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11 Attorneys for Plaintiffs

12 **UNITED STATES DISTRICT COURT**  
13 **FOR THE EASTERN DISTRICT OF WASHINGTON**

14 **Nathan Hofstader and Richard**  
15 **Cerenzia, individually and on**  
16 **behalf of others similarly situated,**

17 **Plaintiffs,**

18 **v.**

19 **Emergency Physician Services, P.S.**  
20 **Providence Holy Family Hospital,**  
21 **Sacred Heart Medical Center, and**  
22 **Providence Health and Services,**

23 **Defendants.**

Case No.: 2:18-cv-00062-SMJ

**DECLARATION OF RYAN L.**  
**MCBRIDE IN SUPPORT OF:**

**(1) FINAL APPROVAL OF CLASS**  
**ACTION SETTLEMENT**

**(2) AWARD OF ATTORNEYS'**  
**FEEES, COSTS AND SERVICE**  
**AWARDS;**

**DATE:** February 9, 2021

**TIME:** 1:30 p.m.

**CRTRM:** 755

**JUDGE:** Hon. Salvador J. Mendoza



**DECLARATION OF RYAN L. McBRIDE**

I, Ryan L. McBride hereby declare under penalty of perjury that the following is true and correct:

- 1. I have personal knowledge of the following facts and, if called as a witness, would testify as follows.
- 2. I am one of the Plaintiffs’ co-counsel in this action and make this declaration in support of Plaintiff’s Motion for Final Approval and Motion for Attorney’s Fees, Costs, and Service Awards.
- 3. Class Counsel completed a significant amount of work on this case, which resulted in a successful class settlement as described herein and in the Motion for Final Approval. If requested, Class Counsel will provide a detailed time record of all of the hours spent on this case.

**Procedural History**

- 4. Plaintiffs filed their initial Complaint on February 20, 2018.
- 5. Defendant filed an Answer on March 23, 2018.
- 6. Plaintiff and Defendant then participated in substantial discovery including written discovery and conferring regarding responses.
- 7. The Parties subsequently participated in two settlement conferences led by Judge John T. Rodgers. After the second settlement conference, the parties came to an agreement.

**Plaintiffs Hofstader and Cerenzia’s Involvement**

- 8. In addition to lending their name to this matter, and thus subjecting themselves to public attention, Plaintiffs Nathan Hofstader and Richard Cerenzia (jointly as “Plaintiffs”) have actively engaged in this action. Plaintiffs have spent hours engaged in this action, which includes time spent in pre-litigation investigation, reviewing the complaint, assisting with initial



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disclosures, assisting with written discovery, reviewing motions, Plaintiff Hofstader attending his own deposition, Plaintiffs attending both settlement conferences, reviewing and signing settlement documents, and communicating with Plaintiffs’ counsel throughout the litigation.

9. Based on their participation, Plaintiffs request \$2,500 each for an incentive award to be paid separately from the attorneys fees and costs requested by class counsel.

**Class Settlement**

10. Based on the facts of this case, I believe this settlement is fair, reasonable, and adequate; and among other things, the Settlement will avoid costly and time-consuming litigation and the need for trial.

11. In considering the Settlement, Plaintiffs, my co-counsel, and I carefully balanced the risks of continuing to engage in protracted and contentious litigation against the benefits to the Settlement Class, including the stipulated change in policies, and believe that the injunctive relief settlement is in the best interests of the Settlement Class Members.

12. I believe that under the circumstances the proposed Settlement is fair, reasonable, and adequate, and is in the best interests of the Class Members.

13. I have not been contacted by any of the Attorneys General concerning this proposed Settlement.

**Kazerouni Law Group Practice**

14. Kazerouni Law Group’s practice is almost exclusively devoted to the litigation of consumer law, primarily focusing on cases under consumer protection matters and has nine offices in seven states.

15. The firm has litigated over 8,000 cases in the past 3 years.

16. On most cases Kazerouni Law Group represents consumers on a contingency fee, funding all litigation costs, and usually waiting a



1 considerable amount of time before being paid for services.

