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7 *[Additional Counsel Listed on the Following Page.]*

8 *Attorneys for Plaintiff KURT CASADINE and ALFRED GUERRERO*
9 *on behalf of themselves and all others similarly situated*

10 **IN THE UNITED STATES DISTRICT COURT**
11 **CENTRAL DISTRICT OF CALIFORNIA**

13 KURT CASADINE on behalf of
14 himself and all others similarly situated,

15 Plaintiff,

17 vs.

19 MAXIM HEALTHCARE SERVICES,
20 INC., a Maryland Corporation and
21 DOES 1 through 100, inclusive,

23 Defendants.

Case No.: CV 12-10078-DMG (CWx)

Honorable Dolly M. Gee

**DECLARATION OF SEAN M.
BLAKELY IN SUPPORT OF
PLAINTIFF'S UNOPPOSED
MOTION FOR CLASS
REPRESENTATIVE SERVICE
ENHANCEMENTS,
ATTORNEYS' FEES AND
LITIGATION COSTS**

Hearing Date: September 18, 2015

Hearing Time: 11:00 a.m.

Courtroom: 7

Complaint Filed: October 24, 2012

1 **ADDITIONAL COUNSEL:**

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DECLARATION OF SEAN M. BLAKELY

I, SEAN M. BLAKELY, declare the following:

1. I am an attorney with the law firm Mahoney Law Group, APC, counsel of record for Plaintiff KURT CASADINE and ALFRED GUERRERO in the above referenced matter *Kurt Casadine v. Maxim Healthcare Services, Inc.*, Case No. CV 12-10078-DMG (CWx), and am admitted to practice before the United States District Court, Central District of California. All of the facts stated herein are true and to the best of my knowledge, and if called as a witness, I am competent to testify thereto.

2. This declaration is made in support of Plaintiffs’ Unopposed Motion for Unopposed Class Representative Service Enhancements, Attorneys’ Fees and Litigation Costs.

3. This Settlement, which was negotiated between Plaintiff Kurt Casadine (“Plaintiff”) and Defendant Maxim Healthcare Services, Inc. (“Defendant”), is fair and reasonable because it provides substantial and immediate benefits to the class members. Plaintiffs’ counsel provided great benefit to the class, through actively litigating this class action lawsuit for nearly three years. Indeed, Plaintiffs’ counsel conducted substantial discovery in this matter, drafted extensive law and motion, including Plaintiff’s Motion for Class Certification and Supplemental Class Certification Briefing (Docket No. 55, 72) Plaintiffs’ counsel, Mahoney Law Group, APC, committed substantial costs and time in the successful prosecution of this case.

4. The total hours worked by Plaintiffs’ counsel, MAHONEY LAW GROUP, APC is not less than 855.22, for a total lodestar of \$403,428.50. Attached to this Declaration as Exhibit “A” is a detailed billing report for the hours worked by Sean M. Blakely in this matter.

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	<u>Hours</u>	<u>Rate</u>	<u>Lodestar</u>
Kevin Mahoney, Esq.	177.60	\$ 650.00	\$ 115,440.00
Sean Blakely, Esq.	677.62	\$ 425.00	\$ 287,988.50
Total	855.22		\$ 403,428.50

FACTUAL AND PROCEDURAL HISTORY OF THE CASE

5. Below is a brief recitation of the factual history of this matter and the substantial work performed by Class Counsel.

6. On or about October 24, 2012, Plaintiff Kurt Casadine and Ronald Kroenig filed a wage and hour class action lawsuit against Defendant Maxim Healthcare Services, Inc. (“Defendant”) in the Superior Court of California, Los Angeles, based upon violations of the California Labor Code and the California Business and Professions Code, alleging the following causes of action: (1) Failure to Pay Wages; (2) Failure to Provide Meal Periods; (3) Failure to Provide Rest Periods; (4) Failure to Pay Wages Due at Termination; (5) Knowing and Intentional Failure to Comply With Itemized Wage Statement Provisions; and (6) Unfair Competition (Business And Professions Code § 17200 *et seq.* Prior to the filing of this lawsuit, I had several in-person meetings with Plaintiffs Kurt Casadine and Ronald Korenig regarding their potential claims and Defendant’s employment practices and policies. I reviewed documents produced by Plaintiffs in preparation of drafting the complaint. Prior to the filing of the complaint, I performed research regarding Defendant’s business, its corporate structure and its California locations. Plaintiff’s counsel and Plaintiffs executed a contingency fee agreement regarding counsel’s representation of Plaintiffs. The representation of Plaintiffs throughout this case has been strictly on a contingency fee.

7. On or about November 26, 2012, Defendant removed this action from the Los Angeles County Superior Court to the instant Court. Plaintiff’s counsel

1 analyzed Defendant's Notice of Removal and accompanying documents to ensure
2 that subject matter jurisdiction was proper in this Court.

3 8. On or about January 25, 2013, the Parties filed a Joint Case
4 Management Statement in anticipation for the Scheduling Conference in this
5 matter. On February 8, 2013, I and Kevin Mahoney appeared at the Scheduling
6 Conference in this matter.

7 9. On or about February 13, 2013, Plaintiff Casadine served Request for
8 Production, Set One; Special Interrogatories, Set One; and Request for Admission,
9 Set One on Defendant. This written discovery sought information and documents
10 pertaining to Defendant's policies and procedures for the payment of wages, and
11 the identity of "Caregivers" during the liability period.

12 10. After significant meet and confer efforts, the Parties agreed to
13 stipulate to the filing of Plaintiffs' First Amended Complaint. On or about April
14 23, 2013, this Court granted the Parties Stipulation, and ordered that Plaintiffs may
15 file an amended complaint. Plaintiffs' First Amended Complaint alleged causes of
16 action for (1) Recovery of Unpaid Minimum Wages; (2) Failure to Pay Wages Due
17 at Termination; (3) Knowing and Intentional Failure to Comply with Itemized
18 Wage Statement Provisions; and (4) Violation of Unfair Competition law, and
19 omitted causes of action for failure to pay overtime and failure to provide meal and
20 rest periods.

21 11. On or about April 12, 2013, Defendant served responses to Plaintiff's
22 Request for Production of Documents, Set One. On or about April 19, 2013,
23 Defendant served responses to Plaintiff's Special Interrogatories, Set One and
24 Plaintiff's Request for Admissions, Set One. Defendant additionally produced
25 over three hundred (300) pages of responsive documents, including Plaintiff's
26 personnel file, wage statements and time records, as well as various policies,
27 procedures and Defendant's employee handbook. The Parties met and conferred
28 regarding Defendant's responses to Plaintiff's initial set of written discovery for

1 several weeks, and on or about July 10, 2013, Defendant served supplemental
2 discovery responses and served further responsive documents including
3 communications between Plaintiff and Defendant and various policies and
4 procedures specific to Home Health Aides. The Parties could not come to an
5 agreement regarding Defendant's responses to Plaintiff's first set of written
6 discovery, and Plaintiff initiated the meet and confer process pursuant to Local
7 Rule 37-1 to move the Court for an order compelling Defendant to provide the
8 requested information and documents.

9 12. On September 5, 2013, the Parties filed a Joint Motion to Compel
10 Further Discovery Responses. (See Docket No. 23) On November 4, 2013, the
11 Court granted Plaintiff Casadine's Motion in part, and ordered Defendant to
12 supplement its previous response to Plaintiffs' Special Interrogatory No. 1 and
13 provide the name, address and telephone number of putative class members,
14 defined as Home Health Aides who worked 24-hour Live-In shifts and were paid a
15 flat or per-shift rate, who were employed by Defendant in Southern California
16 offices. The Court further ordered Defendant to supplement some of its response
17 to Plaintiff's Request for Production of Documents. (See Docket No. 31)

18 13. Defendant noticed Plaintiff Casadine's deposition in this matter.
19 Plaintiff Casadine was produced for two full days of deposition on August 28,
20 2013 and September 30, 2013. Prior to his deposition, I spent considerable time
21 preparing Plaintiff Casadine for his deposition, which included multiple in-person
22 meetings.

23 14. Defendant served Request for Production of Documents on Plaintiff
24 Casadine. On or about August 8, 2013, Plaintiff Casadine served responses to
25 Defendant's document requests and served responsive documents.

26 15. On or about September 13, 2013, Plaintiff Casadine served further
27 written discovery, including Special Interrogatories, Set Two; Request for
28 Production of Documents, Set Two; and Request for Admission, Set Two, seeking

1 information and documents specific to Caregivers, Certified Home Health Aides,
2 and Patient Care Assistants who worked twenty-four (24) hour Live-In shifts and
3 were paid a flat or daily rate of pay.

4 16. On or about October 26, 2013, Plaintiff Casadine noticed the
5 deposition of Defendant pursuant to Federal Rule of Civil Procedure 30(b)(6) and
6 requested Defendant to produce various documents. Plaintiff Casadine sought
7 testimony on a wide variety of topics including Defendant's policies and practices
8 as to timekeeping, payment of minimum wages, wage rates, payment of wages to
9 employees who worked twenty-four (24) hour Live-In shifts, wage statements, and
10 the scheduling of twenty-four (24) hour Live-In shifts.

11 17. On or about November 18, 2013, Defendant served further
12 supplemental discovery responses as to Plaintiff's first set of written discovery,
13 and provided class contact information for Home Health Aides who worked
14 twenty-four (24) hour Live-In shifts and were paid a flat or per-shift rate as ordered
15 by the Court. Plaintiff's counsel prepared and delivered a class contact letter, and
16 began to speak directly with putative class members regarding the alleged wage
17 and hour violations and Defendant's policies and practices. Beginning in
18 November 2013, and for a period of time covering approximately one year,
19 Plaintiff's counsel spent countless hours contacting and speaking to dozens of
20 putative class members to investigate Plaintiff's allegations and obtained a
21 significant amount of information pertaining to Defendant's policies and
22 procedures. Based on the information provided by putative class members,
23 Plaintiff's counsel drafted declarations which were reviewed, edited and executed
24 by putative class members.

25 18. On November 22, 2013, the Parties attended a private mediation
26 session with experienced class action wage and hour mediator Jeffrey Krivis.
27 Ultimately, the Parties were unable to reach a resolution at this mediation.
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1 Plaintiff's counsel spent considerable time reviewing documents and evidence in
2 drafting Plaintiff's confidential mediation brief.

3 19. On or about January 15, 2014, pursuant to Plaintiff's FRCP 30(b)(6)
4 deposition notice, Plaintiff Casadine took the deposition of Defendant by and
5 through Amy Gargiulo in Sacramento, California. Both myself and Mr. Mahoney
6 attended this deposition in Sacramento, California. Prior to the Deposition on
7 January 15, 2014, Defendant produced further responsive documents. Prior to this
8 deposition, Plaintiff's counsel reviewed hundreds of pages of documents to prepare
9 and spent numerous hours in preparation of this FRCP 30(b)(6) deposition.

10 20. On January 17, 2014 and February 20, 2014, Plaintiff Casadine took
11 the depositions of Bryan Chacon and Frederick Cichy respectively, and received
12 further testimony on the scheduling of twenty-four (24) hour Live-In shifts among
13 other topics. Prior to these depositions, Plaintiff's counsel reviewed hundreds of
14 pages of documents and reviewed previous deposition testimony in preparation for
15 these depositions.

16 21. Plaintiff Casadine noticed and took a further FRCP 30(b)(6)
17 deposition on February 27, 2014 in Sacramento, California, regarding Defendant's
18 corporate structure and its relationship with individual filed offices in California. I
19 attended this deposition in Sacramento, California, and spent numerous hours prior
20 to the deposition review documents and previous testimony.

21 22. Additionally, on February 27, 2014, Plaintiff Casadine also obtained
22 testimony from Michael Beams, in his individual capacity as Regional Accounts
23 Manager for Defendant.

24 23. On or about March 4, 2014, Plaintiff Casadine filed a Second
25 Amended Complaint, which amended the proposed class definition in this matter
26 to include certified home health aide / home health aide, companion care
27 homemaker / companion care provider, companion caregiver, and caregiver –
28 personal care assistant. Plaintiff's Second Amended Complaint amended the

1 proposed classes Plaintiff sought to certify. (See Docket No. 49) Following the
2 filing of the Second Amended Complaint, Plaintiff Casadine sought further
3 testimony on the newly added job positions. The Parties could not reach an
4 agreement as to a further FRCP 30(b)(6) deposition, and Plaintiff Casadine filed a
5 Motion to Compel the Further Deposition of Defendant. (See Docket No. 52)

6 24. On April 8, 2014, this Court granted Plaintiff Casadine a limited
7 further FRCP 30(b)(6) deposition with respect to the additional job titles and
8 descriptions included in the proposed class definition in the Second Amended
9 Complaint. (See Docket No. 54) On April 17, 2014, Plaintiff Casadine took a
10 further FRCP 30(b)(6) deposition by and through Michael Beams in Mountain
11 View, California, and obtained testimony with respect to the additional job titles
12 included in the Second Amended Complaint. Mr. Mahoney attended this
13 deposition in Mountain View, California.

14 25. On or about April 14, 2014, pursuant to Plaintiff Casadine's discovery
15 requests, Defendant agreed to produce a sampling of time records and
16 corresponding payroll records for putative class members who worked twenty-four
17 (24) hour Live-In shifts and were paid a flat or daily rate of pay. Upon receipt of
18 the pay and time records, Plaintiff's counsel spent considerable time analyzing
19 Defendant's records in preparation for Plaintiff's Motion for Class Certification.
20 Plaintiff's counsel additionally conducted a thorough damage analysis based on
21 Defendant's sampling.

22 26. Throughout this litigation, and in response to Plaintiff's discovery
23 requests, Defendant produced over three thousand (3,000) documents pertaining to
24 Defendant's policies regarding minimum wage policies, timekeeping procedures,
25 and a sampling of time and pay records. Defendant also produced various
26 Employee Handbooks utilized throughout the liability period.

27 27. After significant formal and informal discovery, Plaintiff Casadine
28 began preparing his Motion for Class Certification. Plaintiff's counsel obtained

1 numerous declarations from putative class members in support of its anticipated
2 Motion for Class Certification. Plaintiff's counsel then undertook significant
3 efforts in drafting Plaintiff's Motion for Class Certification, which included
4 extensive legal research and review of documents and testimony in this case.

5 28. On May 5, 2014, Plaintiff Casadine filed his Motion for Class
6 Certification seeking certification on all causes of action pled in Plaintiff's Second
7 Amended Complaint. (See Docket No. 55) Plaintiff's counsel spent many hours
8 reviewing Defendant's Opposition (Docket No. 60, 61, 62), and prepared and filed
9 a Reply Brief in support of its Motion for Certification. (Docket No. 63)

10 29. Plaintiff's Motion for Class Certification came up for a hearing on
11 August 29, 2014. Prior to the hearing, Plaintiff's counsel reviewed all relevant
12 filings, documents and evidence in support of Plaintiff's motion. At the hearing,
13 the Court ordered the Parties to meet and confer regarding Plaintiff's supplemental
14 class certification briefing. (See Docket No. 67)

15 30. On or about November 17, 2014, Plaintiff Casadine filed a
16 Supplemental Brief Regarding Certification as to Plaintiff's Third Cause of Action
17 for Knowing and Intentional Failure to Comply with Itemized Wage Statement
18 Provision. (See Docket No. 72) Following Defendant's filing of its Opposition to
19 Plaintiff's Supplemental Briefing, the Parties entered into settlement discussions
20 and requested that the Court stay any ruling as to Plaintiff's Supplemental Class
21 Certification Briefing. (See Docket No. 76, 77) During this time, Defendant
22 provided Plaintiff with further information under the mediation privilege and
23 Plaintiff's counsel thoroughly reviewed further information and documents.

24 31. The Parties engaged in settlement discussions for several weeks. The
25 Parties reached a tentative settlement in this matter in or about April 2015. In the
26 weeks that followed, Plaintiffs' counsel worked diligently with Defendant's
27 counsel in drafting a long form settlement agreement. The Parties spent many
28 hours negotiating the details of the settlement agreement, including the preparation

1 of the proposed Class Notice and Claim Form. On or about May 7, 2015, Plaintiffs
2 filed its Unopposed Motion for Preliminary Approval of Class Action Settlement.
3 (Docket No. 90)

4 32. The Settlement creates a \$630,000.00 settlement fund to pay Class
5 members' claims, attorneys' fees, costs, any service enhancement awards, and
6 administration expenses. Assuming that the full amount of the requested attorneys
7 fees and costs are ordered as set forth in the Settlement agreement, the total Net
8 Settlement Amount is approximately \$373,500.00. As there are 371 class
9 members, the approximate distribution to class members is \$1,006.74.

10 33. On or about May 22, 2015, Plaintiffs' Motion for Preliminary
11 Approval of Class Action Settlement came up for a hearing. After hearing
12 arguments from counsel, the Court granted preliminary approval to the proposed
13 settlement. (Docket No. 94, 95)

14 34. Thereafter, Plaintiffs' counsel worked with Defendant's counsel and
15 the Class Action Administrator, Phoenix Settlement Administrators, to disseminate
16 notice to the class.

17 35. On or about July 7, 2015, Phoenix Settlement Administrators
18 completed the initial mailing in this matter.

19 36. As of July 31, 2015, 54 class members have submitted valid claims in
20 this matter. Significantly, there have been zero opt-outs and Plaintiffs' counsel is
21 unaware of any objections to this proposed settlement.

22 37. Plaintiffs' counsel will continue to be involved in the administration
23 of this settlement, including fielding any questions from class members. Plaintiff
24 will also be preparing a Motion for Final Approval of Class Action Settlement in
25 anticipation of the Final Fairness hearing currently set for September 18, 2015 at
26 11:00 a.m.

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EXPERIENCE OF COUNSEL

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2 38. Class counsel is qualified because of our collective experience in
3 handling class action matters. Class counsel is comprised of two law firms, both
4 of which specialize in, and have experience handling wage and hour class
5 actions.

6 39. I received my Juris Doctor from Southwestern Law School, in
7 2008. The summer after my first year of law school I served as the sole law
8 school clerk for the Honorable Antonio Barreto Jr. of the Los Angeles Superior
9 Court. The following summer I worked as a summer associate at Prindle,
10 Decker & Amaro, LLP, a civil litigation law firm in Long Beach, California.
11 Throughout my second and third year of law school I served as a research and
12 teaching assistant for Professor Dennis Yokoyama at Southwestern Law
13 School. I was employed as a law clerk at the Long Beach office of Rose, Klein
14 & Marias LLP from December 2010 through September 2011. In September
15 2011, I was hired as an associate at Mahoney & Burrows, LLP. In or
16 December 2011, Mahoney & Burrows, LLP dissolved and Mahoney Law
17 Group, APC was formed, where I continue to serve as an associate. Mahoney
18 & Burrows, and later Mahoney Law Group, APC has served as lead counsel on
19 more than a dozen wage and hour class action lawsuits in Los Angeles Superior
20 Court, Orange County Superior Court and the United States District Court for
21 the Central District. Some examples of the cases where the Mahoney Law
22 Group, APC served as lead and/or co- counsel include: Harvey Holt, et al. v.
23 Parsec, Inc, Case No. CV 10-9540-DMG (PFWx); Dorothy Berry v. Brierwood
24 Terrace Convalescent Hospital, et al., Case No. BC437781; Fernando Albiar, et
25 al. v. Spectrum Athletics-Canoga Park, et al. Case No. BC413860; Gerardo
26 Ortega, et al. v. CR & R Incorporated, Case No. BC414434; Daniel Branch v.
27 Indiana Plumbing Supply, Co. Inc. et al., Case No. BC425627; Butch Calvo v.
28 Providence Health Systems-Southern California, et al. Case No. BC419843;

1 Kimya Oliver, et al. v. College Health Enterprise, et al. Case No. BC406481;
2 Audi Velazquez v. New Vista Health Services, Inc., Case No. BC 424797; Rick
3 Wilcox, et al. v. Presbyterian Intercommunity Hospital, et al., Case No. BC
4 424796; Gardner v. Longwood Management Corp., Case Nos. BC377127; and
5 Davis v. Vital Care, Inc., Case No. BC385484.

6 40. Since on or about 2011, I have assisted in the litigation and
7 settlement of several employment law class action matters to completion
8 through the final approval process, including Luis Santimateo v. Sun
9 Healthcare Group, Inc. et al. Case No. BC471884, Gabriela Navarro v. Pacific
10 Alliance Medical Center, Inc. Case No. BC481809, and Martin Arteaga v.
11 Command Center Security, Inc., Case No. BC480496. In the last thirty six (36)
12 months, I have been involved in no less than ten (10) employment class actions
13 with settlements totaling in the millions of dollars.

14 41. My current hourly rate is \$425.00 per hour, which has been
15 approved by the Superior Court of California, Los Angeles County.

16 I declare under penalty of perjury under the laws of California and the
17 United States of America that the foregoing is true and correct.

18
19 Executed on August 6, 2015 at Long Beach, California.

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22 /s/ Sean M. Blakely
23 Sean M. Blakely
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EXHIBIT A

CASADINE v. MAXIM HEALTHCARE SERVICES, INC.

LODESTAR FOR ATTORNEY SEAN M. BLAKELY

TASK	TASK DETAIL	LABOR HOURS
Initial Consultation		
	Apr. 18, 2012 Initial Meeting with client	3.50
	May 3, 2012 Meeting with client	1.30
Complaint		
	Oct. 18, 2012 Investigate Defendant / corporate structure	3.50
	Oct. 18, 2012 Draft Complaint	1.50
	Oct. 20, 2012 Draft Complaint	1.20
	Oct. 21, 2012 Draft Complaint	0.80
	Oct. 23, 2012 Finalize Complaint	1.80
Review Notice of Removal		
	Nov. 26, 2012 Review Documents / Subject matter jurisdiction research	2.80
Joint Case Management Statement		
	Dec. 6, 2012 Draft Notice of Scheduling Conference	
	Jan. 10, 2013 Draft Initial Disclosures	2.60
	Jan. 23, 2013 Draft Joint Rule 26(f) Report	3.40
	Jan. 24, 2013 Draft Joint Rule 26(f) Report	2.10
	Feb. 6, 2013 Review Defendant's Initial Disclosures	1.20
	Feb. 8, 2013 Prepare and attend Scheduling/Case Management Conference	4.30
Plaintiff's Set One of Written Discovery		
	Feb. 11, 2013 Draft Plaintiff's Request for Production, Set One	2.00
	Feb. 11, 2013 Draft Plaintiff's Request for Admission, Set One	1.50
	Feb. 11, 2013 Draft Plaintiff's Special Interrogatories, Set One	1.00
First Amended Complaint		
	Mar. 21, 2013 Draft FAC	0.80
	Mar. 27, 2013 Draft FAC	1.20
	Apr. 23, 2013 Draft FAC	0.50
	Apr. 24, 2013 Finalize FAC	0.30
Stipulation to File First Amended Complaint		
	Apr. 10, 2013 Draft Stipulation	0.80
	Apr. 18, 2013 Draft Stipulation	0.30
	Apr. 19, 2013 Draft Proposed Order	0.40
	Apr. 19, 2013 File Proposed Stipulation and Order	0.20
Stipulation to Continue Early Mediation Deadline		
	June 6, 2013 Draft Stipulation	0.80
Declaration to Dismiss Class Representative		
	July 31, 2013 Correspondence with Opposing counsel	0.40
	Aug. 2, 2013 Draft Declaration	0.50
	Aug. 2, 2013 Draft Proposed Order	0.20
	Aug. 2, 2013 File Declaration and Proposed Order	0.20
1st Preparation of Plaintiff Casadine for Deposition		
	Aug. 16, 2013 Depo Prep of Class Rep Casadine	5.50
2nd Preparation of Plaintiff Casadine for Deposition		
	Aug. 22, 2013 Depo Prep of Class Rep Casadine	6.00
3rd Preparation of Plaintiff Casadine for Deposition		
	Aug. 27, 2013 Depo Prep of Class Rep Casadine	4.50
Stipulation to Continue Early Mediation Deadline		
	Aug. 29, 2013 Draft Stipulation	0.50
Plaintiff's Motion to Compel Further Responses		
	April 15, 2013 Review Defendant's document production	3.00
	April 24, 2013 Review Set One Discovery Responses	3.50
	May 14, 2013 Draft Meet and Confer Correspondence	4.80

May 17, 2013	Finalize Meet and Confer Correspondence	2.50
July 3, 2013	Draft Rule 37-1 Meet and Confer Correspondence	3.80
July 11, 2013	Review Defendant's Supplemental Discovery Responses	2.20
July 25, 2013	Draft Meet and Confer Correspondence re Supplemental Responses	4.80
Aug. 15, 2013	Draft Motion to Compel Further Responses re First Set of Discovery	5.20
Aug. 19, 2013	Draft Motion to Compel Further Responses re First Set of Discovery	4.60
Aug. 21, 2013	Draft Motion to Compel Further Responses re First Set of Discovery	3.50
Sept. 3, 2013	Finalize Joint Motion to Compel	2.00
Sept. 5, 2013	Draft Declaration in Support of Motion to Compel	3.00
Sept. 5, 2013	File Motion	0.30
Sept. 9, 2013	Draft Corrected Notice	0.20
Oct. 7, 2013	Draft Supplemental Brief in Support of Motion to Compel	6.00
Oct. 8, 2013	Finalize Supplemental Brief in Support of Motion to Compel	2.80
Oct. 8, 2013	File Supplemental Brief in Support	0.20
Oct. 9, 2013	Review Defendant's Supplemental Brief in Opposition	4.00
Nov. 1, 2013	Prepare for Hearing on Motion to Compel	3.50
Nov. 4, 2013	Attend Hearing on Motion to Compel	4.00
Propound Set Two of Written Discovery		
Sept. 11, 2013	Draft Plaintiff's Request for Production, Set Two	2.00
Sept. 11, 2013	Draft Plaintiff's Request for Admission, Set Two	1.50
Sept. 11, 2013	Draft Plaintiff's Special interrogatories, Set Two	1.00
4th Preparation of Plaintiff Casadine for Deposition		
Sept. 23, 2013	Deposition Preparation of Plaintiff Casadine	5.50
Review Responses to Set Two of Discovery		
Oct. 22, 2013	Review Defendant's Responses to Second Set of Discovery	4.80
Mediation		
Nov. 7, 2013	Review Documents / evidence in preparation for mediation	3.80
Nov. 7, 2013	Review Documents / evidence in preparation for mediation	4.50
Nov. 8, 2013	Draft Mediation Brief	5.50
Nov. 11, 2013	Review and Edit Mediation Brief	6.50
Nov. 12, 2013	Review Mediation Brief	6.80
Nov. 22, 2013	Attend Mediation	8.50
Stipulated Protective Order		
Nov. 7, 2013	Draft / Review Protective Order	2.60
Nov. 13, 2013	Draft / Review Protective Order	0.50
Review Further Supplemental Responses to Set One of Discovery		
Nov. 18, 2013	Review Defendant's supplemental responses to Set One	3.50
Propound Set Three of Discovery		
Nov. 21, 2013	Draft Plaintiff's Request for Production of Documents, Set Three	3.00
Joint Report re: Results of Early Mediation Session		
Dec. 2, 2013	Draft Joint Report	0.30
Stipulation to Continue Class Cert Deadline		
Dec. 6, 2013	Draft Stipulation	0.50
Review Responses to Set Three of Discovery		
Dec. 30, 2013	Review Defendant's response to Request for Production, Set Three	2.50
Propound Set Four of Discovery		
Jan. 9, 2014	Draft Plaintiff's Request for Production of Documents, Set Four	2.50
Review Supplemental Response Round Three of Discovery		
Jan. 16, 2014	Review Defendant's supplemental response to RPD, Set Three	1.50
Second Amended Complaint		
Jan. 27, 2014	Draft SAC	0.50
Jan. 29, 2014	Draft SAC	0.50
Mar. 4, 2014	File SAC	0.30
Motion for leave to file SAC and to Modify Scheduling Order		
Dec. 10, 2013	Draft Motion / legal research	2.50
Jan. 4, 2014	Draft Motion / legal research	6.50
Jan. 4, 2014	Draft Declaration	1.50

Jan. 6, 2014	Draft Motion	2.50
Jan. 6, 2014	Draft Declaration	1.80
Jan. 7, 2014	Draft Motion	3.00
Jan. 7, 2014	Draft Declaration	0.50
Jan. 7, 2014	Format Motion	0.40
Jan. 7, 2014	Draft Notice of Lodging	0.50
Jan. 7, 2014	File Motion	0.30
Jan. 17, 2014	Review Opposing Papers	4.50
Deposition of Maxim 30(b)(6) [Gargiulo]		
Oct. 25, 2013	Draft FRCP 30(b)(6) Deposition Notice	3.80
Dec. 26, 2013	Draft Amended FRCP 30(b)(6) Deposition Notice	0.50
Jan. 11, 2014	Review Documents and Prepare for Deposition	5.80
Jan. 13, 2014	Review Documents and Prepare for Deposition	4.00
Jan. 14, 2014	Review Documents and Prepare for Deposition	7.00
Jan. 15, 2014	30(b)(6) Deposition in Sacramento, California	11.00
Deposition of Bryan Chacon (percipient witness)		
Dec. 13, 2014	Draft Deposition Notice	0.50
Jan. 6, 2014	Draft Amended Deposition Notice	0.20
Jan. 15, 2014	Review Documents and Prepare for Deposition	5.20
Jan. 16, 2014	Review Documents and Prepare for Deposition	4.50
Jan. 17, 2014	Attend Deposition of Bryan Chacon in Long Beach, California	4.00
Withdrawal of Motion to Modify Scheduling Order		
Jan. 31, 2014	Draft Notice of Withdrawal	0.40
Jan. 31, 2014	File Notice of Withdrawal	0.02
Review Responses to Set Four of Discovery		
Feb. 17, 2014	Review Defendant's response to Request for Production, Set Four	2.80
Stipulation to File Second Amended Complaint		
Jan. 31, 2014	Draft Stipulation	0.40
Feb. 19, 2014	Draft Notice of Lodging	0.30
Feb. 19, 2014	File Stipulation	0.20
Mar. 3, 2014	Review Court's Order on Motion	0.10
Second Amended Complaint		
Jan. 27, 2014	Draft SAC	0.50
Jan. 29, 2014	Draft SAC	0.50
Mar. 4, 2014	File SAC	0.30
Deposition Frederick Cichy (percipient witness)		
Dec. 13, 2014	Draft Deposition Notice	0.40
Jan. 21, 2014	Draft Amended Deposition Notice	0.20
Feb. 17, 2014	Review Documents and Prepare for Deposition	3.50
Feb. 18, 2014	Review Documents and Prepare for Deposition	4.00
Feb. 19, 2014	Review Documents and Prepare for Deposition	5.50
Feb. 20, 2014	Take Deposition in Long Beach, California	5.00
Deposition of Maxim 30(b)(6) Michael Beams		
Jan. 22, 2014	Draft FRCP 30(b)(6) Deposition Notice	3.80
Feb. 24, 2014	Review Documents and Prepare for Deposition	5.00
Feb. 25, 2014	Review Documents and Prepare for Deposition	6.50
Feb. 26, 2014	Review Documents and Prepare for Deposition	6.50
Feb. 27, 2014	Take Deposition - Sacramento, California	8.00
Ex Parte Application to Continue Class Cert Deadline		
Feb. 17, 2014	Draft ex parte / legal research	6.80
Feb. 18, 2014	Draft ex parte / legal research	5.50
Feb. 19, 2014	Finalize ex parte	2.50
Feb. 19, 2014	Draft Ex Parte Notice	1.20
Feb. 19, 2014	Draft Declaration in Support	3.50
Feb. 19, 2014	File Application	0.30
Feb. 20, 2014	Review Opposing Papers	2.60
Mar. 3, 2014	Review Court's Order on Motion	0.10

Stipulation to Shorten time on Motion to Compel Deposition

Mar. 26, 2014	Draft Stipulation / communicate with Defense counsel	1.20
Mar. 26, 2014	File Stipulation	0.20

Plaintiff's Motion to Compel Appearance at Deposition

Mar. 25, 2014	Draft Motion / legal research	3.80
Mar. 26, 2014	Draft Motion / legal research	4.50
Mar. 27, 2014	Draft Motion	2.50
April. 1, 2014	Draft Proposed Order	0.40
April 1, 2014	Draft Declaration	2.50
April 1, 2014	Format Joint Document	0.50
April 1, 2014	File Motion	0.20
April 1, 2014	Review Declaration in Opposition to Motion	4.60
April 8, 2014	Review Court's Order on Motion	0.20

Deposition of Maxim 30(b)(6) Michael Beams

Feb. 17, 2014	Draft Notice of Further 30(b)(6) Deposition	1.20
Mar. 26, 2014	Amended Notice of Further 30(b)(6) Deposition	0.80
Apr. 15, 2014	Review Documents and Prepare Deposition Outline	3.50
Apr. 16, 2014	Review Documents and Prepare Deposition Outline	4.80

Plaintiff's Motion for Class Certification

March - April 2014	Telephonic conference calls with putative class members / Preperation of declarations	35.00
April 28, 2014	Draft Motion / legal research / review testimony and evidence	7.60
April 29, 2014	Draft Motion / legal research / review testimony and evidence	9.20
April 30, 2014	Draft Declarations	4.00
April 30, 2014	Draft Motion / legal research / review testimony and evidence	5.80
May 1, 2014	Draft Proposed Order	2.80
May 1, 2014	Draft Declaration of Class Rep Casadine	3.50
May 1, 2014	Draft Notice of Motion	3.60
May 1, 2014	Draft Compendium of Declarations	0.80
May 2, 2014	Draft Motion / legal research / review testimony and evidence	8.70
May 3, 2014	Draft Motion / legal research / review testimony and evidence	6.50
May 3, 2014	Incorporate KM Changes to Motion	2.50
May 3, 2014	Draft Compendium of Declarations	2.60
May 4, 2014	Incorporate KM Further Changes to Motion	4.50
May 4, 2014	Draft Declaration of KM	2.50
May 4, 2014	Draft Declaration of SMB	3.50
May 4, 2014	Draft Request for Judicial Notice	1.50
May 5, 2014	Finalize Declaration of SMB	0.50
May 5, 2014	Finalize Notice of Lodging	0.40
May 5, 2014	Final Revisions to Motion	2.50
May 5, 2014	Finalize Notice of Motion	0.50
May 5, 2014	Finalize Proposed Order	0.50
May 5, 2014	Finalize Motion	0.80
May 5, 2014	File Motion	0.40

Notice of Errata re: Plaintiff's Motion for Class Certification

May 9, 2014	Draft Notice of Errata	0.40
May 9, 2014	File Notice of Errata	0.20

Opposition to Defendant's Ex Parte Application

May 20, 2014	Review Defendant's Ex Parte / Draft Opposition	5.20
May 20, 2014	Incorporate KM Changes to Opposition	1.00
May 20, 2014	Draft Declaration of SMB	2.50
May 20, 2014	Draft Declaration of KM	1.20
May 20, 2014	Finalize Opposition	0.20
May 20, 2014	File Opposition	0.20
May 21, 2014	Review Court's Order on Ex Parte	0.20

Plaintiff's Reply to Opposition to Motion for Class Certification

July 15, 2014	Review Opposing Papers	5.80
July 17, 2014	Review Opposing Papers / legal research	6.80

July 18, 2014	Review Opposing Papers / legal research	7.00
July 23, 2014	Draft Reply to Opposition / legal research	6.50
July 24, 2014	Draft Reply to Opposition / legal research	5.80
July 25, 2014	Draft Evidentiary Objections	4.80
July 27, 2014	Draft Reply to Opposition	4.50
July 27, 2014	Incorporate KM Changes to Reply	2.50
July 28, 2014	Draft Reply to Opposition	5.20
July 28, 2014	Draft Evidentiary Objections	2.00
July 28, 2014	Incorporate KM Changes to Reply	0.50
July 28, 2014	Finalize Reply to Opposition	1.50
July 28, 2014	Finalize Evidentiary Objections	0.50
July 28, 2014	Finalize Declaration of SMB	0.40
July 28, 2014	File Reply to Opposition	0.40
Aug. 27, 2014	Prepare for Hearing on Motion for Certification	4.50
Aug. 28, 2014	Prepare for Hearing on Motion for Certification	3.50
Aug. 29, 2014	Prepare for Hearing / Attend Hearing on Motion to Certify	7.00
Stipulation to Extend Time to file Supplemental Briefing		
Sept. 8, 2014	Draft Stipulation	0.50
Sept. 9, 2014	Draft Proposed Order	0.20
Sept. 9, 2014	File Stipulation	0.20
Sept. 9, 2014	Review Court Order on Stipulation	0.10
Status Report re: Supplemental Briefing		
Oct. 22, 2014	Draft	1.50
Oct. 29, 2014	Draft	0.50
Nov. 5, 2014	Finalize Report	0.20
Nov. 5, 2014	Draft Proposed Order	0.20
Nov. 5, 2014	File Report	0.20
Nov. 12, 2014	Review Court Order on Report	0.10
Plaintiff's Supplemental Class Certification Briefing		
Nov. 13, 2014	Draft Supplemental Class Certification Brief / legal research	8.50
Nov. 14, 2014	Draft Supplemental Class Certification Brief / legal research	7.00
Nov. 15, 2014	Draft Supplemental Class Certification Brief / legal research	6.50
Nov. 15, 2014	Draft Declaration of SMB	2.00
Nov. 17, 2014	Draft Declaration of SMB	0.50
Nov. 17, 2014	Incorporate KM Changes to Declaration of SMB	1.00
Nov. 17, 2014	Incorporate KM Changes to Supplemental Brief	1.50
Nov. 17, 2014	Draft Declaration of Class Rep Casadine	2.00
Nov. 17, 2014	Draft Request for Judicial Notice	3.50
Nov. 17, 2014	Finalize Supplemental Brief in Support	2.00
Nov. 17, 2014	File Supplemental Brief in Support	0.30
Dec. 9, 2014	Review Opposing Papers	4.50
Dec. 10, 2014	Review Opposing Papers	3.80
Joint Stipulation to Continue Stay on Ruling on Class Certification		
Dec. 22, 2014	Draft Stipulation	0.80
Dec. 22, 2014	Finalize Stip	0.20
Joint Stipulation to Further Continue Stay on Ruling on Class Certification		
Jan. 30, 2014	Draft Stipulation	0.50
Jan. 30, 2014	Draft Proposed Order	0.30
Status Report re: Settlement discussions		
Feb. 6, 2014	Draft Further Status Report	0.40
Feb. 6, 2014	File Further Status Report	0.20
Status Report re: Timeline for Motion for Prelim Approval		
Feb. 11, 2014	Draft Further Status Report	0.40
Feb. 13, 2014	File Status Report	0.20
Status Report re: Timeline for Motion for Prelim Approval		
Mar. 13, 2014	Draft Further Status Report	0.30
Mar. 13, 2014	File Further Status Report	0.20

Status Report re: Timeline for Motion for Prelim Approval

April 3, 2014	Draft Further Status Report	0.40
April 3, 2014	File Further Status Report	0.20
April 7, 2014	Draft Proposed Order	0.30
April 7, 2014	Draft Notice of Lodgment	0.30
April 7, 2014	File Proposed Order	0.20

Third Amended Complaint

April 23, 2014	Draft	1.20
April 23, 2014	Incorporate KM Changes to 3AC	0.30
April 23, 2014	Finalize 3AC for Defendant's Review	0.20
May 5, 2014	Review Defendant's Concerns re: 3AC	2.50
May 6, 2014	Edit 3AC	0.80
May 7, 2014	Finalize 3AC for Filing	0.50

Stipulation to File Third Amended Complaint

May 4, 2014	Draft Stipulation	0.40
May 4, 2014	Draft Proposed Order	0.30
May 7, 2014	File Stip	0.20

Plaintiff's Motion for Preliminary Approval

April 21, 2014	Draft Motion / legal research	6.50
April 21, 2014	Draft Declaration of SMB	2.00
April 22, 2015	Draft motion / legal research / review documents	7.20
April 27, 2015	Draft motion / legal research / review documents	8.50
April 29, 2014	Incorporate KM Changes to Motion	1.00
April 29, 2014	Draft Proposed Order	2.00
April 29, 2014	Submit draft of motion to Defendant	0.20
May 4, 2015	Draft Plaintiffs' declarations	4.50
May 6, 2014	Review Defendant's Edits	3.00
May 6, 2014	Draft Notice of Motion	2.50
May 6, 2014	Edit Proposed Order	1.00
May 7, 2014	Finalize Memorandum	3.50
May 7, 2014	Finalize Declaration of SMB	2.80
May 7, 2014	Finalize Notice of Motion	0.50
May 7, 2014	Format Memorandum	1.50
May 7, 2014	Construct Declaration of SMB	1.00
May 7, 2014	File Motion	0.40
May 20, 2015	Prepare for Hearing on Plaintiff's Motion for Preliminary Approval	4.00
May 21, 2015	Prepare for Hearing on Plaintiff's Motion for Preliminary Approval	3.50
May 22, 2015	Prepare / Attend Hearing on Plaintiffs Motion for Preliminary Approval	5.50

Subtotal		677.62
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