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*Class Counsel*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

VISHAL SHAH, and JAYDEN KIM, on behalf  
of themselves and all others similarly situated,

Plaintiff,

v.

FANDOM, INC.,

Defendant.

Case No. 3:24-cv-01062-RFL

**DECLARATION OF MAX S. ROBERTS  
IN SUPPORT OF PLAINTIFFS' MOTION  
FOR ATTORNEYS' FEES, COSTS,  
EXPENSES, AND SERVICE AWARDS**

Date: May 19, 2026  
Time: 1:30 p.m.  
Ctrm: 15, 18<sup>th</sup> Floor (And Via Zoom)  
Judge: Hon. Rita F. Lin

1 I, Max S. Roberts, declare as follows:

2 1. I am a partner at Bursor & Fisher, P.A., admitted to the Bar of the States of California  
3 and New York and the Commonwealth of Massachusetts, and am admitted to practice in this District.  
4 I have personal knowledge of the facts set forth in this declaration and, if called as a witness, I could  
5 and would testify competently thereto.

6 2. I make this declaration in support of Plaintiffs' Motion for Attorneys' Fees, Costs,  
7 Expenses, and Service Awards filed herewith.

8 3. On October 16, 2025, Plaintiffs filed a Motion for Preliminary Approval. ECF No.  
9 71. In conjunction with that motion, I submitted a comprehensive declaration laying out the factual  
10 and procedural history of this case, the expected recovery per Settlement Class Member as measured  
11 against Plaintiffs' theory of actual damages, the substantial risks posed to this case, and an overview  
12 of the notice plan and bidding process. *See generally* ECF No. 71-1. My October declaration also  
13 attached a true and correct copy of the Parties' proposed Class Action Settlement Agreement, which  
14 was updated on November 18, 2025 to make a typographical correction (ECF No. 73-1).

15 4. To avoid burdening the Court with duplicative declarations laying out identical facts,  
16 I have tried to only restate facts from my October Declaration that are relevant to the instant Motion.

17 **I. RELEVANT SETTLEMENT TERMS**

18 5. This is the second-ever settlement involving claims brought under Cal. Pen. Code  
19 §§ 638.50-638.51. The Settlement establishes a \$1.2 million non-reversionary fund from which any  
20 Settlement Class Member can claim a *pro rata* share (not to exceed \$5,000 per Settlement Class  
21 Member). In exchange, the Settlement releases Settlement Class Members' claims related to the  
22 alleged disclosure, use, interception, or recording of their information by the Trackers. Settlement  
23 ¶¶ 1.23-1.24, 3.1-3.2.

24 6. As set forth in more detail in my October Declaration (ECF No. 71-1 ¶¶ 20-28), the  
25 relief provided for in the Settlement compares favorably to Settlement Class Members' best-case  
26 scenario for actual damages. Indeed, this Court recognized at the Preliminary Approval Hearing that  
27 actual damages were the proper comparison for this matter given the possibility that any statutory  
28

1 damages might be found excessive under Ninth Circuit precedent. See December 16, 2025  
2 Preliminary Approval Hearing Transcript (**Exhibit 1**) at 4:11-14.

3 7. The Settlement permits Class Counsel to “petition for attorneys’ fees, costs, and  
4 expenses [of] no more than one-third of the Settlement Fund (*i.e.*, \$400,000.00), and for Plaintiffs to  
5 “seek no more than \$5,000 each as an incentive award.” Settlement ¶¶ 8.1, 8.3. Any difference in  
6 the amount requested and awarded “shall remain in the Settlement Fund for distribution to eligible  
7 Settlement Class Members.” *Id.*

8 8. The Settlement does not contain any clear sailing provision (*i.e.*, Defendant retains  
9 the right to object to Class Counsel’s fee request), and any remaining funds in the Settlement shall  
10 either be distributed *pro rata* to Settlement Class Members or to an approved *cy pres* recipient if a  
11 second distribution is not economically feasible. Settlement ¶¶ 2.1(d)-(e), 8.1.

## 12 **II. DEVELOPMENTS SINCE THE MOTION FOR PRELIMINARY APPROVAL**

13 9. On December 4, 2025, the Court requested supplemental briefing on Plaintiffs’  
14 Motion for Preliminary Approval (ECF No. 75). On December 11, 2025, Plaintiffs submitted a  
15 response to this Order, which included a supplemental declaration from Cameron R. Azari, Esq. of  
16 Epiq, the Settlement Administrator in this matter (ECF Nos. 76-77).

17 10. On December 16, 2025, the Court held the Preliminary Approval Hearing (ECF No.  
18 78). The Court entered an Order Granting Preliminary Approval that same day (ECF No. 79).

19 11. On January 16, 2026, in accordance with the Court’s Preliminary Approval Order,  
20 notice was disseminated to Settlement Class Members per the agreed-to Notice Plan. While the  
21 claims period remains open, no objections or requests for exclusion have been submitted thus far.

22 12. The risks to this litigation highlighted in my October Declaration have only been  
23 exacerbated in the months since. On November 21, 2025, in *Rose v. Variety Media, LLC*, Case No.  
24 25STCV01865 (Los Angeles Super. Ct.)—another case alleging violations of CIPA § 638.51—the  
25 defendant filed a petition for writ of mandate following the overruling of the defendant’s demurrer.  
26 The question in that petition is whether CIPA § 638.51 applies to non-telephonic technology (as this  
27 Court ruled) or is limited to only telephonic technologies. On January 8, 2026, the Court of Appeal  
28

1 for the Second District issued an order to show cause requesting further briefing from the real party  
2 in interest (also represented by Class Counsel). *Variety Media LLC v. Super. Ct.*, Case No. B350578  
3 (Ct. App. 2d Dist.). Briefing in the *Variety* matter is not expected to close until April 2026.

4 13. To be sure, Class Counsel believes they will ultimately prevail on the writ petition.  
5 And the order to show cause “does *not* amount to a determination that petitioner is correct on the  
6 merits; it merely determines that writ relief is the only adequate avenue for review.”) CAL. PRAC.  
7 GUIDE CIV. APP. & WRITS Ch. 15-F, at § 15:153 (emphasis in original). Nonetheless, if the Court of  
8 Appeal were to side with the petitioner (*i.e.*, find that CIPA § 638.51 is limited to only telephonic  
9 technology), then Plaintiffs’ claim here would likely be eviscerated. At the very least, had this matter  
10 continued, Defendant would have likely requested to stay the case pending resolution of the writ  
11 petition, thus delaying any potential relief to Settlement Class Members.

12 14. Therefore, the writ petition only compounds the already significant risks to Plaintiffs’  
13 relatively novel claim that I pointed out in my October Declaration.

### 14 **III. CLASS COUNSEL’S WORK AND EXPERIENCE**

#### 15 **A. Class Counsel’s Experience In Data Privacy Litigation**

16 15. Attached hereto as **Exhibit 2** is a true and correct copy of Bursor & Fisher, P.A.’s  
17 current firm resume.

18 16. “Bursor & Fisher, P.A., are class action lawyers who have experience litigating  
19 consumer claims ... The firm has been appointed class counsel in dozens of cases in both federal and  
20 state courts, and has won multi-million dollar verdicts or recoveries in five [now six] class action  
21 jury trials since 2008.” *Ebin v. Kangadis Food Inc.*, 297 F.R.D. 561, 566 (S.D.N.Y. 2014); *see also*  
22 *In re Sandisk SSDS Litig.*, 2023 WL 10367607, at \*1 (N.D. Cal. Dec. 4, 2023) (Lin, J.) (appointing  
23 Bursor & Fisher in a contested Rule 23(g) battle because, while “both sets of counsel also have  
24 extensive experience handling a broad range of class actions,” Bursor & Fisher “has had significant  
25 experience representing certified classes (and representing putative classes as interim class  
26 counsel)”); *In re Meta Android Privacy Litig.*, Case No. 3:25-cv-04674, ECF No. 78 (N.D. Cal. Oct.  
27 27, 2025) (Lin, J.) (appointing Bursor & Fisher as co-lead interim class counsel).  
28

1           17. Bursor & Fisher has served as trial counsel for class action plaintiffs in six jury trials  
2 and has won all six, with recoveries ranging from \$21 million to \$299 million. Most recently, in  
3 May 2019, Bursor & Fisher secured a jury verdict for \$267 million in a Telephone Consumer  
4 Protection Act (“TCPA”) case in the Northern District of California. *See Perez v. Rash Curtis &*  
5 *Associates*, 2020 WL 1904533 (N.D. Cal. Apr. 17, 2020). During the defendant’s appeal of the  
6 verdict, the case settled for \$75.6 million, the largest settlement in the history of the TCPA.

7           18. Bursor & Fisher also has extensive experience litigating novel data privacy class  
8 actions, including under the CIPA. *See, e.g., Shah v. Fandom, Inc.*, 754 F. Supp. 3d 924 (N.D. Cal.  
9 2024) (Lin, J.) (deciding novel issue regarding interpretation of CIPA §§ 638.50-638.51 in plaintiff’s  
10 favor); *Deivaprakash v. Condé Nast Digital*, 798 F. Supp. 3d 1100, 1107, 1107 n.4 (N.D. Cal. 2025)  
11 (Lin, J.) (finding allegations of profiling and targeting advertising based on use of thirty party  
12 trackers “likely satisfy Article III’s injury requirement”); *Javier v. Assurance IQ, LLC*, 649 F. Supp.  
13 3d 891 (N.D. Cal. 2023) (establishing “capability” test for whether software vendor is a third party  
14 under CIPA § 631); *Javier v. Assurance IQ, LLC*, 2022 WL 1744107 (9th Cir. May 31, 2022)  
15 (reversing district court and establishing CIPA § 631 requires prior consent to interception).

16           19. Bursor & Fisher has had similar success under other data privacy statutes. *See, e.g.,*  
17 *Jancik v. WebMD LLC*, 2025 WL 560705 (N.D. Ga. Feb. 20, 2025) (certifying first-ever contested  
18 class in a VPPA case); *Boelter v. Hearst Commc’ns, Inc.*, 269 F. Supp. 3d 172 (S.D.N.Y. 2017)  
19 (securing summary judgment on behalf of the plaintiff under Michigan analog of the VPPA).

20           20. Bursor & Fisher’s success in the data privacy realm has led to some of the largest data  
21 privacy class settlements in history. *See, e.g., Schreiber v. Mayo Foundation*, Case No. 2:22-cv-  
22 00188 (W.D. Mich.) (\$52.5 million class settlement to resolve claims of health letter subscribers for  
23 alleged violations of Michigan analog of the VPPA); *Edwards v. Hearst Commc’ns, Inc.*, Case No.  
24 1:15-cv-09279 (S.D.N.Y.) (\$50 million class settlement to resolve claims of magazine subscribers  
25 for alleged violations of Michigan analog of the VPPA); *Ramos v. ZoomInfo Technologies, LLC*,  
26 Case No. 1:21-cv-02032 (N.D. Ill.) (\$29.5 million class settlement under the right of publicity  
27 statutes of California, Illinois, Indiana, and Nevada).

1           21.    Bursor & Fisher has no conflicts with the Settlement Class.

2           **B.    Class Counsel’s Lodestar And Expenses**

3           22.    Class Counsel has performed significant work in this case, including:

- 4                   (i)    legal research regarding Cal. Pen. Code §§ 638.50-638.51,  
5                                   including review of decisions involving the same;
- 6                   (ii)   consultation with a non-testifying expert regarding the  
7                                   mechanics of the Trackers and Internet traffic in preparation  
8                                   for drafting the Complaint;
- 9                   (iii)   evaluating Plaintiffs’ Website traffic to ensure they had valid  
10                                  claims;
- 11                   (iv)   drafting the Complaint and First Amended Complaint;
- 12                   (v)   briefing the motion to dismiss, and preparing for and arguing  
13                                  at the motion to dismiss hearing;
- 14                   (vi)   briefing the motion for reconsideration and interlocutory  
15                                  appeal;
- 16                   (vii)   factual research regarding data brokers, real-time bidding,  
17                                  and cookie syncing;
- 18                   (viii)   preparing for and attending a mediation with Hon. Robert B.  
19                                  Freedman (Ret.);
- 20                   (ix)   subpoenaing third parties to ascertain the contact  
21                                  information for Settlement Class Members;
- 22                   (x)   developing the notice plan and soliciting bids for notice from  
23                                  several claims administrators;
- 24                   (xi)   drafting and executing the Settlement and preliminary  
25                                  approval brief; and
- 26                   (xii)   implementing and overseeing the Notice Plan.

27           23.    Attached hereto as **Exhibit 3** are Class Counsel’s detailed billing diaries for this  
28           matter from inception through February 23, 2026, as well as a summary of the same and a chart  
29           setting forth Class Counsel’s current hourly rates charged for attorneys and staff. My partners and I  
30           have personally reviewed all our time entries associated with this case and have used billing  
31           judgment to ensure that duplicative and unnecessary time has been excluded and that only time  
32           reasonably devoted to the litigation has been included. Class Counsel time entries were regularly  
33           and contemporaneously recorded by me and the other timekeepers pursuant to firm policy and have

1 been maintained in the computerized records of Class Counsel.

2 24. Pursuant to the Settlement, Class Counsel seeks an award of attorneys' fees of 29%  
3 (or \$348,090.00) of the Settlement Fund. Settlement ¶ 8.1. As of February 23, 2025, Class Counsel  
4 has billed a total of 483.3 hours to this matter for a lodestar, at current billing rates, of \$348,090.00  
5 and a blended hourly rate of \$720.24. Notably, approximately 74% of the time spent by attorneys in  
6 this matter was billed by associates.<sup>1</sup>

7 25. The maximum requested fee award thus represents a multiplier of 1.0 (*i.e.*, no  
8 multiplier) based on Class Counsel's current lodestar. However, Class Counsel also expects to  
9 perform at least an additional 50 hours of work going forward, including drafting the final approval  
10 motion, preparing for and attending the Final Approval Hearing, and dealing with settlement  
11 administration and Settlement Class Member inquiries. Including an additional 50 hours at Class  
12 Counsel's blended hourly rate of \$720.24 would increase Class Counsel's lodestar to \$383,970.50  
13 and lead to a *negative* multiplier of 0.91 over Class Counsel's lodestar.

14 26. To date, Class Counsel has also expended \$51,872.96 in out-of-pocket costs and  
15 expenses in connection with the prosecution of this case. Attached as **Exhibit 4** is an itemized list  
16 of those costs and expenses. Cost and expense items are billed separately, and such charges are not  
17 duplicated in Class Counsel's billing rates. These costs and expenses are reflected in the records of  
18 Class Counsel and were necessary to prosecute this litigation. As indicated by the itemized expense  
19 entries, these consist of costs that were necessary for the prosecution of this Action, including  
20 (i) court fees; (ii) research fees; (iii) service fees; (iv) expert consulting fees; (v) travel expenses  
21 related to the motion to dismiss hearing, mediation, and preliminary approval hearing; (vi) subpoenas  
22 to the Third Parties; and (vii) the imaging of Plaintiffs' devices.

23 27. Class Counsel seeks reimbursement of these expenses pursuant to the Settlement.  
24 Settlement ¶ 8.1. Class Counsel does not expect to incur additional expenses related to securing  
25 Final Approval (given the hearing is virtual) or administering the Settlement, but may apply for  
26 reimbursement of those expenses as well should they be incurred.

27 \_\_\_\_\_  
28 <sup>1</sup> I was elevated to partner in December 2025, so most of my time on this case was as an associate.

1           28.     Included within **Exhibit 3** is a chart setting forth the hourly rates charged for lawyers  
2 and staff at Class Counsel at the time the work was completed. Based on my knowledge and  
3 experience, the hourly rates charged by Class Counsel here are within the range of market rates  
4 charged by attorneys of equivalent experience, skill, and expertise. I have personal knowledge of  
5 the range of hourly rates typically charged by counsel in our field in New York, California, Florida,  
6 and elsewhere, both on a current basis and in the past. In determining Class Counsel’s hourly rates  
7 from year to year, Bursor & Fisher’s partners have consciously taken market rates into account and  
8 have aligned our rates with the market.

9           29.     Through my practice, I have become familiar with the non-contingent market rates  
10 charged by attorneys in New York, California, Florida, and elsewhere (Class Counsel’s offices are  
11 in New York City, Walnut Creek, California, Miami, Florida, and White Plains, New York). This  
12 familiarity has been obtained in several ways: (i) by litigating attorneys’ fee applications; (ii) by  
13 discussing fees with other attorneys; (iii) by obtaining declarations regarding prevailing market rates  
14 filed by other attorneys seeking fees; and (iv) by reviewing attorneys’ fee applications and awards in  
15 other cases, as well as surveys and articles on attorney’s fees in the legal newspapers and treatises.

16           30.     The information I have gathered shows that Class Counsel’s rates are in line with  
17 the non-contingent market rates charged by attorneys of reasonably comparable experience, skill,  
18 and reputation for reasonably comparable class action work. In fact, comparable hourly rates have  
19 been found reasonable by various courts for reasonably comparable services, including:

- 20           (i)     *Grey Fox, LLC v. Plains All-Am. Pipeline, L.P.*, 2024 WL  
21                 4267431, at \*5 (C.D. Cal. Sept. 17, 2024), approving rates  
22                 of “partners with hourly rates in the range of \$745 to \$1,380,  
23                 associates in the range of \$345 to \$720, and  
24                 paralegals/research staff in the range of \$345 to \$535.”  
25                 These same rates were approved in *Katz-Lacabe v. Oracle*  
26                 *Am., Inc.*, 2024 WL 4804974, at \*5 (N.D. Cal. Nov. 15,  
27                 2024), as “in line with those prevailing in this District.”
- 28           (ii)     *In re: Volkswagen “Clean Diesel” Marketing, Sales*  
                  *Practices, and Prods. Liab. Litig.*, Case No. 15-md-02672-  
                  CRB, ECF No. 3053 (N.D. Cal. Mar. 17, 2017), approving  
                  partner rates up to \$1,600, and associate rates up to \$790.
- (iii)    *In re TFT-LCD (Flat Panel) Antitrust Litigation*, Case No.  
                  07-md-1827-SI, ECF No. 1827 (N.D. Cal. 2013), an antitrust

1 class action in which the court found blended hourly rates of  
2 \$1000, \$950, \$861, \$825, \$820, and \$750 per hour  
reasonable for the lead class counsel.

- 3 (iv) *Smith v. Apple, Inc.*, 2025 WL 1266927, at \*8 (N.D. Cal.  
4 May 1, 2025), approving hourly rates between \$850 and  
\$1,300 for associates and senior attorneys;
- 5 (v) *Elgindy v. AGA Serv. Co.*, 2024 WL 4634060, at \*11 (N.D.  
6 Cal. Oct. 29, 2024), approving hourly rates between \$825  
and \$1175 for associates and partners;
- 7 (vi) *Hessefort v. Super Micro Comput., Inc.*, 2023 WL 7185778,  
8 at \*8-10 (N.D. Cal. May 5, 2023), approving rates from \$770  
to \$1,350 for partners or of counsel attorneys;
- 9 (vii) *In re Animation Workers Antitrust Litig.*, 2016 WL 6663005,  
10 at \*6 (N.D. Cal. Nov. 11, 2016), approving hourly rates of  
senior attorneys of between \$845 and \$1,200.

11 31. The reasonableness of Class Counsel's hourly rates is also supported by several  
12 surveys of legal rates, including the following:

- 13 (i) In an article entitled "Elite Law Firm Billing Rates Continue  
14 to Outpace Economy" by Tracey Read and published by  
Law360 on October 9, 2025, the author states that "[t]he  
15 blended hourly rate for the top 100 law firms in the United  
States rose by 8.3% in the first six months of 2025, reaching  
16 \$1,145 per hour," and that "partners at the top 25 firms  
charged an average of \$1,635 per hour," while "associates at  
top 25 firms billed \$1,065 an hour." A true and correct copy  
of this article is attached hereto as **Exhibit 5**.
- 17 (ii) In an article entitled "Big Law Rates Topping \$2,000 Leave  
18 Value 'In Eye of Beholder,'" written by Roy Strom and  
published by Bloomberg Law on June 9, 2022, the author  
19 describes how Big Law firms have crossed the \$2,000-per  
hour rate. The article also notes that law firm rates have been  
20 increasing by just under 3% per year. A true and correct  
copy of this article is attached hereto as **Exhibit 6**.
- 21 (iii) The CounselLink Enterprise Management Trends Report for  
22 June 2022 states that the median partner rate in New York  
was \$1,030. The report also notes that median partner rates  
23 have grown by 4.0% in San Francisco and 4.3% in New  
York. A true and correct copy of this article is attached  
24 hereto as **Exhibit 7**.
- 25 (iv) In an article entitled "On Sale: The \$1,150-Per Hour  
26 Lawyer," written by Jennifer Smith and published in the  
Wall Street Journal on April 9, 2013, the author describes  
27 the rapidly growing number of lawyers billing at \$1,150 or  
more revealed in public filings and major surveys. The  
28 article also notes that in the first quarter of 2013, the 50 top-

grossing law firms billed their partners at an average rate between \$879 and \$882 per hour. A true and correct copy of this article is attached hereto as **Exhibit 8**.

32. Given Bursor & Fisher’s unique experience and track record of success winning 6 of 6 class action trials, my hourly rate is set at \$800. Class Counsel’s rates have been deemed reasonable by Courts across the country, including in California, for example:

- (i) *Fan v. NBA Properties, Inc.*, Case No. 3:23-cv-05069-SI, ECF No. 124 (N.D. Cal. Dec. 19, 2025), granting final approval of settlement and awarding requested attorneys’ fees where Bursor & Fisher submitted rates of \$300/hr to \$1,250/hr.
- (ii) *Elder v. Hilton Worldwide Holdings, Inc.*, 2021 WL 4785936, at \*9 (N.D. Cal. Feb. 4, 2021), finding Bursor & Fisher rates ranging from \$200/hr to \$1000/hr “are reasonable.”
- (iii) *Perez v. Rash Curtis & Associates*, 2020 WL 1904533, at \*20 (N.D. Cal. Apr. 17, 2020), finding Bursor & Fisher’s rates within “a reasonable range for rates charged in this district for comparable work.”
- (iv) *Kaupelis v. Harbor Freight Tools USA, Inc.*, 2022 WL 2288895, at \*9 (C.D. Cal. Jan. 12, 2022), finding Bursor & Fisher rates ranging from \$250/hr to \$1000/hr as “reasonable compared to other awards in California courts.”
- (v) *Hendricks v. Starkist Co.*, 2016 WL 5462423 (N.D. Cal. September 29, 2016) (“The Court further finds that the billing rates used by class counsel to calculate the lodestar are reasonable and in line with prevailing rates in this District for personnel of comparable experience, skill, and reputation.”).
- (vi) *In re Haier Freezer Consumer Litig.*, Case No. C11-02911 EJD (N.D. Cal.) (Oct. 25, 2013 Final Judgment And Order Granting Plaintiffs’ Motion For Final Approval Of Class Action Settlement And For Award Of Attorneys’ Fees, Costs And Incentive Awards).
- (vii) *Lucchesse-Soto v. The Criterion Collection, LLC*, Case No. 1:24-cv-7345, ECF No. 42 (S.D.N.Y. Oct. 15, 2025), granting final approval of settlement and awarding requested attorneys’ fees where Bursor & Fisher submitted rates of \$350/hr to \$925/hr.

1 (viii) *Presson v. Alamo Intermediate II Holdings, LLC*, Case No.  
2 1:24-cv-00170, ECF No. 60 (S.D.N.Y. Nov. 5, 2025),  
3 granting final approval of settlement and awarding requested  
4 attorneys' fees where Bursor & Fisher submitted rates of  
5 \$400/hr to \$1,250/hr.

6 33. No court has ever cut Class Counsel's fee application by a single dollar on the basis  
7 that our hourly rates were not reasonable.

#### 8 **IV. PLAINTIFFS' EXTENSIVE CONTRIBUTION TO THIS LITIGATION**

9 34. Subject to the Court's approval, Defendant has agreed to pay service awards to  
10 Plaintiffs in the amount of \$5,000 each. Settlement ¶ 8.3. The service awards reflect Plaintiffs'  
11 important contributions to this matter.

12 35. I am of the opinion that Mr. Shah and Mr. Kim's active involvement in this case was  
13 critical to its ultimate resolution. They took their roles as class representatives seriously, devoting  
14 significant amounts of time and effort to protecting the interests of the class. Without their  
15 willingness to assume the risks and responsibilities of serving as class representatives, I do not  
16 believe such a strong result could have been achieved.

17 36. Throughout this litigation, Mr. Shah and Mr. Kim kept in constant communication  
18 with counsel, reviewed important documents—including the Complaint, First Amended Complaint,  
19 and Settlement—and assisted with Class Counsel's investigation of this matter, and provided their  
20 browser traffic from the GameSpot website that supported their allegations. Moreover, Mr. Shah  
21 and Mr. Kim had their devices imaged in conjunction with the mediation, which prevented Mr. Shah  
22 and Mr. Kim from using their laptops for several hours or more. Mr. Shah and Mr. Kim were also  
23 prepared to sit for a deposition and testify at trial were this matter to go forward.

24 37. In short, Mr. Shah and Mr. Kim assisted Class Counsel in pursuing this action on  
25 behalf of the Settlement Class, and their involvement in this case has been nothing short of essential.

26 38. Mr. Shah and Mr. Kim have no conflicts with the Settlement Class.

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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on February 27, 2026 in Walnut Creek, California.



---

Max S. Roberts



UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

Before The Honorable Rita F. Lin, Judge

VISHAL SHAH, individually and )  
on behalf of all others )  
similarly situated, )  
) )  
Plaintiffs, ) **NO. 3:24-cv-01062-RFL**  
) )  
vs. ) )  
) )  
FANDOM, INC., ) )  
) )  
Defendant.

San Francisco, California  
Tuesday, December 16, 2025

**TRANSCRIPT OF MOTION HEARING**

**APPEARANCES:**

For the Plaintiffs:

BURSOR & FISHER, P.A.  
1330 Avenue of the Americas, 32nd Fl  
New York, NY 10019

**BY: MAX STUART ROBERTS, ATTORNEY AT LAW**

For the Defendant:

TYZ LAW GROUP PC  
1 Embarcadero Center, Ste 1200  
San Francisco, CA 94111

**BY: STEPHANIE ALVAREZ SALGADO, ATTORNEY AT LAW**

REPORTED REMOTELY BY: Andrea Bluedorn, RMR, CRR, CRC  
Official United States Reporter

1 Tuesday, December 16, 2025

10:06 a.m.

2 P R O C E E D I N G S

3 ----o0o----

4 **COURTROOM DEPUTY:** Calling civil action 24-1062, Shah  
5 versus Fandom, Inc.

6 Counsel, please approach the podium and state your  
7 appearances for the record beginning with counsel for  
8 plaintiff.

9 **MR. ROBERTS:** Good morning, Your Honor. Max Roberts,  
10 Bursor & Fisher for plaintiffs and the proposed class.

11 **MS. ALVAREZ SALGADO:** Good morning, Your Honor.  
12 Stephanie Alvarez Salgado with Tyz Law Group for defendant,  
13 Fandom.

14 **THE COURT:** Good morning to both of you.

15 Thank you for the proposed preliminary approval  
16 papers. I wanted to just start by commending the parties on  
17 how well prepared the papers were. It was -- sometimes the job  
18 can be difficult in going through preliminary approval papers  
19 because I don't have the information I need.

20 Sometimes I have to go through multiple rounds to get  
21 that information. I want to tell you all how much I appreciate  
22 that you provided all of the information, for the most part,  
23 that I needed in the first round. So thank you for your  
24 careful attention to that.

25 Let me just go through my tentative ruling as to the

1 preliminary approval motion, and then I can give you all an  
2 opportunity to let me know what you think. My tentative is to  
3 approve the motion. I do think the proposed settlement is  
4 fair, reasonable, and adequate.

5 Plaintiffs, as you all know from the motion to dismiss  
6 briefing, did state claims based on the statute with respect to  
7 defendant's instillation and use of alleged third-party  
8 trackers collecting IP addresses. But there were some questions  
9 about, ultimately, if plaintiff's claims would succeed at  
10 summary judgment, at class certification, ultimately at trial.  
11 Obviously, this is a novel theory; the case law is still  
12 developing in this area.

13 If discovery demonstrated that the tracker technology  
14 didn't map cleanly onto the Pen Register Statute, there would  
15 obviously be a problem at summary judgment. The application of  
16 the Pen Register Statute to internet tracking technology is one  
17 that was likely not in the legislature's mind at the time that  
18 they drafted this statute, and it is potentially at odds with  
19 the way much of the internet works in terms of advertising  
20 technology, as I flagged in my initial motion to dismiss. So I  
21 do understand the legislative risk that the class faces as well  
22 that the California legislature could change the law on this  
23 issue and it could affect the viability of the putative classes  
24 claims, even potentially on a retroactive basis.

25 There's also lots of potential ascertainability issues in

1 terms of figuring out who it is that actually had their IP  
2 address taken. So all of that could introduce delay and  
3 uncertainty so I do think this is an excellent resolution for  
4 the class. It's experienced class counsel with an experienced  
5 mediator. It does not appear to be exclusive in any way.

6 Plaintiff and counsel have put together a proposed  
7 settlement with a \$1.2 million non reversionary fund. The  
8 class members are entitled to a pro rata share. The expected  
9 pay out, given the anticipated claims rate, is \$130 to \$216.

10 I recognize that's not an exact science, but I do  
11 think that plaintiffs are right that the best measure is actual  
12 damages, not statutory damages in terms of determining  
13 reasonableness. There's a real likelihood that statutory  
14 damages would be excessive in a case like this.

15 And on plaintiff's unjust enrichment theory, which is  
16 based on how much more advertisers would pay for the  
17 information with tracking, it's not clear that the actual  
18 damages would be that high. For Plaintiff Kim, we're looking  
19 at 79 cents per 1,000 impressions or ads that he sees. That  
20 may not add up to be that much. This is a certain and higher  
21 pay out for the claimants in this case.

22 I think the scope of the release is reasonable. It's  
23 actually narrower than the maximum possible scope and excludes  
24 claims from the Jackson litigation. The notice is the best  
25 practicable to the settlement class and reasonable calculated

1 to apprise class members of the settlement and their rights.

2           It's digital publication coupled with the claims  
3 process. I do think this is the best we can do because the  
4 defendant doesn't have contact information for the class  
5 members. For the reasons I just mentioned, it's hard to figure  
6 out whose IP addresses these were necessarily and trying to  
7 figure that out could be incredibly costly to do on a class  
8 member by class member basis, and I don't think that's  
9 practicable.

10           So I do think publication notice is the best we can  
11 do. It's designed to reach 70 percent of the settlement class.  
12 I appreciated the additional information in this instance from  
13 the settlement administrator to make sure that we're doing a  
14 robust media campaign. It looks great targeted at advertising  
15 to selected advertising networks and social media platforms.

16           Thank you for making sure it's in English and Spanish  
17 with sponsored search listings. There will be, according to  
18 the supplemental declarations, support in Spanish in terms of  
19 call center support and also Spanish versions of all of the key  
20 documents on the settlement website. That's important given  
21 that it appears a significant portion of the settlement class  
22 speaks Spanish as their primary language.

23           I do think that the claims rate estimate was  
24 appropriate. It's lower than plaintiff's counsel's other case  
25 Mirmalek, M-I-R-M-A-L-E-K, but that makes sense because we

1 don't have direct notice here.

2 I agree with the proposal not to include IP  
3 verification -- IP address verification as part of the claims  
4 process. Someone could have moved, they could be using a  
5 different device, and if their IP address doesn't match, I'm  
6 not sure there's a real way for us to figure out if they're in  
7 the class or not anyway so it does not make a lot of sense to  
8 have an IP verification process as part of the claims in this  
9 case.

10 I find that the settlement class meets the Rule 23  
11 requirements. It's numerous, more than 800,000 members. There  
12 are common issues about whether the trackers are Pen Registers,  
13 what defendant's conduct was, how their trackers work, and  
14 whether it falls within an electronic communication service  
15 provider definition.

16 The class representatives are typical. They visited  
17 the GameSpot website. They had IP addresses collected by the  
18 trackers.

19 They're adequate. I don't see conflicts of interest.  
20 They appear to have vigorously defended the interest of the  
21 class.

22 It also meets 23(b)(3) predominance. Obviously  
23 whether the trackers meet the definition of Pen Registers and  
24 whether defendants are electronic communication service  
25 provider, those are the key issues in the case and they're

1 common. I think it meets superiority due to the small amount of  
2 damages that we just discussed.

3 Class counsel meet the Rule 23 requirements with  
4 significant experience litigating privacy cases, particularly  
5 under the CIPA statute. And the settlement class  
6 administrator, Epic, is an experienced administrator for  
7 consumer settlements and will be paid at a rate that is  
8 reasonable, in my view, given the amount of claims work that  
9 will be required.

10 I do want to give counsel a heads up that I'll likely  
11 have a holdback on the fees until after post-distribution  
12 accounting is submitted. It's a 10 percent holdback in my  
13 practice. I'm also thinking about a fee more like in the  
14 standard 25 percent range, which is still a little bit over the  
15 lodestar in light of the early stage of the case.

16 I recognize that there are some risk to bringing this  
17 type of novel case, but there are also economies of scale in  
18 which it appears plaintiff's counsel has brought lots of these  
19 cases so some of that risk can be spread out a bit.

20 I'm open to hearing more. I just want to flag the  
21 issue for you all. It's an issue for a later phase.

22 So my tentative, in short, is to approve the proposed  
23 settlement. I'm open to hearing from the parties if there's  
24 any other issues or wrinkles you want to talk about.

25 I'll start with plaintiff and then I can hear from

1 defendant.

2 **MR. ROBERTS:** Thank you, Your Honor. And I appreciate  
3 your tentative and I agree with it, obviously. You know, the  
4 fees, as you said, are an issue for another day so that doesn't  
5 need to be addressed now if we have any comments, which I don't  
6 know that we do.

7 **MS. ALVAREZ SALGADO:** No, Your Honor. I also agree  
8 with your tentative, and I appreciate it as well so no further  
9 comment from defendants.

10 **THE COURT:** Great. Thank you, all. We'll put out a  
11 written order with the preliminary approval shortly after the  
12 hearing, and I will adopt the reasoning that I laid out in the  
13 tentative order. Thank you.

14 **MR. ROBERTS:** Before we break, Your Honor, I just want  
15 to make sure that the proposed order that we submitted that  
16 schedule was going to be adopted by the Court.

17 **THE COURT:** Yes. My plan is to adopt that proposed  
18 schedule, except that the hearing will be at 1:30 p.m. so that  
19 it can be a hybrid hearing both in person and on Zoom. That way  
20 it can be on its own which I think will make it more convenient  
21 if anyone wants to attend.

22 **MR. ROBERTS:** Understood, Your Honor. Thank you.

23 **THE COURT:** All right. Thank you. Be well.

24 **COURTROOM DEPUTY:** Court is adjourned.

25 (Proceedings adjourned at 10:16 a.m.)

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**CERTIFICATE OF REPORTER**

I certify that the foregoing is a correct transcript from the record of proceedings in the above-entitled matter.

DATE: Tuesday, December 30, 2025.

Andrea K Bluedorn  
Andrea K. Bluedorn, RMR, CRR  
Official United States Reporter





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## **FIRM RESUME**

With offices in Florida, New York, and California, BURSOR & FISHER lawyers have represented both plaintiffs and defendants in state and federal courts throughout the country.

The lawyers at our firm have an active civil trial practice, having won multi-million-dollar verdicts or recoveries in six of six class action jury trials since 2008. Our most recent class action trial victory came in May 2019 in *Perez v. Rash Curtis & Associates*, in which Mr. Bursor served as lead trial counsel and won a \$267 million jury verdict against a debt collector found to have violated the Telephone Consumer Protection Act. During the pendency of the defendant's appeal, the case settled for \$75.6 million, the largest settlement in the history of the Telephone Consumer Protection Act.

In August 2013 in *Ayyad v. Sprint Spectrum L.P.*, in which Mr. Bursor served as lead trial counsel, we won a jury verdict defeating Sprint's \$1.06 billion counterclaim and securing the class's recovery of more than \$275 million in cash and debt relief.

In *Thomas v. Global Vision Products, Inc. (II)*, we obtained a \$50 million jury verdict in favor of a certified class of 150,000 purchasers of the Avacor Hair Regrowth System. The legal trade publication VerdictSearch reported that this was the second largest jury verdict in California in 2009, and the largest in any class action.

The lawyers at our firm have an active class action practice and have won numerous appointments as class counsel to represent millions of class members, including customers of Honda, Verizon Wireless, AT&T Wireless, Sprint, Haier America, and Michaels Stores as well as purchasers of Avacor™, Hydroxycut, and Sensa™ products. Bursor & Fisher lawyers have been court-appointed Class Counsel or Interim Class Counsel in:

1. *O'Brien v. LG Electronics USA, Inc.* (D.N.J. Dec. 16, 2010) to represent a certified nationwide class of purchasers of LG French-door refrigerators,
2. *Ramundo v. Michaels Stores, Inc.* (N.D. Ill. June 8, 2011) to represent a certified nationwide class of consumers who made in-store purchases at Michaels Stores using a debit or credit card and had their private financial information stolen as a result,
3. *In re Haier Freezer Consumer Litig.* (N.D. Cal. Aug. 17, 2011) to represent a certified class of purchasers of mislabeled freezers from Haier America Trading, LLC,
4. *Rodriguez v. CitiMortgage, Inc.* (S.D.N.Y. Nov. 14, 2011) to represent a certified nationwide class of military personnel against CitiMortgage for illegal foreclosures,

5. *Rossi v. The Procter & Gamble Co.* (D.N.J. Jan. 31, 2012) to represent a certified nationwide class of purchasers of Crest Sensitivity Treatment & Protection toothpaste,
6. *Dzielak v. Whirlpool Corp. et al.* (D.N.J. Feb. 21, 2012) to represent a proposed nationwide class of purchasers of mislabeled Maytag Centennial washing machines from Whirlpool Corp., Sears, and other retailers,
7. *In re Sensa Weight Loss Litig.* (N.D. Cal. Mar. 2, 2012) to represent a certified nationwide class of purchasers of Sensa weight loss products,
8. *In re Sinus Buster Products Consumer Litig.* (E.D.N.Y. Dec. 17, 2012) to represent a certified nationwide class of purchasers,
9. *Ebin v. Kangadis Food Inc.* (S.D.N.Y. Feb. 25, 2014) to represent a certified nationwide class of purchasers of Capatriti 100% Pure Olive Oil,
10. *Forcellati v. Hyland's, Inc.* (C.D. Cal. Apr. 9, 2014) to represent a certified nationwide class of purchasers of children's homeopathic cold and flu remedies,
11. *Ebin v. Kangadis Family Management LLC, et al.* (S.D.N.Y. Sept. 18, 2014) to represent a certified nationwide class of purchasers of Capatriti 100% Pure Olive Oil,
12. *In re Scotts EZ Seed Litig.* (S.D.N.Y. Jan. 26, 2015) to represent a certified class of purchasers of Scotts Turf Builder EZ Seed,
13. *Dei Rossi v. Whirlpool Corp., et al.* (E.D. Cal. Apr. 28, 2015) to represent a certified class of purchasers of mislabeled KitchenAid refrigerators from Whirlpool Corp., Best Buy, and other retailers,
14. *Hendricks v. StarKist Co.* (N.D. Cal. July 23, 2015) to represent a certified nationwide class of purchasers of StarKist tuna products,
15. *In re NVIDIA GTX 970 Graphics Card Litig.* (N.D. Cal. May 8, 2015) to represent a proposed nationwide class of purchasers of NVIDIA GTX 970 graphics cards,
16. *Melgar v. Zicam LLC, et al.* (E.D. Cal. March 30, 2016) to represent a certified ten-jurisdiction class of purchasers of Zicam Pre-Cold products,
17. *In re Trader Joe's Tuna Litigation* (C.D. Cal. December 21, 2016) to represent purchaser of allegedly underfilled Trader Joe's canned tuna.
18. *In re Welspun Litigation* (S.D.N.Y. January 26, 2017) to represent a proposed nationwide class of purchasers of Welspun Egyptian cotton bedding products,
19. *Retta v. Millennium Products, Inc.* (C.D. Cal. January 31, 2017) to represent a certified nationwide class of Millennium kombucha beverages,
20. *Moeller v. American Media, Inc.,* (E.D. Mich. June 8, 2017) to represent a class of magazine subscribers under the Michigan Preservation of Personal Privacy Act,
21. *Hart v. BHH, LLC* (S.D.N.Y. July 7, 2017) to represent a nationwide class of purchasers of Bell & Howell ultrasonic pest repellers,
22. *McMillion v. Rash Curtis & Associates* (N.D. Cal. September 6, 2017) to represent a certified nationwide class of individuals who received calls from Rash Curtis & Associates,

23. *Lucero v. Solarcity Corp.* (N.D. Cal. September 15, 2017) to represent a certified nationwide class of individuals who received telemarketing calls from Solarcity Corp.,
24. *Taylor v. Trusted Media Brands, Inc.* (S.D.N.Y. Oct. 17, 2017) to represent a class of magazine subscribers under the Michigan Preservation of Personal Privacy Act,
25. *Gasser v. Kiss My Face, LLC* (N.D. Cal. Oct. 23, 2017) to represent a proposed nationwide class of purchasers of cosmetic products,
26. *Gastelum v. Frontier California Inc.* (S.F. Superior Court February 21, 2018) to represent a certified California class of Frontier landline telephone customers who were charged late fees,
27. *Williams v. Facebook, Inc.* (N.D. Cal. June 26, 2018) to represent a proposed nationwide class of Facebook users for alleged privacy violations,
28. *Ruppel v. Consumers Union of United States, Inc.* (S.D.N.Y. July 27, 2018) to represent a class of magazine subscribers under the Michigan Preservation of Personal Privacy Act,
29. *Bayol v. Health-Ade* (N.D. Cal. August 23, 2018) to represent a proposed nationwide class of Health-Ade kombucha beverage purchasers,
30. *West v. California Service Bureau* (N.D. Cal. September 12, 2018) to represent a certified nationwide class of individuals who received calls from California Service Bureau,
31. *Gregorio v. Premier Nutrition Corporation* (S.D.N.Y. Sept. 14, 2018) to represent a nationwide class of purchasers of protein shake products,
32. *Moeller v. Advance Magazine Publishers, Inc. d/b/a Condé Nast* (S.D.N.Y. Oct. 24, 2018) to represent a class of magazine subscribers under the Michigan Preservation of Personal Privacy Act,
33. *Bakov v. Consolidated World Travel Inc. d/b/a Holiday Cruise Line* (N.D. Ill. Mar. 21, 2019) to represent a certified class of individuals who received calls from Holiday Cruise Line,
34. *Martinelli v. Johnson & Johnson* (E.D. Cal. March 29, 2019) to represent a certified class of purchasers of Benecol spreads labeled with the representation “No Trans Fat,”
35. *Edwards v. Hearst Communications, Inc.* (S.D.N.Y. April 24, 2019) to represent a class of magazine subscribers under the Michigan Preservation of Personal Privacy Act,
36. *Galvan v. Smashburger* (C.D. Cal. June 25, 2019) to represent a proposed class of purchasers of Smashburger’s “Triple Double” burger,
37. *Kokoszki v. Playboy Enterprises, Inc.* (E.D. Mich. Feb. 7, 2020) to represent a class of magazine subscribers under the Michigan Preservation of Personal Privacy Act,
38. *Russett v. The Northwestern Mutual Life Insurance Co.* (S.D.N.Y. May 28, 2020) to represent a class of insurance policyholders that were allegedly charged unlawful paper billing fees,
39. *In re: Metformin Marketing and Sales Practices Litigation* (D.N.J. June 3, 2020) to represent a proposed nationwide class of purchasers of generic diabetes medications that were contaminated with a cancer-causing carcinogen,

40. *Hill v. Spirit Airlines, Inc.* (S.D. Fla. July 21, 2020) to represent a proposed nationwide class of passengers whose flights were cancelled by Spirit Airlines due to the novel coronavirus, COVID-19, and whose tickets were not refunded,
41. *Kramer v. Alterra Mountain Co.* (D. Colo. July 31, 2020) to represent a proposed nationwide class of purchasers to recoup the unused value of their Ikon ski passes after Alterra suspended operations at its ski resorts due to the novel coronavirus, COVID-19,
42. *Qureshi v. American University* (D.D.C. July 31, 2020) to represent a proposed nationwide class of students for tuition and fee refunds after their classes were moved online by American University due to the novel coronavirus, COVID-19,
43. *Hufford v. Maxim Inc.* (S.D.N.Y. Aug. 13, 2020) to represent a class of magazine subscribers under the Michigan Preservation of Personal Privacy Act,
44. *Desai v. Carnegie Mellon University* (W.D. Pa. Aug. 26, 2020) to represent a proposed nationwide class of students for tuition and fee refunds after their classes were moved online by Carnegie Mellon University due to the novel coronavirus, COVID-19,
45. *Heigl v. Waste Management of New York, LLC* (E.D.N.Y. Aug. 27, 2020) to represent a class of waste collection customers that were allegedly charged unlawful paper billing fees,
46. *Stellato v. Hofstra University* (E.D.N.Y. Sept. 18, 2020) to represent a proposed nationwide class of students for tuition and fee refunds after their classes were moved online by Hofstra University due to the novel coronavirus, COVID-19,
47. *Kaupelis v. Harbor Freight Tools USA, Inc.* (C.D. Cal. Sept. 23, 2020), to represent consumers who purchased defective chainsaws,
48. *Soo v. Lorex Corporation* (N.D. Cal. Sept. 23, 2020), to represent consumers whose security cameras were intentionally rendered non-functional by manufacturer,
49. *Miranda v. Golden Entertainment (NV), Inc.* (D. Nev. Dec. 17, 2020), to represent consumers and employees whose personal information was exposed in a data breach,
50. *Benbow v. SmileDirectClub, Inc.* (Cir. Ct. Cook Cnty. Feb. 4, 2021), to represent a certified nationwide class of individuals who received text messages from SmileDirectClub, in alleged violation of the Telephone Consumer Protection Act,
51. *Suren v. DSV Solutions, LLC* (Cir. Ct. DuPage Cnty. Apr. 8, 2021), to represent a certified class of employees who used a fingerprint clock-in system, in alleged violation of the Illinois Biometric Information Privacy Act,
52. *De Lacour v. Colgate-Palmolive Co.* (S.D.N.Y. Apr. 23, 2021), to represent a certified class of consumers who purchased allegedly “natural” Tom’s of Maine products,
53. *Wright v. Southern New Hampshire University* (D.N.H. Apr. 26, 2021), to represent a certified nationwide class of students for tuition and fee refunds after their classes were moved online by Southern New Hampshire University due to the novel coronavirus, COVID-19,

54. *Sahlin v. Hospital Housekeeping Systems, LLC* (Cir. Ct. Williamson Cnty. May 21, 2021), to represent a certified class of employees who used a fingerprint clock-in system, in alleged violation of the Illinois Biometric Information Privacy Act,
55. *Landreth v. Verano Holdings LLC, et al.* (Cir. Ct. Cook Cnty. June 2, 2021), to represent a certified class of employees who used a fingerprint clock-in system, in alleged violation of the Illinois Biometric Information Privacy Act.
56. *Rocchio v. Rutgers, The State University of New Jersey*, (Sup. Ct., Middlesex Cnty. October 27, 201), to represent a certified nationwide class of students for fee refunds after their classes were moved online by Rutgers due to the novel coronavirus, COVID-19,
57. *Malone v. Western Digital Corp.*, (N.D. Cal. Dec. 22, 2021), to represent a class of consumers who purchased hard drives that were allegedly deceptively advertised,
58. *Jenkins v. Charles Industries, LLC*, (Cir. Ct. DuPage Cnty. Dec. 21, 2021) to represent a certified class of employees who used a fingerprint clock-in system, in alleged violation of the Illinois Biometric Information Privacy Act,
59. *Frederick v. Examsoft Worldwide, Inc.*, (Cir. Ct. DuPage Cnty. Jan. 6, 2022) to represent a certified class of exam takers who used virtual exam proctoring software, in alleged violation of the Illinois Biometric Information Privacy Act,
60. *Isaacson v. Liqui-Box Flexibles, LLC, et al.*, (Cir. Ct. Will Cnty. Jan. 18, 2022) to represent a certified class of employees who used a fingerprint clock-in system, in alleged violation of the Illinois Biometric Information Privacy Act,
61. *Goldstein et al. v. Henkel Corp.*, (D. Conn. Mar. 3, 2022) to represent a proposed class of purchasers of Right Guard-brand antiperspirants that were allegedly contaminated with benzene,
62. *McCall v. Hercules Corp.*, (N.Y. Sup. Ct., Westchester Cnty. Mar. 14, 2022) to represent a certified class of who laundry card purchasers who were allegedly subjected to deceptive practices by being denied cash refunds,
63. *Lewis v. Trident Manufacturing, Inc.*, (Cir. Ct. Kane Cnty. Mar. 16, 2022) to represent a certified class of workers who used a fingerprint clock-in system, in alleged violation of the Illinois Biometric Information Privacy Act,
64. *Croft v. Spinx Games Limited, et al.*, (W.D. Wash. Mar. 31, 2022) to represent a certified class of Washington residents who lost money playing mobile applications games that allegedly constituted illegal gambling under Washington law,
65. *Fischer v. Instant Checkmate LLC*, (N.D. Ill. Mar. 31, 2022) to represent a certified class of Illinois residents whose identities were allegedly used without their consent in alleged violation of the Illinois Right of Publicity Act,
66. *Rivera v. Google LLC*, (Cir. Ct. Cook Cnty. Apr. 25, 2022) to represent a certified class of Illinois residents who appeared in a photograph in Google Photos, in alleged violation of the Illinois Biometric Information Privacy Act,
67. *Loftus v. Outside Integrated Media, LLC*, (E.D. Mich. May 5, 2022) to represent a class of magazine subscribers under the Michigan Preservation of Personal Privacy Act,

68. *D'Amario v. The University of Tampa*, (S.D.N.Y. June 3, 2022) to represent a certified nationwide class of students for tuition and fee refunds after their classes were moved online by The University of Tampa due to the novel coronavirus, COVID-19,
69. *Fittipaldi v. Monmouth University*, (D.N.J. Sept. 22, 2022) to represent a certified nationwide class of students for tuition and fee refunds after their classes were moved online by Monmouth University due to the novel coronavirus, COVID-19,
70. *Armstead v. VGW Malta Ltd. et al.* (Cir. Ct. Henderson Cnty. Oct. 3, 2022) to present a certified class of Kentucky residents who lost money playing mobile applications games that allegedly constituted illegal gambling under Kentucky law,
71. *Cruz v. The Connor Group, A Real Estate Investment Firm, LLC*, (N.D. Ill. Oct. 26, 2022) to represent a certified class of workers who used a fingerprint clock-in system, in alleged violation of the Illinois Biometric Information Privacy Act,
72. *Delcid et al. v. TCP HOT Acquisitions LLC et al.* (S.D.N.Y. Oct. 28, 2022) to represent a certified nationwide class of purchasers of Sure and Brut-brand antiperspirants that were allegedly contaminated with benzene,
73. *Kain v. The Economist Newspaper NA, Inc.* (E.D. Mich. Dec. 15, 2022) to represent a class of magazine subscribers under the Michigan Preservation of Personal Privacy Act,
74. *Strano v. Kiplinger Washington Editors, Inc.* (E.D. Mich. Jan. 6, 2023) to represent a class of magazine subscribers under the Michigan Preservation of Personal Privacy Act,
75. *Moeller v. The Week Publications, Inc.* (E.D. Mich. Jan. 6, 2023) to represent a class of magazine subscribers under the Michigan Preservation of Personal Privacy Act,
76. *Ambrose v. Boston Globe Media Partners, LLC* (D. Mass. May 25, 2023) to represent a nationwide class of newspaper subscribers who were also Facebook users under the Video Privacy Protection Act,
77. *In re: Apple Data Privacy Litigation*, (N.D. Cal. July 5, 2023) to represent a putative nationwide class of all persons who turned off permissions for data tracking and whose mobile app activity was still tracked on iPhone mobile devices,
78. *Young v. Military Advantage, Inc. d/b/a Military.com* (Cir. Ct. DuPage Cnty. July 26, 2023) to represent a nationwide class of website subscribers who were also Facebook users under the Video Privacy Protection Act,
79. *Whiting v. Yellow Social Interactive Ltd.* (Cir. Ct. Henderson Cnty. Aug. 15, 2023) to represent a certified class of Kentucky residents who lost money playing mobile applications games that allegedly constituted illegal gambling under Kentucky law,
80. *Kotila v. Charter Financial Publishing Network, Inc.* (W.D. Mich. Feb. 21, 2024) to represent a class of magazine subscribers under the Michigan Preservation of Personal Privacy Act,
81. *Schreiber v. Mayo Foundation for Medical Education and Research* (W.D. Mich. Feb. 21, 2024) to represent a class of magazine subscribers under the Michigan Preservation of Personal Privacy Act,

82. *Norcross v. Tishman Speyer Properties, et al.* (S.D.N.Y. May 17, 2024) to represent a class of online ticket purchasers under New York Arts & Cultural Affairs Law § 25.07(4).

### **SCOTT A. BURSOR**

Mr. Bursor has an active civil trial practice, having won multi-million verdicts or recoveries in six of six civil jury trials since 2008. Mr. Bursor's most recent victory came in May 2019 in *Perez v. Rash Curtis & Associates*, in which Mr. Bursor served as lead trial counsel and won a \$267 million jury verdict against a debt collector for violations of the Telephone Consumer Protection Act (TCPA).

In *Ayyad v. Sprint Spectrum L.P.* (2013), where Mr. Bursor served as lead trial counsel, the jury returned a verdict defeating Sprint's \$1.06 billion counterclaim and securing the class's recovery of more than \$275 million in cash and debt relief.

In *Thomas v. Global Vision Products, Inc.* (2009), the jury returned a \$50 million verdict in favor of the plaintiff and class represented by Mr. Bursor. The legal trade publication VerdictSearch reported that this was the second largest jury verdict in California in 2009.

Class actions are rarely tried to verdict. Other than Mr. Bursor and his partner Mr. Fisher, we know of no lawyer that has tried more than one class action to a jury. Mr. Bursor's perfect record of six wins in six class action jury trials, with recoveries ranging from \$21 million to \$299 million, is unmatched by any other lawyer. Each of these victories was hard-fought against top trial lawyers from the biggest law firms in the United States.

Mr. Bursor graduated from the University of Texas Law School in 1996. He served as Articles Editor of the Texas Law Review, and was a member of the Board of Advocates and Order of the Coif. Prior to starting his own practice, Mr. Bursor was a litigation associate at a large New York based law firm where he represented telecommunications, pharmaceutical, and technology companies in commercial litigation.

Mr. Bursor is a member of the state bars of New York, Florida, and California, as well as the bars of the United States Court of Appeals for the Second, Third, Fourth, Sixth, Ninth and Eleventh Circuits, and the bars of the United States District Courts for the Southern and Eastern Districts of New York, the Northern, Central, Southern and Eastern Districts of California, the Southern and Middle Districts of Florida, and the Eastern District of Michigan.

### **Representative Cases**

Mr. Bursor was appointed lead or co-lead class counsel to the largest, 2nd largest, and 3rd largest classes ever certified. Mr. Bursor has represented classes including more than 160 million class members, roughly 1 of every 2 Americans. Listed below are recent cases that are representative of Mr. Bursor's practice:

Mr. Bursor negotiated and obtained court-approval for two landmark settlements in *Nguyen v. Verizon Wireless* and *Zill v. Sprint Spectrum* (the largest and 2nd largest classes ever certified). These settlements required Verizon and Sprint to open their wireless networks to

third-party devices and applications. These settlements are believed to be the most significant legal development affecting the telecommunications industry since 1968, when the FCC's Carterfone decision similarly opened up AT&T's wireline telephone network.

Mr. Bursor was the lead trial lawyer in *Ayyad v. Sprint Spectrum, L.P.* representing a class of approximately 2 million California consumers who were charged an early termination fee under a Sprint cellphone contract, asserting claims that such fees were unlawful liquidated damages under the California Civil Code, as well as other statutory and common law claims. After a five-week combined bench-and-jury trial, the jury returned a verdict in June 2008 and the Court issued a Statement of Decision in December 2008 awarding the plaintiffs \$299 million in cash and debt cancellation. Mr. Bursor served as lead trial counsel for this class again in 2013 during a month-long jury trial in which Sprint asserted a \$1.06 billion counterclaim against the class. Mr. Bursor secured a verdict awarding Sprint only \$18.4 million, the exact amount calculated by the class's damages expert. This award was less than 2% of the damages Sprint sought, less than 6% of the amount of the illegal termination fees Sprint charged to class members. In December 2016, after more than 13 years of litigation, the case was settled for \$304 million, including \$79 million in cash payments plus \$225 million in debt cancellation.

Mr. Bursor was the lead trial lawyer in *White v. Cellco Partnership d/b/a Verizon Wireless* representing a class of approximately 1.4 million California consumers who were charged an early termination fee under a Verizon cellphone contract, asserting claims that such fees were unlawful liquidated damages under the California Civil Code, as well as other statutory and common law claims. In July 2008, after Mr. Bursor presented plaintiffs' case-in-chief, rested, then cross-examined Verizon's principal trial witness, Verizon agreed to settle the case for a \$21 million cash payment and an injunction restricting Verizon's ability to impose early termination fees in future subscriber agreements.

Mr. Bursor was the lead trial lawyer in *Thomas v. Global Visions Products Inc.* Mr. Bursor represented a class of approximately 150,000 California consumers who had purchased the Avacor® hair regrowth system. In January 2008, after a four-week combined bench-and-jury trial, Mr. Bursor obtained a \$37 million verdict for the class, which the Court later increased to \$40 million.

Mr. Bursor was appointed class counsel and was elected chair of the Official Creditors' Committee in *In re Nutraquest Inc.*, a Chapter 11 bankruptcy case before Chief Judge Garrett E. Brown, Jr. (D.N.J.) involving 390 ephedra-related personal injury and/or wrongful death claims, two consumer class actions, four enforcement actions by governmental agencies, and multiple adversary proceedings related to the Chapter 11 case. Working closely with counsel for all parties and with two mediators, Judge Nicholas Politan (Ret.) and Judge Marina Corodemus (Ret.), the committee chaired by Mr. Bursor was able to settle or otherwise resolve every claim and reach a fully consensual Chapter 11 plan of reorganization, which Chief Judge Brown approved in late 2006. This settlement included a \$12.8 million recovery to a nationwide class of consumers who alleged they were defrauded in connection with the purchase of Xenadrine® dietary supplement products.

Mr. Bursor was the lead trial lawyer in *In re: Pacific Bell Late Fee Litigation*. After filing the first class action challenging Pac Bell's late fees in April 2010, winning a contested

motion to certify a statewide California class in January 2012, and defeating Pac Bell's motion for summary judgment in February 2013, Mr. Bursor obtained final approval of the \$38 million class settlement. The settlement, which Mr. Bursor negotiated the night before opening statements were scheduled to commence, included a \$20 million cash payment to provide refunds to California customers who paid late fees on their Pac Bell wireline telephone accounts, and an injunction that reduced other late fee charges by \$18.6 million.

### **L. TIMOTHY FISHER**

L. Timothy Fisher has an active practice in consumer class actions and complex business litigation and has also successfully handled a large number of civil appeals.

Mr. Fisher has been actively involved in numerous cases that resulted in multi-million dollar recoveries for consumers and investors. Mr. Fisher has handled cases involving a wide range of issues including nutritional labeling, health care, telecommunications, corporate governance, unfair business practices and consumer fraud. With his partner Scott A. Bursor, Mr. Fisher has tried five class action jury trials, all of which produced successful results. In *Thomas v. Global Vision Products*, Mr. Fisher obtained a jury award of \$50,024,611 — the largest class action award in California in 2009 and the second-largest jury award of any kind. In 2019, Mr. Fisher served as trial counsel with Mr. Bursor in *Perez v. Rash Curtis & Associates*, where the jury returned a verdict for \$267 million in statutory damages under the Telephone Consumer Protection Act.

Mr. Fisher was admitted to the State Bar of California in 1997. He is also a member of the bars of the United States Court of Appeals for the Ninth Circuit, the United States District Courts for the Northern, Central, Southern and Eastern Districts of California, the Northern District of Illinois, the Eastern District of Michigan, and the Eastern District of Missouri. Mr. Fisher taught appellate advocacy at John F. Kennedy University School of Law in 2003 and 2004. In 2010, he contributed jury instructions, a verdict form and comments to the consumer protection chapter of Justice Elizabeth A. Baron's *California Civil Jury Instruction Companion Handbook* (West 2010). In January 2014, Chief Judge Claudia Wilken of the United States District Court for the Northern District of California appointed Mr. Fisher to a four-year term as a member of the Court's Standing Committee on Professional Conduct.

Mr. Fisher received his Juris Doctor from Boalt Hall at the University of California at Berkeley in 1997. While in law school, he was an active member of the Moot Court Board and participated in moot court competitions throughout the United States. In 1994, Mr. Fisher received an award for Best Oral Argument in the first-year moot court competition.

In 1992, Mr. Fisher graduated with highest honors from the University of California at Berkeley and received a degree in political science. Prior to graduation, he authored an honors thesis for Professor Bruce Cain entitled "The Role of Minorities on the Los Angeles City Council." He is also a member of Phi Beta Kappa.

### Representative Cases

*Thomas v. Global Vision Products, Inc.* (Alameda County Superior Court). Mr. Fisher litigated claims against Global Vision Products, Inc. and other individuals in connection with the sale and marketing of a purported hair loss remedy known as Avacor. The case lasted more than seven years and involved two trials. The first trial resulted in a verdict for plaintiff and the class in the amount of \$40,000,000. The second trial resulted in a jury verdict of \$50,024,611, which led to a \$30 million settlement for the class.

*In re Cellphone Termination Fee Cases - Handset Locking Actions* (Alameda County Superior Court). Mr. Fisher actively worked on five coordinated cases challenging the secret locking of cell phone handsets by major wireless carriers to prevent consumers from activating them on competitive carriers' systems. Settlements have been approved in all five cases on terms that require the cell phone carriers to disclose their handset locks to consumers and to provide unlocking codes nationwide on reasonable terms and conditions. The settlements fundamentally changed the landscape for cell phone consumers regarding the locking and unlocking of cell phone handsets.

*In re Cellphone Termination Fee Cases - Early Termination Fee Cases* (Alameda County Superior Court and Federal Communications Commission). In separate cases that are a part of the same coordinated litigation as the Handset Locking Actions, Mr. Fisher actively worked on claims challenging the validity under California law of early termination fees imposed by national cell phone carriers. In one of those cases, against Verizon Wireless, a nationwide settlement was reached after three weeks of trial in the amount of \$21 million. In a second case, which was tried to verdict, the Court held after trial that the \$73 million of flat early termination fees that Sprint had collected from California consumers over an eight-year period were void and unenforceable.

### Selected Published Decisions

*Melgar v. Zicam LLC*, 2016 WL 1267870 (E.D. Cal. Mar. 30, 2016) (certifying 10-jurisdiction class of purchasers of cold remedies, denying motion for summary judgment, and denying motions to exclude plaintiff's expert witnesses).

*Salazar v. Honest Tea, Inc.*, 2015 WL 7017050 (E.D. Cal. Nov. 12, 2015) (denying motion for summary judgment).

*Dei Rossi v. Whirlpool Corp.*, 2015 WL 1932484 (E.D. Cal. Apr. 27, 2015) (certifying California class of purchasers of refrigerators that were mislabeled as Energy Star qualified).

*Bayol v. Zipcar, Inc.*, 78 F.Supp.3d 1252 (N.D. Cal. 2015) (denying motion to dismiss claims alleging unlawful late fees under California Civil Code § 1671).

*Forcellati v. Hyland's, Inc.*, 2015 WL 9685557 (C.D. Cal. Jan. 12, 2015) (denying motion for summary judgment in case alleging false advertising of homeopathic cold and flu remedies for children).

*Bayol v. Zipcar, Inc.*, 2014 WL 4793935 (N.D. Cal. Sept. 25, 2014) (denying motion to transfer venue pursuant to a forum selection clause).

*Forcellati v. Hyland's Inc.*, 2014 WL 1410264 (C.D. Cal. Apr. 9, 2014) (certifying nationwide class of purchasers of homeopathic cold and flu remedies for children).

*Hendricks v. StarKist Co.*, 30 F.Supp.3d 917 (N.D. Cal. 2014) (denying motion to dismiss in case alleging underfilling of 5-ounce cans of tuna).

*Dei Rossi v. Whirlpool Corp.*, 2013 WL 5781673 (E.D. Cal. October 25, 2013) (denying motion to dismiss in case alleging that certain KitchenAid refrigerators were misrepresented as Energy Star qualified).

*Forcellati v. Hyland's Inc.*, 876 F.Supp.2d 1155 (C.D. Cal. 2012) (denying motion to dismiss complaint alleging false advertising regarding homeopathic cold and flu remedies for children).

*Clerkin v. MyLife.com*, 2011 WL 3809912 (N.D. Cal. August 29, 2011) (denying defendants' motion to dismiss in case alleging false and misleading advertising by a social networking company).

*In re Cellphone Termination Fee Cases*, 186 Cal.App.4th 1380 (2010) (affirming order approving \$21 million class action settlement).

*Gatton v. T-Mobile USA, Inc.*, 152 Cal.App.4th 571 (2007) (affirming order denying motion to compel arbitration).

#### **Selected Class Settlements**

*Melgar v. Zicam* (Eastern District of California) - \$16 million class settlement of claims alleging cold medicine was ineffective.

*Gastelum v. Frontier California Inc.* (San Francisco Superior Court) - \$10.9 million class action settlement of claims alleging that a residential landline service provider charged unlawful late fees.

*West v. California Service Bureau, Inc.* (Northern District of California) - \$4.1 million class settlement of claims under the Telephone Consumer Protection Act.

*Gregorio v. Premier Nutrition Corp.* (Southern District of New York) - \$9 million class settlement of false advertising claims against protein shake manufacturer.

*Morris v. SolarCity Corp.* (Northern District of California) - \$15 million class settlement of claims under the Telephone Consumer Protection Act.

*Retta v. Millennium Products, Inc.* (Central District of California) - \$8.25 million settlement to resolve claims of bottled tea purchasers for alleged false advertising.

*Forcellati v. Hyland's* (Central District of California) – nationwide class action settlement providing full refunds to purchasers of homeopathic cold and flu remedies for children.

*Dei Rossi v. Whirlpool* (Eastern District of California) – class action settlement providing \$55 cash payments to purchasers of certain KitchenAid refrigerators that allegedly mislabeled as Energy Star qualified.

*In Re NVIDIA GTX 970 Graphics Chip Litigation* (Northern District of California) - \$4.5 million class action settlement of claims alleging that a computer graphics card was sold with false and

misleading representations concerning its specifications and performance.

*Hendricks v. StarKist Co.* (Northern District of California) – \$12 million class action settlement of claims alleging that 5-ounce cans of tuna were underfilled.

*In re Zakskorn v. American Honda Motor Co.* Honda (Eastern District of California) – nationwide settlement providing for brake pad replacement and reimbursement of out-of-pocket expenses in case alleging defective brake pads on Honda Civic vehicles manufactured between 2006 and 2011.

*Correa v. Sensa Products, LLC* (Los Angeles Superior Court) - \$9 million settlement on behalf of purchasers of the Sensa weight loss product.

*In re Pacific Bell Late Fee Litigation* (Contra Costa County Superior Court) - \$38.6 million settlement on behalf of Pac Bell customers who paid an allegedly unlawful late payment charge.

*In re Haier Freezer Consumer Litigation* (Northern District of California) - \$4 million settlement, which provided for cash payments of between \$50 and \$325.80 to class members who purchased the Haier HNCM070E chest freezer.

*Thomas v. Global Vision Products, Inc.* (Alameda County Superior Court) - \$30 million settlement on behalf of a class of purchasers of a hair loss remedy.

*Guyette v. Viacom, Inc.* (Alameda County Superior Court) - \$13 million settlement for a class of cable television subscribers who alleged that the defendant had improperly failed to share certain tax refunds with its subscribers.

### **JOSEPH I. MARCHESE**

Joseph I. Marchese is a Partner with Bursor & Fisher, P.A. Joe focuses his practice on consumer class actions, employment law disputes, and commercial litigation. He has represented corporate and individual clients in a wide array of civil litigation, and has substantial trial and appellate experience.

Joe has diverse experience in litigating and resolving consumer class actions involving claims of mislabeling, false or misleading advertising, privacy violations, unlawful and junk fees, data breach claims, and violations of the Telephone Consumer Protection Act and Servicemembers Civil Relief Act.

Joe also has significant experience in multidistrict litigation proceedings. Recently, he served on the Plaintiffs' Executive Committee in *In Re: Blue Buffalo Company, Ltd. Marketing And Sales Practices Litigation*, MDL No. 2562, which resulted in a \$32 million consumer class settlement. Currently, he serves on the Plaintiffs' Steering Committee for Economic Reimbursement in *In Re: Valsartan Products Liability Litigation*, MDL. No. 2875.

Joe is admitted to the State Bar of New York and is a member of the bars of the United States District Courts for the Southern District of New York, the Eastern District of New York,

and the Eastern District of Michigan, as well as the United States Courts of Appeals for the First, Second and Sixth Circuits.

Joe graduated from Boston University School of Law in 2002 where he was a member of The Public Interest Law Journal. In 1998, Joe graduated with honors from Bucknell University.

**Selected Published Decisions:**

*Farwell v. Google, LLC*, 595 F. Supp. 3d 702 (C.D. Ill. Mar. 31, 2022), denying defendant's motion to dismiss BIPA claims brought on behalf of Illinois students using Google's Workspace for Education platform.

*Boelter v. Hearst Communications, Inc.*, 269 F. Supp. 3d 172 (S.D.N.Y. Sept. 7, 2017), granting plaintiff's motion for partial summary judgment on state privacy law violations in putative class action.

*Boelter v. Hearst Communications, Inc.*, 192 F. Supp. 3d 427 (S.D.N.Y. June 17, 2016), denying publisher's motion to dismiss its subscriber's allegations of state privacy law violations in putative class action.

*In re Scotts EZ Seed Litigation*, 304 F.R.D. 397 (S.D.N.Y. 2015), granting class certification of false advertising and other claims brought by New York and California purchasers of grass seed product.

*Ebin v. Kangadis Food Inc.*, 297 F.R.D. 561 (S.D.N.Y. 2014), granting nationwide class certification of false advertising and other claims brought by purchasers of purported "100% Pure Olive Oil" product.

*In re Michaels Stores Pin Pad Litigation*, 830 F. Supp. 2d 518 (N.D. Ill. 2011), denying retailer's motion to dismiss its customers' state law consumer protection and privacy claims in data breach putative class action.

**Selected Class Settlements:**

*Schreiber v. Mayo Foundation*, Case No. 22-cv-0188-HYJ-RSK (W.D. Mich. 2024) – final approval granted for \$52.5 million class settlement to resolve claims of periodical subscribers for alleged statutory privacy violations.

*Edwards v. Mid-Hudson Valley Federal Credit Union*, Case No. 22-cv-00562-TJM-CFH (N.D.N.Y. 2023) – final approval granted for \$2.2 million class settlement to resolve claims alleging unlawfully charged overdraft fees on accounts with sufficient funds.

*Benbow v. SmileDirectClub, LLC*, Case No. 2020-CH-07269 (Cir. Ct. Cook Cnty. 2022) – final approval granted for \$11.5 million class settlement to resolve claims for alleged TCPA violations.

*Marquez v. Google LLC*, Case No. 2021-CH-1460 (Cir. Ct. Cook Cnty. 2022) – final approval granted for \$100 million class settlement to resolve alleged BIPA violations of Illinois residents appearing on the Google Photos platform.

*Edwards v. Hearst Communications, Inc.*, Case No. 15-cv-09279-AT (S.D.N.Y. 2019) – final approval granted for \$50 million class settlement to resolve claims of magazine subscribers for alleged statutory privacy violations.

*Moeller v. Advance Magazine Publishers, Inc. d/b/a Condé Nast*, Case No. 15-cv-05671-NRB (S.D.N.Y. 2019) – final approval granted for \$13.75 million class settlement to resolve claims of magazine subscribers for alleged statutory privacy violations.

*In re Scotts EZ Seed Litigation*, Case No. 12-cv-4727-VB (S.D.N.Y. 2018) – final approval granted for \$47 million class settlement to resolve false advertising claims of purchasers of combination grass seed product.

*In Re: Blue Buffalo Marketing And Sales Practices Litigation*, Case No. 14-MD-2562-RWS (E.D. Mo. 2016) – final approval granted for \$32 million class settlement to resolve claims of pet owners for alleged false advertising of pet foods.

*Rodriguez v. Citimortgage, Inc.*, Case No. 11-cv-4718-PGG (S.D.N.Y. 2015) – final approval granted for \$38 million class settlement to resolve claims of military servicemembers for alleged foreclosure violations of the Servicemembers Civil Relief Act, where each class member was entitled to \$116,785 plus lost equity in the foreclosed property and interest thereon.

*O'Brien v. LG Electronics USA, Inc., et al.*, Case No. 10-cv-3733-DMC (D.N.J. 2011) – final approval granted for \$23 million class settlement to resolve claims of Energy Star refrigerator purchasers for alleged false advertising of the appliances' Energy Star qualification.

### **SARAH N. WESTCOT**

Sarah N. Westcot is the Managing Partner of Bursor & Fisher's Miami office. She focuses her practice on consumer class actions, complex business litigation, and mass torts.

She has represented clients in a wide array of civil litigation, and has substantial trial and appellate experience. Sarah served as trial counsel in *Ayyad v. Sprint Spectrum L.P.*, where Bursor & Fisher won a jury verdict defeating Sprint's \$1.06 billion counterclaim and securing the class's recovery of more than \$275 million in cash and debt relief.

Sarah also has significant experience in high-profile, multi-district litigations. She currently serves on the Plaintiffs' Steering Committee in *In re Zantac (Ranitidine) Products Liability Litigation*, MDL No. 2924 (S.D. Florida). She also serves on the Plaintiffs' Executive Committee in *In re Apple Inc. App Store Simulated Casino-Style Games Litigation*, MDL No. 2985 (N.D. Cal.) and *In Re: Google Play Store Simulated Casino-Style Games Litigation*, MDL No. 3001 (N.D. Cal.).

Sarah is admitted to the State Bars of California and Florida, and is a member of the bars of the United States District Courts for the Northern, Central, Southern, and Eastern Districts of California, the United States District Courts for the Southern and Middle Districts of Florida, and the bars of the United States Courts of Appeals for the Second, Eighth, and Ninth Circuits.

Sarah received her Juris Doctor from the University of Notre Dame Law School in 2009. During law school, she was a law clerk with the Cook County State's Attorney's Office in Chicago and the Santa Clara County District Attorney's Office in San Jose, CA, gaining early trial experience in both roles. She graduated with honors from the University of Florida in 2005.

Sarah is a member of The National Trial Lawyers Top 100 Civil Plaintiff Lawyers, and was selected to The National Trial Lawyers Top 40 Under 40 Civil Plaintiff Lawyers for 2022.

### **PHILIP L. FRAIETTA**

Philip L. Fraietta is the Managing Partner of Bursor & Fisher, P.A.'s White Plains office. Phil focuses his practice on data privacy, complex business litigation, and consumer class actions. Phil has been named a "Rising Star" in the New York Metro Area by Super Lawyers<sup>®</sup> every year since 2019.

Phil has significant experience in litigating consumer class actions, particularly those involving privacy claims under statutes such as the Michigan Preservation of Personal Privacy Act, the Illinois Biometric Information Privacy Act, and Right of Publicity statutes. Since 2016, Phil has recovered over \$100 million for class members in privacy class action settlements. In addition to privacy claims, Phil has significant experience in litigating and settling class action claims involving false or misleading advertising.

Phil is admitted to the State Bars of New York, New Jersey, Illinois, Michigan, and California, the bars of the United States District Courts for the Southern District of New York, the Eastern District of New York, the Western District of New York, the Northern District of New York, the District of New Jersey, the Eastern District of Michigan, the Western District of Michigan, the Northern District of Illinois, the Central District of Illinois, and the United States Court of Appeals for the Second, Third, and Ninth Circuits. Phil was a Summer Associate with Bursor & Fisher prior to joining the firm.

Phil received his Juris Doctor from Fordham University School of Law in 2014, graduating cum laude. During law school, Phil served as an Articles & Notes Editor for the Fordham Law Review, and published two articles. In 2011, Phil graduated cum laude from Fordham University with a B.A. in Economics.

### **Selected Published Decisions:**

*Garner v. Me-TV National Limited Partnership*, 132 F.4th 1022 (7th Cir. Mar. 28, 2025), reversing grant of motion to dismiss under federal Video Privacy Protection Act and specifying standard for being a "consumer" under the Act.

*Jancik v. WebMD LLC*, 2025 WL 560705 (N.D. Ga. Feb 20, 2025), certifying the first ever contested class under the federal Video Privacy Protection Act.

*Fischer v. Instant Checkmate LLC*, 2022 WL 971479 (N.D. Ill. Mar. 31, 2022), certifying class of Illinois residents for alleged violations of Illinois' Right of Publicity Act by background reporting website.

*Kolebuck-Utz v. Whitepages, Inc.*, 2021 WL 157219 (W.D. Wash. Apr. 22, 2021), denying defendant's motion to dismiss for alleged violations of Ohio's Right to Publicity Law.

*Porter v. NBTY, Inc.*, 2019 WL 5694312 (N.D. Ill. Nov. 4, 2019), denying supplement manufacturer's motion for summary judgment on consumers' allegations of false advertising relating to whey protein content.

*Boelter v. Hearst Communications, Inc.*, 269 F. Supp. 3d 172 (S.D.N.Y. 2017), granting plaintiff's motion for partial summary judgment on state privacy law violations in putative class action.

**Selected Class Settlements:**

*Ramos v. ZoomInfo Technologies, LLC*, Case No. 21-cv-02032-CPK (N.D. Ill. 2024) – final approval granted for \$29.5 million class settlement to resolve claims for alleged statutory right of publicity violations.

*Awad v. AMC Entertainment Holdings, Inc.*, Index No. 607322/2024 (Sup. Ct. Nassau Cnty. 2024) – final approval granted for \$12.3 million class settlement to resolve claims for alleged New York ticket fee claims.

*Schreiber v. Mayo Foundation for Medical Education and Research*, Case No. 22-cv-00188-HYJ (W.D. Mich. 2024) – final approval granted for \$52.5 million class settlement to resolve claims of newsletter subscribers for alleged statutory privacy violations.

*Fischer v. Instant Checkmate LLC*, Case No. 19-cv-04892-MSS (N.D. Ill. 2024) – final approval granted for \$10.1 million class settlement to resolve claims for alleged statutory right of publicity violations.

*Young v. Military Advantage, Inc.*, Case No. 2023LA000535 (Cir. Ct. DuPage Cnty. 2023) – final approval granted for \$7.35 million class settlement to resolve claims of newsletter subscribers for alleged federal Video Privacy Protection Act claims.

*Rivera v. Google LLC*, Case No. 2021-CH-1460 (Cir. Ct. Cook Cnty. 2022) – final approval granted for \$100 million class settlement to resolve alleged BIPA violations of Illinois residents appearing in photos on the Google Photos platform.

*Edwards v. Hearst Communications, Inc.*, Case No. 15-cv-09279-AT (S.D.N.Y. 2019) – final approval granted for \$50 million class settlement to resolve claims of magazine subscribers for alleged statutory privacy violations.

*Ruppel v. Consumers Union of United States, Inc.*, Case No. 16-cv-02444-KMK (S.D.N.Y. 2018) – final approval granted for \$16.375 million class settlement to resolve claims of magazine subscribers for alleged statutory privacy violations.

*Moeller v. Advance Magazine Publishers, Inc. d/b/a Condé Nast*, Case No. 15-cv-05671-NRB (S.D.N.Y. 2019) – final approval granted for \$13.75 million class settlement to resolve claims of magazine subscribers for alleged statutory privacy violations.

*Benbow v. SmileDirectClub, LLC*, Case No. 2020-CH-07269 (Cir. Ct. Cook Cnty. 2021) – final approval granted for \$11.5 million class settlement to resolve claims for alleged TCPA violations.

*Gregorio v. Premier Nutrition Corp.*, Case No. 17-cv-05987-AT (S.D.N.Y. 2019) – final approval granted for \$9 million class settlement to resolve claims of protein shake purchasers for alleged false advertising.

### **NEAL J. DECKANT**

Neal J. Deckant is a Partner with Bursor & Fisher, P.A., where he serves as the firm's Head of Information & e-Discovery. Neal focuses his practice on complex business litigation and consumer class actions. Prior to joining Bursor & Fisher, Neal counseled low-income homeowners facing foreclosure in East Boston.

Neal is admitted to the State Bars of California and New York, and is a member of the bars of the United States District Court for the Northern District of California, the United States District Court for the Eastern District of California, the United States District Court for the Central District of California, the United States District Court for the Southern District of California, the United States District Court for the Southern District of New York, the United States District Court for the Eastern District of New York, and the bars of the United States Courts of Appeals for the Second and Ninth Circuits.

Neal received his Juris Doctor from Boston University School of Law in 2011, graduating cum laude with two Dean's Awards. During law school, Neal served as a Senior Articles Editor for the Review of Banking and Financial Law, where he authored two published articles about securitization reforms, both of which were cited by the New York Court of Appeals, the highest court in the state. Neal was also awarded Best Oral Argument in his moot court section, and he served as a Research Assistant for his Securities Regulation professor. Neal has also been honored as a 2014, 2015, 2016, and 2017 Super Lawyers Rising Star. In 2007, Neal graduated with Honors from Brown University with a dual major in East Asian Studies and Philosophy.

### **Selected Published Decisions:**

*Martinelli v. Johnson & Johnson*, 2019 WL 1429653 (N.D. Cal. Mar. 29, 2019), granting class certification of false advertising and other claims brought by purchasers of Benecol spreads labeled with the representation "No Trans Fats."

*Dzielak v. Whirlpool Corp.*, 2017 WL 6513347 (D.N.J. Dec. 20, 2017), granting class certification of consumer protection claims brought by purchasers of Maytag Centennial washing machines marked with the “Energy Star” logo.

*Duran v. Obesity Research Institute, LLC*, 204 Cal. Rptr. 3d 896 (Cal. Ct. App. 2016), reversing and remanding final approval of a class action settlement on appeal, regarding allegedly mislabeled dietary supplements, in connection with a meritorious objection.

*Marchuk v. Faruqi & Faruqi, LLP, et al.*, 100 F. Supp. 3d 302 (S.D.N.Y. 2015), granting individual and law firm defendants’ motion for judgment as a matter of law on plaintiff’s claims for retaliation and defamation, as well as for all claims against law firm partners, Nadeem and Lubna Faruqi.

*Ebin v. Kangadis Food Inc.*, 297 F.R.D. 561 (S.D.N.Y. 2014), granting nationwide class certification of false advertising and other claims brought by purchasers of purported “100% Pure Olive Oil” product.

*Ebin v. Kangadis Food Inc.*, 2014 WL 737878 (S.D.N.Y. Feb. 25, 2014), denying distributor’s motion for summary judgment against nationwide class of purchasers of purported “100% Pure Olive Oil” product.

#### **Selected Class Settlements:**

*In Re NVIDIA GTX 970 Graphics Chip Litigation*, Case No. 15-cv-00760-PJH (N.D. Cal. Dec. 7, 2016) – final approval granted for \$4.5 million class action settlement to resolve claims that a computer graphics card was allegedly sold with false and misleading representations concerning its specifications and performance.

*Hendricks v. StarKist Co.*, 2016 WL 5462423 (N.D. Cal. Sept. 29, 2016) – final approval granted for \$12 million class action settlement to resolve claims that 5-ounce cans of tuna were allegedly underfilled.

*In re: Kangadis Food Inc.*, Case No. 8-14-72649 (Bankr. E.D.N.Y. Dec. 17, 2014) – class action claims resolved for \$2 million as part of a Chapter 11 plan of reorganization, after a corporate defendant filed for bankruptcy, following claims that its olive oil was allegedly sold with false and misleading representations.

#### **Selected Publications:**

Neal Deckant, *X. Reforms of Collateralized Debt Obligations: Enforcement, Accounting and Regulatory Proposals*, 29 Rev. Banking & Fin. L. 79 (2009) (cited in *Quadrant Structured Products Co., Ltd. v. Vertin*, 16 N.E.3d 1165, 1169 n.8 (N.Y. 2014)).

Neal Deckant, *Criticisms of Collateralized Debt Obligations in the Wake of the Goldman Sachs Scandal*, 30 Rev. Banking & Fin. L. 407 (2010) (cited in *Quadrant Structured Products Co., Ltd. v. Vertin*, 16 N.E.3d 1165, 1169 n.8 (N.Y. 2014); *Lyon Village Venetia, LLC v. CSE Mortgage LLC*, 2016 WL 476694, at \*1 n.1 (Md. Ct. Spec. App. Feb. 4, 2016); Ivan Ascher, Portfolio

Society: On the Capitalist Mode of Prediction, at 141, 153, 175 (Zone Books / The MIT Press 2016); Devon J. Steinmeyer, *Does State National Bank of Big Spring v. Geithner Stand a Fighting Chance?*, 89 Chi.-Kent. L. Rev. 471, 473 n.13 (2014)).

### **YITZCHAK KOPEL**

Yitzchak Kopel is a Partner with Bursor & Fisher, P.A. Yitz focuses his practice on consumer class actions and complex business litigation. He has represented corporate and individual clients before federal and state courts, as well as in arbitration proceedings.

Yitz has substantial experience in successfully litigating and resolving consumer class actions involving claims of consumer fraud, data breaches, and violations of the telephone consumer protection act. Since 2014, Yitz has obtained class certification on behalf of his clients five times, three of which were certified as nationwide class actions. Bursor & Fisher was appointed as class counsel to represent the certified classes in each of the cases.

Yitz is admitted to the State Bars of New York and New Jersey, the bar of the United States Court of Appeals for the Second, Eleventh, and Ninth Circuits, and the bars of the United States District Courts for the Southern District of New York, Eastern District of New York, Eastern District of Missouri, Eastern District of Wisconsin, Northern District of Illinois, and District of New Jersey.

Yitz received his Juris Doctorate from Brooklyn Law School in 2012, graduating *cum laude* with two Dean's Awards. During law school, Yitz served as an Articles Editor for the Brooklyn Law Review and worked as a Law Clerk at Shearman & Sterling. In 2009, Yitz graduated *cum laude* from Queens College with a B.A. in Accounting.

### **Selected Published Decisions:**

*Bassaw v. United Industries Corp.*, 482 F.Supp.3d 80, 2020 WL 5117916 (S.D.N.Y. Aug. 31, 2020), denying motion to dismiss claims in putative class action concerning insect foggers.

*Poppiti v. United Industries Corp.*, 2020 WL 1433642 (E.D. Mo. Mar. 24, 2020), denying motion to dismiss claims in putative class action concerning citronella candles.

*Bakov v. Consolidated World Travel, Inc.*, 2019 WL 6699188 (N.D. Ill. Dec. 9, 2019), granting summary judgment on behalf of certified class in robocall class action.

*Krumm v. Kittrich Corp.*, 2019 WL 6876059 (E.D. Mo. Dec. 17, 2019), denying motion to dismiss claims in putative class action concerning mosquito repellent.

*Crespo v. S.C. Johnson & Son, Inc.*, 394 F. Supp. 3d 260 (S.D.N.Y. 2019), denying defendant's motion to dismiss fraud and consumer protection claims in putative class action regarding Raid insect fogger.

*Bakov v. Consolidated World Travel, Inc.*, 2019 WL 1294659 (N.D. Ill. Mar. 21, 2019), certifying a class of persons who received robocalls in the state of Illinois.

*Bourbia v. S.C. Johnson & Son, Inc.*, 375 F. Supp. 3d 454 (S.D.N.Y. 2019), denying defendant's motion to dismiss fraud and consumer protection claims in putative class action regarding mosquito repellent.

*Hart v. BHH, LLC*, 323 F. Supp. 3d 560 (S.D.N.Y. 2018), denying defendants' motion for summary judgment in certified class action involving the sale of ultrasonic pest repellents.

*Hart v. BHH, LLC*, 2018 WL 3471813 (S.D.N.Y. July 19, 2018), denying defendants' motion to exclude plaintiffs' expert in certified class action involving the sale of ultrasonic pest repellents.

*Penrose v. Buffalo Trace Distillery, Inc.*, 2018 WL 2334983 (E.D. Mo. Feb. 5, 2018), denying bourbon producers' motion to dismiss fraud and consumer protection claims in putative class action.

*West v. California Service Bureau, Inc.*, 323 F.R.D. 295 (N.D. Cal. 2017), certifying a nationwide class of "wrong-number" robocall recipients.

*Hart v. BHH, LLC*, 2017 WL 2912519 (S.D.N.Y. July 7, 2017), certifying nationwide class of purchasers of ultrasonic pest repellents.

*Browning v. Unilever United States, Inc.*, 2017 WL 7660643 (C.D. Cal. Apr. 26, 2017), denying motion to dismiss fraud and warranty claims in putative class action concerning facial scrub product.

*Brenner v. Procter & Gamble Co.*, 2016 WL 8192946 (C.D. Cal. Oct. 20, 2016), denying motion to dismiss warranty and consumer protection claims in putative class action concerning baby wipes.

*Hewlett v. Consolidated World Travel, Inc.*, 2016 WL 4466536 (E.D. Cal. Aug. 23, 2016), denying telemarketer's motion to dismiss TCPA claims in putative class action.

*Bailey v. KIND, LLC*, 2016 WL 3456981 (C.D. Cal. June 16, 2016), denying motion to dismiss fraud and warranty claims in putative class action concerning snack bars.

*Hart v. BHH, LLC*, 2016 WL 2642228 (S.D.N.Y. May 5, 2016) denying motion to dismiss warranty and consumer protection claims in putative class action concerning ultrasonic pest repellents.

*Marchuk v. Faruqi & Faruqi, LLP, et al.*, 100 F. Supp. 3d 302 (S.D.N.Y. 2015), granting clients' motion for judgment as a matter of law on claims for retaliation and defamation in employment action.

*In re Scotts EZ Seed Litigation*, 304 F.R.D. 397 (S.D.N.Y. 2015), granting class certification of false advertising and other claims brought by New York and California purchasers of grass seed product.

*Brady v. Basic Research, L.L.C.*, 101 F. Supp. 3d 217 (E.D.N.Y. 2015), denying diet pill manufacturers' motion to dismiss its purchasers' allegations for breach of express warranty in putative class action.

*Ward v. TheLadders.com, Inc.*, 3 F. Supp. 3d 151 (S.D.N.Y. 2014), denying online job board's motion to dismiss its subscribers' allegations of consumer protection law violations in putative class action.

*Ebin v. Kangadis Food Inc.*, 297 F.R.D. 561 (S.D.N.Y. 2014), granting nationwide class certification of false advertising and other claims brought by purchasers of purported "100% Pure Olive Oil" product.

*Ebin v. Kangadis Food Inc.*, 2014 WL 737878 (S.D.N.Y. Feb. 25, 2014), denying distributor's motion for summary judgment against nationwide class of purchasers of purported "100% Pure Olive Oil" product.

**Selected Class Settlements:**

*Hart v. BHH, LLC*, Case No. 1:15-cv-04804 (S.D.N.Y. Sept. 22, 2020), resolving class action claims regarding ultrasonic pest repellents.

*In re: Kangadis Food Inc.*, Case No. 8-14-72649 (Bankr. E.D.N.Y. Dec. 17, 2014), resolving class action claims for \$2 million as part of a Chapter 11 plan of reorganization, after a corporate defendant filed for bankruptcy following the certification of nationwide claims alleging that its olive oil was sold with false and misleading representations.

*West v. California Service Bureau*, Case No. 4:16-cv-03124-YGR (N.D. Cal. Jan. 23, 2019), resolving class action claims against debt-collector for wrong-number robocalls for \$4.1 million.

**ALEC M. LESLIE**

Alec Leslie is a Partner with Bursor & Fisher, P.A. He focuses his practice on consumer class actions, employment law disputes, and complex business litigation.

Alec is admitted to the State Bar of New York and is a member of the bar of the United States District Courts for the Southern and Eastern Districts of New York. Alec was a Summer Associate with Bursor & Fisher prior to joining the firm.

Alec received his Juris Doctor from Brooklyn Law School in 2016, graduating *cum laude*. During law school, Alec served as an Articles Editor for Brooklyn Law Review. In addition, Alec served as an intern to the Honorable James C. Francis for the Southern District of New York and the Honorable Vincent Del Giudice, Supreme Court, Kings County. Alec graduated from the University of Colorado with a B.A. in Philosophy in 2012.

**Selected Class Settlements:**

*Gregorio v. Premier Nutrition Corp.*, Case No. 17-cv-05987-AT (S.D.N.Y. 2019) – final

approval granted for class settlement to resolve claims of protein shake purchasers for alleged false advertising.

*Wright v. Southern New Hampshire Univ.*, Case No. 1:20-cv-00609-LM (D.N.H. 2021) – final approval granted for class settlement to resolve claims over COVID-19 tuition and fee refunds to students.

*Mendoza et al. v. United Industries Corp.*, Case No. 21PH-CV00670 (Phelps Cnty. Mo. 2021) – final approval granted for class settlement to resolve false advertising claims on insect repellent products.

*Kaupelis v. Harbor Freight Tools USA, Inc.*, Case No. 8:19-cv-01203-JVS-DFM (C.D. Cal. 2021) – final approval granted for class settlement involving allegedly defective and dangerous chainsaws.

*Rocchio v. Rutgers Univ.*, Case No. MID-L-003039-20 (Middlesex Cnty. N.J. 2021) – final approval granted for class settlement to resolve claims over COVID-19 fee refunds to students.

*Malone v. Western Digital Corporation*, Case No. 5:20-cv-03584-NC (N.D. Cal.) – final approval granted for class settlement to resolve false advertising claims on hard drive products.

*Frederick et al. v. ExamSoft Worldwide, Inc.*, Case No. 2021L001116 (DuPage Cnty. Ill. 2021) – final approval granted for class settlement to resolve claims over alleged BIPA violations with respect to exam proctoring software.

*D'Amario et al. v. Univ. of Tampa*, Case No. 7:20-cv-07344 (S.D.N.Y. 2022) – final approval granted for class settlement to resolve claims over COVID-19 fee refunds to students.

*Olin et al. v. Meta Platforms, Inc.*, Case No. 3:18-cv-01881-RS (N.D. Cal. 2022) – final approval granted for class settlement involving invasion of privacy claims.

*Croft v. SpinX Games et al.*, Case No. 2:20-cv-01310-RSM (W.D. Wash. 2022) – final approval granted for class settlement involving allegedly deceptive and/or illegal gambling practices.

*Armstead v. VGW Malta Ltd. et al.*, Case No. 22-CI-00553 (Henderson Cnty. Ky. 2023) – final approval granted for class settlement involving allegedly deceptive and/or illegal gambling practices.

*Barbieri v. Tailored Brands, Inc.*, Index No. 616696/2022 (Nassau Cnty. N.Y.) – final approval granted for class settlement involving untimely wage payments to employees.

*Metzner et al. v. Quinnipiac Univ.*, Case No. 3:20-cv-00784 (D. Conn.) – final approval granted for class settlement to resolve claims over COVID-19 fee refunds to students.

*In re GE/Canon Data Breach*, Case No. 1:20-cv-02903 (S.D.N.Y.) – final approval granted for class settlement to resolve data breach claims.

*Davis v. Urban Outfitters, Inc.*, Index No. 612162/2022 (Nassau Cnty. N.Y.) – final approval granted for class settlement involving untimely wage payments to employees.

*Armstead v. VGW Malta LTD et al.*, Civil Action No. 22-CI-00553 (Henderson Cir. Ct. Ky.) – final approval granted for class settlement involving allegedly deceptive and/or illegal gambling practices.

*Casler et al. v. Mclane Company, Inc. et al.*, Index No. 616432/2022 (Nassau Cnty. N.Y.) – final approval granted for class settlement involving untimely wage payments to employees.

*Wyland v. Woopla, Inc.*, Civil Action No. 2023-CI-00356 (Henderson Cir. Ct. Ky.) – final approval granted for class settlement involving allegedly deceptive and/or illegal gambling practices.

*Graziano et al. v. Lego Systems, Inc.*, Index No. 611615/2022 (Nassau Cnty. N.Y.) – final approval granted for class settlement involving untimely wage payments to employees.

*Lipsky et al. v. American Behavioral Research Institute, LLC*, Case No. 50-2023-CA-011526-XXXX-MB (Palm Beach Cnty. Fl.) – final approval granted to resolve allegedly deceptive automatic renewal and product efficacy claims.

*Whiting v. Yellow Social Interactive Ltd.*, Civil Action No. 2023-CI-00358 (Henderson Cir. Ct. Ky.) – final approval granted for class settlement involving allegedly deceptive and/or illegal gambling practices.

### **STEPHEN BECK**

Stephen is a Partner with Bursor & Fisher, P.A. Stephen focuses his practice on complex civil litigation and class actions.

Stephen is admitted to the State Bar of Florida and is a member of the bars of the United States District Courts for the Southern and Middle Districts of Florida, the Eastern District of Missouri, and the Northern District of Illinois.

Stephen received his Juris Doctor from the University of Miami School of Law in 2018. During law school, Stephen received an Honors distinction in the Litigation Skills Program and was awarded the Honorable Theodore Klein Memorial Scholarship for excellence in written and oral advocacy. Stephen also received the CALI Award in Legislation for earning the highest grade on the final examination. Stephen graduated from the University of North Florida with a B.A. in Philosophy in 2015.

### **MAX S. ROBERTS**

Max Roberts is a Partner in Bursor & Fisher's New York office. Max focuses his practice on class actions concerning data privacy and consumer protection. Max was a Summer Associate with Bursor & Fisher prior to joining the firm.

Since 2023, Max has been named “Rising Star” in the New York Metro Area by Super Lawyers®.

Max received his Juris Doctor from Fordham University School of Law in 2019, graduating *cum laude*. During law school, Max was a member of Fordham’s Moot Court Board, the Brennan Moore Trial Advocates, and the Fordham Urban Law Journal, for which he published a note entitled [\*Weaning Drug Manufacturers Off Their Painkiller: Creating an Exception to the Learned Intermediary Doctrine in Light of the Opioid Crisis\*](#). In addition, Max served as an intern to the Honorable Vincent L. Briccetti of the Southern District of New York and worked as an intern in the Fordham Criminal Defense Clinic. Max graduated from Johns Hopkins University in 2015 with a B.A. in Political Science.

Outside of the law, Max is an avid triathlete.

**Selected Published Decisions:**

*Huertas v. Bayer US LLC*, 120 F.4th 1169 (3d Cir. 2024), reversing district court and holding plaintiffs had alleged an injury-in-fact sufficient for Article III standing. Max personally argued the appeal before the Third Circuit, which can be listened to [here](#).

*Jackson v. Amazon.com, Inc.*, 65 F.4th 1093 (9th Cir. 2023), affirming district court’s denial of motion to compel arbitration. Max personally argued the appeal before the Ninth Circuit, which can be viewed [here](#).

*Javier v. Assurance IQ, LLC*, 2022 WL 1744107 (9th Cir. May 31, 2022), reversing district court and holding that Section 631 of the California Invasion of Privacy Act requires prior consent to wiretapping. Max personally argued the appeal before the Ninth Circuit, which can be viewed [here](#).

*Mora v. J&M Plating, Inc.*, 213 N.E.3d 942 (Ill. App. Ct. 2d Dist. 2022), reversing circuit court and holding that Section 15(a) of Illinois’ Biometric Information Privacy Act requires an entity to establish a retention and deletion schedule for biometric data at the first moment of possession. Max personally argued the appeal before the Second District, which can be listened to [here](#).

*Newman v. Bayer Corp.*, 348 F.R.D. 567 (S.D.N.Y. 2025), certifying class of New York purchases of “One A Day” gummy multivitamins.

*Deivaprakash v. Condé Nast Digital*, 798 F. Supp. 3d 1100 (N.D. Cal. 2025), denying motion to dismiss alleged violations of California pen register statute.

*Shah v. Fandom, Inc.*, 754 F. Supp. 3d 924 (N.D. Cal. 2024), denying motion to dismiss alleged violations of California pen register statute.

*Yockey v. Salesforce, Inc.*, 745 F. Supp. 3d 945 (N.D. Cal. 2024), denying motion dismiss alleged violations of California and Pennsylvania wiretapping statutes.

*Rancourt v. Meredith Corp.*, 2024 WL 381344 (D. Mass. Jan. 11, 2024), denying motion to dismiss alleged violations of federal Video Privacy Protection Act, and finding personal jurisdiction over operator of mobile application.

*Saunders v. Hearst Television, Inc.*, 711 F. Supp. 3d 24 (D. Mass. 2024), denying motion to dismiss alleged violations of federal Video Privacy Protection Act.

*Cristostomo v. New Balance Athletics, Inc.*, 647 F. Supp. 3d 1 (D. Mass. 2022), denying motion to dismiss and motion to strike class allegations in case involving sneakers marketed as “Made in the USA.”

### **Selected Class Settlements:**

*Sholopa v. Turk Hava Yollari A.O. (d/b/a Turkish Airlines)*, Case No. 1:20-cv-3294-ALC (S.D.N.Y. 2023) – final approval granted for \$14.1 million class settlement to resolve claims of passengers whose flights with Turkish Airlines were cancelled due to COVID-19 and who did not receive refunds.

*Payero v. Mattress Firm, Inc.*, Case No. 7:21-cv-3061-VB (S.D.N.Y. 2023) – final approval granted for \$4.9 million class settlement to resolve claims of consumers who purchased allegedly defective bed frames.

*Miranda v. Golden Entertainment (NV), Inc.*, Case No. 2:20-cv-534-AT (D. Nev. 2021) – final approval granted for class settlement valued at over \$4.5 million to resolve claims of customers and employees of casino company stemming from data breach.

*Malone v. Western Digital Corp.*, Case No. 5:20-cv-3584-NC (N.D. Cal. 2021) – final approval granted for class settlement valued at \$5.7 million to resolve claims of hard drive purchasers for alleged false advertised.

*Frederick v. ExamSoft Worldwide, Inc.*, Case No. 2021-L-001116 (18th Judicial Circuit Court DuPage County, Illinois 2021) – final approval granted for \$2.25 million class settlement to resolve claims of Illinois students for alleged violations of the Illinois Biometric Information Privacy Act.

### **Bar Admissions**

- New York State
- California
- Massachusetts
- Southern District of New York
- Eastern District of New York
- Northern District of New York
- Northern District of California
- Central District of California
- Eastern District of California
- Southern District of California

- District of Massachusetts
- Northern District of Illinois
- Central District of Illinois
- Eastern District of Michigan
- District of Colorado
- First Circuit Court of Appeals
- Second Circuit Court of Appeals
- Third Circuit Court of Appeals
- Seventh Circuit Court of Appeals
- Ninth Circuit Court of Appeals

### **DANIEL GUERRA**

Daniel Guerra is a Counsel with Bursor & Fisher, P.A. Dan focuses his practice on complex civil litigation and consumer class actions.

Prior to working at Bursor & Fisher, Dan practiced at a national law firm in San Francisco. He helped represent various companies during internal investigations and in complex civil litigation, including product liability litigation and commercial disputes. He also advised clients on a range of matters including regulatory compliance, litigation risk assessment, and product counseling.

Dan is admitted to the State Bar of California, all California Federal District Courts, and the United States District Court for the Western District of Texas.

Dan received his Juris Doctor from the University of California Law, San Francisco (formerly U.C. Hastings College of the Law) in 2009.

### **STEFAN BOGDANOVICH**

Stefan Bogdanovich is an Associate with Bursor & Fisher, P.A. Stefan litigates complex civil and class actions typically involving privacy, intellectual property, entertainment, and false advertising law.

Prior to working at Bursor & Fisher, Stefan practiced at two national law firms in Los Angeles. He helped represent various companies in false advertising and IP infringement cases, media companies in defamation cases, and motion picture producers in royalty disputes. He also advised corporations and public figures on complying with various privacy and advertising laws and regulations.

Stefan is admitted to the State Bar of California and all of the California Federal District Courts. He is also a Certified Information Privacy Professional.

Stefan received his Juris Doctor from the University of Southern California Gould School of Law in 2018, where he was a member of the Hale Moot Court Honors Program and the Trial Team. He received the highest grade in his class in three subjects, including First Amendment Law.

**SPENCER N. MIGOTSKY**

Spencer Migotsky is an Associate with Bursor & Fisher, P.A. Spencer focuses his practice on data privacy, complex commercial litigation, and consumer class actions. He has experience litigating data privacy class actions under the California Invasion of Privacy Act, the federal Video Privacy Protection Act, and the Arizona Telephone, Utility, and Communication Service Records Act.

Prior to joining Bursor & Fisher, Spencer practiced at a national law firm in New York City. He is admitted to the State Bar of New York and is a member of the bars of the United States District Courts for the Southern District of New York and the Eastern District of New York. Spencer received his J.D. from Harvard Law School in 2019. In 2014, Spencer graduated magna cum laude from New York University with a B.A. in Economics.

**JULIA K. VENDITTI**

Julia K. Venditti is an Associate with Bursor & Fisher, P.A. Julia focuses her practice on complex civil litigation and class actions. Julia was a Summer Associate with Bursor & Fisher prior to joining the firm.

Julia is admitted to the State Bar of California and is a member of the bars of the United States District Courts for the Northern, Eastern, Central, and Southern Districts of California.

Julia received her Juris Doctor in 2020 from the University of California, Hastings College of the Law, where she graduated *cum laude* with two CALI Awards for the highest grade in her Evidence and California Community Property classes. During law school, Julia was a member of the UC Hastings Moot Court team and competed at the Evans Constitutional Law Moot Court Competition, where she finished as a national quarterfinalist and received a best brief award. Julia was also inducted into the UC Hastings Honors Society and was awarded Best Brief and an Honorable Mention for Best Oral Argument in her First-Year Moot Court section. In addition, Julia served as a Research Assistant for her Constitutional Law professor, as a Teaching Assistant for Legal Writing & Research, and as a Law Clerk at the San Francisco Public Defender's Office. In 2017, Julia graduated *magna cum laude* from Baruch College/CUNY, Weissman School of Arts and Sciences, with a B.A. in Political Science.

**JULIAN DIAMOND**

Julian Diamond is an Associate with Bursor & Fisher, P.A. Julian focuses his practice on privacy law and class actions. Julian was a Summer Associate with Bursor & Fisher prior to joining the firm.

Julian received his Juris Doctor from Columbia Law School, where he was a Harlan Fiske Stone Scholar. During law school, Julian was Articles Editor for the Columbia Journal of Environmental Law. Prior to law school, Julian worked in education. Julian graduated from

California State University, Fullerton with a B.A. in History and a single subject social science teaching credential.

### **MATTHEW GIRARDI**

Matt Girardi is an Associate with Bursor & Fisher, P.A. Matt focuses his practice on complex civil litigation and class actions, and has focused specifically on consumer class actions involving privacy violations, illegal gambling, financial misconduct, and false advertising. Matt was a Summer Associate with Bursor & Fisher prior to joining the firm.

Matt is admitted to the State Bar of New York, and is a member of the bars of the United States District Courts for the Southern District of New York, the Eastern District of New York, the Eastern District of Michigan, the Western District of Michigan, the First Circuit Court of Appeals, and the Ninth Circuit Court of Appeals.

Matt received his Juris Doctor from Columbia Law School in 2020, where he was a Harlan Fiske Stone Scholar. During law school, Matt was the Commentary Editor for the Columbia Journal of Tax Law, and represented fledgling businesses for Columbia's Entrepreneurship and Community Development Clinic. In addition, Matt worked as an Honors Intern in the Division of Enforcement at the U.S. Securities and Exchange Commission. Matt graduated from Brown University in 2016 with a B.A. in Economics, and worked as a Paralegal Specialist at the U.S. Department of Justice in the Antitrust Division prior to law school.

### **Selected Class Settlements:**

*Armstead v. VGW Malta Ltd. et al.*, Case No. 22-CI-00553 (Henderson Cnty. Ky. 2023) – final approval granted for \$11.75 million class settlement involving allegedly deceptive and/or illegal gambling practices.

*Edwards v. Mid-Hudson Valley Federal Credit Union*, Case No. 22-cv-00562-TJM-CFH (N.D.N.Y. 2023) – final approval granted for \$2.2 million class settlement to resolve claims that an upstate New York credit union was unlawfully charging overdraft fees on accounts with sufficient funds.

*Fischer, et al. v. Instant Checkmate LLC, et al.*, No. 19-cv-04892 (N.D. Ill. 2024) – final approval granted for state-by-state non-reversionary cash settlements involving alleged violations of right of publicity statutes totaling in excess of \$10.1 million.

*Wyland v. Woopla, Inc.*, Civil Action No. 2023-CI-00356 (Henderson Cir. Ct. Ky. 2023) – final approval granted for \$835,000 class settlement involving allegedly deceptive and/or illegal gambling practices.

*Whiting v. Yellow Social Interactive Ltd.*, Civil Action No. 2023-CI-00358 (Henderson Cir. Ct. Ky. 2023) – final approval granted for \$1.32 million class settlement involving allegedly deceptive and/or illegal gambling practices.

### **XAVIER JOHNSON**

Xavier Johnson is a Staff Attorney at Bursor & Fisher, where they focus their practice on complex civil litigation and consumer class actions. They are admitted to the State Bar of California. Xavier is a former Director of Policy Justice at the Just Cities Institute where their work focused on Fair Chance Housing policies, re-entry policy, as well as tenants' rights. Previously, Xavier worked as a Tenants' Rights Attorney at Centro Legal de la Raza. Their work at Centro Legal de la Raza centered on representing tenants in hearings with the Oakland Rent Adjustment Program. Xavier provided assistance to tenants through all stages of the petition process including providing representation on the day of the hearings. Xavier successfully advocated for more than one million dollars in rent reductions. Xavier engaged with the community through outreach and documented how tenants are being impacted by the housing crisis and what steps we can take to ensure that our tenant communities are protected. Xavier Johnson is also an elected official serving as a Commissioner on the Berkeley Rent Stabilization Board.

Over their career, Xavier has worked with law firms, non-profits, and governmental entities in the realms of policy advocacy, research and community organizing. Xavier spent two years as a Congressional Aide in Congresswoman Barbara Lee's District Office with a focus on housing and housing justice.

Xavier holds a Juris Doctorate from University of California Berkeley School of Law and a Bachelor of Arts in Sociology from University of Texas at San Antonio.

### **JENNA GAVENMAN**

Jenna Gavenman is an Associate with Bursor & Fisher, P.A. Jenna focuses her practice on complex civil litigation and consumer class actions. Jenna was a Summer Associate and a part-time intern with Bursor & Fisher prior to joining the firm as a full-time Associate in September 2022.

Jenna is admitted to the State Bar of California and is a member of the bars of the United States District Courts for the Northern, Eastern, Central, and Southern Districts of California.

Jenna received her Juris Doctor in 2022 from the University of California, Hastings College of the Law (now named UC Law SF). During law school, she was awarded an Honorable Mention for Best Oral Argument in her First-Year Moot Court section. Jenna also participated in both the Medical Legal Partnership for Seniors (MLPS) and the Lawyering for Children Practicum at Legal Services for Children—two of UC Hastings's nationally renowned clinical programs. Jenna was awarded the Clinic Award for Outstanding Performance in MLPS for her contributions to the clinic. In addition, Jenna volunteered with her law school's Legal Advice and Referral Clinic and as a LevelBar Mentor.

In 2018, Jenna graduated *cum laude* from Villanova University with a B.A. in Sociology and Spanish (double major). Jenna was a Division I athlete, competing on the Villanova Women's Water Polo varsity team for four consecutive years.

**IRA ROSENBERG**

Ira Rosenberg is an Associate with Bursor & Fisher, P.A. Ira focuses his practice on complex civil litigation and class actions.

Ira received his Juris Doctor in 2022 from Columbia Law School. During law school, Ira served as a Student Honors Legal Intern with Division of Enforcement at the U.S. Securities and Exchange Commission. Ira also interned during law school in the Criminal Division at the United States Attorney's Office for the Southern District of New York and with the Investor Protection Bureau at the Office of the New York State Attorney General. Ira graduated in 2018 from Beth Medrash Govoha with a B.A. in Talmudic Studies.

**LUKE SIRONSKI-WHITE**

Luke Sironski-White is an Associate with Bursor & Fisher, P.A., focusing on complex civil litigation and consumer class actions. Luke joined the firm as a full-time Associate in August 2022.

Luke is admitted to the State Bar of California and is a member of the bars of the United States District Courts for the Northern, Eastern, Central, and Southern Districts of California.

Luke received his Juris Doctor in 2022 from the University of California, Berkeley School of Law. During law school, Luke was on the board of the Consumer Advocacy and Protection Society (CAPS), edited for the Berkeley Journal of Employment and Labor Law, and volunteered with the Prisoner Advocacy Network.

In 2017, Luke graduated from the University of Chicago with a B.A. in Anthropology. Before entering the field of law Luke was a professional photographer and filmmaker.

**MUJGHAN AHMAD**

Mujghan Ahmad is a Staff Attorney at Bursor & Fisher, where she focuses her practice on complex civil litigation and consumer class actions. She is admitted to the State Bar of California.

Mujghan earned her Juris Doctor from Golden Gate University, School of Law in 2022, with specializations in Intellectual Property and Public Interest. During law school, she received a CALI Award in Intellectual Property Law Survey, wrote for the Environmental Law Journal, and was a member of the Moot Court Board and the Pro Bono Honor Society. She also served as a teaching assistant for Criminal Law Professor Thomas Schaaf. In 2017, Mujghan received a Bachelor of Arts in Political Science from the University of California, Irvine.

Her prior legal experience includes internships with the Los Angeles County Counsel's Property Division, Homeless Advocacy Project, Bay Area Legal Aid's Economic Justice Unit, and California Lawyers for the Arts. Before joining Bursor & Fisher, Mujghan served as a Foreclosure Prevention Attorney at Legal Assistance to the Elderly, where she litigated cases

involving wrongful foreclosure and financial elder abuse, and provided pro bono estate planning services to low-income seniors in San Francisco.

**INES DIAZ**

Ines Diaz is an Associate with Bursor & Fisher, P.A. Ines focuses her practice on complex civil litigation and class actions.

Ines is admitted to the State Bar of California and is a member of the bars of the United States District Courts for the Northern, Eastern, Central, and Southern Districts of California.

Ines received her Juris Doctor in 2023 from the University of California, Berkeley School of Law. During law school, Ines served as an Executive Editor of the California Law Review. She also served as an intern with the East Bay Community Law Center's Immigration Clinic and as a Fellow of the Berkeley Law Academic Skills Program. Additionally, Ines served as an instructor with the University of California, Berkeley Extension, Legal Studies Global Access Program where she taught legal writing to international law students. In 2021, Ines was selected for a summer externship at the California Supreme Court where she served as a judicial extern for the Honorable Mariano-Florentino Cuéllar.

**CAROLINE C. DONOVAN**

Caroline C. Donovan is an Associate with Bursor & Fisher, P.A. Caroline focuses her practice on complex civil litigation, data protection, mass arbitration, and class actions. Caroline interned with Bursor & Fisher during her third year of law school before joining full time in Fall 2023.

Caroline is admitted to the State Bar of New York.

Caroline received her Juris Doctor in 2023 from Brooklyn Law School. During law school, Caroline was a member of the Moot Court Honor Society Trial Division, where she was chosen to serve as a National Team Member. Caroline competed and coached in numerous competitions across the country, and placed second at regionals in AAJ's national competition in both her second and third year of law school. Caroline was also the President of the Art Law Association, and the Treasurer of the Labor and Employment Law Association.

During law school, Caroline was a judicial intern for Judge Kenneth W. Chu of the National Labor Relations Board. She also interned at the United States Attorney's Office in the Eastern District of New York, as well as a securities class action firm.

**JOSHUA B. GLATT**

Joshua Glatt is an Associate with Bursor & Fisher, P.A. Joshua focuses his practice on complex civil litigation and consumer class actions. Joshua was a Summer Associate with Bursor & Fisher prior to joining the firm as an Associate.

Joshua is admitted to the State Bar of California and is a member of the bars of the United States District Courts for the Northern, Eastern, Central, and Southern Districts of California.

Joshua earned his Juris Doctor from the University of California College of the Law, San Francisco (formerly U.C. Hastings). While there, he received a CALI Award for earning the highest grade in Constitutional Law II and served on the executive boards of the Jewish Law Students Association and the American Constitution Society. Prior to law school, Joshua graduated *summa cum laude* from the Walter Cronkite School of Journalism and Mass Communication at Arizona State University in 2016 and earned a master's degree from the University of Southern California in 2018.

### **JOSHUA R. WILNER**

Joshua Wilner is an Associate with Bursor & Fisher, P.A. Joshua focuses his practice on complex civil litigation, data privacy, consumer protection, and class actions. Joshua was a Summer Associate at Bursor & Fisher prior to joining the firm full time in Fall 2023.

Joshua is admitted to the State Bar of California and is a member of the bars of the United States District Courts for the Northern, Eastern, Central, and Southern Districts of California.

Joshua received his Juris Doctor in 2023 from Berkeley Law. During law school, he received the American Jurisprudence Award for Constitutional Law.

During law school, Joshua served on the board of the Berkeley Journal of Employment and Labor Law. Joshua also interned at Disability Rights California, Legal Aid at Work, and a private firm that worked closely with the ACLU of Northern California to enforce the California Racial Justice Act. In 2022 and 2023, Joshua worked as a research assistant for Professor Abbye Atkinson.

### **VICTORIA ZHOU**

Victoria Zhou is an Associate in Bursor & Fisher's New York office. Victoria focuses her practice on class actions concerning data privacy and consumer protection.

Victoria is admitted to the State Bar of New York.

Victoria received her Juris Doctor from Fordham Law School in 2023. During law school, Victoria served as an Associate Editor of the Moot Court Board and competed in multiple mock trial competitions as a member of the Brendan Moore Trial Advocates. In addition, Victoria served as a judicial extern to Chief Judge Mark A. Barnett of the United States Court of International Trade. In 2019, Victoria graduated *magna cum laude* from Fei Tian College with a B.F.A. in Classical Dance.

**KYLE D. GORDON**

Kyle Gordon is an Associate with Bursor & Fisher, P.A. Kyle focuses his practice on class actions concerning data privacy and consumer protection. Kyle was a Summer Associate with Bursor & Fisher prior to joining the firm.

Kyle is admitted to the State Bar of New York.

Kyle received his Juris Doctor from Columbia Law School in 2023, where he was a Harlan Fiske Stone Scholar. During law school, Kyle was a Staff Editor for the Columbia Science and Technology Law Review. In 2020, Kyle graduated *summa cum laude* from New York University with a B.A. in Politics and became a member of Phi Beta Kappa. Prior to law school, Kyle interned in the Clerk's Office of the United States District Court for the District of Columbia.

**ELEANOR R. GRASSO**

Eleanor Grasso is an Associate with Bursor & Fisher, P.A. Eleanor focuses her practice on complex civil litigation, including data privacy and consumer protection class actions.

Eleanor is admitted to the State Bars of New York and Florida, and is a member of the bars of the United States District Courts for the Southern District of New York and Eastern District of New York.

Eleanor earned her Juris Doctor from Fordham University School of Law. During law school, Eleanor was a member of the Fordham Journal of Intellectual Property, Media & Entertainment Law, serving as Symposium Editor for Volume XXXIV. Eleanor was also a member of the Brendan Moore Trial Advocacy Team, served as a Research Assistant, and was a member of the Board of Student Advisors.

Throughout her time in law school, Eleanor interned for the Office of the Public Defender for the Sixth Judicial Circuit of Florida in the Misdemeanor Unit, the Office of the Federal Public Defender for the Middle District of Tennessee in the Capital Habeas Unit, the ACLU of Florida, and for the Honorable Kiyoo A. Matsumoto in the United States District Court for the Eastern District of New York. Eleanor was a Summer Associate with Bursor & Fisher and also interned part-time during her third year of law school.

Eleanor earned her Bachelors from the University of Florida, with a double-major in Criminology & Law and Political Science and a minor in French & Francophone studies.

**RYAN B. MARTIN**

Ryan Martin is an Associate with Bursor & Fisher, P.A. Ryan focuses his practice on complex civil litigation and consumer class actions. He was a Summer Associate and part-time law clerk with Bursor & Fisher prior to joining the firm as a full time Associate in August 2024.

Ryan is admitted to the State Bar of California and is a member of the bars of the United States District Courts for the Northern, Eastern, Central, and Southern Districts of California.

He earned his Juris Doctor from the University of California College of the Law, San Francisco (formerly U.C. Hastings), graduating *Cum Laude* with a Concentration in Environmental Law and as a member of the Honors Society. While there, he was a Senior Production Editor of the *U.C. Law Journal*, was President of the Hastings Environmental Law Association, and was a Torts Teaching Fellow.

Prior to law school, Ryan graduated from the W.A. Franke College of Business at Northern Arizona University with a Bachelors of Science in Hotel and Restaurant Management and a minor in Business. Ryan also studied Sustainable Business and Hotel Management at the Internationale Hochschule of Applied Sciences in Bad Honnef Germany and is a certified yoga instructor.

### **LOGAN HAGERTY**

Logan Hagerty is an Associate with Bursor & Fisher, P.A. Logan is admitted to the State Bar of New York and the Southern District of New York.

Logan received his Juris Doctor from Boston College Law School in 2024, where he received a certificate in Land & Environmental Law.

During law school, Logan was President of the Environmental Law Society. In addition, Logan worked for a class action firm, a general practice firm, and interned at a Massachusetts state agency.

Logan earned his Bachelors from St. Lawrence University, where he graduated magna cum laude with a double major in History and Environmental Studies and a minor in African Studies. He is also a member of Phi Beta Kappa.

### **KAREN VALENZUELA**

Karen Valenzuela is an Associate with Bursor & Fisher, P.A. Karen focuses her practice on complex civil litigation and class actions. Karen was a Summer Associate and a part-time intern with Bursor & Fisher prior to joining the firm as a full-time Associate.

Karen is admitted to the State Bar of California and is a member of the bars of the United States District Courts for the Northern, Eastern, Central, and Southern Districts of California.

Karen received her Juris Doctor in 2024 from the University of California, Berkeley School of Law. During law school, Karen was part of the Consumer Protection Public Policy Order, and interned for the Los Angeles County Public Defender's Office. Karen also participated in the International Human Rights Law Clinic, La Alianza Workers' and Tenants' Rights Clinic, and the Death Penalty Clinic.

Prior to law school, Karen graduated from the University of California, Berkeley with a B.A. in Gender and Women's Studies and a minor in Global Poverty and Practice.

**KEVIN A. KAPRAL**

Kevin A. Kapral is an Associate with Bursor & Fisher, P.A. Kevin focuses his practice on complex civil litigation, including data privacy and consumer protection class actions.

Kevin is admitted to the State Bar of Florida.

Kevin received his Juris Doctor in 2025 from the University of Florida Levin College of Law, where he was enrolled as a Governor's Scholar. During law school, Kevin was a Forum Editor for the Florida Law Review and served as a research assistant for Professor Lynn LoPucki. Kevin was a Summer Associate with Bursor & Fisher prior to joining the firm full time.

Kevin earned his B.A. in 2021 from the University of North Carolina at Chapel Hill, where he graduated with a double major in Political Science and Philosophy.

**LAUREN A. VANHEMEL**

Lauren A. VanHemel is an Associate with Bursor & Fisher, P.A. Lauren focuses her practice on complex civil litigation, data privacy, and class actions. She was a Summer Associate and part-time law clerk with Bursor & Fisher before joining the firm full time in Fall 2025.

Lauren is admitted to the State Bar of Florida. She received her Juris Doctor in 2025 from the University of Florida Levin College of Law. During law school, Lauren served as internal vice president of the Florida Moot Court Team and notes & comments editor of the UF Journal of Law and Public Policy. Lauren competed and coached numerous moot court competitions, winning best brief and second overall at the 2023-2024 McGee National Civil Rights Moot Court Competition and second-best brief at the 2024-2025 NAAC ABA Philadelphia Regional Competition.

Prior to law school, Lauren graduated cum laude from the University of Florida with a B.A. in Criminology in 2022.



**Shah v. Fandom Lodestar**

<b>NAME/TITLE</b>	<b>HOURS</b>	<b>RATE</b>	<b>TOTAL</b>
Yitzchak Kopel (Partner - 2019)	76.1	\$ 1,100.00	\$83,710.00
Philip L. Fraietta (Partner - 2014)	0.8	\$ 1,000.00	\$800.00
Alec M. Leslie (Partner - 2016)	30.8	\$ 950.00	\$29,260.00
Max S. Roberts (Partner - 2019)	111.6	\$ 800.00	\$89,280.00
Kaili C. Lynn (Associate - 2021)	4.8	\$ 650.00	\$3,120.00
Emily A. Horne (Associate - 2022)*	186.7	\$ 600.00	\$112,020.00
Joshua R. Wilner (Associate - 2023)	2.7	\$ 550.00	\$1,485.00
Victoria X. Zhou (Associate - 2023)	4.2	\$ 550.00	\$2,310.00
Molly C. Sasseen (Senior Litigation Support Specialist)	17.1	\$ 425.00	\$7,267.50
Judy M. Fontanilla (Senior Litigation Support Specialist)	13	\$ 425.00	\$5,525.00
Brian D. Palner (Litigation Support Specialist)	34	\$ 375.00	\$12,750.00
Reet K. Atwal (Litigation Support Specialist)*	1.5	\$ 375.00	\$562.50
	<u>483.3</u>		<u>\$348,090.00</u>
		Expenses:	\$51,872.96
		<b>Total:</b>	<b>\$399,962.96</b>

\* = No Longer With B&amp;F

DATE	MATTER	No.	ATTY	DESCRIPTION	TIME	RATE	AMOUNT
2024.01.04	GameSpot Pen Registers	3127	AML	Review of draft complaint	2.4	\$950.00	\$ 2,280.00
2024.01.05	GameSpot Pen Registers	3127	AML	final review of complaint	1.8	\$950.00	\$ 1,710.00
2024.04.09	GameSpot Pen Registers	3127	AML	Reviewed MTD and conduct research re same	2.2	\$950.00	\$ 2,090.00
2024.06.28	GameSpot Pen Registers	3127	AML	Reviewed and revised MTD opp	1.9	\$950.00	\$ 1,805.00
2024.09.11	GameSpot Pen Registers	3127	AML	Reviewed OSC response draft	0.9	\$950.00	\$ 855.00
2024.10.23	GameSpot Pen Registers	3127	AML	Reviewed MTD order	1.4	\$950.00	\$ 1,330.00
2024.11.13	GameSpot Pen Registers	3127	AML	Review of discovery requests	1.8	\$950.00	\$ 1,710.00
2024.11.20	GameSpot Pen Registers	3127	AML	Reviewed CMC statement (0.6); reviewed draft RFPs (1.1)	1.7	\$950.00	\$ 1,615.00
2024.11.25	GameSpot Pen Registers	3127	AML	Reviewed opp brief	3.6	\$950.00	\$ 3,420.00
2024.11.25	GameSpot Pen Registers	3127	AML	reviewed initial disclosures	0.6	\$950.00	\$ 570.00
2024.12.04	GameSpot Pen Registers	3127	AML	Call w/ D counsel	0.5	\$950.00	\$ 475.00
2025.02.24	GameSpot Pen Registers	3127	AML	Edits to mediation statement	3.3	\$950.00	\$ 3,135.00
2025.03.04	GameSpot Pen Registers	3127	AML	Call w/ team re mediation	0.7	\$950.00	\$ 665.00
2025.03.17	GameSpot Pen Registers	3127	AML	Review of draft CMC statement	0.8	\$950.00	\$ 760.00
2025.06.11	GameSpot Pen Registers	3127	AML	Research re settlement agreement	2.3	\$950.00	\$ 2,185.00
2025.06.23	GameSpot Pen Registers	3127	AML	Settlement agreement drafting	4.6	\$950.00	\$ 4,370.00
2026.01.20	GameSpot Pen Registers	3127	AML	Call w/ team re: status of notice	0.1	\$950.00	\$ 95.00
2026.01.28	GameSpot Pen Registers	3127	AML	Call w/ team re: status of notice	0.1	\$950.00	\$ 95.00
2026.02.03	GameSpot Pen Registers	3127	AML	Call w/ team re: status of notice	0.1	\$950.00	\$ 95.00
2024.01.03	GameSpot Pen Registers	3127	BDP	Gamespot Testing	2.0	\$375.00	\$ 750.00
2024.01.03	GameSpot Pen Registers	3127	BDP	Gamespot Client Call/ Repeat from no show	0.4	\$375.00	\$ 150.00
2024.01.03	GameSpot Pen Registers	3127	BDP	Clienta Data Review	0.5	\$375.00	\$ 187.50
2024.01.04	GameSpot Pen Registers	3127	BDP	PRTT Testing Data Transmissions/ Screenshots Gamespot	1.8	\$375.00	\$ 675.00
2024.01.04	GameSpot Pen Registers	3127	BDP	PRTT Email responses / Gamespot	0.2	\$375.00	\$ 75.00
2024.02.01	GameSpot Pen Registers	3127	BDP	GameSpot PRTT Call / reschedule	0.4	\$375.00	\$ 150.00
2024.02.29	GameSpot Pen Registers	3127	BDP	PRTT Gamespot Call	0.3	\$375.00	\$ 112.50
2024.03.05	GameSpot Pen Registers	3127	BDP	GameSpot PRTT Call	0.2	\$375.00	\$ 75.00
2024.03.18	GameSpot Pen Registers	3127	BDP	PRTT Gamespot Call/ Data Analysis	0.7	\$375.00	\$ 262.50
2024.03.27	GameSpot Pen Registers	3127	BDP	PRTT Data review/ Gamespot	0.2	\$375.00	\$ 75.00
2024.03.29	GameSpot Pen Registers	3127	BDP	Tracker Sheet Updates / Data samples	0.4	\$375.00	\$ 150.00
2024.04.05	GameSpot Pen Registers	3127	BDP	PRTT Client Data Analysis / IP Base64 revisit Gamespot	0.3	\$375.00	\$ 112.50
2024.06.26	GameSpot Pen Registers	3127	BDP	Gamespot IP Transmissions	0.3	\$375.00	\$ 112.50
2024.06.27	GameSpot Pen Registers	3127	BDP	IP and Cookie Research	2.0	\$375.00	\$ 750.00
2024.11.22	GameSpot Pen Registers	3127	BDP	Gamespot PRTT/ Device Information/ Email Russ	0.3	\$375.00	\$ 112.50
2025.01.06	GameSpot Pen Registers	3127	BDP	PRTT Data Review/ Russ Meeting	0.6	\$375.00	\$ 225.00
2025.01.08	GameSpot Pen Registers	3127	BDP	Gamespot PRTT Data Analysis	0.3	\$375.00	\$ 112.50
2025.01.09	GameSpot Pen Registers	3127	BDP	GameSpot PRTT: Browser Data Analysis	1.5	\$375.00	\$ 562.50
2025.01.10	GameSpot Pen Registers	3127	BDP	Gamespot Call Max	0.4	\$375.00	\$ 150.00
2025.01.10	GameSpot Pen Registers	3127	BDP	Gamespot Data Table/ Cookie Hashing	1.2	\$375.00	\$ 450.00
2025.01.17	GameSpot Pen Registers	3127	BDP	Gamespot Identifiers Email	0.5	\$375.00	\$ 187.50
2025.01.24	GameSpot Pen Registers	3127	BDP	Gamespot / Client Data Meeting	1.0	\$375.00	\$ 375.00
2025.01.24	GameSpot Pen Registers	3127	BDP	Epsilon Data Request/ Jayden Gamespot	0.5	\$375.00	\$ 187.50
2025.01.28	GameSpot Pen Registers	3127	BDP	Gamespot/ Client data request follow up	0.5	\$375.00	\$ 187.50
2025.01.28	GameSpot Pen Registers	3127	BDP	Gamespot Data Sheet / Jayden Kim	0.6	\$375.00	\$ 225.00
2025.01.28	GameSpot Pen Registers	3127	BDP	Gamespot Data Sheet / Jayden Kim	0.7	\$375.00	\$ 262.50

2025.02.07	GameSpot Pen Registers	3127	BDP	Meeting Max / Client Data Review	2.2	\$375.00	\$	825.00
2025.03.04	GameSpot Pen Registers	3127	BDP	Gamespot Mediation	3.2	\$375.00	\$	1,200.00
2025.03.07	GameSpot Pen Registers	3127	BDP	Expert Meeting/ PRTT	1.2	\$375.00	\$	450.00
2025.03.11	GameSpot Pen Registers	3127	BDP	PRTT / Gamespot Data Analysis	0.6	\$375.00	\$	225.00
2025.03.13	GameSpot Pen Registers	3127	BDP	Gamespot PRTT / Meeting Experts	2.5	\$375.00	\$	937.50
2025.03.28	GameSpot Pen Registers	3127	BDP	PRTT Meeting / Gamespot Data	1.0	\$375.00	\$	375.00
2025.04.28	GameSpot Pen Registers	3127	BDP	Gamespot PRTT / Expert Meeting	0.6	\$375.00	\$	225.00
2025.05.20	GameSpot Pen Registers	3127	BDP	Gamespot Meeting	0.9	\$375.00	\$	337.50
2025.07.18	GameSpot Pen Registers	3127	BDP	Gamespot / VisitorMatch Demo Call	0.5	\$375.00	\$	187.50
2025.07.18	GameSpot Pen Registers	3127	BDP	Gamespot / ClaimScore Identity Matching Chat	0.4	\$375.00	\$	150.00
2025.07.18	GameSpot Pen Registers	3127	BDP	IP Matching Research	0.4	\$375.00	\$	150.00
2025.08.18	GameSpot Pen Registers	3127	BDP	Gamespot/ Discovery/ CSV Review with MR	0.9	\$375.00	\$	337.50
2025.08.19	GameSpot Pen Registers	3127	BDP	GameSpot/ CSV Script	1.8	\$375.00	\$	675.00
2023.09.20	GameSpot Pen Registers	3127	EAH	Pen Registers: researched case law and drafted memo	6.1	\$600.00	\$	3,660.00
2023.09.21	GameSpot Pen Registers	3127	EAH	Pen Registers: researched case law and drafted memo (4); conf. w/ YZK re: memo (0.2)	4.2	\$600.00	\$	2,520.00
2023.11.06	GameSpot Pen Registers	3127	EAH	Pen Registers: team meeting w/ AppCensus (0.2); internal call strategizing research (0.2)	0.4	\$600.00	\$	240.00
2023.11.07	GameSpot Pen Registers	3127	EAH	Pen Registers: conf. w/ Brian re: Gamespot (0.3); conf. w/ YZK re: Gamespot (0.1)	0.4	\$600.00	\$	240.00
2023.11.09	GameSpot Pen Registers	3127	EAH	Pen register: review consent case law (1.5); conf. w/ Brian re: trackers (0.3); touch base w/ MSR re: research (0.1); research Gamespot domain (3)	4.9	\$600.00	\$	2,940.00
2023.11.30	GameSpot Pen Registers	3127	EAH	Pen Registers: conduct research for complaint allegations	4.2	\$600.00	\$	2,520.00
2023.12.12	GameSpot Pen Registers	3127	EAH	Gamespot: conf. w/ Brian re: trackers (0.5); conf. w/ YZK re: jurisdiction (0.2); conf. w/ LTF re: jurisdiction (0.8); conf. w/ CRR re: jurisdiction (0.3); conf. w/ MSR	7.1	\$600.00	\$	4,260.00
2023.12.15	GameSpot Pen Registers	3127	EAH	Gamespot: Conf. w/ team members re: case strategy (2.5); conf. w/ Brian re: tech trackers (0.5); conf. w/ MSR re: complaint (0.3); draft complaint (6)	9.3	\$600.00	\$	5,580.00
2023.12.18	GameSpot Pen Registers	3127	EAH	Gamespot: conf. w/ MSR, Brian, and software expert (0.5); conf. w/ MSR re: complaint (0.1); draft complaint (3.5)	4.1	\$600.00	\$	2,460.00
2024.01.02	GameSpot Pen Registers	3127	EAH	Gamespot: conf. w/ team re complaint and campaign (0.9); drafted complaint (3)	3.9	\$600.00	\$	2,340.00
2024.01.03	GameSpot Pen Registers	3127	EAH	Drafted complaint (4.5)	4.5	\$600.00	\$	2,700.00
2024.01.04	GameSpot Pen Registers	3127	EAH	Conf. w/ YZK and AML re complaint (0.2); correspond w/ MSR and BDP re complaint (0.3); correspond w/ client re complaint (0.2); run background check on client (0.2); finalize complaint (2); correspond w/ MSR re complaint (0.2)	3.1	\$600.00	\$	1,860.00
2024.01.05	GameSpot Pen Registers	3127	EAH	Conf. w/ MSR re complaint (0.5); conf. w/ JMF re civil cover sheet (0.2); reiew final version of filing (0.1); conf. w/ BSS re client (0.2); conf. w/ MSR re client (0.2); conf. w/ LTF re filing (0.2); conf. w/ JMF re filing (0.1); correspond w/ team re client (0.1)	1.6	\$600.00	\$	960.00
2024.01.08	GameSpot Pen Registers	3127	EAH	Conf. w/ team re next steps (0.1); conf. w/ Debbie and JMF re filing (0.4); conf. w/ MSR re filing complaint (0.1)	0.6	\$600.00	\$	360.00
2024.01.16	GameSpot Pen Registers	3127	EAH	Conf. w/ Debbie and JMF re filing complex lit application (0.2)	0.2	\$600.00	\$	120.00

2024.01.19	GameSpot Pen Registers	3127	EAH	Update MSR re complex lit application (0.1); draft complex lit application (1.3); circulate complex lit application (0.1)	1.5	\$600.00	\$	900.00
2024.01.22	GameSpot Pen Registers	3127	EAH	Conf. w/ BSS re SF Superior Court (0.3); conf. w/ MSR re serving defendant (0.3); conf. w/ AML re serving defendant (0.1); collect documents for serving defendant (0.3)	1.0	\$600.00	\$	600.00
2024.01.24	GameSpot Pen Registers	3127	EAH	Conf. w/ MSR re updating case status sheet (0.1); conf. w/ Reet re the docket (0.2); updated calendar (0.2)	0.5	\$600.00	\$	300.00
2024.01.31	GameSpot Pen Registers	3127	EAH	Call w/ team re status of complex lit app (0.1)	0.1	\$600.00	\$	60.00
2024.02.06	GameSpot Pen Registers	3127	EAH	Update Calendar (0.1); email w/ team re def. counsel and extension (0.1); correspond w/ MSR re complex lit app (0.1); correspond w/ BSS re complex lit app (0.1); conf. w/ JSR re complex lit app (0.2); updated case status sheet (0.1)	0.7	\$600.00	\$	420.00
2024.02.09	GameSpot Pen Registers	3127	EAH	Review stip re extension to answer complaint (0.2); conf. w/ JMF re signature on stip (0.1)	0.3	\$600.00	\$	180.00
2024.02.13	GameSpot Pen Registers	3127	EAH	Review docket (0.2); Upload stip extending def.'s answer deadline to Box (0.1)	0.3	\$600.00	\$	180.00
2024.02.14	GameSpot Pen Registers	3127	EAH	Team meeting re client, complex lit app, and next steps (0.2)	0.2	\$600.00	\$	120.00
2024.02.15	GameSpot Pen Registers	3127	EAH	corresponded w/ defense counsel re complex lit app (0.1)	0.1	\$600.00	\$	60.00
2024.02.16	GameSpot Pen Registers	3127	EAH	Correspond w/ MSR re complex lit app (0.2); correspond w/ def. counsel re complex lit app (0.1)	0.3	\$600.00	\$	180.00
2024.02.20	GameSpot Pen Registers	3127	EAH	Correspond w/ MSR re complex lit app (0.2); conf. w/ DLS re complex lit app (0.3)	0.5	\$600.00	\$	300.00
2024.02.21	GameSpot Pen Registers	3127	EAH	Update case sheet (0.2); update calendar (0.1); team meeting re status of case (0.2)	0.5	\$600.00	\$	300.00
2024.02.22	GameSpot Pen Registers	3127	EAH	Updated calendar (0.1); reviewd Judge's standing order (0.2); conf. w/ DLS re removal (0.5)	0.8	\$600.00	\$	480.00
2024.02.23	GameSpot Pen Registers	3127	EAH	Update calendar (0.1)	0.1	\$600.00	\$	60.00
2024.02.26	GameSpot Pen Registers	3127	EAH	Update case status sheet (0.1)	0.1	\$600.00	\$	60.00
2024.02.27	GameSpot Pen Registers	3127	EAH	Conf. w/ Wilner re pen registers (0.3)	0.3	\$600.00	\$	180.00
2024.02.28	GameSpot Pen Registers	3127	EAH	team call re status of case (0.1); email V. Shah re ADR Cert (0.3)	0.4	\$600.00	\$	240.00
2024.02.29	GameSpot Pen Registers	3127	EAH	Correspond w/ JMF re docket notifications (0.1)	0.1	\$600.00	\$	60.00
2024.02.29	GameSpot Pen Registers	3127	EAH	Call w/ V. Shah re ADR Cert (0.3); correspond w/ MSR re ADR Cert (0.2); email def. counsel re ADR cert (0.1); call w/ MSR re status of case (0.1); fill out ADR cert form (0.2)	0.9	\$600.00	\$	540.00
2024.03.01	GameSpot Pen Registers	3127	EAH	Pen registers: call w/ [redacted] re coordination of cases (0.3)	0.3	\$600.00	\$	180.00
2024.03.20	GameSpot Pen Registers	3127	EAH	Check docket for updates (0.1); call w/ team re status of case (0.1)	0.2	\$600.00	\$	120.00
2024.03.26	GameSpot Pen Registers	3127	EAH	Correspond w/ JAK re new client (0.1)	0.1	\$600.00	\$	60.00
2024.03.27	GameSpot Pen Registers	3127	EAH	update case status sheet (0.1); call w/ team re remand (0.2)	0.3	\$600.00	\$	180.00
2024.04.08	GameSpot Pen Registers	3127	EAH	Review MTD (0.8); updated calendar (0.1); correspond w/ MSR re MTD (0.1)	1.0	\$600.00	\$	600.00
2024.04.09	GameSpot Pen Registers	3127	EAH	Update calendar (0.1)	0.1	\$600.00	\$	60.00
2024.04.10	GameSpot Pen Registers	3127	EAH	Update case status sheet (0.1)	0.1	\$600.00	\$	60.00
2024.04.11	GameSpot Pen Registers	3127	EAH	call w/ team re status of case (0.1)	0.1	\$600.00	\$	60.00
2024.04.15	GameSpot Pen Registers	3127	EAH	Draft stip extending Def.'s answer to FAC and MTD briefing schedule (2.3); review MSR's edits to stip (0.2); circulate proposed stip to def. counsel (0.1)	2.6	\$600.00	\$	1,560.00
2024.04.16	GameSpot Pen Registers	3127	EAH	Correspond w/ MSR re edits to stip to extend MTD briefing schedule (0.1); edit stip (0.3); circulate updated stip to def. counsel (0.1)	0.5	\$600.00	\$	300.00
2024.04.17	GameSpot Pen Registers	3127	EAH	Update stip re MTD and FAC (0.1); correspond w/ def. counsel re stip (0.1); correspond w/ MSR re stip (0.1); correspond w/ litigation team re filling stip (0.1)	0.4	\$600.00	\$	240.00

2024.04.18	GameSpot Pen Registers	3127	EAH	Updated calendar re FAC and MTD briefing (0.3); update case status sheet (0.2)	0.5	\$600.00	\$ 300.00
2024.04.19	GameSpot Pen Registers	3127	EAH	Draft FAC (2.5); review MTD (0.7)	3.2	\$600.00	\$ 1,920.00
2024.04.22	GameSpot Pen Registers	3127	EAH	Correspond w/ JAK re new client (0.1); draft FAC (4.5); correspond w/ BDP re FAC (0.1);	4.7	\$600.00	\$ 2,820.00
2024.04.23	GameSpot Pen Registers	3127	EAH	Correspond w/ BDP and MSR re complaint (0.2); call w/ MSR re complaint (0.1); draft FAC (2)	2.3	\$600.00	\$ 1,380.00
2024.04.24	GameSpot Pen Registers	3127	EAH	Circulated FAC for clients' review (0.3); call w/ MSR re FAC (0.1); correspond w/ team re FAC (0.1); updated FAC (0.3); review edits to FAC (0.2)	1.0	\$600.00	\$ 600.00
2024.04.25	GameSpot Pen Registers	3127	EAH	incorporate edits to FAC (0.1); send out FAC to client for approval (0.1)	0.2	\$600.00	\$ 120.00
2024.04.29	GameSpot Pen Registers	3127	EAH	Correspond w/ client re FAC (0.1); prepare FAC (2.3); conf. w/ LTF re FAC (0.2)	2.6	\$600.00	\$ 1,560.00
2024.04.30	GameSpot Pen Registers	3127	EAH	Email client re ADR certification (0.1); call w/ client re ADR certification (0.3); prepare ADR cert for client's signature (0.2)	0.6	\$600.00	\$ 360.00
2024.05.01	GameSpot Pen Registers	3127	EAH	Update case status sheet (0.1); update calendar (0.1); review Judge Lin's standing order (0.1); call def. counsel re ADR Cert (0.1); finalize ADR Cert forms (0.5)	0.9	\$600.00	\$ 540.00
2024.05.08	GameSpot Pen Registers	3127	EAH	Updated case status sheets (0.1)	0.1	\$600.00	\$ 60.00
2024.06.03	GameSpot Pen Registers	3127	EAH	Update calendar (0.2); review docket (0.2); upload MTD to Box (0.2)	0.6	\$600.00	\$ 360.00
2024.06.05	GameSpot Pen Registers	3127	EAH	team call re MTD Opp (0.1)	0.1	\$600.00	\$ 60.00
2024.06.14	GameSpot Pen Registers	3127	EAH	Review MTD (0.5)	0.5	\$600.00	\$ 300.00
2024.06.15	GameSpot Pen Registers	3127	EAH	Review MTD (0.2); Outline MTD Opp for interns (1)	1.2	\$600.00	\$ 720.00
2024.06.16	GameSpot Pen Registers	3127	EAH	Outline MTD Opp for interns (3.5)	3.5	\$600.00	\$ 2,100.00
2024.06.17	GameSpot Pen Registers	3127	EAH	Call w/ MSR re MTD Opp (0.5); draft MTD Opp (0.5); research for MTD Opp (1)	2.0	\$600.00	\$ 1,200.00
2024.06.20	GameSpot Pen Registers	3127	EAH	Correspond w/ interns re MTD Opp (0.1)	0.1	\$600.00	\$ 60.00
2024.06.24	GameSpot Pen Registers	3127	EAH	Draft MTD Opp (4)	4.0	\$600.00	\$ 2,400.00
2024.06.25	GameSpot Pen Registers	3127	EAH	Draft MTD Opp (7.5)	7.5	\$600.00	\$ 4,500.00
2024.06.26	GameSpot Pen Registers	3127	EAH	Review calendar (0.1); review MSR's redlines to MTD Opp (0.7)	0.8	\$600.00	\$ 480.00
2024.06.27	GameSpot Pen Registers	3127	EAH	Call w/ MSR and YZK re MTD Opp (0.1);	0.1	\$600.00	\$ 60.00
2024.06.28	GameSpot Pen Registers	3127	EAH	Call w/ LTF re MTD Opp (0.1); correspond w/ MCS re MTD Opp (0.2); review MTD Opp (1); review filing for MTD Opp (0.1); correspond w/ MSR re MTD Opp (0.1); review J. Lin's standing order (0.4)	1.9	\$600.00	\$ 1,140.00
2024.07.03	GameSpot Pen Registers	3127	EAH	Update status sheet (0.1)	0.1	\$600.00	\$ 60.00
2024.07.24	GameSpot Pen Registers	3127	EAH	review MTD reply (0.5); correspond w/ team re MTD (0.1); review docket (0.1)	0.7	\$600.00	\$ 420.00
2024.07.31	GameSpot Pen Registers	3127	EAH	Review docket (0.1)	0.1	\$600.00	\$ 60.00
2024.07.31	GameSpot Pen Registers	3127	EAH	Call w/ team re supplemental authority (0.5); prepare NOSA (0.2)	0.7	\$600.00	\$ 420.00
2024.08.21	GameSpot Pen Registers	3127	EAH	Call w/ MSR re hearing (0.1)	0.1	\$600.00	\$ 60.00
2024.08.28	GameSpot Pen Registers	3127	EAH	Team call re next steps (0.1)	0.1	\$600.00	\$ 60.00
2024.09.03	GameSpot Pen Registers	3127	EAH	Review briefing in preparation for hearing (0.8)	0.8	\$600.00	\$ 480.00
2024.09.05	GameSpot Pen Registers	3127	EAH	Call w/ MSR re hearing (0.3); review briefing for MTD hearing (1); review OSC (0.2); correspond w/ MSR re hearing (0.1)	1.6	\$600.00	\$ 960.00
2024.09.09	GameSpot Pen Registers	3127	EAH	Call w/ YZK re hearing (0.1); correspond w/ team re OSC (0.1)	0.2	\$600.00	\$ 120.00
2024.09.10	GameSpot Pen Registers	3127	EAH	Conf. w/ BSS re J. Lin (0.1); conf. w/ MSR re OSC (0.1)	0.2	\$600.00	\$ 120.00
2024.09.11	GameSpot Pen Registers	3127	EAH	Draft response to OSC (0.7); conf. w/ BSS re OSC (0.2); correspond w/ team re response to OSC (0.1); conf. w/ MSR re rescheduled hearing (0.1)	1.1	\$600.00	\$ 660.00
2024.09.12	GameSpot Pen Registers	3127	EAH	Update calendar (0.1)	0.1	\$600.00	\$ 60.00
2024.10.01	GameSpot Pen Registers	3127	EAH	Review judge's questions for MTD Hearing (0.2); watch MTD hearing (1.5); correspond w/ MSR and JBG re MTD hearing (0.2)	1.9	\$600.00	\$ 1,140.00

2024.10.09	GameSpot Pen Registers	3127	EAH	Review docket (0.1)	0.1	\$600.00	\$	60.00
2024.10.21	GameSpot Pen Registers	3127	EAH	Review MTD Order (1); update calendar (0.1); conf. w/ LTF re MTD Order (0.1)	1.2	\$600.00	\$	720.00
2024.10.28	GameSpot Pen Registers	3127	EAH	Correspond w/ team re def.'s answer (0.2); update calendar (0.1); call w/ team re next steps (0.1); correspond w/ def. re extension (0.1)	0.5	\$600.00	\$	300.00
2024.10.29	GameSpot Pen Registers	3127	EAH	Redline stip to extend def.'s time to answer (0.3); correspond w/ def. counsel re stip (0.1)	0.4	\$600.00	\$	240.00
2024.11.06	GameSpot Pen Registers	3127	EAH	Call w/ team re 26(f) (0.2)	0.2	\$600.00	\$	120.00
2024.11.07	GameSpot Pen Registers	3127	EAH	Call w/ YZK and MSR re disco and 26(f) (0.5)	0.7	\$600.00	\$	420.00
2024.11.12	GameSpot Pen Registers	3127	EAH	Draft discovery requests (5); correspond w/ KBV re 26(f) report (0.1)	5.1	\$600.00	\$	3,060.00
2024.11.13	GameSpot Pen Registers	3127	EAH	Review edits to disco requests (0.2); correspond w/ def. counsel re 26(f) report (0.1); update calendar (0.1); review FRCP 26 (0.2); research 26(f) report (0.5); draft 26(f) report (1); call w/ KBV re 26(f) report (0.5); team call re disco and next steps (0.2); correspond w/ KBV re 26(f) report (0.2)	3.0	\$600.00	\$	1,800.00
2024.11.14	GameSpot Pen Registers	3127	EAH	Conf. w/ KBV re 26(f) report (0.2); correspond w/ def. counsel re meet & confer (0.1)	0.3	\$600.00	\$	180.00
2024.11.15	GameSpot Pen Registers	3127	EAH	redline 26(f) report (2)	2.0	\$600.00	\$	1,200.00
2024.11.18	GameSpot Pen Registers	3127	EAH	Review Motion for Reconsideration (0.5); review local rules (0.3); correspond w/ AML re 26(f) call and report (0.1)	0.9	\$600.00	\$	540.00
2024.11.19	GameSpot Pen Registers	3127	EAH	conf. w/ KBV re initial disclosures (0.6); circulate 26(f) report to def. counsel (0.1); update calendar (0.2)	0.9	\$600.00	\$	540.00
2024.11.20	GameSpot Pen Registers	3127	EAH	Conf. w/ MSR re M&C (0.2); meet and conf. call w/ def. counsel (0.1); conf. w/ KBV re M&C (0.3); team call re next steps (0.2); conf. w/ JSR re M&C (0.2)	1.0	\$600.00	\$	600.00
2024.11.21	GameSpot Pen Registers	3127	EAH	Review edits to disco requests (0.5)	0.5	\$600.00	\$	300.00
2024.11.22	GameSpot Pen Registers	3127	EAH	Finalize RFPs (0.1); circulate RFPs (0.1)	0.2	\$600.00	\$	120.00
2024.11.25	GameSpot Pen Registers	3127	EAH	Review Opp to Mtn for Interlocutory Appeal (0.5); draft initial disclosures (1)	1.5	\$600.00	\$	900.00
2024.11.27	GameSpot Pen Registers	3127	EAH	Call w/ YZK and MSR re disco (0.1)	0.1	\$600.00	\$	60.00
2024.12.02	GameSpot Pen Registers	3127	EAH	Correspond w/ MSR re mediation (0.2)	0.2	\$600.00	\$	120.00
2024.12.03	GameSpot Pen Registers	3127	EAH	Correspond w/ MSR re CMC Statement (0.1); review and redline CMC statement (0.3)	0.4	\$600.00	\$	240.00
2024.12.04	GameSpot Pen Registers	3127	EAH	Update calendar (0.2); correspond w/ team re M&C w/ def. counsel (0.2); Review docket (0.1); update case status sheet (0.1); team meeting re next steps (0.1)	0.7	\$600.00	\$	420.00
2024.12.16	GameSpot Pen Registers	3127	EAH	Draft NOSA re LA Times (0.5); correspond w/ MSR re NOSA (0.1); review order denying MFR (0.2)	0.8	\$600.00	\$	480.00
2024.12.17	GameSpot Pen Registers	3127	EAH	Call w/ team re mediation (0.2)	0.2	\$600.00	\$	120.00
2025.01.06	GameSpot Pen Registers	3127	EAH	Reviewed docket and calendar (0.3); updated case status sheet (0.2); reviewed order re mtn for reconsideration (0.5)	1.0	\$600.00	\$	600.00
2025.01.07	GameSpot Pen Registers	3127	EAH	Draft stip re continuing CMC and staying deadlines (2); correspond w/ team re stip (0.1); call w/ MSR re stip (0.1); correspond w/ def. counsel re stip (0.1)	2.3	\$600.00	\$	1,380.00
2025.01.08	GameSpot Pen Registers	3127	EAH	Conf. w/ MSR CMC statement (0.3); update CMC statement (0.3); correspond w/ def. counsel re CMC statement (0.2); call w/ team re CMC and mediation (0.1)	0.9	\$600.00	\$	540.00
2025.01.09	GameSpot Pen Registers	3127	EAH	Correspond w/ AG's office re postponing constitutionality issue (0.1)	0.1	\$600.00	\$	60.00
2025.01.10	GameSpot Pen Registers	3127	EAH	Review order staying case (0.1); correspond w/ MSR re order staying case (0.1)	0.2	\$600.00	\$	120.00
2025.01.13	GameSpot Pen Registers	3127	EAH	Update calendar (0.3)	0.3	\$600.00	\$	180.00
2025.01.14	GameSpot Pen Registers	3127	EAH	Correspond w/ MSR re AG's office (0.1); update calendar (0.1); review docket (0.1)	0.3	\$600.00	\$	180.00
2025.01.15	GameSpot Pen Registers	3127	EAH	Conf. w/ MSR re mediation (0.1)	0.1	\$600.00	\$	60.00

2025.01.16	GameSpot Pen Registers	3127	EAH	Call mediator's office to confirm mediation date (0.2); conf. w/ MSR re mediation (0.1)	0.3	\$600.00	\$ 180.00
2025.01.17	GameSpot Pen Registers	3127	EAH	Review JAMS retainer (0.1); correspond w/ MSR re JAMS retainer (0.1)	0.2	\$600.00	\$ 120.00
2025.01.21	GameSpot Pen Registers	3127	EAH	Call w/ MSR re mediation (0.1)	0.1	\$600.00	\$ 60.00
2025.01.23	GameSpot Pen Registers	3127	EAH	Update calendar (0.2)	0.2	\$600.00	\$ 120.00
2025.01.24	GameSpot Pen Registers	3127	EAH	Call w/ BDP and MSR re testing (1)	1.0	\$600.00	\$ 600.00
2025.02.04	GameSpot Pen Registers	3127	EAH	Call w/ team re mediation (0.2)	0.2	\$600.00	\$ 120.00
2025.02.04	GameSpot Pen Registers	3127	EAH	Draft mediation statement (1)	1.0	\$600.00	\$ 600.00
2025.02.06	GameSpot Pen Registers	3127	EAH	Draft mediation statement (2)	2.0	\$600.00	\$ 1,200.00
2025.02.07	GameSpot Pen Registers	3127	EAH	Draft mediation statement (2.5)	2.5	\$600.00	\$ 1,500.00
2025.02.10	GameSpot Pen Registers	3127	EAH	Update Box with Def's Production (0.2)	0.2	\$600.00	\$ 120.00
2025.02.11	GameSpot Pen Registers	3127	EAH	Draft mediation statement	3.3	\$600.00	\$ 1,980.00
2025.02.12	GameSpot Pen Registers	3127	EAH	Draft mediation statement (2.5); call w/ COpyright attorney re cases (0.5); call w/ YZK re mediation (0.2); call w/ team re mediation statement (0.2)	3.4	\$600.00	\$ 2,040.00
2025.02.13	GameSpot Pen Registers	3127	EAH	Draft mediation statement (0.5)	0.5	\$600.00	\$ 300.00
2025.02.16	GameSpot Pen Registers	3127	EAH	Drafted mediation statement (3.5)	3.5	\$600.00	\$ 2,100.00
2025.02.18	GameSpot Pen Registers	3127	EAH	Correspond w/ MSR re mediatoin statement (0.1); call w/ team re mediatoin (0.1)	0.2	\$600.00	\$ 120.00
2025.02.18	GameSpot Pen Registers	3127	EAH	Update calendar (0.1); drafted mediation statement (2)	2.1	\$600.00	\$ 1,260.00
2025.02.19	GameSpot Pen Registers	3127	EAH	Call w/ MSR re mediation statement (0.7); draft mediation statement (0.7)	1.4	\$600.00	\$ 840.00
2025.02.20	GameSpot Pen Registers	3127	EAH	Draft medation statement and terms sheet (3.5)	3.5	\$600.00	\$ 2,100.00
2025.02.24	GameSpot Pen Registers	3127	EAH	Correspond w/ team re mediation (0.2)	0.2	\$600.00	\$ 120.00
2025.02.25	GameSpot Pen Registers	3127	EAH	Correspond w/ team re mediatoin statement (0.3); call w/ YZK re mediation statement (0.2); review and sign mediatoin agreement (0.2); call w/ YZK and MSR re mediation statement and next steps (0.3)	1.0	\$600.00	\$ 600.00
2025.03.04	GameSpot Pen Registers	3127	EAH	Travel to / from mediation (0.6); attend mediation (6); debrief mediation with team (0.5)	7.1	\$600.00	\$ 4,260.00
2025.03.05	GameSpot Pen Registers	3127	EAH	review demand letter (0.1)	0.1	\$600.00	\$ 60.00
2025.03.07	GameSpot Pen Registers	3127	EAH	Read settlement letter (0.2)	0.2	\$600.00	\$ 120.00
2025.03.10	GameSpot Pen Registers	3127	EAH	Update status sheet (0.2); correspond w/ MSR re stip (0.2)	0.4	\$600.00	\$ 240.00
2025.03.11	GameSpot Pen Registers	3127	EAH	Draft CMC Statement (1.2)	1.2	\$600.00	\$ 720.00
2025.03.13	GameSpot Pen Registers	3127	EAH	Draft CMC statement (1)	1.0	\$600.00	\$ 600.00
2025.03.18	GameSpot Pen Registers	3127	EAH	Review emails re joint status to court (0.2); call w/ team re next steps (0.2)	0.4	\$600.00	\$ 240.00
2025.03.20	GameSpot Pen Registers	3127	EAH	Review docket (0.1); update calendar (0.2)	0.3	\$600.00	\$ 180.00
2025.03.25	GameSpot Pen Registers	3127	EAH	Call w/ team re settlement status (0.1)	0.1	\$600.00	\$ 60.00
2025.04.01	GameSpot Pen Registers	3127	EAH	Call w/ team re settlement status (0.1)	0.1	\$600.00	\$ 60.00
2025.04.03	GameSpot Pen Registers	3127	EAH	Correspond w/ team re settlement (0.1)	0.1	\$600.00	\$ 60.00
2025.04.04	GameSpot Pen Registers	3127	EAH	Call w/ MSR re next steps (0.3)	0.3	\$600.00	\$ 180.00
2025.04.04	GameSpot Pen Registers	3127	EAH	Team call re settlement (0.2)	0.2	\$600.00	\$ 120.00
2025.04.08	GameSpot Pen Registers	3127	EAH	Correspond w/ team re settlement (0.1); update calendar (0.2);	0.3	\$600.00	\$ 180.00
2025.04.11	GameSpot Pen Registers	3127	EAH	Correspond w/ team re AG's office intervention (0.3); correspond w/ AG's office re intervention (0.1)	0.3	\$600.00	\$ 180.00
2025.04.15	GameSpot Pen Registers	3127	EAH	update calendar and case sheet (0.2)	0.2	\$600.00	\$ 120.00
2025.04.17	GameSpot Pen Registers	3127	EAH	call w/ team re settlement negotiations (0.2)	0.2	\$600.00	\$ 120.00
2025.04.22	GameSpot Pen Registers	3127	EAH	Review calendar (0.1)	0.1	\$600.00	\$ 60.00

2025.04.23	GameSpot Pen Registers	3127	EAH	Team call re CMC (0.1)	0.1	\$600.00	\$	60.00
2025.04.28	GameSpot Pen Registers	3127	EAH	Correspond w/ team re settlement (0.1)	0.1	\$600.00	\$	60.00
2025.04.30	GameSpot Pen Registers	3127	EAH	Conf. w/ DLS re CMC statement (0.2); call w/ team re settlement (0.2)	0.4	\$600.00	\$	240.00
2025.05.06	GameSpot Pen Registers	3127	EAH	Correspond w/ team re CMC (0.1); correspond w/ team re settlement (0.1)	0.2	\$600.00	\$	120.00
2025.05.07	GameSpot Pen Registers	3127	EAH	research zoom info for CMC (0.1); review docket re change of def counsel (0.1); correspond w/ team re CMC and 3rd party subpoena (0.3); draft email to DG re 3rd party subpoena (0.4); confirm calendar (0.1)	1.0	\$600.00	\$	600.00
2025.05.09	GameSpot Pen Registers	3127	EAH	Correspond w/ DG re subpoena (0.1)	0.1	\$600.00	\$	60.00
2025.05.13	GameSpot Pen Registers	3127	EAH	Conf. w/ DG re 3rd party subpoena (0.1)	0.1	\$600.00	\$	60.00
2025.05.19	GameSpot Pen Registers	3127	EAH	Review state court docket (0.2)	0.2	\$600.00	\$	120.00
2025.05.20	GameSpot Pen Registers	3127	EAH	Team call re subpoena and term sheet (0.1)	0.1	\$600.00	\$	60.00
2025.06.03	GameSpot Pen Registers	3127	EAH	Catch up on emails (0.4); update calendar (0.2)	0.6	\$600.00	\$	360.00
2025.06.04	GameSpot Pen Registers	3127	EAH	Call w/ MSR re subpoenas (0.1); correspond w/ JMF re subpoenas (0.1)	0.2	\$600.00	\$	120.00
2025.06.09	GameSpot Pen Registers	3127	EAH	Review third party subpoenas (0.3); update the calendar (0.2); correspond w/ MSR re third party subpoenas (0.1)	0.6	\$600.00	\$	360.00
2025.06.09	GameSpot Pen Registers	3127	EAH	Call w/ MSR re third party subpoenas (0.2)	0.2	\$600.00	\$	120.00
2025.06.10	GameSpot Pen Registers	3127	EAH	Update calendar (0.3);	0.3	\$600.00	\$	180.00
2025.06.11	GameSpot Pen Registers	3127	EAH	Team call re status of settlement (0.1)	0.1	\$600.00	\$	60.00
2025.06.16	GameSpot Pen Registers	3127	EAH	Review emails and calendar (0.2)	0.2	\$600.00	\$	120.00
2025.06.17	GameSpot Pen Registers	3127	EAH	Review compl. (0.1); team meeting re settlement (0.1)	0.2	\$600.00	\$	120.00
2025.06.24	GameSpot Pen Registers	3127	EAH	Correspond w/ MSR re SA (0.1); review SA (0.4); team call re SA (0.2)	0.7	\$600.00	\$	420.00
2025.06.26	GameSpot Pen Registers	3127	EAH	Review correspondence w/ GumGum's counsel re subpoena (0.1)	0.1	\$600.00	\$	60.00
2025.07.01	GameSpot Pen Registers	3127	EAH	Update case status sheet (0.2); review emails re third party productions (0.3); team call re settlement (0.1)	0.6	\$600.00	\$	360.00
2024.01.05	GameSpot Pen Registers	3127	JMF	Finalized complaint, prepared and finalized initiating documents; filed same.	3.5	\$425.00	\$	1,487.50
2024.01.08	GameSpot Pen Registers	3127	JMF	Reviewed filing rejection; re-filed complaint and initiating documents.	1.5	\$425.00	\$	637.50
2024.01.22	GameSpot Pen Registers	3127	JMF	Served complaint.	0.6	\$425.00	\$	255.00
2024.02.20	GameSpot Pen Registers	3127	JMF	Discussed compls designation app; prepared proof of service for same.	0.6	\$425.00	\$	255.00
2024.04.29	GameSpot Pen Registers	3127	JMF	Finalized and filed FAC and redlined version.	1.0	\$425.00	\$	425.00
2024.05.01	GameSpot Pen Registers	3127	JMF	Finalized 2 ADR certs; filed same.	0.4	\$425.00	\$	170.00
2024.10.14	GameSpot Pen Registers	3127	JMF	Checked docket.	0.1	\$425.00	\$	42.50
2024.11.18	GameSpot Pen Registers	3127	JMF	Prepared; finalized, and filed transcript request.	0.5	\$425.00	\$	212.50
2024.11.21	GameSpot Pen Registers	3127	JMF	Emailed court reporter re transcript; discussed same with attys.	0.2	\$425.00	\$	85.00
2024.12.26	GameSpot Pen Registers	3127	JMF	Checked docket.	0.1	\$425.00	\$	42.50
2025.05.27	GameSpot Pen Registers	3127	JMF	Worked on third party subpoenas and notices; discussed same with MSR.	0.5	\$425.00	\$	212.50
2025.05.28	GameSpot Pen Registers	3127	JMF	Finalized and served 4 third party subs; finalized and served 4 nts of subp to all counsel.	1.5	\$425.00	\$	637.50
2025.05.29	GameSpot Pen Registers	3127	JMF	Emailed attys re service of subpoenas; saved proofs of service re same.	0.3	\$425.00	\$	127.50
2025.05.30	GameSpot Pen Registers	3127	JMF	Saved proof of service for subpoena.	0.1	\$425.00	\$	42.50
2025.06.02	GameSpot Pen Registers	3127	JMF	Tracked service of thir party subpoenas.	0.3	\$425.00	\$	127.50
2025.06.03	GameSpot Pen Registers	3127	JMF	Discussed ID5 subpoena issues; reserved same.	0.3	\$425.00	\$	127.50
2025.06.04	GameSpot Pen Registers	3127	JMF	Resolved ID5 subpoena service issues.	0.3	\$425.00	\$	127.50
2025.06.05	GameSpot Pen Registers	3127	JMF	Emailed attys re service of subpoena.	0.1	\$425.00	\$	42.50

2025.06.06	GameSpot Pen Registers	3127	JMF	Saved proofs of service for third party subpoenas.	0.2	\$425.00	\$	85.00
2025.06.17	GameSpot Pen Registers	3127	JMF	Saved proof of service for subpoena; filed PLF NOA.	0.2	\$425.00	\$	85.00
2025.07.23	GameSpot Pen Registers	3127	JMF	Filed EAH withdrawal; filed JRW NOA.	0.2	\$425.00	\$	85.00
2025.09.16	GameSpot Pen Registers	3127	JMF	Discussed next steps with attys.	0.1	\$425.00	\$	42.50
2025.09.23	GameSpot Pen Registers	3127	JMF	Discussed next steps with attys.	0.1	\$425.00	\$	42.50
2025.09.30	GameSpot Pen Registers	3127	JMF	Discussed next steps with attys.	0.1	\$425.00	\$	42.50
2025.10.07	GameSpot Pen Registers	3127	JMF	Discussed next steps with attys.	0.1	\$425.00	\$	42.50
2025.10.14	GameSpot Pen Registers	3127	JMF	Meeting with attys re next steps.	0.1	\$425.00	\$	42.50
2025.06.24	GameSpot Pen Registers	3127	JRW	Team meeting re: settlement admin	0.3	\$550.00	\$	165.00
2025.07.01	GameSpot Pen Registers	3127	JRW	Team meeting re: mediation	0.2	\$550.00	\$	110.00
2025.07.10	GameSpot Pen Registers	3127	JRW	Settlement update w/ team	0.2	\$550.00	\$	110.00
2025.07.29	GameSpot Pen Registers	3127	JRW	Associate meeting re: case calendar and deadlines (.1) ; team meeting re same (.1)	0.2	\$550.00	\$	110.00
2025.08.11	GameSpot Pen Registers	3127	JRW	Associate meeting re: calendar updates and assignment staffing	0.1	\$550.00	\$	55.00
2025.08.13	GameSpot Pen Registers	3127	JRW	Weekly full team meeting re: case updates and next steps	0.1	\$550.00	\$	55.00
2025.08.19	GameSpot Pen Registers	3127	JRW	Associate meeting re: calendar updates and assignment staffing	0.1	\$550.00	\$	55.00
2025.08.26	GameSpot Pen Registers	3127	JRW	Associate meeting re: calendar updates and assignment staffing	0.1	\$550.00	\$	55.00
2025.08.27	GameSpot Pen Registers	3127	JRW	Weekly full team meeting re: case updates and next steps	0.1	\$550.00	\$	55.00
2025.09.02	GameSpot Pen Registers	3127	JRW	Weekly full team meeting re: case updates and next steps	0.1	\$550.00	\$	55.00
2025.09.09	GameSpot Pen Registers	3127	JRW	Associate meeting re: calendar updates and assignment staffing	0.1	\$550.00	\$	55.00
2025.09.10	GameSpot Pen Registers	3127	JRW	Weekly full team meeting re: case updates and next steps	0.1	\$550.00	\$	55.00
2025.09.16	GameSpot Pen Registers	3127	JRW	Associate meeting re: calendar updates and assignment staffing	0.1	\$550.00	\$	55.00
2025.09.16	GameSpot Pen Registers	3127	JRW	Weekly full team meeting re: case updates and next steps	0.1	\$550.00	\$	55.00
2025.09.23	GameSpot Pen Registers	3127	JRW	Associate meeting re: calendar updates and assignment staffing	0.1	\$550.00	\$	55.00
2025.09.23	GameSpot Pen Registers	3127	JRW	Weekly full team meeting re: case updates and next steps	0.1	\$550.00	\$	55.00
2025.09.30	GameSpot Pen Registers	3127	JRW	Associate meeting re: calendar updates and assignment staffing	0.1	\$550.00	\$	55.00
2025.09.30	GameSpot Pen Registers	3127	JRW	Weekly full team meeting re: case updates and next steps	0.1	\$550.00	\$	55.00
2025.10.07	GameSpot Pen Registers	3127	JRW	Associate meeting re: calendar updates and assignment staffing	0.1	\$550.00	\$	55.00
2025.10.07	GameSpot Pen Registers	3127	JRW	Weekly full team meeting re: case updates and next steps	0.1	\$550.00	\$	55.00
2025.10.14	GameSpot Pen Registers	3127	JRW	Weekly full team meeting re: case updates and next steps	0.1	\$550.00	\$	55.00
2025.12.17	GameSpot Pen Registers	3127	JRW	Calendar PA order dates	0.1	\$550.00	\$	55.00
2025.07.22	GameSpot Pen Registers	3127	KCL	Update calendar	0.1	\$650.00	\$	65.00
2025.07.24	GameSpot Pen Registers	3127	KCL	Discuss case status and upcoming deadlines with EAH	0.1	\$650.00	\$	65.00
2025.07.28	GameSpot Pen Registers	3127	KCL	Check docket and update case tracking sheet	0.2	\$650.00	\$	130.00
2025.07.29	GameSpot Pen Registers	3127	KCL	Team meeting re case updates and upcoming deadlines	0.2	\$650.00	\$	130.00
2025.07.31	GameSpot Pen Registers	3127	KCL	review upcoming deadlines and update case tracker	0.1	\$650.00	\$	65.00
2025.08.04	GameSpot Pen Registers	3127	KCL	Check docket and update case status sheet and calendar	0.2	\$650.00	\$	130.00
2025.08.05	GameSpot Pen Registers	3127	KCL	Team meeting re case updates, upcoming deadlines, and outstanding tasks	0.2	\$650.00	\$	130.00
2025.08.11	GameSpot Pen Registers	3127	KCL	Check docket and update calendar and case status tracker	0.1	\$650.00	\$	65.00
2025.08.13	GameSpot Pen Registers	3127	KCL	Weekly Team call to discuss status and upcoming tasks	0.1	\$650.00	\$	65.00
2025.08.19	GameSpot Pen Registers	3127	KCL	Call with team re calendar and upcoming deadlines	0.1	\$650.00	\$	65.00
2025.08.26	GameSpot Pen Registers	3127	KCL	Call with JRW and VXZ re case status and upcoming deadlines	0.1	\$650.00	\$	65.00
2025.08.27	GameSpot Pen Registers	3127	KCL	Weekly team meeting re case status and upcoming deadlines	0.1	\$650.00	\$	65.00

2025.09.02	GameSpot Pen Registers	3127	KCL	Weekly team meeting re case status and upcoming deadlines	0.2	\$650.00	\$	130.00
2025.09.09	GameSpot Pen Registers	3127	KCL	Call with JRW and VXZ re calendar and upcoming deadlines	0.1	\$650.00	\$	65.00
2025.09.10	GameSpot Pen Registers	3127	KCL	Weekly team call re case status and upcoming deadlines	0.1	\$650.00	\$	65.00
2025.09.10	GameSpot Pen Registers	3127	KCL	Talk to JMF re filing of NOA and review NOA for filing	0.1	\$650.00	\$	65.00
2025.09.12	GameSpot Pen Registers	3127	KCL	Review filed joint stipulation and update case status sheet	0.1	\$650.00	\$	65.00
2025.09.15	GameSpot Pen Registers	3127	KCL	Review ECF notice and Court's order re extension of deadline to file preliminary approval motion	0.1	\$650.00	\$	65.00
2025.09.16	GameSpot Pen Registers	3127	KCL	Call with MSR, JRW, and VXZ re upcoming deadlines and tasks (.1); Weekly Team Call re case status (.1)	0.2	\$650.00	\$	130.00
2025.09.23	GameSpot Pen Registers	3127	KCL	Weekly team calls re case status	0.2	\$650.00	\$	130.00
2025.09.29	GameSpot Pen Registers	3127	KCL	Check docket and update case status sheet and calendar	0.1	\$650.00	\$	65.00
2025.09.30	GameSpot Pen Registers	3127	KCL	Weekly Team calls re case status	0.2	\$650.00	\$	130.00
2025.10.16	GameSpot Pen Registers	3127	KCL	Review ECF re filing of prelim approval	0.1	\$650.00	\$	65.00
2025.10.20	GameSpot Pen Registers	3127	KCL	Review docket and update case status sheet and deadline tracker	0.2	\$650.00	\$	130.00
2025.10.21	GameSpot Pen Registers	3127	KCL	Call with JRW and VXZ re upcoming deadlines and assignments (.1); Call with team re case status (.1)	0.2	\$650.00	\$	130.00
2025.10.31	GameSpot Pen Registers	3127	KCL	Review statement of non-opposition	0.1	\$650.00	\$	65.00
2025.11.18	GameSpot Pen Registers	3127	KCL	Review ECF notice re Decl. of MSR re error in settlement agreement (.1); rev email from Assitant AG re issues with SA (.1)	0.2	\$650.00	\$	130.00
2025.11.18	GameSpot Pen Registers	3127	KCL	Review ECF Notices re filings including change in admissions status and	0.1	\$650.00	\$	65.00
2025.12.04	GameSpot Pen Registers	3127	KCL	Review order re supplemental briefing	0.2	\$650.00	\$	130.00
2025.12.11	GameSpot Pen Registers	3127	KCL	Review Notice of Filing of Revised Proposed Order	0.1	\$650.00	\$	65.00
2025.12.16	GameSpot Pen Registers	3127	KCL	Review Order Granting PA Motion	0.3	\$650.00	\$	195.00
2025.12.31	GameSpot Pen Registers	3127	KCL	Review ecf ntoice re transcript	0.1	\$650.00	\$	65.00
2026.01.12	GameSpot Pen Registers	3127	KCL	Check docket and update case status sheet and calendar	0.2	\$650.00	\$	130.00
2024.04.17	GameSpot Pen Registers	3127	MCS	Filed Stip re FAC, sent proposed order to judge.	1.6	\$425.00	\$	680.00
2024.06.28	GameSpot Pen Registers	3127	MCS	Cite formatting, ran tables. Finalized and filed MTD Opp.	2.6	\$425.00	\$	1,105.00
2024.07.31	GameSpot Pen Registers	3127	MCS	Finalized and filed notice of supplemental authority.	1.1	\$425.00	\$	467.50
2024.08.14	GameSpot Pen Registers	3127	MCS	Emailed MSR re PHV.	0.1	\$425.00	\$	42.50
2024.08.15	GameSpot Pen Registers	3127	MCS	Drafted MSR PHV.	0.8	\$425.00	\$	340.00
2024.08.20	GameSpot Pen Registers	3127	MCS	Updated MSR PHV, sent for review. Finalized and filed.	0.7	\$425.00	\$	297.50
2024.09.11	GameSpot Pen Registers	3127	MCS	Finalized and filed Response to Order to Show Cause.	0.9	\$425.00	\$	382.50
2024.12.02	GameSpot Pen Registers	3127	MCS	Cite formatting, ran tables on opp to interlocutory appeal.	1.8	\$425.00	\$	765.00
2024.12.03	GameSpot Pen Registers	3127	MCS	Updated tables, finalized and filed opp to interlocutory appeal.	0.9	\$425.00	\$	382.50
2024.12.16	GameSpot Pen Registers	3127	MCS	Finalized and filed notice of supplemental authority.	0.6	\$425.00	\$	255.00
2025.01.08	GameSpot Pen Registers	3127	MCS	Finalized and filed joint cmc statement/stip staying deadlines. Sent proposed order to judge.	1.1	\$425.00	\$	467.50
2025.03.18	GameSpot Pen Registers	3127	MCS	Finalized and filed updated joint CMC re mediation.	0.9	\$425.00	\$	382.50
2025.04.30	GameSpot Pen Registers	3127	MCS	Finalized and filed joint cmc statement. Sent proposed order to judge.	0.9	\$425.00	\$	382.50

2025.10.16	GameSpot Pen Registers	3127	MCS	Cite formatting, ran tables on mtn for prelim approval and finalized (1.7). Finalized MSR declaration and exhibits. Filed. Sent proposed order to judge.	2.5	\$425.00	\$ 1,062.50
2025.11.18	GameSpot Pen Registers	3127	MCS	Drafted, finalized, and filed MSR notice of change in admission status.	0.6	\$425.00	\$ 255.00
2023.12.21	GameSpot Pen Registers	3127	MSR	Review + edit Gamespot complaint	1.8	\$800.00	\$ 1,440.00
2024.01.02	GameSpot Pen Registers	3127	MSR	Call w/ YZK + EAH + BDP + JAK re: Gamespot complaint	0.9	\$800.00	\$ 720.00
2024.01.04	GameSpot Pen Registers	3127	MSR	Finalize complaint	2.1	\$800.00	\$ 1,680.00
2024.01.05	GameSpot Pen Registers	3127	MSR	Call w/ EAH + BDP re: complaint	0.7	\$800.00	\$ 560.00
2024.01.19	GameSpot Pen Registers	3127	MSR	Review complex lit application	0.2	\$800.00	\$ 160.00
2024.01.22	GameSpot Pen Registers	3127	MSR	Call w/ EAH re: complex lit application	0.2	\$800.00	\$ 160.00
2024.01.29	GameSpot Pen Registers	3127	MSR	Confer w/ YZK re: status of case	0.1	\$800.00	\$ 80.00
2024.01.31	GameSpot Pen Registers	3127	MSR	Confer w/ team re: status of case, new client	0.1	\$800.00	\$ 80.00
2024.02.21	GameSpot Pen Registers	3127	MSR	Call w/ team re: status of case, next steps	0.1	\$800.00	\$ 80.00
2024.02.28	GameSpot Pen Registers	3127	MSR	Confer w/ team re: case status	0.1	\$800.00	\$ 80.00
2024.02.29	GameSpot Pen Registers	3127	MSR	Confer w/ EAH re: case updates, deadlines	0.1	\$800.00	\$ 80.00
2024.03.11	GameSpot Pen Registers	3127	MSR	Call w/ EAH re: case status	0.1	\$800.00	\$ 80.00
2024.03.27	GameSpot Pen Registers	3127	MSR	Call w/ team re: new client, amendment	0.2	\$800.00	\$ 160.00
2024.04.11	GameSpot Pen Registers	3127	MSR	Confer w/ team re: MTD, FAC	0.2	\$800.00	\$ 160.00
2024.05.08	GameSpot Pen Registers	3127	MSR	Call w/ team re: case status	0.1	\$800.00	\$ 80.00
2024.05.15	GameSpot Pen Registers	3127	MSR	Call w/ team re: case status	0.1	\$800.00	\$ 80.00
2024.06.05	GameSpot Pen Registers	3127	MSR	Call w/ team re: MTD opp	0.1	\$800.00	\$ 80.00
2024.06.14	GameSpot Pen Registers	3127	MSR	Confer w/ team re: MTD Opp	0.1	\$800.00	\$ 80.00
2024.06.17	GameSpot Pen Registers	3127	MSR	Confer w/ EAH re: MTD Opp	0.2	\$800.00	\$ 160.00
2024.06.26	GameSpot Pen Registers	3127	MSR	Review + edit MTD Opp	3.2	\$800.00	\$ 2,560.00
2024.06.27	GameSpot Pen Registers	3127	MSR	Confer w/ team re: MTD Opp	0.2	\$800.00	\$ 160.00
2024.07.31	GameSpot Pen Registers	3127	MSR	Confer w/ team re: NOSA	0.2	\$800.00	\$ 160.00
2024.08.14	GameSpot Pen Registers	3127	MSR	Confer w/ team re: case status	0.1	\$800.00	\$ 80.00
2024.08.21	GameSpot Pen Registers	3127	MSR	Call w/ team re: case status	0.1	\$800.00	\$ 80.00
2024.08.28	GameSpot Pen Registers	3127	MSR	Call w/ team re: case status	0.1	\$800.00	\$ 80.00
2024.09.04	GameSpot Pen Registers	3127	MSR	Confer w/ team re: case status	0.1	\$800.00	\$ 80.00
2024.09.05	GameSpot Pen Registers	3127	MSR	Call w/ EAH re: MTD hearing (0.4); review OSC + confer w/ YZK re: response (0.2)	0.6	\$800.00	\$ 480.00
2024.09.28	GameSpot Pen Registers	3127	MSR	Fly to SF for MTD argument	5.5	\$800.00	\$ 4,400.00
2024.09.30	GameSpot Pen Registers	3127	MSR	Prepare for MTD argument	7.2	\$800.00	\$ 5,760.00
2024.10.01	GameSpot Pen Registers	3127	MSR	Attend court for MTD hearing (2.2); travel to office from hearing (0.4)	2.6	\$800.00	\$ 2,080.00
2024.10.02	GameSpot Pen Registers	3127	MSR	Call w/ team re: recap of hearing	0.1	\$800.00	\$ 80.00
2024.10.05	GameSpot Pen Registers	3127	MSR	Return flight to NYC	5.6	\$800.00	\$ 4,480.00
2024.10.21	GameSpot Pen Registers	3127	MSR	Review MTD Order	0.2	\$800.00	\$ 160.00
2024.10.28	GameSpot Pen Registers	3127	MSR	Call w/ team re: D's request for extension	0.1	\$800.00	\$ 80.00
2024.11.06	GameSpot Pen Registers	3127	MSR	Call w/ team re: 26(f) conference + report, discovery requests, case strategy	0.2	\$800.00	\$ 160.00
2024.11.07	GameSpot Pen Registers	3127	MSR	Call w/ YZK + EAH re: case strategy, discovery requests	0.7	\$800.00	\$ 560.00
2024.11.13	GameSpot Pen Registers	3127	MSR	Call w/ team re: discovery requests, scheduling deadlines	0.1	\$800.00	\$ 80.00
2024.11.15	GameSpot Pen Registers	3127	MSR	Review + analyze mtn for recon/interlocutory appeal	0.4	\$800.00	\$ 320.00
2024.11.16	GameSpot Pen Registers	3127	MSR	Draft mtn for recon/interlocutory appeal opp	1.8	\$800.00	\$ 1,440.00
2024.11.20	GameSpot Pen Registers	3127	MSR	Prep w/ EAH re: 26(f) conference (0.1); recap w/ EAH re: 26(f) conference (0.1); confer w/ team re: discovery, 26(f) report (0.2)	0.4	\$800.00	\$ 320.00

2024.11.22	GameSpot Pen Registers	3127	MSR	M&C w/ defense counsel (0.4); draft mtn for interlocutory appeal opp (3.1)	3.5	\$800.00	\$	2,800.00
2024.11.25	GameSpot Pen Registers	3127	MSR	Call w/ Vishal (0.2); call w/ Jayden (0.2)	0.4	\$800.00	\$	320.00
2024.11.27	GameSpot Pen Registers	3127	MSR	Call w/ YZK + EAH re: status of discovery, settlement discussions (0.1); finalize interlocutory appeal opp (0.2)	0.3	\$800.00	\$	240.00
2024.12.02	GameSpot Pen Registers	3127	MSR	Confer w/ YZK re: status of discovery (0.1); confer w/ YZK + AML re: D's email, settlement, mediation (0.3)	0.4	\$800.00	\$	320.00
2024.12.03	GameSpot Pen Registers	3127	MSR	Prep for call w/ AML (0.2); edits to CMC statement (0.3); draft email to defense counsel (0.1)	0.6	\$800.00	\$	480.00
2024.12.04	GameSpot Pen Registers	3127	MSR	M&C w/ defense counsel re: settlement, mediation (0.3); recap call w/ YZK (0.1)	0.4	\$800.00	\$	320.00
2024.12.16	GameSpot Pen Registers	3127	MSR	Review mtn for recon/interlocutory appeal order	0.2	\$800.00	\$	160.00
2024.12.17	GameSpot Pen Registers	3127	MSR	Call w/ team re: mediation scheduling	0.1	\$800.00	\$	80.00
2024.12.23	GameSpot Pen Registers	3127	MSR	Call w/ YZK re: mediation scheduling	0.1	\$800.00	\$	80.00
2024.12.24	GameSpot Pen Registers	3127	MSR	Call w/ Vishal	0.2	\$800.00	\$	160.00
2025.01.07	GameSpot Pen Registers	3127	MSR	Email Judge Freedman's coordinator re: case details for mediation	0.2	\$800.00	\$	160.00
2025.01.08	GameSpot Pen Registers	3127	MSR	Edit CMC statement w/ EAH (0.2); call w/ team re: status of CMC statement, mediation planning (0.1)	0.3	\$800.00	\$	240.00
2025.01.09	GameSpot Pen Registers	3127	MSR	Call w/ BDP re: Kim browser data	0.2	\$800.00	\$	160.00
2025.01.10	GameSpot Pen Registers	3127	MSR	Call w/ BDP + JND re: client testing (0.3); call w/ BDP re: recap (0.1)	0.4	\$800.00	\$	320.00
2025.01.15	GameSpot Pen Registers	3127	MSR	Call Tracey re: mediation paperwork (0.1); confer w/ EAH re: mediation paperwork (0.1)	0.1	\$800.00	\$	80.00
2025.01.21	GameSpot Pen Registers	3127	MSR	Call w/ EAH re: mediation deadlines, discovery exchange	0.1	\$800.00	\$	80.00
2025.01.24	GameSpot Pen Registers	3127	MSR	Call w/ EAH + BDP re: client data pull	1.0	\$800.00	\$	800.00
2025.02.03	GameSpot Pen Registers	3127	MSR	Draft mediation brief outline for EAH (0.2)	0.2	\$800.00	\$	160.00
2025.02.07	GameSpot Pen Registers	3127	MSR	Finalize Ps' mediation production w/ BDP (2.1); review D's mediation production (0.2)	2.3	\$800.00	\$	1,840.00
2025.02.12	GameSpot Pen Registers	3127	MSR	Call w/ YZK + EAH + counsel in DMCA case (0.4); call w/ team re: mediation strategy, mediation brief (0.2)	0.6	\$800.00	\$	480.00
2025.02.18	GameSpot Pen Registers	3127	MSR	Call w/ team re: mediation brief, opening demand	0.2	\$800.00	\$	160.00
2025.02.19	GameSpot Pen Registers	3127	MSR	Call w/ EAH re: mediation statement	1.0	\$800.00	\$	800.00
2025.02.24	GameSpot Pen Registers	3127	MSR	Review + edit mediation statement	4.3	\$800.00	\$	3,440.00
2025.02.25	GameSpot Pen Registers	3127	MSR	Flight to SF for mediation	6.3	\$800.00	\$	5,040.00
2025.02.25	GameSpot Pen Registers	3127	MSR	Finalize + file mediation statement (1.9); call w/ YZK + EAH re: mediation strategy (0.3)	2.2	\$800.00	\$	1,760.00
2025.02.27	GameSpot Pen Registers	3127	MSR	Call w/ YZK re: settlement strategy, class member recovery	0.2	\$800.00	\$	160.00
2025.03.04	GameSpot Pen Registers	3127	MSR	Mediation (6.3); call w/ PLF re: same (0.4)	6.7	\$800.00	\$	5,360.00
2025.03.05	GameSpot Pen Registers	3127	MSR	Draft letter to insurer	0.1	\$800.00	\$	80.00
2025.03.06	GameSpot Pen Registers	3127	MSR	Call w/ expert re: amended complaint (0.3); return flight to NYC (4.8)	5.1	\$800.00	\$	4,080.00
2025.03.07	GameSpot Pen Registers	3127	MSR	Call w/ experts re: amended complaint	0.4	\$800.00	\$	320.00
2025.03.10	GameSpot Pen Registers	3127	MSR	Confer w/ YZK + AML re: settlement letter, amended complaint, proposed schedule	0.2	\$800.00	\$	160.00
2025.03.13	GameSpot Pen Registers	3127	MSR	Call w/ BDP + experts re: amended complaint (2.2); review + edit CMC statement (0.4)	2.6	\$800.00	\$	2,080.00
2025.03.14	GameSpot Pen Registers	3127	MSR	Call w/ Ryan	0.1	\$800.00	\$	80.00
2025.03.18	GameSpot Pen Registers	3127	MSR	Confer w/ team re: settlement status, extension request	0.1	\$800.00	\$	80.00
2025.03.25	GameSpot Pen Registers	3127	MSR	Call w/ team re: status of settlement negotiations	0.1	\$800.00	\$	80.00
2025.03.28	GameSpot Pen Registers	3127	MSR	Call w/ BDP + experts re: overview of website traffic, cookie syncing	0.9	\$800.00	\$	720.00
2025.04.01	GameSpot Pen Registers	3127	MSR	Call w/ team re: status of settlement negotiations	0.1	\$800.00	\$	80.00
2025.04.04	GameSpot Pen Registers	3127	MSR	Call w/ team re: settlement negotiations	0.6	\$800.00	\$	480.00
2025.04.17	GameSpot Pen Registers	3127	MSR	Call w/ team re: status of settlement	0.1	\$800.00	\$	80.00

2025.04.23	GameSpot Pen Registers	3127	MSR	Call w/ YZK + AML re: settlement offer, thoughts on case (0.3); messages w/ EAH re: settlement offer (0.1)	0.4	\$800.00	\$ 320.00
2025.04.24	GameSpot Pen Registers	3127	MSR	Emails w/ defense counsel re: CMC statement, settlement	0.1	\$800.00	\$ 80.00
2025.04.25	GameSpot Pen Registers	3127	MSR	Draft CMC statement	1.3	\$800.00	\$ 1,040.00
2025.04.28	GameSpot Pen Registers	3127	MSR	Call w/ YZK + BDP + experts (0.7); call w/ YZK + BDP re: settlement (0.9)	1.6	\$800.00	\$ 1,280.00
2025.04.30	GameSpot Pen Registers	3127	MSR	Call w/ team re: CMC statement, settlement status	0.1	\$800.00	\$ 80.00
2025.05.07	GameSpot Pen Registers	3127	MSR	Case management conference	0.2	\$800.00	\$ 160.00
2025.05.13	GameSpot Pen Registers	3127	MSR	Confer w/ DG re: subpoena to GumGum	0.1	\$800.00	\$ 80.00
2025.05.20	GameSpot Pen Registers	3127	MSR	Call w/ team re: term sheet (0.1); call w/ DG + BDP re: third party subpoenas (1.4)	1.5	\$800.00	\$ 1,200.00
2025.05.27	GameSpot Pen Registers	3127	MSR	Review + edit third party subpoenas	0.6	\$800.00	\$ 480.00
2025.05.29	GameSpot Pen Registers	3127	MSR	Call w/ team re: term sheet, third party subpoenas	0.1	\$800.00	\$ 80.00
2025.06.04	GameSpot Pen Registers	3127	MSR	Call w/ EAH re: case deadlines, status of subpoena service on ID5 and TripleLift (0.2); call w/ GAC + GumGum counsel re: subpoena (0.2)	0.4	\$800.00	\$ 320.00
2025.06.09	GameSpot Pen Registers	3127	MSR	Call w/ ID5 counsel re: subpoena	0.3	\$800.00	\$ 240.00
2025.06.11	GameSpot Pen Registers	3127	MSR	Call w/ GumGum counsel re: subpoena (0.3); call w/ experts re: hashed emails (0.5)	0.8	\$800.00	\$ 640.00
2025.06.17	GameSpot Pen Registers	3127	MSR	Call w/ team re: status of term sheet, subpoenas	0.1	\$800.00	\$ 80.00
2025.06.18	GameSpot Pen Registers	3127	MSR	Call w/ ID5 counsel re: subpoena	0.4	\$800.00	\$ 320.00
2025.06.23	GameSpot Pen Registers	3127	MSR	Correspond w/ ID5 re: subpoena	0.3	\$800.00	\$ 240.00
2025.06.24	GameSpot Pen Registers	3127	MSR	Call w/ Audiencerate counsel (0.2); call w/ Narseo + Pelayo re: ID5 + GumGum subpoenas (0.5); call w/ team re: status of subpoenas, class notice (0.2)	0.9	\$800.00	\$ 720.00
2025.06.25	GameSpot Pen Registers	3127	MSR	Call w/ Narseo re: ID5 subpoena	0.4	\$800.00	\$ 320.00
2025.06.26	GameSpot Pen Registers	3127	MSR	M&C w/ ID5 counsel (0.9); call w/ Narseo (0.5)	1.4	\$800.00	\$ 1,120.00
2025.07.01	GameSpot Pen Registers	3127	MSR	Call w/ YZK + AML re: status of subpoenas, settlement	0.3	\$800.00	\$ 240.00
2025.07.03	GameSpot Pen Registers	3127	MSR	Call w/ YZK re: status of settlement agreement	0.1	\$800.00	\$ 80.00
2025.07.10	GameSpot Pen Registers	3127	MSR	Call w/ team re: status of subpoenas, settlement agreement	0.1	\$800.00	\$ 80.00
2025.07.11	GameSpot Pen Registers	3127	MSR	Call w/ YZK re: notice plan	0.2	\$800.00	\$ 160.00
2025.07.15	GameSpot Pen Registers	3127	MSR	Call w/ YZK + BDP re: class notice	0.4	\$800.00	\$ 320.00
2025.07.18	GameSpot Pen Registers	3127	MSR	Call w/ Visitor Match (0.4); recap w/ BDP (0.1)	0.5	\$800.00	\$ 400.00
2025.07.22	GameSpot Pen Registers	3127	MSR	Call w/ YZK + AML + EAH re: notice plan	0.1	\$800.00	\$ 80.00
2025.07.31	GameSpot Pen Registers	3127	MSR	Call w/ YZK + MDA re: notice plan	0.4	\$800.00	\$ 320.00
2025.08.05	GameSpot Pen Registers	3127	MSR	Call w/ YZK + AML re: status of settlement	0.1	\$800.00	\$ 80.00
2025.08.07	GameSpot Pen Registers	3127	MSR	Call w/ YZK re: status report (0.1); draft status report (0.3); call w/ YZK re: settlement agreement, notice docs (0.5)	0.9	\$800.00	\$ 720.00
2025.08.13	GameSpot Pen Registers	3127	MSR	Call w/ AML re: status of settlement, notice plan	0.1	\$800.00	\$ 80.00
2025.08.18	GameSpot Pen Registers	3127	MSR	Confer w/ BDP re: GumGum data production	0.2	\$800.00	\$ 160.00
2025.08.20	GameSpot Pen Registers	3127	MSR	Call w/ YZK + AML + VXZ re: notice bids	0.2	\$800.00	\$ 160.00
2025.08.27	GameSpot Pen Registers	3127	MSR	Call w/ team re: prelim approval brief	0.1	\$800.00	\$ 80.00
2025.09.02	GameSpot Pen Registers	3127	MSR	Call w/ team re: status of PA brief	0.1	\$800.00	\$ 80.00
2025.09.10	GameSpot Pen Registers	3127	MSR	Call w/ YZK re: settlement agreement, PA brief	0.1	\$800.00	\$ 80.00
2025.09.16	GameSpot Pen Registers	3127	MSR	Call w/ YZK + AML re: update on settlement negotiations	0.1	\$800.00	\$ 80.00
2025.09.23	GameSpot Pen Registers	3127	MSR	Call w/ team re: status of settlement agreement	0.1	\$800.00	\$ 80.00
2025.09.30	GameSpot Pen Registers	3127	MSR	Call w/ YZK + AML re: status of settlement agreement	0.1	\$800.00	\$ 80.00
2025.10.03	GameSpot Pen Registers	3127	MSR	Call w/ Vishal	0.2	\$800.00	\$ 160.00

2025.10.07	GameSpot Pen Registers	3127	MSR	Call w/ YZK + AML re: status of settlement agreement, prelim approval	0.2	\$800.00	\$	160.00
2025.10.09	GameSpot Pen Registers	3127	MSR	Call w/ YZK re: prelim approval	0.2	\$800.00	\$	160.00
2025.10.13	GameSpot Pen Registers	3127	MSR	Draft prelim approval mtn	1.1	\$800.00	\$	880.00
2025.10.14	GameSpot Pen Registers	3127	MSR	Review + edit prelim approval brief w/ YZK (0.2); further edits to prelim approval brief (0.4); draft attorney declaration (1.4)	2.0	\$800.00	\$	1,600.00
2025.10.15	GameSpot Pen Registers	3127	MSR	Call w/ YZK re: prelim approval brief, admin decl (0.2); edits to prelim approval brief (3.2); draft proposed prelim approval order (0.3)	3.7	\$800.00	\$	2,960.00
2025.10.16	GameSpot Pen Registers	3127	MSR	Finalize prelim approval brief + attorney declaration	1.6	\$800.00	\$	1,280.00
2025.10.21	GameSpot Pen Registers	3127	MSR	Email YZK + AML re: CAFA notice	0.1	\$800.00	\$	80.00
2025.10.28	GameSpot Pen Registers	3127	MSR	Email YZK + AML re: CAFA notice	0.1	\$800.00	\$	80.00
2025.11.18	GameSpot Pen Registers	3127	MSR	Correspondence w/ FL AG re: CAFA notice	0.1	\$800.00	\$	80.00
2025.12.05	GameSpot Pen Registers	3127	MSR	Draft supplemental brief	2.3	\$800.00	\$	1,840.00
2025.12.10	GameSpot Pen Registers	3127	MSR	Edits to supplemental declaration	0.3	\$800.00	\$	240.00
2025.12.11	GameSpot Pen Registers	3127	MSR	Finalize + file supplemental briefing	0.3	\$800.00	\$	240.00
2025.12.15	GameSpot Pen Registers	3127	MSR	Prep for prelim approval hearing	3.2	\$800.00	\$	2,560.00
2025.12.16	GameSpot Pen Registers	3127	MSR	Prelim approval hearing (0.2); travel back to office from prelim approval hearing (0.4)	0.6	\$800.00	\$	480.00
2025.12.22	GameSpot Pen Registers	3127	MSR	Review proposed deadlines sheet from Epiq	0.1	\$800.00	\$	80.00
2026.01.13	GameSpot Pen Registers	3127	MSR	Review video ad for notice	0.1	\$800.00	\$	80.00
2026.01.20	GameSpot Pen Registers	3127	MSR	Call w/ team re: status of notice	0.1	\$800.00	\$	80.00
2026.01.28	GameSpot Pen Registers	3127	MSR	Call w/ team re: status of notice	0.1	\$800.00	\$	80.00
2026.02.03	GameSpot Pen Registers	3127	MSR	Call w/ team re: status of notice	0.1	\$800.00	\$	80.00
2025.03.04	GameSpot Pen Registers	3127	PLF	Confer with MSR and YZK re mediation strategy (0.4)	0.4	\$1,000.00	\$	400.00
2025.12.04	GameSpot Pen Registers	3127	PLF	Review order re preliminary approval motion (0.4)	0.4	\$1,000.00	\$	400.00
2024.01.24	GameSpot Pen Registers	3127	RKA	Checked docket for updates & saved new docs; emailed attys.	0.2	\$375.00	\$	75.00
2024.01.30	GameSpot Pen Registers	3127	RKA	Checked docket for updates.	0.1	\$375.00	\$	37.50
2024.02.05	GameSpot Pen Registers	3127	RKA	Checked docket for updates.	0.1	\$375.00	\$	37.50
2024.02.13	GameSpot Pen Registers	3127	RKA	Checked docket for updates.	0.1	\$375.00	\$	37.50
2024.02.14	GameSpot Pen Registers	3127	RKA	Checked docket for updates.	0.1	\$375.00	\$	37.50
2024.02.16	GameSpot Pen Registers	3127	RKA	Checked docket for updates & saved new docs; emailed attys.	0.2	\$375.00	\$	75.00
2024.02.20	GameSpot Pen Registers	3127	RKA	Checked docket for updates.	0.1	\$375.00	\$	37.50
2024.02.21	GameSpot Pen Registers	3127	RKA	Downloaded accepted documents and saved on Box accordingly.	0.2	\$375.00	\$	75.00
2024.02.26	GameSpot Pen Registers	3127	RKA	Checked docket for updates.	0.1	\$375.00	\$	37.50
2024.02.27	GameSpot Pen Registers	3127	RKA	Checked docket for updates.	0.1	\$375.00	\$	37.50
2024.03.08	GameSpot Pen Registers	3127	RKA	Saved accepted documents from First Legal on Box.	0.1	\$375.00	\$	37.50
2024.03.13	GameSpot Pen Registers	3127	RKA	Checked docket for updates.	0.1	\$375.00	\$	37.50
2025.06.11	GameSpot Pen Registers	3127	VXZ	call with team re status	0.1	\$550.00	\$	55.00
2025.06.24	GameSpot Pen Registers	3127	VXZ	case status call	0.1	\$550.00	\$	55.00
2025.07.01	GameSpot Pen Registers	3127	VXZ	call with team re case management	0.1	\$550.00	\$	55.00
2025.07.10	GameSpot Pen Registers	3127	VXZ	call with team	0.1	\$550.00	\$	55.00
2025.07.23	GameSpot Pen Registers	3127	VXZ	attend call with admin, respond to emails from admins	0.8	\$550.00	\$	440.00
2025.07.25	GameSpot Pen Registers	3127	VXZ	call with administrator	0.3	\$550.00	\$	165.00
2025.07.29	GameSpot Pen Registers	3127	VXZ	calendaring call with team to discuss status	0.2	\$550.00	\$	110.00
2025.08.11	GameSpot Pen Registers	3127	VXZ	calendaring call with jrw	0.1	\$550.00	\$	55.00
2025.08.13	GameSpot Pen Registers	3127	VXZ	respond to email re settlement admins	0.1	\$550.00	\$	55.00
2025.08.13	GameSpot Pen Registers	3127	VXZ	call with team re case strategy	0.1	\$550.00	\$	55.00
2025.08.19	GameSpot Pen Registers	3127	VXZ	calendaring call	0.1	\$550.00	\$	55.00

2025.08.20	GameSpot Pen Registers	3127	VXZ	weekly status call	0.1	\$550.00	\$	55.00
2025.08.22	GameSpot Pen Registers	3127	VXZ	review emails from admin	0.1	\$550.00	\$	55.00
2025.08.26	GameSpot Pen Registers	3127	VXZ	calendar call with team	0.1	\$550.00	\$	55.00
2025.08.27	GameSpot Pen Registers	3127	VXZ	weekly standing call with team	0.1	\$550.00	\$	55.00
2025.09.09	GameSpot Pen Registers	3127	VXZ	calendar call with team	0.1	\$550.00	\$	55.00
2025.09.09	GameSpot Pen Registers	3127	VXZ	review email communications and estimates from settlement admin	0.3	\$550.00	\$	165.00
2025.09.10	GameSpot Pen Registers	3127	VXZ	weekly status team call	0.1	\$550.00	\$	55.00
2025.09.15	GameSpot Pen Registers	3127	VXZ	calendar order	0.1	\$550.00	\$	55.00
2025.09.16	GameSpot Pen Registers	3127	VXZ	weekly calendar call	0.1	\$550.00	\$	55.00
2025.09.18	GameSpot Pen Registers	3127	VXZ	email admin re bid	0.2	\$550.00	\$	110.00
2025.09.19	GameSpot Pen Registers	3127	VXZ	communications with admin re bids	0.2	\$550.00	\$	110.00
2025.09.23	GameSpot Pen Registers	3127	VXZ	calendar call with team (.1); weekly status call (.1)	0.2	\$550.00	\$	110.00
2025.09.30	GameSpot Pen Registers	3127	VXZ	calendar call and team call	0.2	\$550.00	\$	110.00
2025.10.07	GameSpot Pen Registers	3127	VXZ	calendar call and status call	0.2	\$550.00	\$	110.00
2024.01.02	GameSpot Pen Registers	3127	YZK	attend team meeting re complain allegations	0.9	\$1,100.00	\$	990.00
2024.01.03	GameSpot Pen Registers	3127	YZK	collaborate on complaint	0.9	\$1,100.00	\$	990.00
2024.01.05	GameSpot Pen Registers	3127	YZK	collaborate on complaint	1.5	\$1,100.00	\$	1,650.00
2024.10.21	GameSpot Pen Registers	3127	YZK	review and analyze order	0.7	\$1,100.00	\$	770.00
2024.11.06	GameSpot Pen Registers	3127	YZK	conf w team re strategy	0.5	\$1,100.00	\$	550.00
2024.11.07	GameSpot Pen Registers	3127	YZK	meet with team to address discovery issue	0.7	\$1,100.00	\$	770.00
2024.11.15	GameSpot Pen Registers	3127	YZK	review MFR	0.6	\$1,100.00	\$	660.00
2024.12.10	GameSpot Pen Registers	3127	YZK	review MFR reply	0.4	\$1,100.00	\$	440.00
2024.12.23	GameSpot Pen Registers	3127	YZK	work on mediation scheduling	0.5	\$1,100.00	\$	550.00
2025.01.08	GameSpot Pen Registers	3127	YZK	collab on CMS	0.8	\$1,100.00	\$	880.00
2025.01.28	GameSpot Pen Registers	3127	YZK	conduct research re settlement strategy	0.7	\$1,100.00	\$	770.00
2025.02.18	GameSpot Pen Registers	3127	YZK	collab on mediation stmt	1.1	\$1,100.00	\$	1,210.00
2025.02.27	GameSpot Pen Registers	3127	YZK	correspondence with mediator	0.6	\$1,100.00	\$	660.00
2025.03.03	GameSpot Pen Registers	3127	YZK	travel to SF for mediation	8.3	\$1,100.00	\$	9,130.00
2025.03.04	GameSpot Pen Registers	3127	YZK	prep for and attend mediation	5.5	\$1,100.00	\$	6,050.00
2025.03.05	GameSpot Pen Registers	3127	YZK	travel back from SF	8.1	\$1,100.00	\$	8,910.00
2025.03.05	GameSpot Pen Registers	3127	YZK	continue working on settlement negotiations	2.3	\$1,100.00	\$	2,530.00
2025.03.06	GameSpot Pen Registers	3127	YZK	draft settlement ltr	1.1	\$1,100.00	\$	1,210.00
2025.03.07	GameSpot Pen Registers	3127	YZK	call with expert re trackers	1.7	\$1,100.00	\$	1,870.00
2025.03.31	GameSpot Pen Registers	3127	YZK	prep for and attend settlement call	0.7	\$1,100.00	\$	770.00
2025.04.03	GameSpot Pen Registers	3127	YZK	prep for and attend settlement call	1.3	\$1,100.00	\$	1,430.00
2025.04.04	GameSpot Pen Registers	3127	YZK	follow up settlement call	0.9	\$1,100.00	\$	990.00
2025.04.17	GameSpot Pen Registers	3127	YZK	settlement negotiations	0.6	\$1,100.00	\$	660.00
2025.04.22	GameSpot Pen Registers	3127	YZK	settlement call with opposing counsel	0.7	\$1,100.00	\$	770.00
2025.04.28	GameSpot Pen Registers	3127	YZK	call with expert and recap with team	1.6	\$1,100.00	\$	1,760.00
2025.05.08	GameSpot Pen Registers	3127	YZK	call w/ adam polk re settlement	0.6	\$1,100.00	\$	660.00
2025.05.29	GameSpot Pen Registers	3127	YZK	draft term sheet	0.9	\$1,100.00	\$	990.00
2025.06.12	GameSpot Pen Registers	3127	YZK	conduct term sheet negotiations	0.7	\$1,100.00	\$	770.00
2025.06.16	GameSpot Pen Registers	3127	YZK	revisions to term sheet	0.9	\$1,100.00	\$	990.00
2025.06.23	GameSpot Pen Registers	3127	YZK	work on SA	1.3	\$1,100.00	\$	1,430.00
2025.07.11	GameSpot Pen Registers	3127	YZK	Call w/ MSR re notice plan	0.2	\$1,100.00	\$	220.00
2025.07.14	GameSpot Pen Registers	3127	YZK	work on SA	1.6	\$1,100.00	\$	1,760.00

2025.07.15	GameSpot Pen Registers	3127	YZK	Call w/ MSR & BDP re notice plan	0.4	\$1,100.00	\$ 440.00
2025.07.17	GameSpot Pen Registers	3127	YZK	calls with settlement admin	1.2	\$1,100.00	\$ 1,320.00
2025.07.18	GameSpot Pen Registers	3127	YZK	correspondence with admin re SA	0.5	\$1,100.00	\$ 550.00
2025.07.21	GameSpot Pen Registers	3127	YZK	emails with opposing counsel re settlement	0.6	\$1,100.00	\$ 660.00
2025.07.23	GameSpot Pen Registers	3127	YZK	prep for and attend meeting with Epiq re claim verification	1.5	\$1,100.00	\$ 1,650.00
2025.07.24	GameSpot Pen Registers	3127	YZK	correspondence with admin re claims	0.2	\$1,100.00	\$ 220.00
2025.07.25	GameSpot Pen Registers	3127	YZK	prep for and attend call with admin re claim verification	1.5	\$1,100.00	\$ 1,650.00
2025.07.31	GameSpot Pen Registers	3127	YZK	attend meeting re notice plan	0.4	\$1,100.00	\$ 440.00
2025.08.01	GameSpot Pen Registers	3127	YZK	draft long correspondence with claim verification proposals for defense counsel	2.9	\$1,100.00	\$ 3,190.00
2025.08.08	GameSpot Pen Registers	3127	YZK	work on SA	2.6	\$1,100.00	\$ 2,860.00
2025.08.20	GameSpot Pen Registers	3127	YZK	correspondence with administrators	2.3	\$1,100.00	\$ 2,530.00
2025.09.03	GameSpot Pen Registers	3127	YZK	review redlines to SA and sign off	0.9	\$1,100.00	\$ 990.00
2025.09.10	GameSpot Pen Registers	3127	YZK	numerous calls with opposing counsel re new issues in settlement agreement	4.2	\$1,100.00	\$ 4,620.00
2025.09.11	GameSpot Pen Registers	3127	YZK	call w/ [redacted] re demand letter	1.4	\$1,100.00	\$ 1,540.00
2025.09.12	GameSpot Pen Registers	3127	YZK	calls w/ opposing counsel re follow up on settlement issues	1.6	\$1,100.00	\$ 1,760.00
2025.09.24	GameSpot Pen Registers	3127	YZK	conf w/ opposing counsel re scope of SA release	0.3	\$1,100.00	\$ 330.00
2025.10.03	GameSpot Pen Registers	3127	YZK	collaborate on finalizing SA	1.3	\$1,100.00	\$ 1,430.00
2025.10.16	GameSpot Pen Registers	3127	YZK	collab ON PA papers	2.4	\$1,100.00	\$ 2,640.00
2026.01.06	GameSpot Pen Registers	3127	YZK	conf w/ Epiq re admin	0.7	\$1,100.00	\$ 770.00
2026.01.20	GameSpot Pen Registers	3127	YZK	Call w/ team re: status of notice	0.1	\$1,100.00	\$ 110.00
2026.01.28	GameSpot Pen Registers	3127	YZK	Call w/ team re: status of notice	0.1	\$1,100.00	\$ 110.00
2026.02.03	GameSpot Pen Registers	3127	YZK	Call w/ team re: status of notice	0.1	\$1,100.00	\$ 110.00

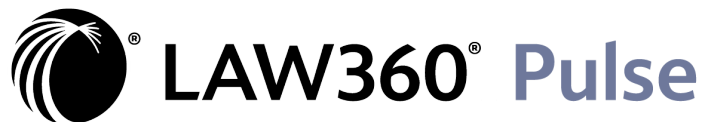


<b>Shah v. Fandom Expenses</b>			
		\$2,252.87	Filing & Service of Process Fees
		\$5,350.00	Mediation Fees
		\$19,706.62	Professional Fees
		\$10,005.00	eDiscovery Expenses
		\$102.00	Transcript Expenses
		\$59.40	Research Expenses
		\$46.47	Postage & Delivery Expenses
		\$54.44	Software Expenses
		\$14,296.16	Travel Expenses
		<b>\$51,872.96</b>	<b>Total Expenses</b>
<b>Filing &amp; Service of Process Fees</b>			
<b>DATE</b>	<b>MATTER</b>	<b>AMOUNT</b>	<b>DESCRIPTION</b>
2024.02.22	GameSpot Pen Registers	\$11.95	First Legal Network Insurance Services LLC
2024.02.22	GameSpot Pen Registers	\$1,590.45	First Legal Network Insurance Services LLC
2024.02.22	GameSpot Pen Registers	\$211.27	First Legal Network Insurance Services LLC
2024.02.22	GameSpot Pen Registers	\$11.95	First Legal Network Insurance Services LLC
2024.04.10	GameSpot Pen Registers	\$99.25	File & Serve
2024.08.21	GameSpot Pen Registers	\$328.00	Courts/USDC-CA-ND
		<b>\$2,252.87</b>	<b>Total Filing &amp; Service of Process Fees</b>
<b>Mediation Fees</b>			
<b>DATE</b>	<b>MATTER</b>	<b>AMOUNT</b>	<b>DESCRIPTION</b>
2025.01.27	GameSpot Pen Registers	\$5,350.00	JAMS, Inc.
		<b>\$5,350.00</b>	<b>Total Mediation Fees</b>
<b>Professional Fees</b>			
<b>DATE</b>	<b>MATTER</b>	<b>AMOUNT</b>	<b>DESCRIPTION</b>
2025.04.12	GameSpot Pen Registers	\$15,375.00	Venturo Tech Consulting SL
2025.04.12	GameSpot Pen Registers	\$1,845.00	Venturo Tech Consulting SL
2025.07.11	GameSpot Pen Registers	\$2,486.62	Venturo Tech Consulting SL
		<b>\$19,706.62</b>	<b>Total Professional Fees</b>
<b>eDiscovery Expenses</b>			
<b>DATE</b>	<b>MATTER</b>	<b>AMOUNT</b>	<b>DESCRIPTION</b>
2025.01.10	GameSpot Pen Registers	\$2,750.00	JND eDiscovery LLC
2025.02.10	GameSpot Pen Registers	\$7,255.00	JND eDiscovery LLC
		<b>\$10,005.00</b>	<b>Total eDiscovery Expenses</b>
<b>Transcript Expenses</b>			
<b>DATE</b>	<b>MATTER</b>	<b>AMOUNT</b>	<b>DESCRIPTION</b>
2024.11.24	GameSpot Pen Registers	\$102.00	Kendra A. Stepler, RPR
		<b>\$102.00</b>	<b>Total Transcript Expenses</b>
<b>Research Expenses</b>			
<b>DATE</b>	<b>MATTER</b>	<b>AMOUNT</b>	<b>DESCRIPTION</b>
2024.06.10	GameSpot Pen Registers	\$1.10	Pacer
2024.07.12	GameSpot Pen Registers	\$3.00	Pacer
2024.10.17	GameSpot Pen Registers	\$7.20	Pacer
2025.01.10	GameSpot Pen Registers	\$6.50	Pacer

2025.10.14	GameSpot Pen Registers	\$41.60	Pacer		
		<b>\$59.40</b>	<b>Total Research Expenses</b>		
<b>Postage &amp; Delivery Expenses</b>					
<b>DATE</b>	<b>MATTER</b>	<b>AMOUNT</b>	<b>DESCRIPTION</b>		
2024.11.27	GameSpot Pen Registers	\$46.47	FedEx		
		<b>\$46.47</b>	<b>Total Postage &amp; Delivery Expenses</b>		
<b>Software Expenses</b>					
<b>DATE</b>	<b>MATTER</b>	<b>AMOUNT</b>	<b>DESCRIPTION</b>		
2025.03.07	GameSpot Pen Registers	\$54.44	Paddle.net		
		<b>\$54.44</b>	<b>Total Software Expenses</b>		
<b>Transportation Expenses</b>					
<b>DATE</b>	<b>MATTER</b>	<b>AMOUNT</b>	<b>DESCRIPTION</b>		
2024.09.19	GameSpot Pen Registers	\$849.29	Autograph		
2024.10.04	GameSpot Pen Registers	\$451.52	Autograph		
2025.02.19	GameSpot Pen Registers	\$1,797.76	Autograph		
2025.03.04	GameSpot Pen Registers	-\$265.48	Autograph		
2025.03.07	GameSpot Pen Registers	\$16.00	Autograph		
2025.03.07	GameSpot Pen Registers	\$1,532.07	Autograph		
2025.03.10	GameSpot Pen Registers	\$141.25	Autograph		
2024.01.19	GameSpot Pen Registers	\$22.91	Uber Trip		
2024.06.26	GameSpot Pen Registers	\$18.94	Uber Trip		
2024.06.27	GameSpot Pen Registers	\$5.00	Uber Trip		
2024.08.29	GameSpot Pen Registers	\$18.95	Uber Trip		
2024.08.29	GameSpot Pen Registers	\$24.00	United Airlines		
2024.08.29	GameSpot Pen Registers	\$24.00	United Airlines		
2024.08.29	GameSpot Pen Registers	\$35.00	United Airlines		
2024.08.29	GameSpot Pen Registers	\$35.00	United Airlines		
2024.08.29	GameSpot Pen Registers	\$1,265.96	United Airlines		
2024.10.01	GameSpot Pen Registers	\$54.49	Texaco		
2024.10.07	GameSpot Pen Registers	\$116.93	Curb SVC		
2024.10.02	GameSpot Pen Registers	\$22.00	UC Hastings Parking Garage		
2024.11.18	GameSpot Pen Registers	\$59.00	Uber Trip		
2025.01.27	GameSpot Pen Registers	\$398.04	Autograph		
2025.02.26	GameSpot Pen Registers	\$141.00	United Airlines		
2025.02.26	GameSpot Pen Registers	\$1,545.77	United Airlines		
2025.02.04	GameSpot Pen Registers	\$8.00	United Airlines		
2025.02.04	GameSpot Pen Registers	\$163.48	United Airlines		
2025.02.04	GameSpot Pen Registers	\$967.48	United Airlines		
2025.02.07	GameSpot Pen Registers	\$21.09	Lyft		
2025.02.07	GameSpot Pen Registers	\$31.05	Uber Trip		
2025.02.18	GameSpot Pen Registers	\$8.00	United Airlines		
2025.02.18	GameSpot Pen Registers	\$1,015.14	United Airlines		
2025.02.20	GameSpot Pen Registers	\$431.00	United Airlines		
2025.02.26	GameSpot Pen Registers	\$143.45	Uber Trip		
2025.02.27	GameSpot Pen Registers	\$13.40	Uber Trip		
2025.03.04	GameSpot Pen Registers	\$85.99	Uber Trip		
2025.03.05	GameSpot Pen Registers	\$8.00	United Airlines		
2025.03.05	GameSpot Pen Registers	\$18.95	Garage		
2025.03.05	GameSpot Pen Registers	\$34.14	Garage		
2025.03.05	GameSpot Pen Registers	\$74.60	Garage		
2025.03.06	GameSpot Pen Registers	\$12.90	Uber Trip		
2025.03.06	GameSpot Pen Registers	\$57.98	Uber Trip		
2025.03.07	GameSpot Pen Registers	\$8.00	United Airlines		
2025.03.07	GameSpot Pen Registers	\$14.04	Uber Trip		
2025.03.07	GameSpot Pen Registers	\$93.62	Uber Trip		
2025.03.10	GameSpot Pen Registers	\$13.49	Uber Trip		
2025.03.10	GameSpot Pen Registers	\$10.00	United Airlines		

2025.03.13	GameSpot Pen Registers	\$22.35	NYC Taxi		
2025.03.05	GameSpot Pen Registers	\$14.00	Uber Trip		
2025.03.05	GameSpot Pen Registers	\$16.41	Uber Trip		
2025.03.04	GameSpot Pen Registers	\$125.27	Uber Trip		
2025.03.06	GameSpot Pen Registers	\$18.33	Uber Trip		
2025.03.06	GameSpot Pen Registers	\$22.55	Uber Trip		
2025.03.06	GameSpot Pen Registers	\$104.08	Uber Trip		
2025.03.07	GameSpot Pen Registers	\$13.88	Uber Trip		
2025.03.07	GameSpot Pen Registers	\$14.13	Uber Trip		
2025.03.07	GameSpot Pen Registers	\$58.93	Uber Trip		
2025.03.07	GameSpot Pen Registers	\$78.51	Uber Trip		
2025.03.10	GameSpot Pen Registers	\$11.79	Uber Trip		
2025.11.21	GameSpot Pen Registers	\$786.08	Autograph		
2025.12.03	GameSpot Pen Registers	\$1,365.15	Jetblue Airways		
2025.12.22	GameSpot Pen Registers	\$101.50	GS Transportation		
		<b>\$14,296.16</b>	<b>Total Transportation Expenses</b>		





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## Elite Law Firm Billing Rates Continue To Outpace Economy

By Tracey Read

Law360 (October 9, 2025, 4:41 PM EDT) -- Top law firms commanded sizable increases in billing rates this year, continuing a multiyear trend that legal technology leaders warn may be out of step with today's market and competitive landscape.

The blended hourly rate for the top 100 law firms in the United States rose by 8.3% in the first six months of 2025, reaching \$1,145 per hour, according to e-billing and matter management platform Brightflag's report released Thursday.

That increase is lower than the same period of 2024's **record-setting 10% jump**, but remains nearly double the 4.3% growth from the first half of 2023. The report was compiled with Brightflag's database of legal spending and analyzed billed rates from Jan. 1 through June 30.

Even as inflation moderates, firms continue to push through rate increases at levels that outpace broader economic conditions, report authors Michael Dineen, Brightflag's vice president of data science and Sarah Scales, head of the company's product marketing, said. But they and other industry leaders say artificial intelligence, alternative legal service providers and broader economic factors could put the brakes on that upward trend in the near future.

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## Top 25 Firms Now Charging \$1,635 per Hour

In 2025, partners at the top 25 firms charged an average of \$1,635 per hour, nearly double the \$845 average at firms ranked 76 to 100. Meanwhile, associates at top 25 firms billed \$1,065 an hour – more than partners at the smallest firms.



*Note: Ranking based on revenue.*

Source: Brightflag • Created with [Datwrpper](#)

Firm ranking remains one of the strongest predictors of hourly rates, according to Brightflag. For instance, in 2025, partners at the top 25 firms charged an average of \$1,635 per hour, nearly double the \$845 average at firms ranked 76 to 100. And associates at top 25 firms billed \$1,065 per hour, earning more than some partners at the bottom half of the top 100.

Howard Rosenberg, partner and head of talent intelligence and acquisitions at legal growth advisory firm Baretz & Brunelle LLC, said he wasn't surprised by the data, which highlighted the premium commanded by top-ranked firms.

"The global elite practices - the top 15 law firms – are pulling away faster from the pack of the other law firms," Rosenberg told Law360 Pulse in an interview. "The gap between that elite firm tier and the next tier is substantial."

Brightflag noted that in-house teams can help reduce their costs by using alternative legal service providers and artificial intelligence tools for repeatable work like document review.

Legal tech company Priori is already seeing legal departments get more sophisticated about law firm pricing and outside counsel management, through request for proposals, rate benchmarking, usage of ALSPs, value-based pricing and more, Basha Rubin, CEO and co-founder of Priori told Law360.

"At some point, the current model won't be sustainable, but the Brightflag data makes clear that the breaking point wasn't in 2025," Rubin said.

Rubin noted that the 8.3% increase in law firm rates continues a yearslong trend where "law firms continue to raise prices at a pace that doesn't reflect what's happening inside corporations."

Another key rate driver was based on practice area. The highest rates in 2025 went to merger and acquisition attorneys, followed by corporate and litigation lawyers.

M&A partners at top-25 firms billed \$1,843 per hour, a 9.7% increase from 2024, followed by corporate partners at \$1,692 per hour, up 8.1% year-over-year. Litigation rates averaged \$1,594 at top-25 firms and \$1,360 at firms ranked 26 to 50, while partners in lower tiers billed under \$1,000, according to Brightflag.

Geography also affected rates, even within the same firm. New York remains the most expensive market, with partners billing \$1,795 per hour, followed by Chicago (\$1,697) and Los Angeles (\$1,601), the report noted. Washington, D.C. partners at the top 100 firms billed an average of \$1,354. In Boston, that number fell to \$1,347 an hour, with San Francisco at \$1,328, and Baltimore at \$1,242.

Meanwhile, partners in Kansas City, Missouri, billed at less than half the New York rate, at \$790. In Seattle, the average for partners in the top 100 was \$1,175 and Atlanta at \$953 an hour, according to the report.

For the first time, the report also examined AI's impact on law firm rates.

AI tools that support research, drafting and revision—tasks traditionally done by junior associates—are already reducing the number of human hours required to complete legal tasks. On the surface, these trends may suggest cost savings for the legal department. But in reality, rates could climb even higher despite — or because of — technology.

"To maintain revenue, firms will likely adjust their pricing to offset reduced billable hours," Dineen and Scales noted. "After all, the value of resolving a matter remains unchanged—or may even increase—when AI enables faster, higher-quality, and more consistent outcomes. To capture that value, firms are expected to raise hourly rates and other commercial models to maintain or improve on their current margins."

Rubin of Priori expects that as AI transforms the practice of law, pressure from corporate buyers will mount to not only right-size rates but to move from billing for time to billing for value.

Rosenberg agreed.

"Between the technology costs and the talent costs, people have to raise the rates. It's a business," he said. "These are pretty sophisticated businesses, and they have to charge for delivering the advice. I think clients expect a lower rate, and outside the [top] 100, that's probably going to happen."

But for the most elite firms, Rosenberg said he expects even higher rate increases next year and beyond.

"These are definitely robust businesses that are going to have to navigate that to their clients," he said. "Not everyone's going to win at this game, but it's all interrelated with talent. You're seeing the talent wars play out as people increase their rates. This is almost like an arms race, between increasing rates and trying to pay for the best talent that firms can capture in the marketplace."

--Additional reporting by Steven Lerner. Editing by Alex Hubbard.



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Business & Practice

# Big Law Rates Topping \$2,000 Leave Value ‘In Eye of Beholder’

By Roy Strom

Column

June 9, 2022, 2:30 AM

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*Welcome back to the Big Law Business column on the changing legal marketplace written by me, Roy Strom. Today, we look at a new threshold for lawyers' billing rates and why it's so difficult to put a price on high-powered attorneys. Sign up to receive this column in your inbox on Thursday mornings. Programming note: Big Law Business will be off next week.*

Some of the nation's top law firms are charging more than \$2,000 an hour, setting a new pinnacle after a two-year burst in demand.

Partners at Hogan Lovells and Latham & Watkins have crossed the threshold, according to court documents in bankruptcy cases filed within the past year.

Other firms came close to the mark, billing more than \$1,900, according to the documents. They include Kirkland & Ellis, Simpson Thacher & Bartlett, Boies Schiller Flexner, and Sidley Austin.

Simpson Thacher & Bartlett litigator Bryce Friedman, who helps big-name clients out of jams, especially when they're accused of fraud, charges \$1,965 every 60 minutes, according to a court document.

In need of a former acting US Solicitor General? Hogan Lovells partner Neal Katyal bills time at \$2,465 an hour. Want to hire famous litigator David Boies? That'll cost \$1,950 an hour (at least). Reuters was first to report their fees.

Eye-watering rates are nothing new for Big Law firms, which typically ask clients to pay higher prices at least once a year, regardless of broader market conditions.

"Value is in the eye of the beholder," said John O'Connor, a San Francisco-based expert on legal fees. "The perceived value of a good lawyer can reach into the multi-billions of dollars."

Kirkland & Ellis declined to comment on its billing rates. None of the other firms responded to requests to comment.

## Charge It Up

Big Law firms are crossing the \$2,000-an-hour threshold after two years of surging rates driven by an increase in demand for lawyers.

Firm	Highest Billing Rate
Hogan Lovells	\$2,465
Latham & Watkins	\$2,075
Kirkland & Ellis	\$1,995
Simpson Thacher & Bartlett	\$1,965
Boies Schiller Flexner	\$1,950
Sidley Austin	\$1,900

Source: Court documents

Bloomberg Law

Law firms have been more successful raising rates than most other businesses over the past 15 years.

Law firm rates rose by roughly 40 percent from 2007 to 2020, or just short of 3 percent per year, Thomson Reuters Peer Monitor data show. US inflation rose by about 28% during that time.

The 100 largest law firms in the past two years achieved their largest rate increases in more than a decade, Peer Monitor says. The rates surged more than 6% in 2020 and grew another 5.6% through November of last year. Neither level had been breached since 2008.

The price hikes occurred during a once-in-a-decade surge in demand for law services, which propelled profits at firms to new levels. Fourteen law firms reported average profits per equity partner in 2021 over \$5 million, according to data from The American Lawyer. That was up from six the previous year.

The highest-performing firms, where lawyers charge the highest prices, have outperformed their smaller peers. Firms with leading practices in markets such as mergers and acquisitions, capital markets, and real estate were forced to turn away work at some points during the pandemic-fueled surge.

Firms receive relatively tepid pushback from their giant corporate clients, especially when advising on bet-the-company litigation or billion-dollar deals.

The portion of bills law firms collected—a sign of how willingly clients pay full-freight—rose during the previous two years after drifting lower following the Great Financial Crisis. Collection rates last year breached 90% for the first time since 2009, Peer Monitor data show.

Professional rules prohibit lawyers from charging “unconscionable” or “unreasonable” rates. But that doesn’t preclude clients from paying any price they perceive as valuable, said Jacqueline Vinaccia, a San Diego-based lawyer who testifies on lawyer fee disputes.

Lawyers’ fees are usually only contested when they will be paid by a third party.

That happened recently with Hogan Lovells’ Katyal, whose nearly \$2,500 an hour fee was contested in May by a US trustee overseeing a bankruptcy case involving a Johnson & Johnson unit facing claims its talc-based powders caused cancer.

The trustee, who protects the financial interests of bankruptcy estates, argued Katyal’s fee was more than \$1,000 an hour higher than rates charged by lawyers in the same case at Jones Day and Skadden Arps Slate Meagher & Flom.

A hearing on the trustee’s objection is scheduled for next week. Hogan Lovells did not respond to a request for comment on the objection.

Vinaccia said the firm’s options will be to reduce its fee, withdraw from the case, or argue the levy is reasonable, most likely based on Katyal’s extensive experience arguing appeals.

Still, the hourly rate shows just how valuable the most prestigious lawyers’ time can be—even compared to their highly compensated competitors.

“If the argument is that Jones Day and Skadden Arps are less expensive, then you’re already talking about the cream of the crop, the top-of-the-barrel law firms,” Vinaccia said. “I can’t imagine a case in which I might argue those two firms are more reasonable than the rates I’m dealing with.”

### **Worth Your Time**

**On Cravath:** Cravath Swaine & Moore is heading to Washington, opening its first new office since 1973 by hiring former heads of the U.S. Securities and Exchange Commission and Federal Deposit Insurance Corporation. Meghan Tribe reports the move comes as Big Law firms are looking to add federal government expertise as clients face more regulatory scrutiny.

**On Big Law Promotions:** It’s rare that associates get promotions to partner in June, but Camille Vasquez is now a Brown Rudnick partner after she shot to fame representing Johnny Depp in his defamation trial against ex-wife Amber Heard.

**On Working From Home:** I spoke this week with Quinn Emanuel’s John Quinn about why he thinks law firm life is never going back to the office-first culture that was upset by the pandemic. Listen to the podcast [here](#).

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*That's it for this week! Thanks for reading and please send me your thoughts, critiques, and tips.*

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## Documents

[Trustee's Objection](#)

## Related Articles

[Overworked Big Law Can't Find Enough Lawyers With Demand Surging](#) Dec. 9, 2021, 3:00 AM

[Never Underestimate Big Law's Ability to Raise Billing Rates](#) Aug. 12, 2021, 3:00 AM

## Law Firms

Simpson Thacher  
Hogan Lovells  
Jones Day  
Skadden  
Sidley Austin  
Quinn Emanuel  
Cravath Swaine & Moore  
Latham & Watkins  
Kirkland & Ellis  
Boies Schiller Flexner

## **Topics**

expert fees  
compensation of bankruptcy attorney  
acquisitions  
U.S. trustees  
financial markets  
client-paid legal fees  
data breaches

## **Companies**

Johnson & Johnson  
Thomson Reuters Corp





# Enterprise Legal Management Trends Report

## INSIGHT INTO **7** KEY METRICS

JUNE 2022



## Enterprise Legal Management Trends Report

INSIGHTS ARE BASED ON DATA DERIVED FROM

OVER  
\$49 Billion  
IN LEGAL SPENDING

MORE THAN  
350,000  
TIMEKEEPERS

MORE THAN  
1.2 Million  
MATTERS



# Executive Highlights

Insights are based on data derived from over \$49 billion in legal spending, more than 350,000 timekeepers, and more than 1.2 million matters. The key metrics are based on 2021 charges billed by outside counsel.

## 2021 RECORD SETTING YEAR FOR MERGERS & ACQUISITIONS

LexisNexis® CounselLink® data aligns with reports of 2021 being a record setting year for global mergers and acquisitions. Mergers & Acquisitions (M&A) related legal fees processed through CounselLink in 2021 represented 7.4% of total legal billing, a significant increase from 4.3% in 2020. The data also reflects that greater demand for M&A legal expertise resulted in material price increases. The median partner rate billed for M&A work in 2021 was \$878, a 6.1% increase over the prior year median.

## HOURLY RATE INCREASES SHOW NO SIGNS OF SLOWING

Consistent with what we observed in 2020, despite pandemic-related and other pressures for legal departments to reduce outside counsel spending, hourly rate increases paid to US firms showed no signs of slowing. On average, 2021 partner hourly rates increased by 3.4% relative to 2020. This compares to 3.5% growth in 2020 versus 2019.

## USE OF ALTERNATIVE FEE ARRANGEMENT CONTINUES TO INCREASE

In 2021, 14.8% of matters had at least a portion of their billing under an arrangement other than hourly billing. Non-hourly fees billed accounted 9.6% of all billings. Use of alternative fee arrangements (AFAs) has been slowly rising over the years, showing an increased appetite by corporate counsel for AFAs, and a willingness by law firms to provide them.

## THE “LARGEST 50” FIRMS ACCOUNT FOR LARGEST SHARE OF SPENDING

The “Largest 50” firms (those with more than 750 lawyers) continue to account for the largest share of U.S. legal spending. In 2021, 46% of outside counsel fees were paid to these firms, consistent with recent year results. Further, the largest firms are continuing to gain share of wallet for the highest rate work. The three practices commanding the highest partner rates are Mergers & Acquisitions; Finance, Loans & Investments; and Regulatory & Compliance. Combining these types of matters, the “Largest 50” firms had a 61% share of legal billings in 2021. Several sub-categories of other matter categories with high partner rates follow the same pattern. For example, those firms had a 77% share of IP Litigation and a 78% share of Corporate Antitrust work.

# Introduction

The first edition of the annual CounselLink Enterprise Legal Management Trends Report was published in October 2013. That report established a set of six key metrics based on data available via the CounselLink Enterprise Legal Management platform and provided insights that corporate law departments and law firms could use to guide their decisions and subsequent actions. Beginning with the 2021 edition, a seventh key metric has been added to highlight hourly rates billed by law firm partners located in countries outside of the United States.

With the volume of data available for analysis growing with each passing year, the 2022 edition of the Trends Report represents the most up-to-date and detailed picture of how legal market dynamics are evolving over time.

As always, information about the methodologies used, definitions, and expert contributors conducting the analysis are presented at the end of the report.

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# Update on seven key metrics

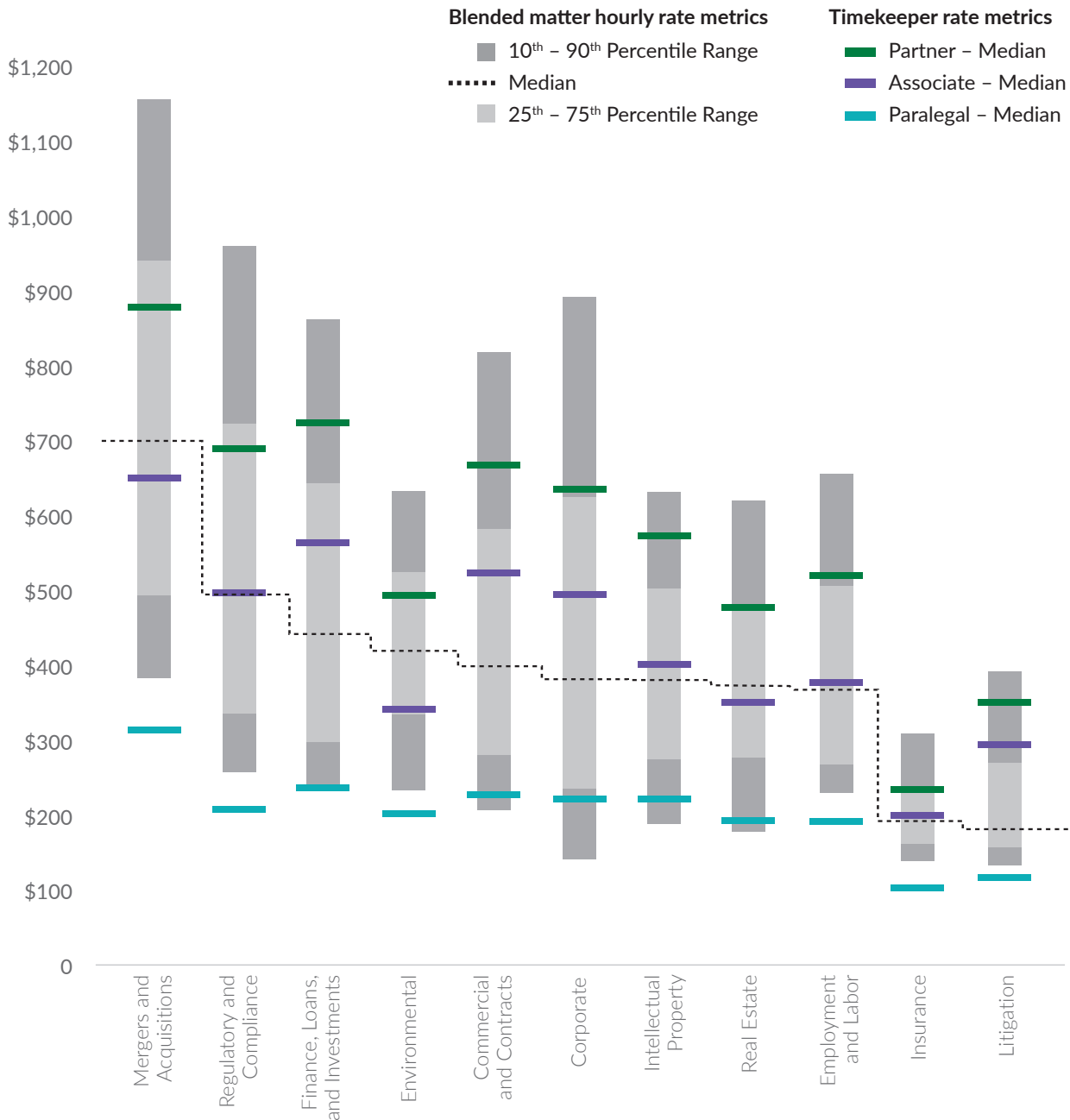
Each annual update of the CounselLink Enterprise Legal Management Trends Report covers a standard set of key metrics related to hourly legal rates and the corporate procurement of legal services.

**1A**  
KEY METRIC

## Blended Hourly Rate for Matters by Practice Area

**BLENDED HOURLY RATES AND RATE VOLATILITY DIFFER BY TYPE OF WORK**

All analysis is based on data through December 31, 2021  
Practice areas ordered by median blended matter rates



### Volatility Rate

- 5
- 7
- 7
- 3
- 6
- 10
- 5
- 4
- 5
- 3
- 5

Volatility is a calculated indicator of blended rate variability. Higher numbers suggest better possibilities for negotiating rates and/or changing the assigned timekeeper mix.

See page 9 for guidance on interpreting all blended hourly rates charts.

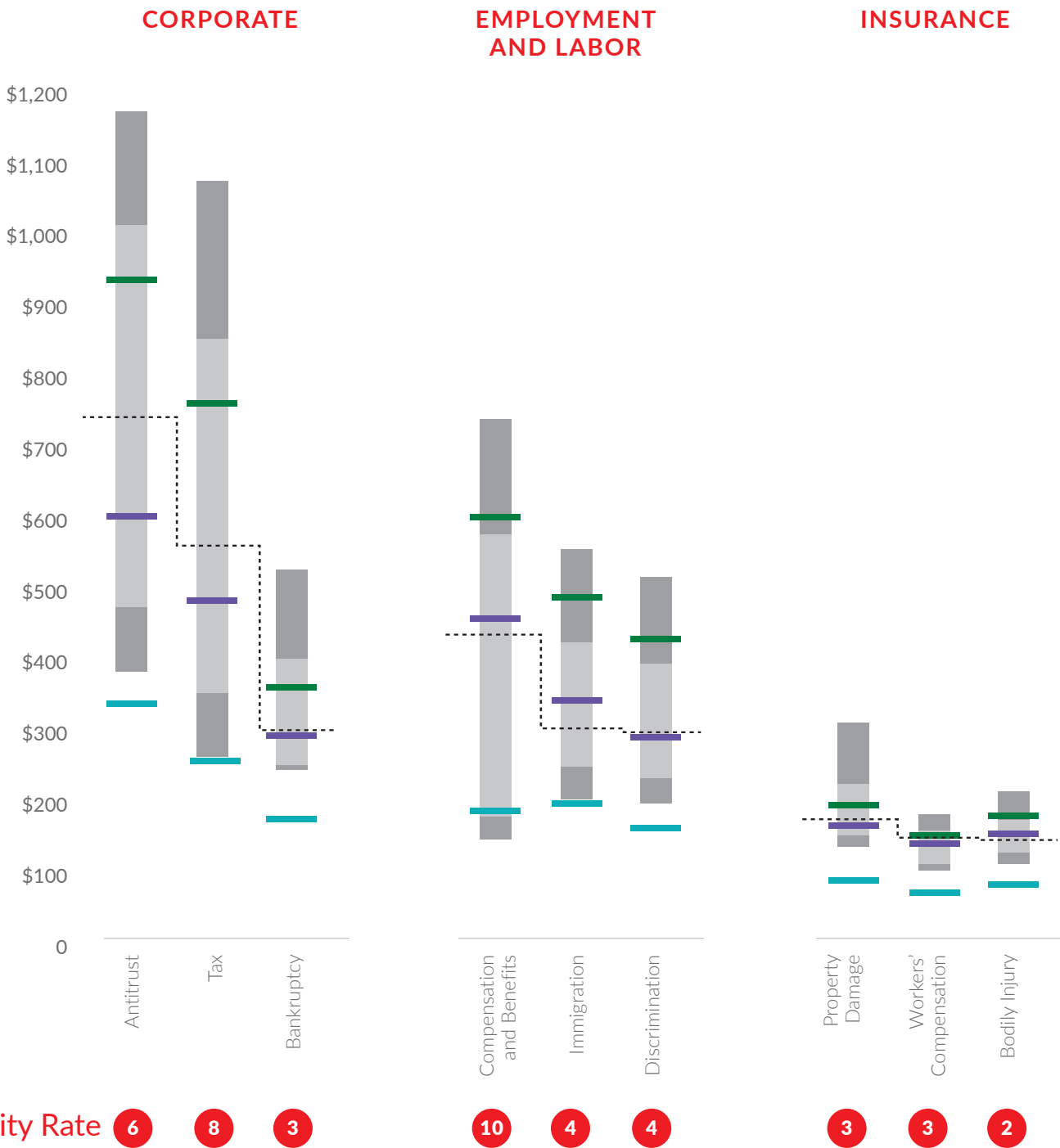
# 1B

KEY METRIC

## Blended Hourly Rate for Matters – by Subcategory

**BLENDED HOURLY RATES AND RATE VOLATILITY DIFFER BY SUBCATEGORY OF WORK**

All analysis is based on data through December 31, 2021  
Practice areas ordered by median blended matter rates



**Blended matter hourly rate metrics**

- 10<sup>th</sup> – 90<sup>th</sup> Percentile Range
- ..... Median
- 25<sup>th</sup> – 75<sup>th</sup> Percentile Range

**Timekeeper rate metrics**

- Partner – Median
- Associate – Median
- Paralegal – Median

# 1B

KEY METRIC

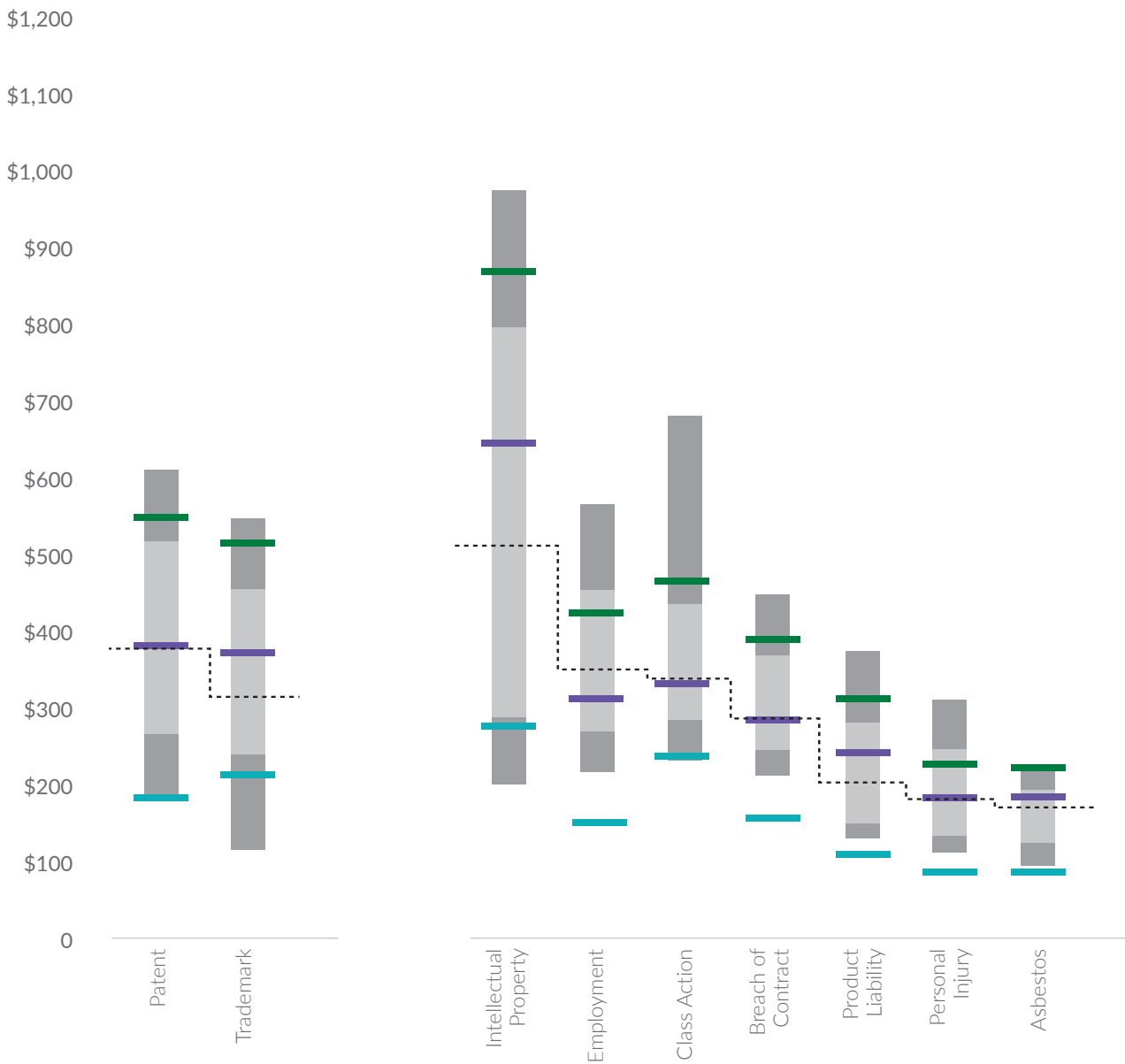
## Blended Hourly Rate for Matters – by Subcategory

**BLENDED HOURLY RATES AND RATE VOLATILITY DIFFER BY SUBCATEGORY OF WORK**

All analysis is based on data through December 31, 2021  
Practice areas ordered by median blended matter rates

### INTELLECTUAL PROPERTY

### LITIGATION



Volatility Rate

- 5
- 5
- 10
- 4
- 3
- 3
- 5
- 5
- 3

**Blended matter hourly rate metrics**

- 10<sup>th</sup> – 90<sup>th</sup> Percentile Range
- ..... Median
- 25<sup>th</sup> – 75<sup>th</sup> Percentile Range

**Timekeeper rate metrics**

- Partner – Median
- Associate – Median
- Paralegal – Median

**Interpreting the Charts:**

*The charts on the previous pages capture matter level benchmarks. It's important to distinguish that Metric 1 is not benchmarking individual timekeeper rates, but rather the blended rates that result from the multiple timekeepers that work on a given matter. As a guide to interpreting the output, compare the two categories Corporate and Employment & Labor. These two categories have very similar median blended average matter rate (\$376 and \$366, respectively). But note that Corporate matters have a median partner rate of \$636, considerably higher than that of Employment & Labor (\$520). This indicates that relative to Corporate work, Employment & Labor matters are staffed more significantly with non-partners, whose hourly rates bring down the overall blended average matter rates.*

*The Volatility Index provided in this section is a calculated marker that shows the variability in blended matter rates. Using a 10-point scale, the Index highlights the broad spread between the 25<sup>th</sup> and 75<sup>th</sup> percentiles of hourly rates. High volatility scores indicate greater variance in prices paid based on the mix of timekeepers and individual hourly rates.*

Although individual lawyer rates are the focus of considerable industry attention, it is equally, or arguably more important, to look at the bigger picture: the blended average rate of the different timekeepers that work on a matter. The chart shows that the median blended hourly rate is highest for Mergers and Acquisitions, which often involve the most expensive firms and require significant partner engagement.

Comparing the Corporate category to Insurance as an example, the spread between the 25<sup>th</sup> and 75<sup>th</sup> percentiles of blended hourly rates for Corporate work is broader than the spread for Insurance. On a 10-point scale, Corporate has a Volatility Index of 10 while Insurance has an Index of three, which indicates that the mix of timekeepers and rates paid on Corporate matters vary significantly compared to the timekeeper mix and rates paid for Insurance matters. A high Volatility Index could also indicate that a category represents a wide range of matter types.

The 2020 data revealed that three matter categories have relatively low Volatility Indices (lower than 5), which means rates are consistent and less subject to negotiations between corporations and their firms:

- Insurance
- Real Estate
- Environmental

The two matter categories with the greatest change relative to the prior year are Mergers & Acquisitions and Commercial & Contracts. The median blended average matter rate for these categories increased 7% relative to 2020.

Legal departments can compare their own data against these rates and ranges for help managing costs. If departments are paying at or near the top of the range for more volatile matter types, there may be opportunities to negotiate lower rates or request a different mix of timekeepers to reduce costs. Note, however, that when looking at trends, it is important to evaluate the entire range of rates rather than focusing solely on the median rate.

**Key Metric 1B: *Blended Hourly Rates and Rate Volatility Differ by Legal Work Subcategories***

Key Metric #1 measures average billing rates for high-level categories of legal work. Beginning in 2021, the Trends Report expanded upon this to include benchmarks for more granular categories of work to continue to provide more meaningful data points for decision-making in the legal industry.

Note that several of the sub-categories have Volatility Indices that are lower than that of their parent categories. For example, refer to the Corporate practice area in Key Metric #1 which had a Volatility Index of 10.

The three sub-categories of Corporate reflected in Key Metric #1B include Antitrust, Bankruptcy, and Tax. These areas have volatility scores of 6, 3, and 8 respectively. This can be interpreted to mean that as we narrow down to more granular/similar types of work, there is less variability between the 25<sup>th</sup> and 75<sup>th</sup> percentile blended average rates paid for these specific types of legal work relative to the broader category of Corporate. For example, there is greater consistency in the staffing and/or negotiated rates for these types of work, particularly for Antitrust and Bankruptcy.



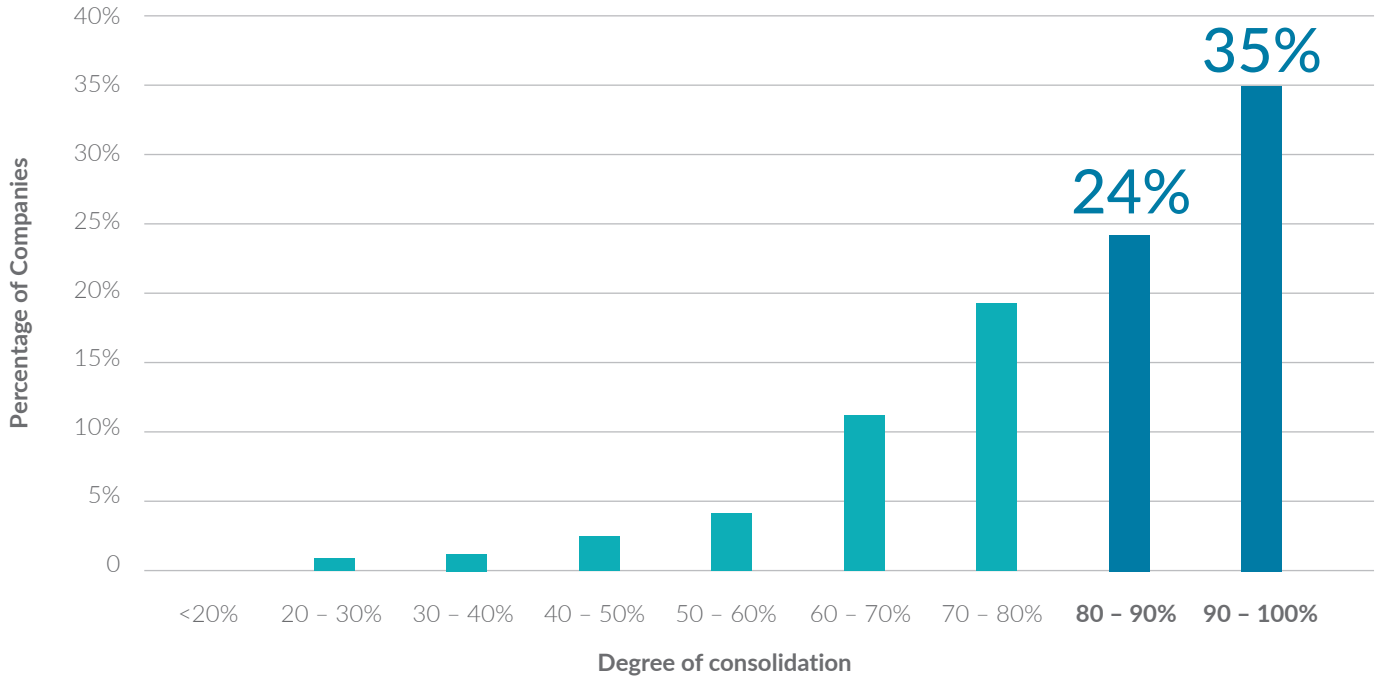
# 2

## KEY METRIC

### Law Firm Consolidation: Number of Legal Vendors Used by Corporations

**HALF OF COMPANIES IN THE COUNSELLINK DATA POOL HAVE 10 FIRMS OR FEWER THAT ACCOUNT FOR AT LEAST 80% OF THEIR OUTSIDE COUNSEL FEES**

All analysis is based on data through December 31, 2021



#### Interpreting the Chart:

This chart shows the degree of law firm consolidation among companies whose outside counsel legal billings are processed through CounselLink. The horizontal axis separates participating companies into nine segments representing different degrees of consolidation. For example, the bar on the far right shows that 35% of participating companies have 90 - 100% of their legal billings with 10 or fewer vendors; these are the most consolidated legal departments. The far left bar shows that just 1% of companies have 20 - 30% of their legal billings with 10 or fewer firms. In 2020, we noted a subtle shift of law departments that had dropped from between 80-90% on the chart to the 70-80% bucket. That shift has reversed itself, and we see 59% of companies with high levels of law firm consolidation, consistent with consolidation levels noted in the last five years (excepting 2020).

Industry type plays a significant role in consolidation.

#### HIGH DEGREES OF CONSOLIDATION:

- 88% Transportation and Warehousing
- 83% Information Companies
- 78% Retail Trade
- 74% Manufacturing

#### LOW DEGREES OF CONSOLIDATION:

- 40% Finance Insurance
- 36% Utilities

3A

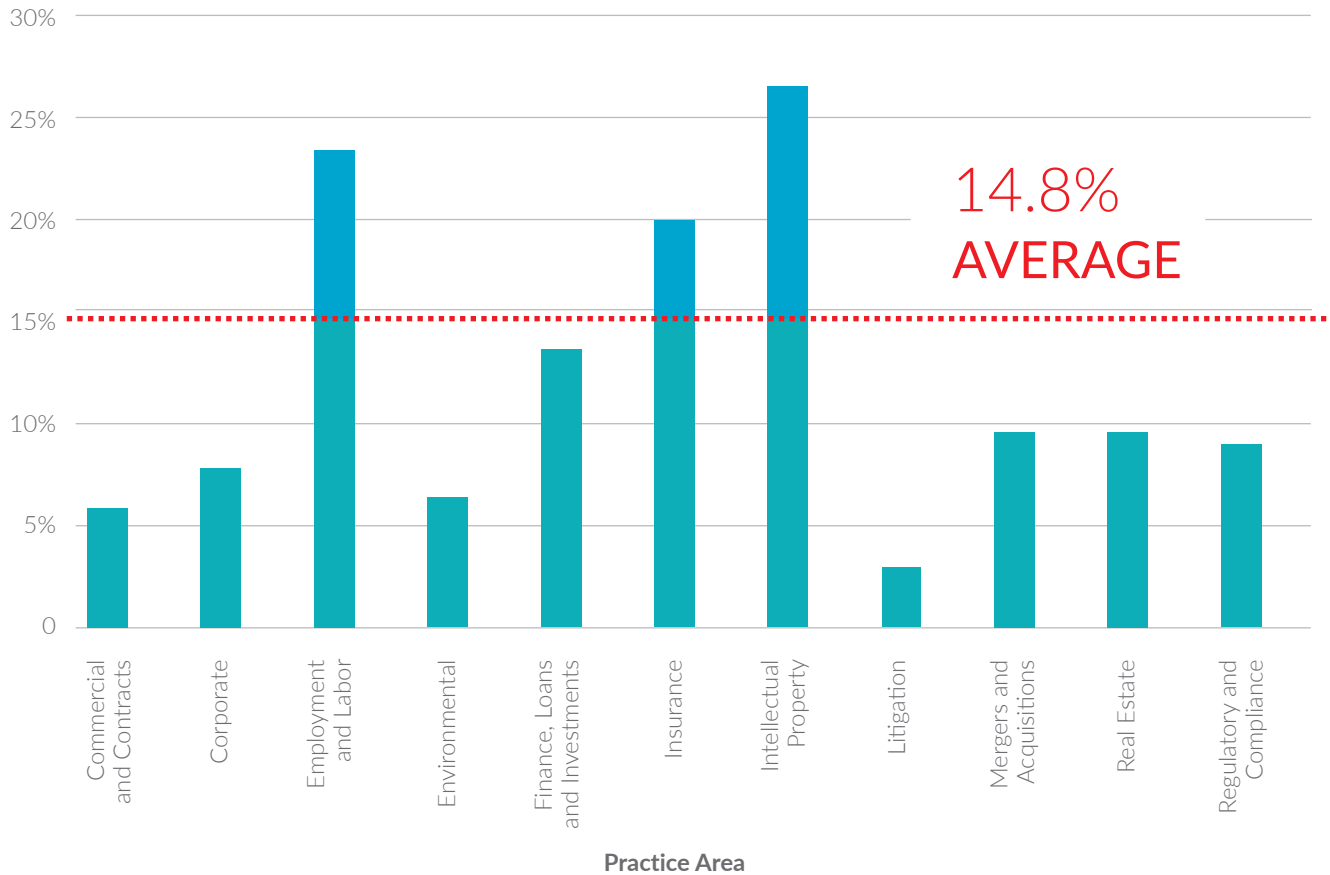
KEY METRIC

## Alternative Fee Arrangement (AFA) Usage by Matter

**SOME FORM OF AFAs WERE USED IN 14.8% OF MATTERS**

Based on 12 months of data ending December 31, 2021

### PERCENTAGE OF MATTERS UTILIZING AFAs



The use of AFAs to govern legal service payments varies considerably by legal matter type. High volume, predictable work included in Intellectual Property, Insurance, and the Employment and Labor categories continue to have the highest volume of matters billed under AFAs.

**INTELLECTUAL PROPERTY | INSURANCE | EMPLOYMENT & LABOR**  
utilized AFAs for at least **20%** of matters

Other matter categories are gaining in use of alternative billing. Mergers and Acquisitions, Real Estate, and Regulatory and Compliance have nearly 10% of matters with non-hourly billing.

3B

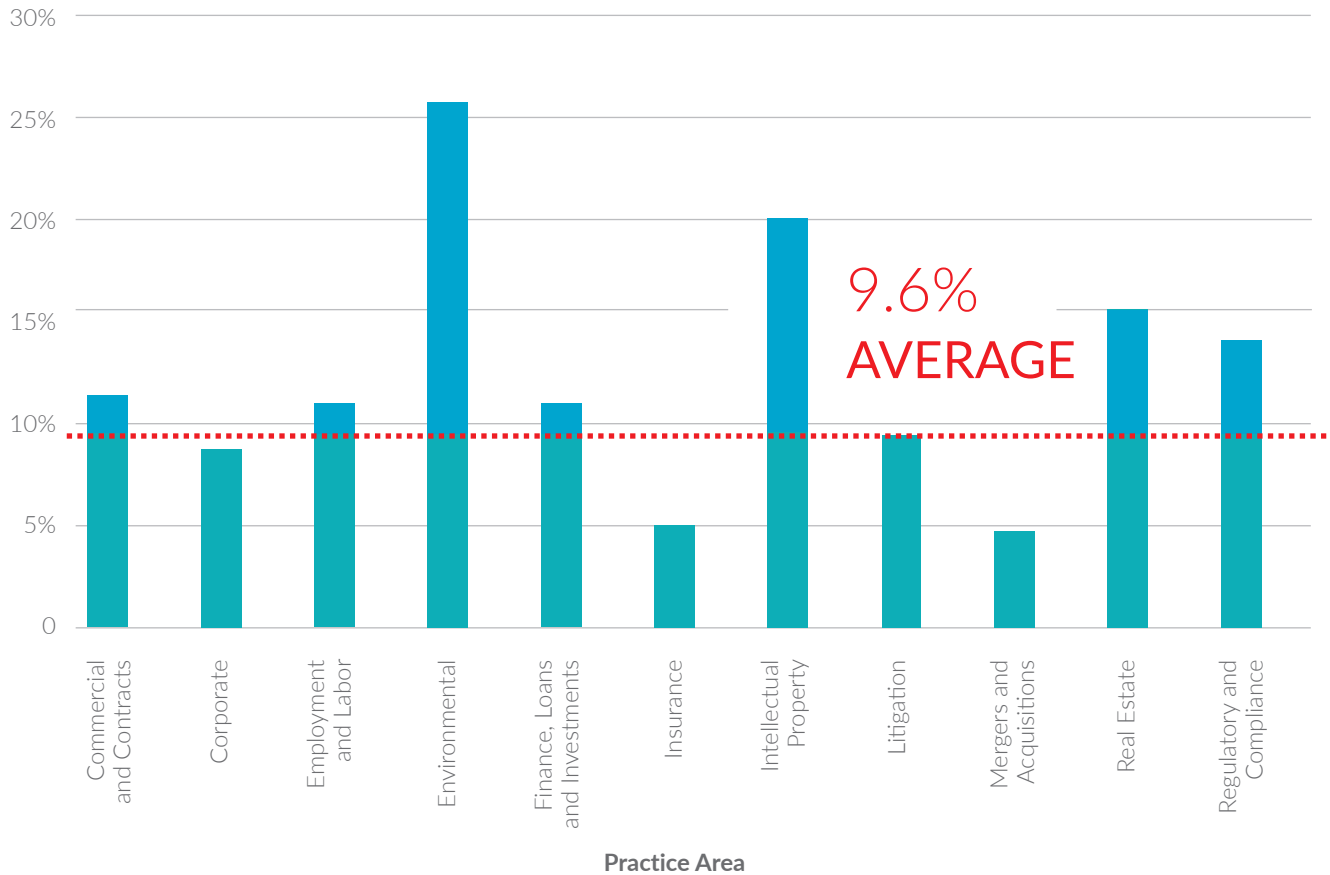
KEY METRIC

## Alternative Fee Arrangement (AFA) Usage by Billings

**SOME FORM OF AFAs WERE USED IN 9.6% OF BILLINGS**

Based on 12 months of data ending December 31, 2021

### PERCENTAGE OF BILLINGS UTILIZING AFAs



The use of Alternative Fee Arrangements has been gradually increasing as the industry slowly moves in the direction of not relying solely on hourly billing as the mechanism for payment of legal services. When CounselLink first started reporting on these key metric ten years ago, AFAs were used in approximately 12% of matters and 7% of fees and billings.

4

KEY  
METRIC

## Partner Hourly Rate Differences by Law Firm Size

**MEDIAN RATES ACROSS PRACTICE AREAS, EXCLUDING INSURANCE**

Based on 12 months of data ending December 31, 2021

### MEDIAN PARTNER HOURLY RATES BY LAW FIRM SIZE



The size of a law firm is highly correlated to the rates billed by its lawyers. This progression is especially notable for the largest category of firms, those with 750 or more lawyers. The median hourly billing rate for partners in firms with more than 750 lawyers (\$895) is 54% higher than the median hourly billing rate billed by partners in the next smaller tier of firms (\$575).

Relative to prior years, the 54% differential for the largest firms compared to the next tier of firms is the largest in all the years we have tracked this metric. The differential was 47% for 2020.

Additionally, relative to prior years, the gap between mid-sized firm rates has narrowed. The median partner rate for firms with 51-100 lawyers (\$400) is nearly the same as that for firms with 101-200 lawyers (\$405).

The average partner growth rate for the largest firms was 4.6% in 2021 relative to 2020—the largest increase of the various law firm bands.

**AVERAGE PARTNER GROWTH RATE**  
FOR THE LARGEST FIRMS

**4.6%** 2021 RELATIVE TO 2020

5A

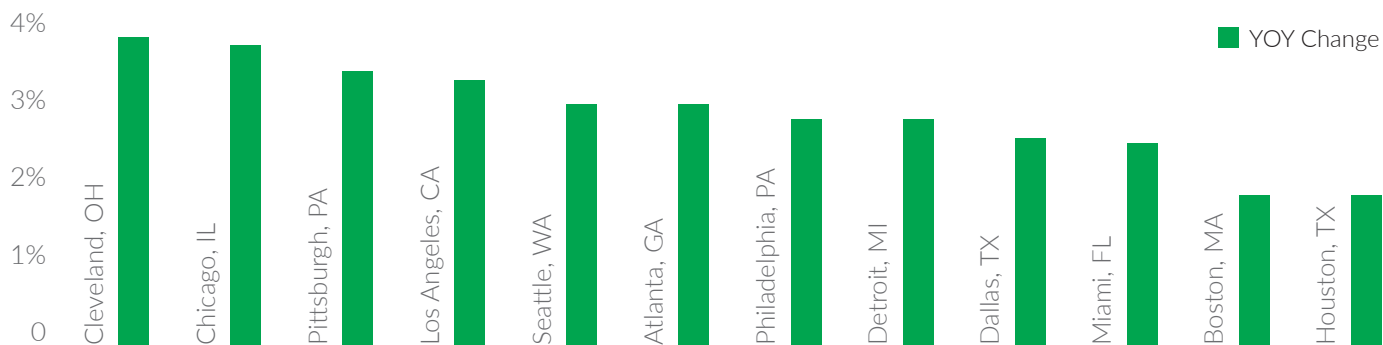
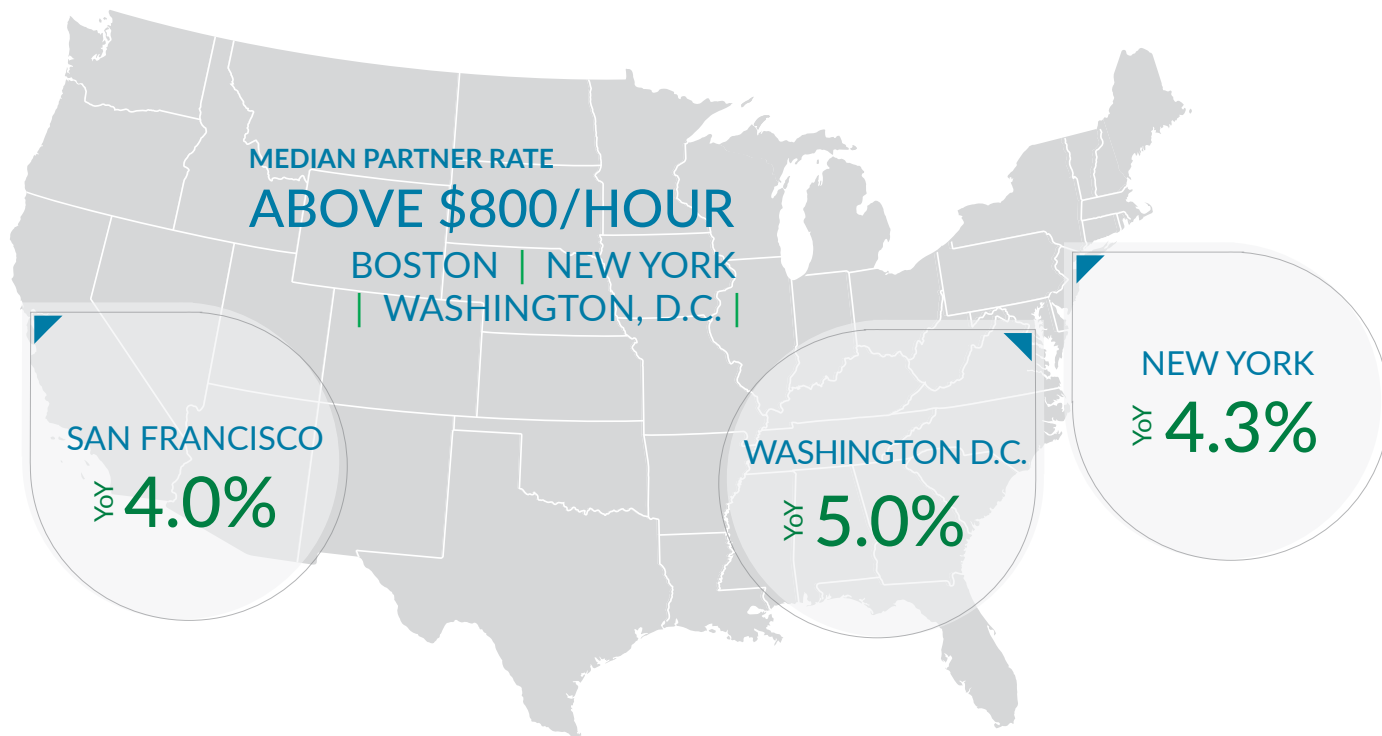
KEY METRIC

## Partner Hourly Rate Growth by City

FOUR MAJOR METROPOLITAN AREAS SHOW MEDIAN PARTNER RATE GROWTH OF MORE THAN 4.0%

Based on 12 months of data ending December 31, 2021

### PARTNER RATE GROWTH IN THREE MAJOR CITIES



**Interpreting the Chart:**

Across the United States, partner hourly rates grew 3.4% on average in 2021.

The biggest growth spurts in attorney rates for the last year occurred in Washington D.C., New York, and San Francisco. Each of these four cities saw average attorney rates grow more than 4.0% relative to 2020.

On the opposite side of the spectrum, two cities saw hourly growth rate below 2%: Boston and Houston.

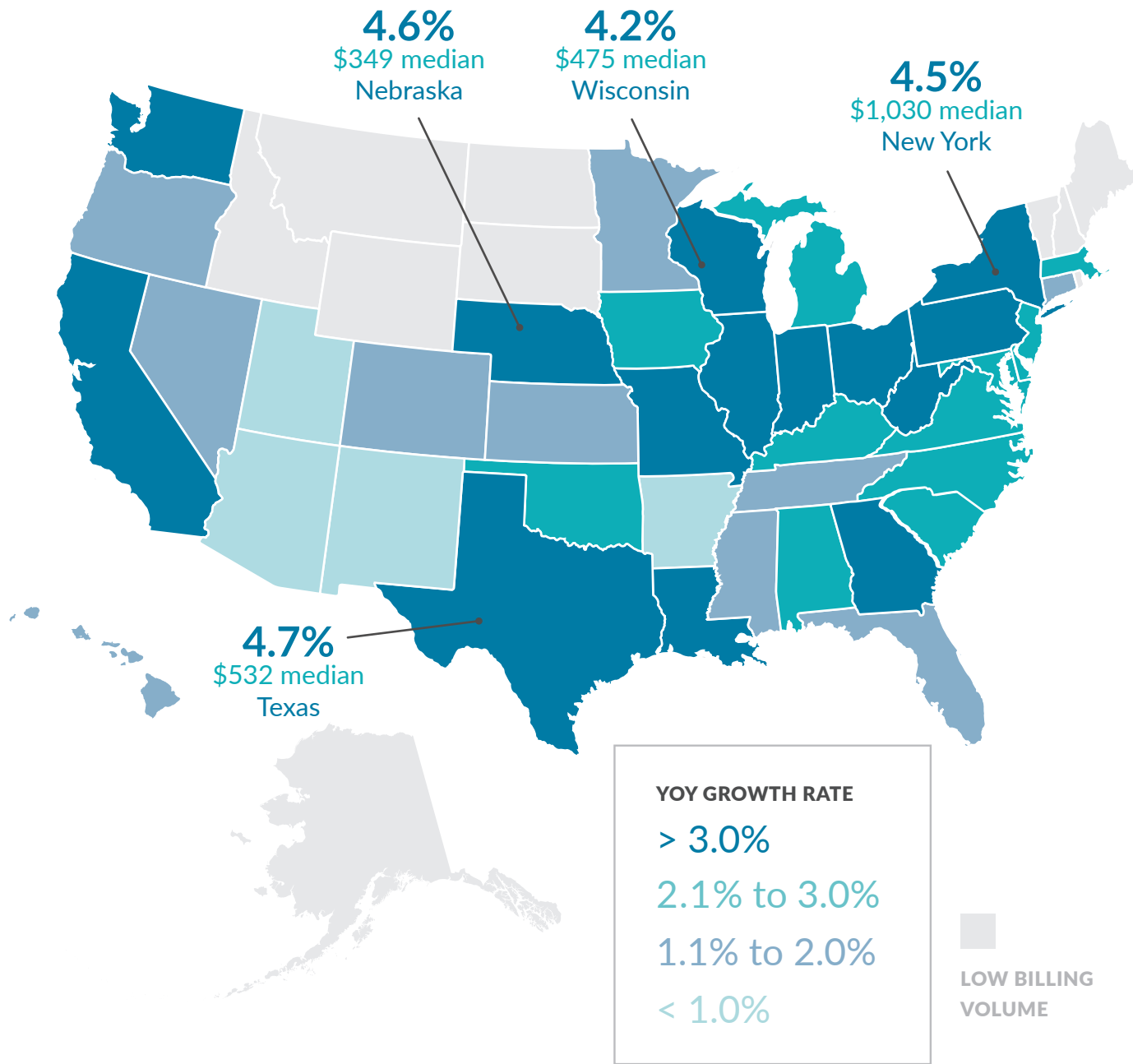
# 5B

KEY METRIC

## Partner Hourly Rate Growth by State

**GROWTH IN MEDIAN PARTNER RATES VARIES BY STATE, AVERAGING 3.4% YEAR-OVER-YEAR INCREASE**

Based on 12 months data ending December 31, 2021



## 3.4% AVERAGE GROWTH IN PARTNER RATES ACROSS STATES

The average growth in partner rates across states is 3.4%, in line with prior year increases.

6A

KEY  
METRIC

## Median Partner Hourly Rate by Practice Area

### MEDIAN PARTNER RATES IN FIVE PRACTICE AREAS ABOVE \$600 AN HOUR

Based on 12 months of data ending December 31, 2021



Aggregate statistics based on legal work performed in 2021 identify Mergers and Acquisition as the practice area with the highest median partner rate of \$878. Additionally, the other practices with median partner rates over \$600 per hour have such high medians in large part because companies often use larger firms for these kinds of matters. In 2021, the “Largest 50” firms handled 66% of Merger and Acquisition work, and 62% of Finance, Loans & Investment work. With regard to the other high rate practices of Regulatory and Compliance, Commercial and Contracts, and Corporate, the “Largest 50” firms had a 47%, 52%, and 53% share of the wallet.

Conversely, at the lower end of the hourly rate spectrum is insurance work. Insurance carriers demand and negotiate aggressively for low rates on their high-volume defense matters. Law firms with fewer than 100 lawyers handled 69% of insurance work in 2021.

6B

KEY METRIC

## Median Partner Rates by Subcategory of Work

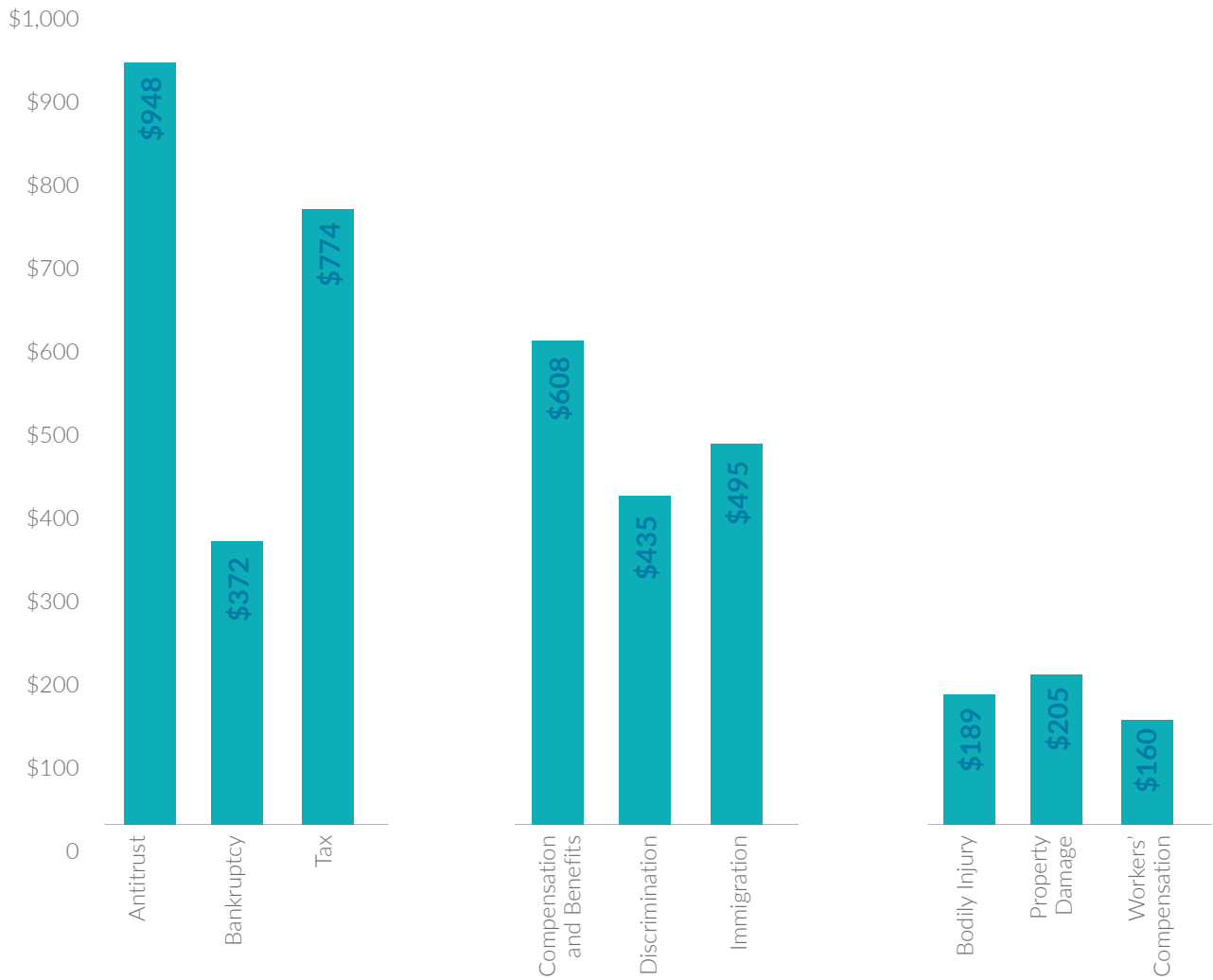
**WITHIN PRACTICE AREAS, SUBCATEGORY RATES VARY CONSIDERABLY**

Based on 12 months of data ending December 31, 2021

### CORPORATE

### EMPLOYMENT AND LABOR

### INSURANCE



6B

KEY METRIC

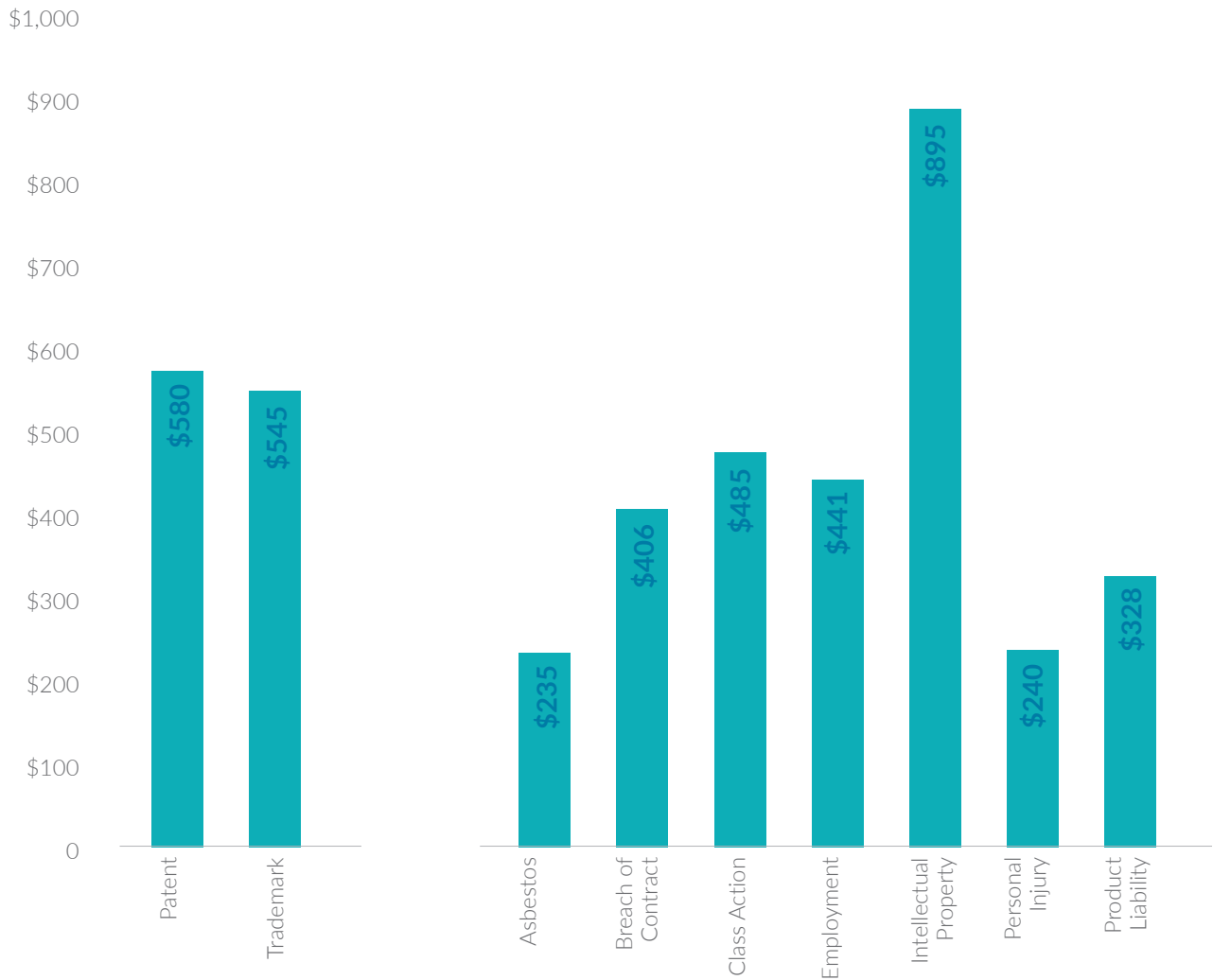
## Median Partner Rates by Subcategory of Work

**WITHIN PRACTICE AREAS, SUBCATEGORY RATES VARY CONSIDERABLY**

Based on 12 months of data ending December 31, 2021

### INTELLECTUAL PROPERTY

### LITIGATION



New since the 2021 Trends Report, benchmarks are available for more granular categories of legal work. Litigation work, for example, encompasses a wide variety of practices that command very different rates. At the high end, Intellectual Property Litigation had a median partner hourly rate of \$895 in 2020, whereas Asbestos Litigation work was billed at a median partner hourly rate of \$235.

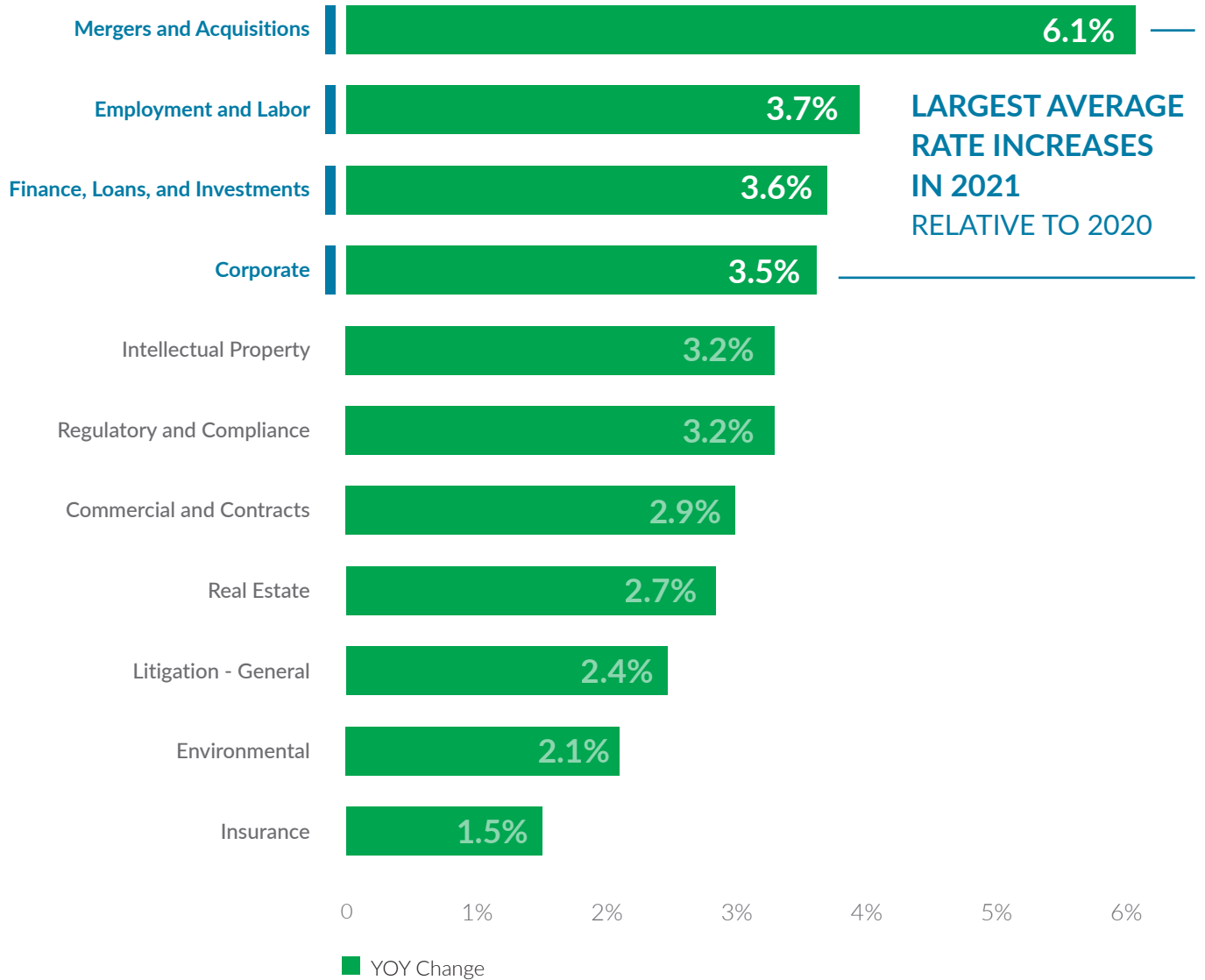
6C

KEY METRIC

## Partner Hourly Rate Growth by Practice Area

FOUR PRACTICE AREAS LEAD PARTNER RATE GROWTH IN 2021

Based on 12 months of data ending December 31, 2021



Turning to partner rate growth by practice area, Mergers and Acquisitions was the area that far and away saw the largest increases in rates in 2021. The average rate change for Mergers and Acquisitions partners was 6.1%. Note that three of the types of work that command median hourly rates above \$600 (see Metric 6A) are at or near the top of this list. They are: Mergers and Acquisitions, Finance, Loans, and Investments, and Corporate.

Partner rates for Insurance work increased notably less than rates in other practice areas.

7A

KEY METRIC

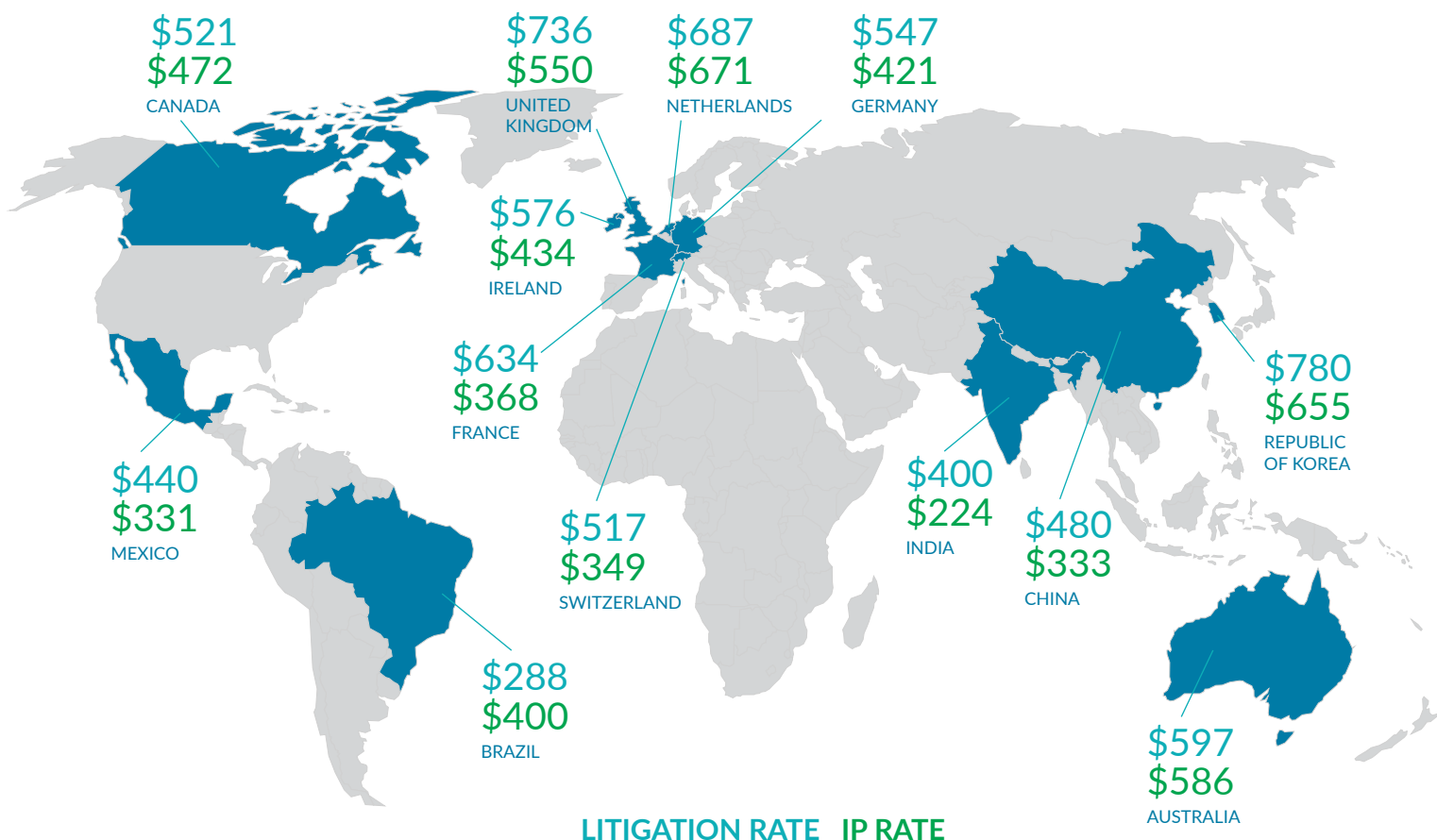
# International Partner Rates for Litigation and Intellectual Property (non-Litigation)

**CORPORATIONS HIRED INTERNATIONAL OUTSIDE COUNSEL FOR BOTH LITIGATION AND IP WORK**

Based on 12 months data ending December 31, 2021

**EXPANDED FOR 2021**

## MEDIAN PARTNER HOURLY RATES IN 13 INTERNATIONAL MARKETS RATES IN \$USD



Corporations headquartered outside of the United States as well as U.S. corporations with international interests look to firms in many countries to handle their legal needs. Key Metric 7 provides benchmarks of partner hourly rates for countries where outside counsel is most often engaged for Litigation, Intellectual Property, Employment and Labor, and Corporate work.

In 2021, median hourly partner rates were among the highest in the Republic of Korea across all four practice areas. (See page 22 for Employment and Labor, and Corporate work.)

UK partner rates are relatively high particularly in Litigation and Corporate work.

In all matter categories, India and Brazil had partners billing at considerably lower rates.

7B

KEY METRIC

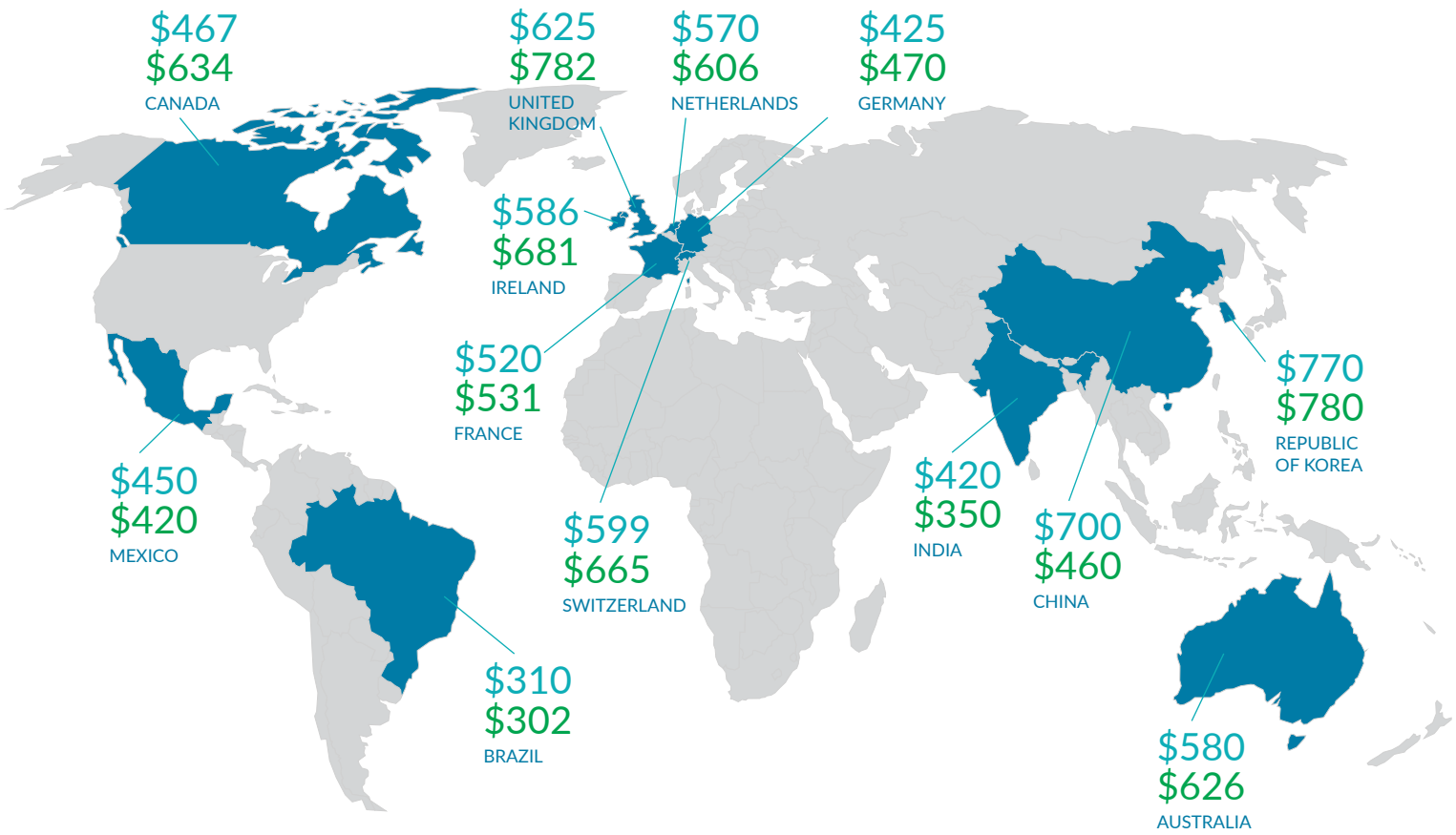
# International Partner Rates for Employment and Labor and Corporate

**CORPORATIONS HIRED INTERNATIONAL OUTSIDE COUNSEL FOR BOTH EMPLOYMENT & LABOR AND CORPORATE WORK**

Based on 12 months data ending December 31, 2021

**EXPANDED FOR 2021**

## MEDIAN PARTNER HOURLY RATES IN 13 INTERNATIONAL MARKETS RATES IN \$USD



EMPLOYMENT & LABOR CORPORATE

# About the Enterprise Legal Management Trends Report



## TERMINOLOGY:

**Matter Categorization:** Counsellink solution users define the types of work associated with various matters that were analyzed and categorized into legal practice areas. For this analysis, all types of litigation matters are classified as Litigation regardless of the nature of the dispute.

**Company Size:** Based on revenue cited in public sources, companies were grouped into these three size categories:

- > \$10 Billion Plus
- > \$1 – 10 Billion
- > < \$1 Billion



## Expert Contributor

Since the inception of the CounselLink Enterprise Legal Management Trends Report, Kris Satkunas has been the principal author. She has made notable contributions to this latest Enterprise Legal Management Trends Report in the analysis of CounselLink data and in preparing the surrounding narrative.

### Author

#### **KRIS SATKUNAS – DIRECTOR OF STRATEGIC CONSULTING**

As Director of Strategic Consulting at LexisNexis CounselLink, Kris brings over 20 years of experience consulting in the legal industry to advise corporate legal department managers on improving operations with data-driven decisions. Kris is an expert in managing the business of law and in data mining, with specific expertise in matter pricing and staffing, practice area metrics, and scorecards.

Prior to joining CounselLink, Kris served as Director of the LexisNexis® Redwood Think Tank, which she also established. For five years, Kris worked closely with thought leaders in large law firms conducting unbiased data-based research studies focused on finding solutions to legal industry management issues. Before that, she led the business of law consulting practice for large law firms. During that time she worked with key management at over a hundred law firms to improve the financial models and analyses developed for large law firms.

Kris has authored numerous articles and spoken at many legal industry conferences and events. She came to LexisNexis in 2000 after honing her finance skills as a Senior Vice President in Strategic Finance at SunTrust Bank. She holds a B.B.A. in Finance from The College of William and Mary.

Kris may be reached at [kristina.satkunas@lexisnexis.com](mailto:kristina.satkunas@lexisnexis.com).

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LexisNexis CounselLink is the leading cloud-based legal management solution designed to help corporate legal departments gain 100% visibility into all matters and invoices so they can control costs, maximize productivity, and make better decisions. For nearly 30 years, LexisNexis has been providing innovative solutions to corporate law departments based on insight from thought leaders, industry expertise, and customer feedback.

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- Vendor Management strengthens your relationships with law firms while measuring their performance, so you can select the best mix for your needs.
- Analytics provides you with full visibility over workloads and legal data analytics to make informed, data-driven decisions.

If you have questions or comments about the CounselLink Enterprise Legal Management Trends Report or want to learn more about CounselLink software and services, visit [CounselLink.com](https://CounselLink.com), or contact us via email: [LNCounselLink@LexisNexis.com](mailto:LNCounselLink@LexisNexis.com).

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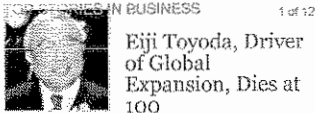
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# On Sale: The \$1,150-Per-Hour Lawyer

Lawyer Fees Keep Growing, But Don't Believe Them. Clients Are Demanding, and Getting, Discounts

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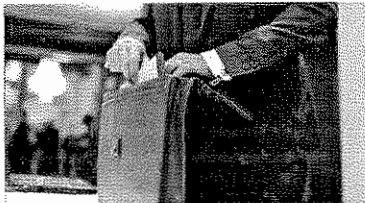
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By JENNIFER SMITH

Top partners at leading U.S. law firms are charging more than ever before, yet those hourly rates aren't all they appear to be.



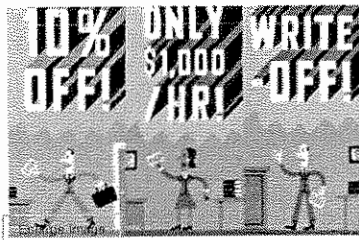
Top partners at leading U.S. law firms are charging more than ever — routinely \$1,150 or more an hour — but after discounts and write-offs the nosebleed rates aren't all they appear to be. Jennifer Smith reports. Photo: Getty Images.

Having blown past the once-shocking price tag of \$1,000 an hour, some sought-after deal, tax and trial lawyers are commanding hourly fees of \$1,150 or more, according to an analysis of billing rates compiled from public filings.

But, as law firms boost their standard rates, many are softening the blow with widespread discounts and write-offs, meaning fewer clients are paying full freight. As a result, law firms on

average are actually collecting fewer cents on the dollar, compared with their standard, or "rack," rates, than they have in years.

Think of hourly fees "as the equivalent of a sticker on the car at a dealership," said legal consultant Ward Bower, a principal at Altman Weil Inc. "It's the beginning of a negotiation.... Law firms think they are setting the rates, but clients are the ones determining what they're going to pay."



James Kaczman

Star lawyers still can fetch a premium, and some of them won't budge on price. The number of partners billing \$1,150-plus an hour has more than doubled since this time last year, according to Valeo Partners, a consulting firm that maintains a database of legal rates pulled from court filings and other publicly disclosed information. More than 320 lawyers in

the firm's database billed at that level in the first quarter of 2013, up from 158 a year earlier.

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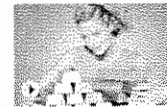
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That gilded circle includes tax experts such as Christopher Roman of King & Spalding LLP and Todd Maynes of Kirkland & Ellis LLP, intellectual-property partner Nader A. Mousavi of Sullivan & Cromwell LLP, and deal lawyers such as Kenneth M. Schneider of Paul, Weiss, Rifkind, Wharton & Garrison LLP.

Those lawyers and their firms either declined to comment or didn't reply to requests for comment.

When corporate legal departments need a trusted hand to fend off a hostile takeover or win a critical court battle, few general counsels will nitpick over whether a key lawyer is charging \$900 an hour or \$1,150 an hour. But for legal matters where their future isn't on the line, companies are pushing for—and winning—significant price breaks.

"We almost always negotiate rates down from the rack rates," said Randal S. Milch, general counsel for phone giant [Verizon Communications Inc.](#) [VZ +0.29%] The result, he said, is a "not-insignificant discount."

For the bread-and-butter work that many big law firms rely on, haggling has become the norm. Many clients grew accustomed to pushing back on price during the recession and continue to demand discounts.

Some companies insist on budgets for their legal work. If a firm billing by the hour exceeds a set cap, lawyers may have to write off some of that time.

Other clients refuse to work with firms who don't discount, lopping anywhere from 10% to 30% off their standard rates. Some may grant rate increases to individual partners or associates they deem worthy. Another tactic: locking in prices with tailored multiyear agreements with formulas governing whether clients grant or refuse a requested rate increase.

In practical terms, that means the gap between law firms' sticker prices and the amount of money they actually bill and collect from their clients is wider than it has been in years.

According to data collected by Thomson Reuters Peer Monitor, big law firms raised their average standard rate by about 9.3% over the past three years. But they weren't able to keep up on the collection side, where the increase over the same period was just 6%. Firms that used to collect on average about 92 cents for every dollar of standard time their lawyers worked in 2007, before the economic downturn, now are getting less than 85 cents. "That's a historic low," said James Jones, a senior fellow at the Center for the Study of the Legal Profession at Georgetown Law.

To be sure, things have certainly picked up some since the recession, when some clients flat-out refused to pay rate increases.

In the first quarter of 2013, the 50 top-grossing U.S. law firms boosted their partner rates by as much as 5.7%, billing on average between \$879 and \$882 an hour, according to Valeo Partners. Rates for junior lawyers, whose labors have long been a profit engine for major law firms, jumped even more.

While some clients resisted using associate lawyers during the downturn, refusing to pay hundreds of dollars an hour for inexperienced first- or second-year attorneys, the largest U.S. law firms have managed to send the needle back up again. This year, for the first time, the average rate for associates with one to four years of experience rose to \$500 an hour, according to Valeo.

The increases continue the upward trend of 2012, when legal fees in general rose 4.8% and associate billing rates rose by 7.4%, according to a coming report by TyMetrix Legal Analytics, a unit of [Wolters Kluwer](#), [WKL.AE +0.95%] and CEB, a research and advisory-services company. Those numbers are based on legal-spending data from more than 17,000 law firms.

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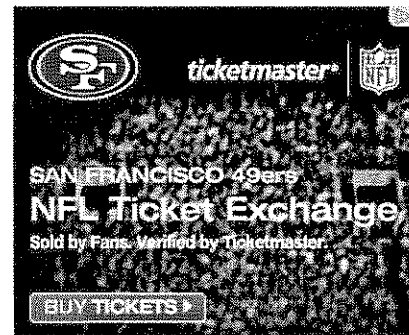
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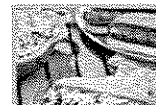


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More than a dozen leaders at major law firms declined to discuss rate increases on the record, though some said privately that the increase in associate rates could be caused in part by step increases as junior lawyers gain in seniority.

Joe Sims, an antitrust partner at Jones Day and former member of the firm's partnership committee, said clients don't mind paying for associates, as long as they feel they are getting their money's worth.

Sophisticated clients, he said, tend to focus on the overall price tag for legal work, not on individual rates. "They are more concerned about how many people are working on the project and the total cost of the project," Mr. Sims said. "Clients want value no matter who is on the job."

While a handful of elite lawyers have successfully staked out the high end—the deal teams at Wachtell, Lipton, Rosen & Katz, for example—legal experts say that client pressure to control legal spending means most law firms must be considerably more flexible on price.

"There will always be some 'bet the company' problem where a client will not quibble about rates," said Mr. Jones, the Georgetown fellow. "Unfortunately, from the law firms' standpoint, that represents a small percentage of the work."

Write to Jennifer Smith at [jennifer.smith@wsj.com](mailto:jennifer.smith@wsj.com)

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