2 17. Below is a brief summary of a non-inclusive list of notable decisions in  
3 which Kazerouni Law Group has been involved:

- 4       ▪ *Hill v. Quicken Loans, Inc.*, No. ED CV 19-0163 FMO (SPx), 2020  
5 U.S. Dist. LEXIS 140980 (C.D. Cal. Aug. 5, 2020) (denying  
6 defendant’s motion to dismiss and motion to compel arbitration of  
7 TCPA case after an evidentiary hearing);
- 8       ▪ *Malta, et al. v. Wells Fargo Home Mortgage, et al.*, 10-CV-1290-IEG  
9 (BLM) (Served as co-lead counsel for a settlement class of borrowers  
10 in connection with residential or automotive loans and violations of  
11 the TCPA in attempts to collect on those accounts; obtained a  
12 common settlement fund in the amount of \$17,100,000; final approval  
13 granted in 2013);
- 14       ▪ *Ronquillo-Griffin v. TransUnion Rental Screening Solutions, Inc. et*  
15 *al.*, No. 3:17-cv-00129-JM-BLM (S.D.Cal. May 9, 2019) (co-lead  
16 counsel in finally approving class action settlement involving claims  
17 under Cal. Pen. Code § 630, *et seq.*);
- 18       ▪ *Barrow v. JPMorgan Chase Bank, N.A.*, 1:16-cv-03577-AT (N.D. Ga)  
19 (co-lead counsel in finally approved TCPA class settlement for  
20 \$2,250,000);
- 21       ▪ *Barani v. Wells Fargo Bank, N.A.*, 12-CV-02999-GPC (KSC) (S.D.  
22 Cal.) (Co-lead class counsel in a settlement under the TCPA for the  
23 sending of unauthorized text messages to non-account holders in  
24 connection to wire transfers; finally approved on March 6, 2015 for  
25 over \$1,000,000);
- 26       ▪ *Holt v. Foodstate, Inc.*, No. 1:17-cv-00637-LM, 2020 U.S. Dist.  
27 LEXIS 7265 (D.N.H. Jan. 16, 2020) (finally approving class action  
28 settlement for alleged false advertising of consumable product,



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- \$2,100,000, with Abbas Kazerounian and Jason Ibey as co-lead class counsel);
- *Delisle v. Speedy Cash*, No. 3:18-CV-2042-GPC-RBB, 2019 U.S. Dist. LEXIS 96981 (S.D. Cal. June 10, 2019) (denying defendant’s motion to compel arbitration of claims for allegedly charging excessive APR; remanded on appeal to consider intervening law, decision pending; I am co-lead counsel);
  - *Oxina v. Lands’ End, Inc.*, 3:14-cv-02577-MMA-NLS (S.D. Cal. 2016) (co-lead counsel in finally approved settlement under California Made in the USA statute);
  - *Kline v. Dymatize Enters., LLC*, No. 15-CV-2348-AJB-RBB, 2016 U.S. Dist. LEXIS 142774, at \*16 (S.D. Cal. Oct. 13, 2016) (co-lead counsel in finally approved class action settlement regarding slack fill claim);
  - *Maxin v. RHG & Company, Inc.*, 2017 U.S. Dist. LEXIS 27374 (S.D. Cal. February 27, 2017) (co-lead counsel in finally approved class action settlement for \$900,000);
  - *Scheuerman v. Vitamin Shoppe Industries, Inc.*, BC592773 (Los Angeles Superior Court) (co-lead counsel in finally approved class action settlement for up to \$638,384);
  - *Fishman v. Subway Franchisee Advert. Fund Tr., Ltd.*, No. 2:19-cv-02444-ODW (ASx), 2019 U.S. Dist. LEXIS 200710 (C.D. Cal. Nov. 18, 2019) (col-lead counsel; obtained order denying a defendant’s motion to dismiss case for lack of personal jurisdiction where jurisdiction as based on an agency relationship);
  - *Meza v. Sirius XM Radio Inc.*, No. 17-cv-02252-AJB-JMA (S.D.Cal. February 25 2020) (was co-lead counsel; obtained order denying the defendant’s motion to strike class allegations and motion to dismiss



1 complaint where defendant challenge the constitutionality of the  
2 TCPA);

- 3 ▪ *Conner v. JPMorgan Chase Bank, et al.*, 10-CV-1284 DMS (BGS)  
4 (S.D. Cal.) (finally approved \$11,973,558);
- 5 ▪ *In Re Jiffy Lube International, Inc.*, MDL No. 2261 (Finally approved  
6 for \$47,000,000.00 in value to the class);
- 7 ▪ *Newman v. AmeriCredit Financial Services*, 11-cv-03041-DMS-BLM  
8 (S.D. Cal.) (co-lead counsel in finally approving TCPA settlement for  
9 over \$6,500,000 on March 28, 2016);
- 10 ▪ *Fox v. Asset Acceptance, LLC*, 14-cv-00734-GW-FFM (C.D. Cal. July  
11 1, 2016) (co-lead counsel in finally approved TCPA class action for  
12 \$1,000,000; \$200,000 cash and \$800,000 debt relief);
- 13 ▪ *Barrett v. Wesley Financial Group, LLC*, 13-cv-00554-LAB-KSC  
14 (S.D. Cal.) (Appointed co-lead class counsel in certified TCPA  
15 action);
- 16 ▪ *Gehrich v. Chase Bank, N.A.*, 12-cv-5510 (N.D. Cal.) (finally  
17 approved for \$34,000,000);
- 18 ▪ *Macias v. Water & Power Community Credit Union*, BC515936 (Los  
19 Angeles Superior Court) (Co-class counsel in certified class action  
20 under the Rosenthal Fair Debt Collection Practices Act; class action  
21 settlement finally approved on April 21, 2016);
- 22 ▪ *LaPuebla v. BirchBox, Inc.*, 3:15-cv-00498-BEN-BGS (S.D. Cal.  
23 2016) (co-lead counsel in finally approved settlement in unlawful  
24 auto-renewal action, allowing class members to receive credits  
25 ranging from \$5 to \$20 toward future purchases);
- 26 ▪ *Stemple v. QC Holdings, Inc.*, 12-cv-01997-BAS-WVG (S.D. Cal.  
27 Nov. 7, 2016) (Co-lead counsel in finally approved for \$1,500,000);  
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- 1           ▪ *Abdeljalil v. GE Capital Retail Bank*, 12-cv-02078–JAH–MDD (S.D. Cal.) (Co-lead counsel; Class Certification granted and finally approved for \$7,000,000);
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- 4           ▪ *Hooker v. Sirius XM Radio Inc.*, 4:13-cv-00003-AWA-LRL (E.D.Va. December 22, 2016) (Served as co-lead counsel in finally approved TCPA class action settlement with a monetary fund of \$35,000,000);
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- 7           ▪ *Medeiros v. HSBC Bank Nevada, N.A.*, 3:14-cv-01786-JLS-MDD (S.D. Cal. 2017) (Finally approved action under Penal Code 632, *et seq.* for \$13,000,000);
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- 10          ▪ *Burkhammer v. Allied Interstate, LLC*, 2017 Cal. Super. LEXIS 109 (Sup. Ct. San Luis Obispo) (Co-lead counsel in RFDCPA class action finally approved on October 30, 2017);
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- 13          ▪ *Caldera v. Am. Med. Collection Agency*, 2017 U.S. Dist. LEXIS 99239 (C.D. Cal. June 27, 2017) (Order certifying nationwide TCPA class action and appointing Mr. Kazerounian as co-lead counsel);
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- 16          ▪ *Moreno-Peralta v. TRS Recovery Services, Inc.*, 2017 Cal. Super. LEXIS 548 (Sup. Ct. San Luis Obispo Oct. 10, 2017) (Co-lead counsel in RFDCPA class action finally approved);
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- 19          ▪ *Luster v. Wells Fargo Dealer Services, Inc.*, 15-cv-1058 (TWT) (N.D. Ga. November 8, 2017) (TCPA class action finally approved in the amount of \$14,834,058.00);
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- 22          ▪ *McPolin v. Credit Service of Logan*, 16-cv-116 BSJ (Utah District Court) (Co-lead counsel in FDCPA class action with consumers to each receive \$1,428.57, debt relief, and tradeline deletion finally approved on November 9, 2017);
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- 26          ▪ *Reid v. I.C. System, Inc.*, 2017 U.S. Dist. LEXIS 43770 (D.Ariz. March 24, 2017) (TCPA class actions finally approved in the amount of \$3,500,000);
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- 1           ▪ *Dowlatshahi v. Mcilhenny Company*, No. 30-2017-00911222-CU-NP-  
2           CXC (Sup. Ct. Orange County Oct. 10, 2018) (granting final approval  
3           to product false advertising settlement with Mr. Kaerounian as co-lead  
4           counsel);
- 5           ▪ *Giffin v. Universal Protein Supplements Corporation d/b/a/ Universal*  
6           *Nutrition et al.*, No. BC613414 (Superior Court of California, County  
7           of Los Angeles) (co-lead counsel in finally approved class action  
8           settlement alleging violation of California law involving Made in  
9           USA representations);
- 10          ▪ *Holt v. Noble House Hotels & Resort, Ltd.*, No. 17cv2246-MMA  
11          (BLM), 2018 U.S. