	0.60	0.60	\$250.00	\$0.00	\$150.00
3/23/2017	Elliot Conn	Discovery reviewing order re discovery dispute, drafting discovery	1.30	1.30	\$450.00	\$0.00	\$585.00
3/23/2017	Sean Barry	Case Assessment, Developme emails (2) from Court re case activity; reviewed referral to magistrate, Order re 2AC; document management ; email to Bryan Kemnitzer , associate re 2AC	0.20	0.20	\$250.00	\$0.00	\$50.00
3/24/2017	Elliot Conn	Case Assessment, Developme investigation re phone imaging.	0.40	0.40	\$450.00	\$0.00	\$180.00
3/24/2017	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited 2AC; researched and prepared exhibit	0.50	0.50	\$250.00	\$0.00	\$125.00
3/24/2017	Sean Barry	Case Assessment, Developme email to associate re 2AC; email from associate re 2AC; email to Court re 2AC; emails (3) from Court re case activity; reviewed Order re discovery, Order re ADR, stipulation ; document management	0.40	0.40	\$250.00	\$0.00	\$100.00
3/26/2017	Bryan Kemnitzer	Discovery Discuss case with Elliot regarding discovery and mediation and issue regarding amended complaint and class statistics.	0.40	0.40	\$850.00	\$0.00	\$340.00
3/27/2017	Bryan Kemnitzer	Discovery Discuss case with attorney regarding ATDS and call regarding records and issues regarding class statistics and call records.	0.50	0.50	\$850.00	\$0.00	\$425.00



**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 22 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
3/30/2017	Bryan Kemnitzer	Discovery Review court order regarding discovery and issue regarding stability? recovery; discuss case with Elliot regarding discovery.	0.30	0.30	\$850.00	\$0.00	\$255.00
3/30/2017	Elliot Conn	Discovery correspondence re depositions, correspondence with e-discovery vendor re phone back up	1.40	1.40	\$450.00	\$0.00	\$630.00
4/3/2017	Elliot Conn	Discovery reviewing errata sheet	0.20	0.20	\$450.00	\$0.00	\$90.00
4/6/2017	Bryan Kemnitzer	Discovery Review court order regarding discovery and issue regarding client damages; discuss case with Elliot.	0.40	0.40	\$850.00	\$0.00	\$340.00
4/6/2017	Elliot Conn	Discovery conference with SM re discovery responses, reviewing/editing discovery responses.	0.60	0.60	\$450.00	\$0.00	\$270.00
4/6/2017	Elliot Conn	Pre-Trial Pleadings and Motior reviewing adr stip/conference with BK re stip.	0.20	0.20	\$450.00	\$0.00	\$90.00
4/7/2017	Elliot Conn	Case Assessment, Developme correspondence with SM re status	0.10	0.10	\$450.00	\$0.00	\$45.00
4/10/2017	Sean Barry	Case Assessment, Developme Researched Case Management Conference Statement; email to associate re Case Management Conference Statement	0.20	0.20	\$250.00	\$0.00	\$50.00
4/12/2017	Elliot Conn	Discovery reviewing supplemental phone log production	0.20	0.20	\$450.00	\$0.00	\$90.00
4/13/2017	Bryan Kemnitzer	Discovery Discuss case with Elliot regarding additional discovery and issues regarding class statistics and mediation.	0.40	0.40	\$850.00	\$0.00	\$340.00
4/13/2017	Elliot Conn	Case Assessment, Developme correspondence with SD re transcription of phone cll	0.20	0.20	\$450.00	\$0.00	\$90.00
4/13/2017	Elliot Conn	Pre-Trial Pleadings and Motior drafting CMC/correspondence with OC re CMC statement	0.90	0.90	\$450.00	\$0.00	\$405.00
4/13/2017	Elliot Conn	Discovery reviewing discovery responses	0.40	0.40	\$450.00	\$0.00	\$180.00
4/13/2017	Sean Barry	Case Assessment, Developme conference initiated by Bryan Kemnitzer re hearing; reviewed deposition transcripts, exhibits; document management	0.50	0.50	\$250.00	\$0.00	\$125.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 23 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
4/14/2017	Elliot Conn	Discovery correspondence with phone imaging expert/reviewing phone image. /	1.90	1.90	\$450.00	\$0.00	\$855.00
4/16/2017	Sean Barry	Case Assessment, Developme emails (4) from Court re case activity; reviewed declaration, Order re discovery dispute, ADR stipulation and Order; document management	0.40	0.40	\$250.00	\$0.00	\$100.00
4/17/2017	Elliot Conn	Pre-Trial Pleadings and Motior correspondence re cmc statement	0.60	0.60	\$450.00	\$0.00	\$270.00
4/17/2017	Elliot Conn	Discovery reviewing phone imaging in prep for production	0.90	0.90	\$450.00	\$0.00	\$405.00
4/17/2017	Sean Barry	Case Assessment, Developme Researched Joint Statement; email from associate re depositions ; email to associate re depositions ; email from associate re Joint Statement; email from opposing counsel re Joint Statement; prepared statement; email to Court re statement; email from Court re case activity; document management	0.50	0.50	\$250.00	\$0.00	\$125.00
4/18/2017	Sean Barry	Case Assessment, Developme conference initiated by TB re discovery responses; email from associate re discovery responses	0.10	0.10	\$250.00	\$0.00	\$25.00
4/19/2017	Bryan Kemnitzer	Discovery Discuss case with Elliot regarding additional discovery and issue regarding class statistics and ATDS, review supplemental discovery.	1.00	1.00	\$850.00	\$0.00	\$850.00
4/19/2017	Elliot Conn	Discovery reviewing depo transcripts, drafting 3rd set of discovery, conference with BK re necessary supplemental discovery	2.90	2.90	\$450.00	\$0.00	\$1,305.00
4/19/2017	Sean Barry	Case Assessment, Developme Reviewed supplemental discovery responses; document management	0.20	0.20	\$250.00	\$0.00	\$50.00
4/27/2017	Sean Barry	Case Assessment, Developme Researched Case Management Conference ; email from Court re case activity; reviewed Clerk's Notice; document management	0.20	0.20	\$250.00	\$0.00	\$50.00
5/1/2017	Sean Barry	Case Assessment, Developme Reviewed discovery to CDS; document management	0.10	0.10	\$250.00	\$0.00	\$25.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 24 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
5/2/2017	Elliot Conn	Case Assessment, Developme correspondence with BK and with OC re class statistical estimates requested in prior correspondence.	0.30	0.30	\$450.00	\$0.00	\$135.00
5/2/2017	Elliot Conn	Case Assessment, Developme correspondence with SD updating on status of case/correspondence	0.40	0.40	\$450.00	\$0.00	\$180.00
5/10/2017	Elliot Conn	Discovery correspondence with OC re discovery	0.20	0.20	\$450.00	\$0.00	\$90.00
5/15/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss status fo case with Elliot and Shanon regarding mediation and issues regarding class information am members; memo	0.40	0.40	\$850.00	\$0.00	\$340.00
5/15/2017	Sean Barry	Case Assessment, Developme conference w/ associate re mediation brief	0.10	0.10	\$250.00	\$0.00	\$25.00
5/16/2017	Elliot Conn	Discovery reviewing phone image, extracting data from phone image.	1.90	1.90	\$450.00	\$0.00	\$855.00
5/17/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Lengthy meet and confer letter from defendant regarding issue in case regarding class statistical information?	0.80	0.80	\$850.00	\$0.00	\$680.00
5/17/2017	Elliot Conn	Discovery reviewing M&C letter re depo categories,	0.80	0.80	\$450.00	\$0.00	\$360.00
5/19/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss case with Elliot regarding issues regarding discovery and mediation brief and class statistics.	0.40	0.40	\$850.00	\$0.00	\$340.00
5/19/2017	Elliot Conn	Discovery correspondence with OC re document production/ corresopdence with BK re SD re upcoming production.	0.50	0.50	\$450.00	\$0.00	\$225.00
5/22/2017	Elliot Conn	Settlement/Non-Binding ADR mediation prep	1.50	1.50	\$450.00	\$0.00	\$675.00
5/22/2017	Elliot Conn	Discovery conference with expert re data production. correspondence with OC re document production / m&c re format.	3.40	3.40	\$450.00	\$0.00	\$1,530.00
5/23/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss case with Elliot regarding mediation brief and issues regarding class information and H. Dvorkin. Discuss with SD	0.80	0.80	\$850.00	\$0.00	\$680.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 25 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
5/23/2017	Elliot Conn	Settlement/Non-Binding ADR correspondence with BK and SD re mediation, drafting mediation brief	2.10	2.10	\$450.00	\$0.00	\$945.00
5/23/2017	Elliot Conn	Discovery correspondence with expert re document production. Reviewing 50k pages of document production. correspondence with OC re M&C re format of production, research re production requirements	3.90	3.90	\$450.00	\$0.00	\$1,755.00
5/24/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Prepare for mediation, read cases regarding corporate liability and issues regarding Dvorkin, draft section of brief regarding corporate veil.	2.50	2.50	\$850.00	\$0.00	\$2,125.00
5/24/2017	Elliot Conn	Settlement/Non-Binding ADR drafting mediation brief	1.60	1.60	\$450.00	\$0.00	\$720.00
5/24/2017	Elliot Conn	Discovery drafting M&C letter re document production, correspondence with BK re letter, correspondence with OC re letter, reviewing data provided	4.50	4.50	\$450.00	\$0.00	\$2,025.00
5/25/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Prepare for mediation: review e-mail from attorney regarding discovery; discuss case with Elliot; e-mails regarding brief.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
5/25/2017	Elliot Conn	Settlement/Non-Binding ADR research re mediation brief/drafting mediation brief	4.80	4.80	\$450.00	\$0.00	\$2,160.00
5/26/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Prepare for mediation: review exhibits for brief and brief, discuss case and facts with Elliot regarding class and demand.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
5/26/2017	Elliot Conn	Settlement/Non-Binding ADR drafting mediation brief/research re recent verdicts	2.10	2.10	\$450.00	\$0.00	\$945.00
5/26/2017	Elliot Conn	Discovery reviewing received ESI, analyzing document production to determine class size and statistics	2.50	2.50	\$450.00	\$0.00	\$1,125.00
5/29/2017	Bryan Kemnitzer	Discovery Prepare for mediation, review mediation brief and class issues and exhibits; issues regarding Dvorkin and corporations, discuss case with Elliot.	1.50	1.50	\$850.00	\$0.00	\$1,275.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 26 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
5/29/2017	Elliot Conn	Settlement/Non-Binding ADR drafting mediation brief and compiling exhibits, conference with BK and SD re mediation, reviewing data	2.50	2.50	\$450.00	\$0.00	\$1,125.00
5/30/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR further preparation for mediation; discuss case with Elliot	1.00	1.00	\$850.00	\$0.00	\$850.00
5/31/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Review various e-mails regarding issues in case with mediation and class information; discuss with Elliot.	0.20	0.20	\$850.00	\$0.00	\$170.00
5/31/2017	Elliot Conn	Settlement/Non-Binding ADR conference with BK re mediation, conference with expert re data, signing up for scrubbing service	2.20	2.20	\$450.00	\$0.00	\$990.00
6/1/2017	Elliot Conn	Settlement/Non-Binding ADR preparation for mediation, reviewing data	0.90	0.90	\$450.00	\$0.00	\$405.00
6/1/2017	Sean Barry	Case Assessment, Developme reviewed correspondence re document production	0.10	0.10	\$250.00	\$0.00	\$25.00
6/2/2017	Elliot Conn	Settlement/Non-Binding ADR prep for mediation/correspondence with class administrator re administration	1.50	1.50	\$450.00	\$0.00	\$675.00
6/4/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Portion of travel to Los Angeles.	3.00	3.00	\$850.00	\$0.00	\$2,550.00
6/4/2017	Elliot Conn	Settlement/Non-Binding ADR preparation for mediation.	0.40	0.40	\$450.00	\$0.00	\$180.00
6/5/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Prepare for hearing: review complaint; case law regarding telemarketing and draft settlement agreement and complaint.	1.00	1.00	\$850.00	\$0.00	\$850.00
6/5/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Prepare for mediation: review brief and exhibits and legal issues regarding class size and settlement, discuss with Elliot. .2  Attend mediation at JAMS settlement of case; memo regarding issues and settlement, discuss case with expert. 6 Hours.	6.20	6.20	\$850.00	\$0.00	\$5,270.00
6/5/2017	Elliot Conn	Settlement/Non-Binding ADR mediation, travel to and from mediation.	10.90	10.90	\$450.00	\$0.00	\$4,905.00
6/5/2017	Sean Barry	Case Assessment, Developme Reviewed mediation brief; document management	0.10	0.10	\$250.00	\$0.00	\$25.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 27 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
6/6/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Portion of flight Los Angeles to San Francisco.	3.00	3.00	\$850.00	\$0.00	\$2,550.00
6/8/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss case with Elliot and with Beth A. draft CMC statement regarding case and issues regarding settlement agreement and issues regarding preliminary approval.	2.00	2.00	\$850.00	\$0.00	\$1,700.00
6/8/2017	Elliot Conn	Settlement/Non-Binding ADR conference call with opposing counsel re post settlement next steps.	0.50	0.50	\$450.00	\$0.00	\$225.00
6/9/2017	Sean Barry	Case Assessment, Developme email from opposing counsel re joint statement; researched joint statement; email to associate re joint statement; email to opposing counsel re joint statement	0.20	0.20	\$250.00	\$0.00	\$50.00
6/12/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss status o fcase with Elliot regarding CMC and issues regarding preliminary approval.	0.30	0.30	\$850.00	\$0.00	\$255.00
6/12/2017	Elliot Conn	Pre-Trial Pleadings and Motior drafting cmc statement, correspondence with BK re need for motion to stay.	0.40	0.40	\$450.00	\$0.00	\$180.00
6/12/2017	Sean Barry	Case Assessment, Developme Researched Case Management Conference Statement; email to associate re Case Management Conference Statement; emails (9) from opposing counsel re Case Management Conference Statement, M&C; emails (4) from co-counsel re M&C; email to Court re Case Management Conference Statement; emails (2) from Court re case activity; reviewed motion for telephonic appearance, Case Management Conference Statement; document management	0.60	0.60	\$250.00	\$0.00	\$150.00
6/12/2017	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited Case Management Conference Statement	0.30	0.30	\$250.00	\$0.00	\$75.00
6/13/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss status of case with Elliot regarding Case Management Conference regarding case and issues regarding preliminary approval; discuss with Sharon.	0.40	0.40	\$850.00	\$0.00	\$340.00
6/13/2017	Elliot Conn	Pre-Trial Pleadings and Motior conference with BK re next steps in case and CMC.	0.30	0.30	\$450.00	\$0.00	\$135.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108Printed on: 9/6/2018  
Page 28 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
6/13/2017	Sean Barry	Case Assessment, Developme conference initiated by associate re Case Management Conference	0.10	0.10	\$250.00	\$0.00	\$25.00
6/20/2017	Sean Barry	Case Assessment, Developme emails (3) from Court re case activity; reviewed Clerk's Notice, Order; Minutes; document management	0.40	0.40	\$250.00	\$0.00	\$100.00
6/28/2017	Elliot Conn	Settlement/Non-Binding ADR correspondence with OC re SAR status. Research re necessity of appearance and establishing class cert elements	2.20	2.20	\$450.00	\$0.00	\$990.00
6/29/2017	Elliot Conn	Settlement/Non-Binding ADR research re appearance of defendants	0.70	0.70	\$450.00	\$0.00	\$315.00
7/11/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss case with Elliot regarding preliminary approval and issue regarding class e-mail to attorney; memo regarding issue with settlement.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
7/11/2017	Elliot Conn	Settlement/Non-Binding ADR correspondence with expert re class statistics and consents . Drafting letter to OC re settlement	2.50	2.50	\$450.00	\$0.00	\$1,125.00
7/12/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR E-mail regarding issues regarding class members; discuss case with expert and with Elliot.	0.20	0.20	\$850.00	\$0.00	\$170.00
7/12/2017	Elliot Conn	Settlement/Non-Binding ADR conference with BK re settlement issues, reviewing correspondence from OC	0.50	0.50	\$450.00	\$0.00	\$225.00
7/21/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Review status of case with regard to class statistics; e-mail from and to attorney for defendants; memo regarding issues.	0.30	0.30	\$850.00	\$0.00	\$255.00
7/26/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss case with Elliot regarding issues with class size and preliminary approval and settlement issues.	0.30	0.30	\$850.00	\$0.00	\$255.00
7/28/2017	Elliot Conn	Settlement/Non-Binding ADR correspondence with oc re case status and class size issues	0.20	0.20	\$450.00	\$0.00	\$90.00
7/31/2017	Elliot Conn	Settlement/Non-Binding ADR correspondence with OC re case status and issues with class size. Memo to co-counsel re discussion/correspondence with expert re talk	2.50	2.50	\$450.00	\$0.00	\$1,125.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 29 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
8/1/2017	Elliot Conn	Settlement/Non-Binding ADR correspondence with expert re issues with class consents/correspondence with OC re same	0.70	0.70	\$450.00	\$0.00	\$315.00
8/2/2017	Elliot Conn	Settlement/Non-Binding ADR correspondence with expert re consents/letter to OC re status	1.30	1.30	\$450.00	\$0.00	\$585.00
8/8/2017	Elliot Conn	Discovery correspondence with oc re case status and issues re class size	0.30	0.30	\$450.00	\$0.00	\$135.00
8/9/2017	Elliot Conn	Pre-Trial Pleadings and Motior correspondence with OC re status and stip to continue CMC	0.70	0.70	\$450.00	\$0.00	\$315.00
8/10/2017	Elliot Conn	Pre-Trial Pleadings and Motior reviewing motion to continue CMC / reviewing preliminary approval motion draft	1.60	1.60	\$450.00	\$0.00	\$720.00
8/10/2017	Sean Barry	Case Assessment, Developme emails (3) from associate re stipulation ; emails (2) from opposing counsel re stipulation ; reviewed correspondence re settlement ; researched settlement ; prepared stipulation and proposed order; emails (2) to Court re stipulation ; email from Court re case activity; document management	0.60	0.60	\$250.00	\$0.00	\$150.00
8/14/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Review various e-mails regarding class statistical information; e-mail to attorneys and issues regarding concern.?	0.40	0.40	\$850.00	\$0.00	\$340.00
8/14/2017	Sean Barry	Case Assessment, Developme Researched release, motion; email from Court re case activity; reviewed Order Continuing Case Management Conference ; document management ; email to associate re continuance	0.30	0.30	\$250.00	\$0.00	\$75.00
8/15/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss status of case with Elliot regarding class members and issues regarding experts and data.	0.30	0.30	\$850.00	\$0.00	\$255.00
8/15/2017	Elliot Conn	Case Assessment, Developme correspondence with BK re case status and class member issues	0.30	0.30	\$450.00	\$0.00	\$135.00
8/22/2017	Elliot Conn	Case Assessment, Developme correspondence re status of class size	0.20	0.20	\$450.00	\$0.00	\$90.00
8/23/2017	Elliot Conn	Case Assessment, Developme correspondence re issues with class size	1.10	1.10	\$450.00	\$0.00	\$495.00



**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 30 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
8/24/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Review status of case regarding class size and issue regarding information and IP addresses and fake information, call to attorney, discuss with Elliot.	0.80	0.80	\$850.00	\$0.00	\$680.00
8/24/2017	Elliot Conn	Case Assessment, Developme conference with BK re settlement status and next steps / correspondence with expert re issues with opt out verification	0.90	0.90	\$450.00	\$0.00	\$405.00
8/30/2017	Elliot Conn	Settlement/Non-Binding ADR drafting letter to OC re issues with consent verifications and impact on class size/conference with BK re strategy	1.10	1.10	\$450.00	\$0.00	\$495.00
9/18/2017	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Call to attorney for defendant regarding issues regarding class size and settlement agreement, discuss case with Elliot.	0.30	0.30	\$850.00	\$0.00	\$255.00
9/25/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR E-mail to attorney regarding status of case and class statistics and discrepancies.	0.20	0.20	\$850.00	\$0.00	\$170.00
9/26/2017	Elliot Conn	Pre-Trial Pleadings and Motior correspondence with BK re settlement status, correspondence with OC re m&C issues re settlement . Drafting CMC statement	2.50	2.50	\$450.00	\$0.00	\$1,125.00
9/28/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Call attorney regarding issue in case; discuss issues regarding class with Elliot; memo regarding agreement.	0.40	0.40	\$850.00	\$0.00	\$340.00
9/28/2017	Sean Barry	Case Assessment, Developme Researched release, settlement , Orders; email to associate re release, settlement , motion, Case Management Conference	0.60	0.60	\$250.00	\$0.00	\$150.00
10/2/2017	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Prepare for call with attorney, discuss case with Elliot, conference call, prepare draft stipulation.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
10/2/2017	Elliot Conn	Pre-Trial Pleadings and Motior correspondence with OC re CMC and scheduling	1.30	1.30	\$450.00	\$0.00	\$585.00
10/2/2017	Elliot Conn	Case Assessment, Developme correspondence with expert re status and consent issues	0.50	0.50	\$450.00	\$0.00	\$225.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 31 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
10/3/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss status of case with attorney regarding class statistics and issues regarding expert; discuss with Elliot.	0.50	0.50	\$850.00	\$0.00	\$425.00
10/3/2017	Elliot Conn	Pre-Trial Pleadings and Motior drafting stipulation to continue CMC	0.90	0.90	\$450.00	\$0.00	\$405.00
10/3/2017	Sean Barry	Case Assessment, Developme Researched Case Management Conference , preliminary approval motion, settlement; email to associate re no release, motion	0.30	0.30	\$250.00	\$0.00	\$75.00
10/4/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss status of class issues with Elliot regarding class size and review stipulations and issues regarding expert; stipulation.	0.80	0.80	\$850.00	\$0.00	\$680.00
10/4/2017	Sean Barry	Case Assessment, Developme Researched settlement , preliminary approval, release; email to associate re motion; email from associate re stipulation ; emails (2) to opposing Court re stipulation , proposed order; email from Court re case activity; document management ; drafted letter to Court re stipulation , proposed order	0.50	0.50	\$250.00	\$0.00	\$125.00
10/4/2017	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited stipulation , proposed order	0.40	0.40	\$250.00	\$0.00	\$100.00
10/5/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Prepare for conference call regarding issues as to class size; discuss with Elliot.	0.30	0.30	\$850.00	\$0.00	\$255.00
10/9/2017	Sean Barry	Case Assessment, Developme Researched Joint Statement; email from Court re case activity; reviewed Order; document management	0.30	0.30	\$250.00	\$0.00	\$75.00
10/11/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Call to attorney for defendants regarding issues as to expert and issues regarding class and Case Management Conference to court.	0.40	0.40	\$850.00	\$0.00	\$340.00
10/27/2017	Elliot Conn	Case Assessment, Developme scheduling conference call	0.20	0.20	\$450.00	\$0.00	\$90.00
10/30/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss case with expert and attorney for Campus Debt Solutions and issues regarding class size, review documents.	0.80	0.80	\$850.00	\$0.00	\$680.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 32 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
10/30/2017	Elliot Conn	Case Assessment, Developme conference call with experts, prep for call, correspondence with expert re call	0.90	0.90	\$450.00	\$0.00	\$405.00
11/2/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss case with Elliot regarding experts and class issues; call to attorney for Campus Debt.	0.20	0.20	\$850.00	\$0.00	\$170.00
11/2/2017	Elliot Conn	Case Assessment, Developme conference with BK re experts and class issues	0.20	0.20	\$450.00	\$0.00	\$90.00
11/3/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss status of case with Beth Ann and attorney regarding class issue and expert discussion regarding class size.	0.50	0.50	\$850.00	\$0.00	\$425.00
11/3/2017	Elliot Conn	Case Assessment, Developme conference with OC re settlement issues	0.50	0.50	\$450.00	\$0.00	\$225.00
11/8/2017	Elliot Conn	Settlement/Non-Binding ADR correspondence with preliminary approval motion	0.30	0.30	\$450.00	\$0.00	\$135.00
11/12/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss status of case with Elliot regarding expert and issues regarding class size.	0.50	0.50	\$850.00	\$0.00	\$425.00
11/13/2017	Elliot Conn	Settlement/Non-Binding ADR correspondence with expert re class size issues. Correspondence with expert. correspondence with SD re settlement terms	1.40	1.40	\$450.00	\$0.00	\$630.00
11/17/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss case with attorney regarding issue of consent and e-ni? and consent law, discuss case with Elliot.	1.00	1.00	\$850.00	\$0.00	\$850.00
11/17/2017	Elliot Conn	Case Assessment, Developme research re e-sign act applicabilty to case	2.00	2.00	\$450.00	\$0.00	\$900.00
11/19/2017	Elliot Conn	Settlement/Non-Binding ADR resarch re esign act, drafting memo	2.00	2.00	\$450.00	\$0.00	\$900.00
11/20/2017	Elliot Conn	Settlement/Non-Binding ADR research re e-sign, drafting letter/memo re e-sign consent	1.20	1.20	\$450.00	\$0.00	\$540.00
11/21/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Review issues regarding e-sign and law regarding consent and TCPA, review class issues and status regarding settlement.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
11/21/2017	Sean Barry	Case Assessment, Developme Researched settlement , release, Orders; email to associate re release, preliminary approval motion	0.40	0.40	\$250.00	\$0.00	\$100.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 33 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
11/22/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Further review of e-mail regarding class issues and consent issues regarding class size and settlement memo.	1.00	1.00	\$850.00	\$0.00	\$850.00
11/22/2017	Elliot Conn	Settlement/Non-Binding ADR reviewing letter from OC re settlement	0.40	0.40	\$450.00	\$0.00	\$180.00
11/27/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss case with Elliot regarding class size and issues regarding consent and e-signing, discuss case with attorney ; memo.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
11/27/2017	Elliot Conn	Case Assessment, Developme drafting cmc statement	0.80	0.80	\$450.00	\$0.00	\$360.00
11/27/2017	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited Statement	0.20	0.20	\$250.00	\$0.00	\$50.00
11/27/2017	Sean Barry	Case Assessment, Developme Researched settlement , preliminary approval motion; reviewed correspondence re settlement ; emails (6) from associate re Statement; emails (2) from opposing counsel re Statement; email to Court re Statement; email from Court re case activity; document management ; drafted letter to Court re Statement	0.50	0.50	\$250.00	\$0.00	\$125.00
12/3/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Review issues in case regarding case management conference, class size and settlement issues; discuss case with Elliot.	0.50	0.50	\$850.00	\$0.00	\$425.00
12/3/2017	Elliot Conn	Settlement/Non-Binding ADR conference with BK re CMC and settlement issues	0.50	0.50	\$450.00	\$0.00	\$225.00
12/4/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss status of case with Elliot regarding case management conference and issues , call to attorney for Campus Debt; settlement of case.	0.80	0.80	\$850.00	\$0.00	\$680.00
12/4/2017	Elliot Conn	Settlement/Non-Binding ADR conference with BK re class size issues and settling the case , drafting stip to continue cmc	1.40	1.40	\$450.00	\$0.00	\$630.00
12/5/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss case with Elliot regarding case management conference review court finding and issues regarding settlement.	0.20	0.20	\$850.00	\$0.00	\$170.00
12/5/2017	Elliot Conn	Settlement/Non-Binding ADR drafting cmc statement, conference with BK re settlement	0.50	0.50	\$450.00	\$0.00	\$225.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 34 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
12/5/2017	Sean Barry	Case Assessment, Developme conference initiated by associate re stipulation ; emails (4) from associate re stipulation ; emails (2) from opposing counsel re stipulation ; email to Court re stipulation ; email from Court re case activity; document management email to Court re Proposed Order; drafted letter to Court re stipulation , proposed order	0.40	0.40	\$250.00	\$0.00	\$100.00
12/5/2017	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited stipulation , proposed order	0.20	0.20	\$250.00	\$0.00	\$50.00
12/6/2017	Sean Barry	Case Assessment, Developme email from Court re case activity; reviewed Scheduling Order; document management ; researched motions, settlement ; prepared motion schedule for Bryan Kemnitzer , associate ; email to Bryan Kemnitzer , associate re release, motions	0.80	0.80	\$250.00	\$0.00	\$200.00
12/13/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss status of case with Elliot regarding settlement agreement and release as well as issues regarding preliminary approval.	0.80	0.80	\$850.00	\$0.00	\$680.00
12/13/2017	Elliot Conn	Settlement/Non-Binding ADR drafting SAR	0.90	0.90	\$450.00	\$0.00	\$405.00
12/13/2017	Sean Barry	Case Assessment, Developme conference initiated by associate re release	0.10	0.10	\$250.00	\$0.00	\$25.00
12/15/2017	Elliot Conn	Settlement/Non-Binding ADR drafting SAR and exhibits	1.80	1.80	\$450.00	\$0.00	\$810.00
12/19/2017	Elliot Conn	Settlement/Non-Binding ADR drafting sar	3.10	3.10	\$450.00	\$0.00	\$1,395.00
12/20/2017	Elliot Conn	Settlement/Non-Binding ADR drafting sar	4.20	4.20	\$450.00	\$0.00	\$1,890.00
12/21/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Initial review of settlement agreement and issues regarding preliminary approval; ? review previous settlement.	1.50	1.50	\$850.00	\$0.00	\$1,275.00
12/27/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Further review of settlement agreement and releases; memo regarding issues and exhibits; discuss with Elliot.	0.40	0.40	\$850.00	\$0.00	\$340.00
12/27/2017	Sean Barry	Case Assessment, Developme email from Court re case activity; reviewed Notice of Change of Address; document management	0.20	0.20	\$250.00	\$0.00	\$50.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 35 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
12/28/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Discuss case with Elliot, review draft settlement agreement and release; make changes.	1.00	1.00	\$850.00	\$0.00	\$850.00
12/28/2017	Elliot Conn	Settlement/Non-Binding ADR conference with BK re SAR, drafting SAR	1.50	1.50	\$450.00	\$0.00	\$675.00
12/29/2017	Bryan Kemnitzer	Settlement/Non-Binding ADR Further review of settlement agreement and release, discuss case with Elliot regarding exhibits.	1.00	1.00	\$850.00	\$0.00	\$850.00
12/29/2017	Elliot Conn	Settlement/Non-Binding ADR drafting SAR, conference with BK re SAR	3.70	3.70	\$450.00	\$0.00	\$1,665.00
1/4/2018	Elliot Conn	Settlement/Non-Binding ADR correspondence with OC re SAR draft/editing and revising SAR	3.50	3.50	\$450.00	\$0.00	\$1,575.00
1/8/2018	Elliot Conn	Pre-Trial Pleadings and Motior reviewing motion for preliminary approval	1.90	1.90	\$450.00	\$0.00	\$855.00
1/15/2018	Elliot Conn	Settlement/Non-Binding ADR drafting email to OC re status of SAR	0.10	0.10	\$450.00	\$0.00	\$45.00
1/16/2018	Elliot Conn	Settlement/Non-Binding ADR correspondence with OC re setting meeting to discuss SAR	0.10	0.10	\$450.00	\$0.00	\$45.00
1/16/2018	Nancy Barron	Settlement/Non-Binding ADR conf EC re settlement	0.10	0.10	\$850.00	\$0.00	\$85.00
1/17/2018	Elliot Conn	Settlement/Non-Binding ADR correspondence with administrator re case	1.50	1.50	\$450.00	\$0.00	\$675.00
1/17/2018	Nancy Barron	Settlement/Non-Binding ADR conf EC re settlement; memo to file	0.20	0.20	\$850.00	\$0.00	\$170.00
1/17/2018	Sean Barry	Case Assessment, Developme conference initiated by associate re motion	0.10	0.10	\$250.00	\$0.00	\$25.00
1/18/2018	Elliot Conn	Settlement/Non-Binding ADR Editing SAR and SAR exhibits, reviewing preliminary approval motion	4.90	4.90	\$450.00	\$0.00	\$2,205.00
1/18/2018	Sean Barry	Case Assessment, Developme conference initiated by associate re motion	0.10	0.10	\$250.00	\$0.00	\$25.00
1/19/2018	Elliot Conn	Settlement/Non-Binding ADR correspondence with administrator re data	1.20	1.20	\$450.00	\$0.00	\$540.00
1/22/2018	Elliot Conn	Settlement/Non-Binding ADR drafting long form notice, conference with SA re best notice plan	4.50	4.50	\$450.00	\$0.00	\$2,025.00
1/23/2018	Elliot Conn	Settlement/Non-Binding ADR drafting SARDS and exchanging drafts, correspondence with Settlement administrator	3.20	3.20	\$450.00	\$0.00	\$1,440.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 36 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
1/23/2018	Nancy Barron	Settlement/Non-Binding ADR conf EC re settlement status	0.30	0.30	\$850.00	\$0.00	\$255.00
1/23/2018	Sean Barry	Case Assessment, Developme conference initiated by associate re service list; email to Court re Association; email from Court re case activity; document management	0.20	0.20	\$250.00	\$0.00	\$50.00
1/23/2018	Sean Barry	Pre-Trial Pleadings and Motior Drafted Association of Attorney	0.10	0.10	\$250.00	\$0.00	\$25.00
1/24/2018	Elliot Conn	Settlement/Non-Binding ADR drafting sar/exchanging drafts	4.20	4.20	\$450.00	\$0.00	\$1,890.00
1/24/2018	Elliot Conn	Pre-Trial Pleadings and Motior drafting motion for preliminary approval and exhibits	2.20	2.20	\$450.00	\$0.00	\$990.00
1/24/2018	Sean Barry	Case Assessment, Developme conference initiated by associate re motion; researched Standing Orders	0.20	0.20	\$250.00	\$0.00	\$50.00
1/25/2018	Elliot Conn	Pre-Trial Pleadings and Motior drafting motion for preliminary approval and exhibits	6.00	6.00	\$450.00	\$0.00	\$2,700.00
1/25/2018	Elliot Conn	Settlement/Non-Binding ADR drafting sar, exchanging drafts	6.20	6.20	\$450.00	\$0.00	\$2,790.00
1/25/2018	Nancy Barron	Settlement/Non-Binding ADR review file and discuss with EC in prep for approval of settlement; study and sign settlement agreement, conf EC re approval motions and notice, discuss contents of declaration; memo to file	3.20	3.20	\$850.00	\$0.00	\$2,720.00
1/25/2018	Sean Barry	Case Assessment, Developme Researched release, motion; emails (19) from associate re settlement , release, motion; emails (14) from opposing counsel re settlement , release, motion; researched L&M procedure, hearing dates	1.10	1.10	\$250.00	\$0.00	\$275.00
1/26/2018	Elliot Conn	Pre-Trial Pleadings and Motior drafting motion for preliminary approval and exhibits	5.20	5.20	\$450.00	\$0.00	\$2,340.00
1/26/2018	Nancy Barron	Settlement/Non-Binding ADR review file, discuss case status with EC; edit draft declaration;	1.50	1.50	\$850.00	\$0.00	\$1,275.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 37 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
1/26/2018	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited associate declaration; researched, prepared and marked exhibits; reviewed and edited points and authorities ; drafted tables of contents and authorities; re-reviewed and re-edited points and authorities , declaration, tables of contents and authorities twice due to late edits from opposing counsel	3.20	3.20	\$250.00	\$0.00	\$800.00
1/26/2018	Sean Barry	Case Assessment, Developme conferences (3) initiated by associate re release, motion; researched release, exhibits; prepared and marked exhibits; emails (2) from associate; coordinated signatures; emails (4) from opposing counsel re release; emails (3) to Court re motion	1.60	1.60	\$250.00	\$0.00	\$400.00
1/27/2018	Nancy Barron	Settlement/Non-Binding ADR study emails re MPA	0.20	0.20	\$850.00	\$0.00	\$170.00
1/29/2018	Elliot Conn	Pre-Trial Pleadings and Motior correspondence with OC re proposed order	0.50	0.50	\$450.00	\$0.00	\$225.00
1/29/2018	Nancy Barron	Settlement/Non-Binding ADR study court filing re Prelim approval; memo to file	0.30	0.30	\$850.00	\$0.00	\$255.00
1/29/2018	Sean Barry	Case Assessment, Developme emails (2) to Court re Proposed Order; emails (4) from Court re case activity; reviewed motion, declarations, exhibits, proposed Order; document management ; drafted letter to Court re motion; document from opposing counsel (via associate) re Proposed Order; email to associate re Proposed Order; conference initiated by associate re Proposed Order	0.80	0.80	\$250.00	\$0.00	\$200.00
1/29/2018	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited Proposed Order	0.80	0.80	\$250.00	\$0.00	\$200.00
1/30/2018	Nancy Barron	Settlement/Non-Binding ADR status conf with EC	0.20	0.20	\$850.00	\$0.00	\$170.00
2/1/2018	Elliot Conn	Pre-Trial Pleadings and Motior correspondence re cafa notice	0.60	0.60	\$450.00	\$0.00	\$270.00
2/5/2018	Elliot Conn	Pre-Trial Pleadings and Motior reviewing correspondence re CAFA	0.50	0.50	\$450.00	\$0.00	\$225.00



**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 38 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
2/6/2018	Sean Barry	Case Assessment, Developme email from associate re motion; email to associate re motion; email from Court re case activity; reviewed CDS declaration re CAFA compliance; document management	0.20	0.20	\$250.00	\$0.00	\$50.00
2/16/2018	Sean Barry	Case Assessment, Developme Researched preliminary approval motion	0.10	0.10	\$250.00	\$0.00	\$25.00
2/18/2018	Bryan Kemnitzer	Case Assessment, Developme Review status of case regarding final approval and settlement issues; memo to Elliot.	0.30	0.30	\$850.00	\$0.00	\$255.00
2/18/2018	Nancy Barron	Settlement/Non-Binding ADR conf BK re MPA	0.20	0.20	\$850.00	\$0.00	\$170.00
2/20/2018	Nancy Barron	Settlement/Non-Binding ADR conf BK re status and next steps	0.20	0.20	\$850.00	\$0.00	\$170.00
2/23/2018	Sean Barry	Case Assessment, Developme Researched motions	0.10	0.10	\$250.00	\$0.00	\$25.00
3/2/2018	Elliot Conn	Case Assessment, Developme correspondence with expert re class list organization	0.40	0.40	\$450.00	\$0.00	\$180.00
3/8/2018	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss status of case with Elliot regarding settlement and class members; review agreement and preliminary?	0.40	0.40	\$850.00	\$0.00	\$340.00
3/8/2018	Elliot Conn	Case Assessment, Developme correspondence with expert re organizing class list	0.80	0.80	\$450.00	\$0.00	\$360.00
3/13/2018	Elliot Conn	Case Assessment, Developme reviewing discovery re class data	0.90	0.90	\$450.00	\$0.00	\$405.00
3/13/2018	Sean Barry	Case Assessment, Developme email from Court re case activity; reviewed Order Vacation Hearing; document management	0.20	0.20	\$250.00	\$0.00	\$50.00
3/14/2018	Bryan Kemnitzer	Post-Settlement/Enforcement Discuss status of case with Elliot regarding class and settlement, as well as issues regarding preliminary approval; memo re notice.	0.50	0.50	\$850.00	\$0.00	\$425.00
3/14/2018	Elliot Conn	Case Assessment, Developme correspondence with expert re class list, correspondence with class administrator re class list	0.50	0.50	\$450.00	\$0.00	\$225.00
3/16/2018	Elliot Conn	Case Assessment, Developme correspondence with expert re data issues	0.30	0.30	\$450.00	\$0.00	\$135.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 39 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
3/21/2018	Elliot Conn	Case Assessment, Developme analyzing call data	5.20	5.20	\$450.00	\$0.00	\$2,340.00
3/28/2018	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss case with Elliot regarding court issues as to preliminary approval and additional issues; memo.	0.80	0.80	\$850.00	\$0.00	\$680.00
3/28/2018	Elliot Conn	Pre-Trial Pleadings and Motior reviewing court order re request for further briefing, conference with co-counsel, conference with OC, conference with class administrator re administration questions	1.90	1.90	\$450.00	\$0.00	\$855.00
4/2/2018	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss status of case with Elliot regarding issues of court approval .	0.30	0.30	\$850.00	\$0.00	\$255.00
4/2/2018	Elliot Conn	Pre-Trial Pleadings and Motior drafting supplemental briefing re preliminary approval	2.50	2.50	\$450.00	\$0.00	\$1,125.00
4/5/2018	Elliot Conn	Pre-Trial Pleadings and Motior drafting supplemental briefing	2.20	2.20	\$450.00	\$0.00	\$990.00
4/6/2018	Elliot Conn	Pre-Trial Pleadings and Motior drafting supplemental briefing	1.90	1.90	\$450.00	\$0.00	\$855.00
4/6/2018	Sean Barry	Case Assessment, Developme email from associate re motion; email from Court re supplemental briefing; reviewed Order; document management ; researched supplemental briefing; email to associate re supplemental briefing	0.50	0.50	\$250.00	\$0.00	\$125.00
4/9/2018	Elliot Conn	Pre-Trial Pleadings and Motior drafting supplemental briefing re preliminary approval	0.50	0.50	\$450.00	\$0.00	\$225.00
4/9/2018	Sean Barry	Pre-Trial Pleadings and Motior Reviewed and edited declaration; researched and marked exhibits; reviewed and edited supplemental brief, Proposed Order	1.60	1.60	\$250.00	\$0.00	\$400.00
4/9/2018	Sean Barry	Case Assessment, Developme Researched supplemental pleadings; email to associate re supplemental pleadings; email from associate re supplemental pleadings; email to Court re supplemental pleadings; email to Court re Proposed Order; drafted letter to Court re supplemental pleadings	0.30	0.30	\$250.00	\$0.00	\$75.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 40 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
4/10/2018	Sean Barry	Case Assessment, Developme email from Court re case activity; reviewed points and authorities , declarations, exhibits, Proposed Order; document management	0.40	0.40	\$250.00	\$0.00	\$100.00
4/24/2018	Elliot Conn	Post-Settlement/Enforcement reviewing language re website	0.70	0.70	\$450.00	\$0.00	\$315.00
6/25/2018	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Initial review of preliminary approval order, review settlement agreement and release, calculate dates, memo to Sean Barry.	0.80	0.80	\$850.00	\$0.00	\$680.00
6/26/2018	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Further review of court order regarding preliminary approval and issues regarding class and final approval.	0.80	0.80	\$850.00	\$0.00	\$680.00
6/29/2018	Elliot Conn	Case Assessment, Developme reading law360 article re preliminary approval	0.20	0.20	\$450.00	\$0.00	\$90.00
7/3/2018	Sean Barry	Case Assessment, Developme email from Court re case activity; reviewed Preliminary Approval Order; document management ; researched and reviewed SAR for notice, motion deadlines; created notice, final approval schedule for Bryan Kemnitzer , associate ; email to Bryan Kemnitzer , associate re schedule	2.20	2.20	\$250.00	\$0.00	\$550.00
7/12/2018	Elliot Conn	Post-Settlement/Enforcement reviewing settlement website, correspondence with SA re changes to draft website	0.90	0.90	\$450.00	\$0.00	\$405.00
7/17/2018	Elliot Conn	Post-Settlement/Enforcement reviewing class notices	0.30	0.30	\$450.00	\$0.00	\$135.00
7/27/2018	Elliot Conn	Pre-Trial Pleadings and Motior reviewing proposed notices and website	0.40	0.40	\$450.00	\$0.00	\$180.00
7/30/2018	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss status of case with Cy Pres recipient regarding final approval and declaration,, discuss with R DuBois.	0.50	0.50	\$850.00	\$0.00	\$425.00
8/2/2018	Elliot Conn	Pre-Trial Pleadings and Motior reviewing class notice	0.30	0.30	\$450.00	\$0.00	\$135.00
8/9/2018	Sean Barry	Case Assessment, Developme Researched class notice	0.10	0.10	\$250.00	\$0.00	\$25.00
8/22/2018	Elliot Conn	Post-Settlement/Enforcement reviewing correspondence from administrator re payments	0.20	0.20	\$450.00	\$0.00	\$90.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 41 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Services</b>							
8/27/2018	Bryan Kemnitzer	Pre-Trial Pleadings and Motior Discuss status of case with Elliot regarding fee motion and issues regarding final approval, review case issues.	0.80	0.80	\$850.00	\$0.00	\$680.00
8/27/2018	Elliot Conn	Pre-Trial Pleadings and Motior auditing billquick entries for fee mtion	0.70	0.70	\$450.00	\$0.00	\$315.00
8/28/2018	Elliot Conn	Pre-Trial Pleadings and Motior research re fee motion, drafting fee motion	1.30	1.30	\$450.00	\$0.00	\$585.00
8/30/2018	Elliot Conn	Pre-Trial Pleadings and Motior drafting fee motion	3.20	3.20	\$450.00	\$0.00	\$1,440.00
9/3/2018	Elliot Conn	Pre-Trial Pleadings and Motior research re fee motion, drafting fee motion.	6.20	6.20	\$450.00	\$0.00	\$2,790.00
9/4/2018	Elliot Conn	Pre-Trial Pleadings and Motior conference with BK re fee motion, drafting fee motion	0.50	0.50	\$450.00	\$0.00	\$225.00
9/5/2018	Elliot Conn	Pre-Trial Pleadings and Motior drafting fee motion, drafting Cabiness declaration, reviewing Djemal declaration, auditing time for motion	2.50	2.50	\$450.00	\$0.00	\$1,125.00
<b>Services Totals:</b>			<b>569.10</b>	<b>569.10</b>		<b>\$0.00</b>	<b>\$312,775.00</b>
<b>Expenses</b>							
* 10/28/2016	C.C.P. 1033.5	zz\$Expense Godspeed Courier Service Expense for Courier Service	0.00	1.00	\$0.00	\$24.00	\$24.00
* 11/16/2016	C.C.P. 1033.5	zz\$Expense Cyber Dictate Interview	0.00	1.00	\$0.00	\$282.19	\$282.19
* 11/16/2016	C.C.P. 1033.5	zz\$Expense Douglas Baldwin & Associates. For Services rendered.	0.00	1.00	\$0.00	\$1,895.00	\$1,895.00
* 1/5/2017	C.C.P. 1033.5	zz\$Expense Godpseed. Invoice #789-193	0.00	1.00	\$0.00	\$34.00	\$34.00
* 1/13/2017	C.C.P. 1033.5	zz\$Expense Godspeed. Invoice#789-216	0.00	1.00	\$0.00	\$12.00	\$12.00
* 2/7/2017	C.C.P. 1033.5	zz\$Expense Godspeed. Document delivered to US District Court 450 Golden gate Ave Courtroom 9. Invoice# 789-216 (12/20/2016) Check No.: 9972	0.00	1.00	\$0.00	\$12.00	\$12.00
* 2/7/2017	C.C.P. 1033.5	zz\$Expense Godspeed fee for services rendered. Invoice# 789-216 (12/20/2016)	0.00	1.00	\$0.00	\$46.00	\$46.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 42 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Expenses</b>							
* 2/21/2017	C.C.P. 1033.5	zz\$Expense Expense for travel to Ft. Lauderdale, Florida for depositions in Cabiness	0.00	1.00	\$0.00	\$2,469.84	\$2,469.84
* 4/3/2017	C.C.P. 1033.5	zz\$Expense Expense: Veritext Transcripts & Court Reporter Invoice No.: OC2894902, OC2894904 Check No.: 10044	0.00	4,379.35	\$0.00	\$4,379.35	\$4,379.35
* 4/3/2017	C.C.P. 1033.5	zz\$Expense Expense: Mediation Session time Invoice No.: 0003988724-100 Check No.: 10053	0.00	4,200.00	\$0.00	\$4,200.00	\$4,200.00
* 6/12/2017	C.C.P. 1033.5	zz\$Expense Travel for Mediation: Air Fare,	0.00	1.00	\$0.00	\$1,007.93	\$1,007.93
* 6/16/2017	C.C.P. 1033.5	zz\$Expense Counsel Services: Douglas Baldwin & Associates, Inc. Invoice No.: 17111A-1 Check No.: 10127	0.00	1.00	\$0.00	\$1,595.00	\$1,595.00
* 6/16/2017	C.C.P. 1033.5	zz\$Expense Document Transportation: Invoice No.: 789-335 Check No.: 10133	0.00	1.00	\$0.00	\$37.00	\$37.00
* 6/19/2017	C.C.P. 1033.5	zz\$Expense Document Transportation Fees Invoice No.: 5-807-28314 Check No.: 10175	0.00	1.00	\$0.00	\$60.65	\$60.65
* 6/19/2017	C.C.P. 1033.5	zz\$Expense Expert Preservation Services Invoice No.: 192 Check No.: 10179	0.00	1.00	\$0.00	\$500.00	\$500.00
* 6/19/2017	C.C.P. 1033.5	zz\$Expense Travel for Mediation:	0.00	1.00	\$0.00	\$923.66	\$923.66
* 6/22/2017	C.C.P. 1033.5	zz\$Expense Travel Expense for Meeting/Hearing/Deposition... Check No.: 10189	0.00	1.00	\$0.00	\$163.52	\$163.52
* 7/20/2017	C.C.P. 1033.5	zz\$Expense Legal Research: Westlaw Thompson Reuters March 2017.	0.00	1.00	\$0.00	\$63.04	\$63.04
* 7/20/2017	C.C.P. 1033.5	zz\$Expense Legal Research: Westlaw Thompson Reuters February 2017.	0.00	1.00	\$0.00	\$201.65	\$201.65

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 43 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Expenses</b>							
* 7/20/2017	C.C.P. 1033.5	zz\$Expense Legal Research: Westlaw Thompson Reuters May 2017.	0.00	1.00	\$0.00	\$316.71	\$316.71
* 7/20/2017	C.C.P. 1033.5	zz\$Expense Legal Research: Westlaw Thompson Reuters January 2017.	0.00	1.00	\$0.00	\$5.95	\$5.95
* 7/24/2017	C.C.P. 1033.5	zz\$Expense Legal Research: Westlaw October 2016.	0.00	1.00	\$0.00	\$24.35	\$24.35
* 7/24/2017	C.C.P. 1033.5	zz\$Expense Legal Research: Westlaw September 2016.	0.00	1.00	\$0.00	\$11.08	\$11.08
* 7/24/2017	C.C.P. 1033.5	zz\$Expense Legal Research: Westlaw April 2016.	0.00	1.00	\$0.00	\$7.26	\$7.26
* 7/24/2017	C.C.P. 1033.5	zz\$Expense Legal Research: Westlaw July 2016.	0.00	1.00	\$0.00	\$23.63	\$23.63
* 7/24/2017	C.C.P. 1033.5	zz\$Expense Legal Research: Westlaw November 2016.	0.00	1.00	\$0.00	\$245.93	\$245.93
* 7/24/2017	C.C.P. 1033.5	zz\$Expense Legal Research: Westlaw August 2016.	0.00	1.00	\$0.00	\$8.27	\$8.27
* 10/25/2017	C.C.P. 1033.5	zz\$Expense Document Delivery: Messenger Godspeed Invoice No.: 789-532	0.00	1.00	\$0.00	\$12.00	\$12.00
* 11/3/2017	C.C.P. 1033.5	zz\$Expense Legal Research Westlaw October 2017	0.00	1.00	\$0.00	\$85.45	\$85.45
* 11/20/2017	C.C.P. 1033.5	zz\$Expense Legal Research Westlaw November 2017	0.00	1.00	\$0.00	\$251.63	\$251.63
* 12/5/2017	C.C.P. 1033.5	zz\$Expense Legal Research:  Westlaw November 2017.	0.00	1.00	\$0.00	\$384.86	\$384.86
* 12/11/2017	C.C.P. 1033.5	zz\$Expense Document Delivery: Godspeed Messenger Service Invoice No.: 789-575	0.00	1.00	\$0.00	\$12.00	\$12.00

**Kemnitzer, Barron & Krieg, LLP**

Time &amp; Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 44 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Ordering by Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Cabiness, Winifred</b>							
<b>Expenses</b>							
* 1/19/2018	C.C.P. 1033.5	zz\$Expense Legal Research Westlaw January 2018	0.00	1.00	\$0.00	\$75.04	\$75.04
* 1/24/2018	C.C.P. 1033.5	zz\$Expense Interactive Marketing Solutions - TCPA Ported Numbers Download Tab Delimited. Invoice No.: 17193791	0.00	1.00	\$0.00	\$1,400.00	\$1,400.00
* 2/6/2018	C.C.P. 1033.5	zz\$Expense Document Transportation Godspeed Messenger Service Invoice No.: 789-587 Check No.: 10538	0.00	1.00	\$0.00	\$15.00	\$15.00
* 2/13/2018	C.C.P. 1033.5	zz\$Expense Document Transportation GodSpeed Courier Service Invoice No.: 789-631	0.00	1.00	\$0.00	\$12.00	\$12.00
* 3/29/2018	C.C.P. 1033.5	zz\$Expense 9070 - Case Costs: Case Research Costs WestLaw March 2018	0.00	1.00	\$0.00	\$13,085.00	\$130.85
* 4/16/2018	C.C.P. 1033.5	zz\$Expense 9070 - Case Costs: Case Research Costs WestLaw April 2018	0.00	1.00	\$0.00	\$639.07	\$639.07
* 4/25/2018	C.C.P. 1033.5	zz\$Expense Interactive Marketing solutions Invoice No.: 17193998	0.00	1.00	\$0.00	\$1,095.00	\$1,095.00
* 4/26/2018	C.C.P. 1033.5	zz\$Expense Document Transportation GodSpeed Courier Invoice No.: 789-699	0.00	1.00	\$0.00	\$14.50	\$14.50
* 8/28/2018	C.C.P. 1033.5	zz\$Expense 9070 - Case Costs: Case Research Westlaw August 2018.	0.00	1.00	\$0.00	\$13.29	\$13.29
* 9/6/2018	C.C.P. 1033.5	zz\$Expense 9030 - Case Costs: Trial Exhibits Hansen Legal Technologies, Inc. Matter No. 38-2 Data clean up, normalization and production, analysis, spoofed IP address questions, ...	0.00	1.00	\$0.00	\$12,120.00	\$12,120.00
<b>Expenses Totals:</b>			<b>8,619.35</b>			<b>\$47,764.85</b>	<b>\$34,810.70</b>
<b>Cabiness, Winifred Totals:</b>			<b>569.10</b>	<b>9,188.45</b>		<b>\$47,764.85</b>	<b>\$347,585.70</b>

**Kemnitzer, Barron & Krieg, LLP**

Time & Expense w/Custom Ordering

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018  
Page 45 of 45

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

Ordering by **Client ID**

* Date	Employee ID	Description	Hrs	B-Hrs/Unit	Bill Rate	Cost	Amount
<b>Grand Services Totals:</b>			<b>569.10</b>	<b>569.10</b>		<b>\$0.00</b>	<b>\$312,775.00</b>
<b>Grand Expense Totals:</b>				<b>8,619.35</b>		<b>\$47,764.85</b>	<b>\$34,810.70</b>
<b>Grand Totals:</b>			<b>569.10</b>	<b>9,188.45</b>		<b>\$47,764.85</b>	<b>\$347,585.70</b>



# **EXHIBIT B**

**Kemnitzer, Barron & Krieg, LLP**

Summary w expense

445 Bush Street, Sixth Floor,  
San Francisco, CA 94108

Printed on: 9/6/2018

Page 1 of 1

Filters Used:

- Project ID: Cabiness, Winifred: to Cabiness, Winifred:

**Client ID: Cabiness, Winifred**

Date	Description	Hours/Unit	Amount
<b>Project ID - Name (Manager): Cabiness, Winifred: - Cabiness, Winifred (TS TS)</b>			
<b>Services:</b>			
	<b>Bryan Kemnitzer</b>		
	<b>Bryan Kemnitzer Total:</b>	<b>156.80</b>	<b>\$133,280.00</b>
	<b>Elliot Conn</b>		
	<b>Elliot Conn Total:</b>	<b>350.90</b>	<b>\$157,905.00</b>
	<b>Nancy Barron</b>		
	<b>Nancy Barron Total:</b>	<b>10.40</b>	<b>\$8,840.00</b>
	<b>Sean Barry</b>		
	<b>Sean Barry Total:</b>	<b>51.00</b>	<b>\$12,750.00</b>
	<b>Services Total:</b>	<b>569.10</b>	<b>\$312,775.00</b>
<b>Expenses:</b>			
	<b>C.C.P. 1033.5</b>		
	<b>C.C.P. 1033.5 Total:</b>	<b>8,619.35</b>	<b>\$34,810.70</b>
	<b>Expenses Total:</b>	<b>8,619.35</b>	<b>\$34,810.70</b>
	<b>Project Cabiness, Winifred: Total:</b>	<b>9,188.45</b>	<b>\$347,585.70</b>

# **EXHIBIT C**

- *Ahsan v. Valencia Dodge*, Civil No. 307512 (San Francisco Superior Court)
- *Asabi v. A-L FINANCIAL Consumer USA Inc. dba Drive Financial Services*, Civil No. RG09443628 (Alameda Superior Court)
- *Arguelles-Romero, et al. v. Americredit Financial Services, Inc.*, Civil No. BC410509 (Los Angeles Superior Court)
- *Assett Acceptance Corporation v. Niumalelega*, Civil No. 03-424751 (San Francisco Superior Court)
- *Bang and Johnson v. United States Fidelity and Guaranty Co., et al.*, Civil No. RG06273805 (Alameda County Superior Court)
- *Bank of Stockton v. Tolentino, et al.*, Civil No. CV 160904 (Santa Cruz Superior Court)
- *Bryan v. Franklin Capital Corp.*, Civil No. BC 340574 (Los Angeles Superior Court)
- *Cooperrider v. First Metropolitan Credit Union*, Civil No. BC321978 (Alameda County Superior Court)
- *Cross v. Ford Motor Company*, Civil No. BC281465 (Los Angeles Superior Court)
- *Croxton v. Ford Motor Company*, Civil No. MSC02-02311 (Contra Costa Superior Court)
- *Dadian v. Westlake Services, Inc.*, Civil No. BC322765 (Los Angeles Superior Court)
- *DaimlerChrysler Financial Services Americas LLC v. Pryer, et al.*, Civil No. RIC 470466 (Riverside Superior Court)
- *Davis v. Volvo Finance North America*, Civil No. 03AS00938 (Sacramento Superior Court)
- *Dawson v. Honda Financial Services*, Civil No. RG 09443611 (Alameda Superior Court)
- *DePaula v. Green Tree Servicing LLC*, Civil No. BC322375 (Los Angeles Superior Court)
- *Dilsworth v. Kia Motors of America*, Civil No. H 219121-0 (Alameda County Superior Court)
- *Estrada v. Beneficial California*, Civil No. CV785139 (Santa Clara Superior Court)
- *Ford Motor Credit Co. v. O'Neal, et al.*, Civil No. 37-2007-00077225-CL-CL-SC (San Diego Superior Court)
- *Foster v. Repossess Auto Sales, et al.*, Civil No. BC 386112 (Los Angeles Superior Court)
- *Friedrichs v. BMW Financial Services*, U.S.D.C. C08-4486 PJH (Northern District of California)
- *Gitti v. Mercedes Benz Credit*, Civil No. BC359251 (Los Angeles County Superior Court)
- *Gonzalez v. Hayward Dodge*, Civil No. H208451-4 (Alameda Superior Court)
- *Graham v. DaimlerChrysler*, Civil No. BC215624 (Los Angeles County Superior Court)
- *Guillermo v. RLB, Inc.*, Civil No. 12878 (Solano Superior Court)
- *Gutierrez v. Auto West, Inc.*, Civil No. 317755 (San Francisco Superior Court)
- *Harrell v US Bancorp*, Civil No. BC324881 (Los Angeles Superior Court)
- *Lanier v. Infiniti Financial Services*, Civil No. BC359250 (Los Angeles Superior Court)
- *Leon v. Chase Chevrolet*, Civil No. CV 004173 (San Joaquin Superior Court)
- *Levasseur v. Westlake Motors*, Civil No. 998204 (San Francisco Superior Court)
- *Liedorff v. Centerone Financial Services LLC*, U.S.D.C. C 08-5455 MHP (Northern District of California)

- *Lobel Financial Auto Cases*, JCCP No. 4563 (Sacramento Superior Court)
- *Macias v. General Motors*, Civil No. 223837 (Ventura County Superior Court)
- *Macias v. Allan Motor Company*, Civil No. RG03114711 (Alameda Superior Court)
- *McCoy, et al. v. Alliant Credit Union*, Civil No. RG 09-444283 (Alameda Superior Court)
- *Meyer v. First City Credit Union*, Civil No. BC386098 (Los Angeles Superior Court)
- *Meza v. ACC Consumer Finance LLC*, Civil No. RG094558893 (Alameda Superior Court)
- *Mohammadi v. Chuck Obershaw Toyota*, Civil No. 998205 (San Francisco Superior Court)
- *Morrison v. Credit Acceptance Corp.* No. C 10-00549 PHJ (N.D. California)
- *Murillo v. All Building*, Civil No. 01044014 (Santa Barbara Superior Court)
- *Nguyen v. AT&T Wireless Services, Inc.*, Civil No. 03AS06083 (Sacramento Superior Court)
- *Novo Gradac v. Lithia Motors, Inc.*, Civil No. CO2-03574 (Contra Costa County Superior Court)
- *Orizabal v. LBS Financial Credit Union*, Civil No. (Los Angeles Superior Court)
- *Peña v. Modesto Toyota*, Civil No. 991606 (San Francisco Superior Court)
- *Peraza v. Nissan Motor Acceptance Corporation*, Civil No. BC 201048 (Los Angeles Superior Court)
- *Ralston v. Wells Fargo Bank*, Civil No. CGC04433286 (San Francisco Superior Court)
- *Ruiz v. Credit Acceptance Corp.*, Civil No. BC 193888 (Los Angeles Superior Court)
- *Safe Credit Union v. Martin, et al.*, Civil No. 06AM05906 (Sacramento Superior Court)
- *Salazar v. 1<sup>st</sup> Pacific Credit Union*, Civil No. 06AS01213 (Sacramento Superior Court)
- *Santos v. Meriwest Credit Union*, Civil No. RG09480463 (Alameda Superior Court)
- *Serrano v. Chase Chrysler Plymouth*, Civil No. CV 007771 (San Joaquin Superior Court)
- *Stephens v. Bay Federal Credit Union*, Civil No. CGC-08-478197 (San Francisco Superior Court)
- *Tolentino v. Bank of Stockton*, Civil No. CV 160904 (Santa Cruz Superior Court)
- *Tamayo v. Brainstorm*, Civil No. C01-20386 JF (RS) (USDC-NDC)
- *The Best Service Co. v. Skehan*, Civil No. CGC01192657 (San Francisco Superior Court)
- *Villalpando v. South Bay Toyota*, Civil No. 306599 (San Francisco Superior Court)
- *Vitcov v. General Motors*, Civil No. BC 179634 (Los Angeles Superior Court)
- *Warsinske v. Bank of America*, Civil No. 04-432072 (San Francisco Superior Court) (JCCP4378 – Los Angeles Superior Court)
- *Wiggins v. Heritage Community Credit Union*, Civil No. 05AS02705 (Sacramento Superior Court)
- *Willoughby v. DT Credit Corporation*, Civil No. BC336262 (Los Angeles Superior Court)
- *Wimberly v. Triad Financial Corporation*, Civil No. 30-2008-00059511 (Orange County Superior Court)
- *Yeh v. Nissan Motor Acceptance Corporation*, Civil No. 768021 (Santa Clara Superior Court)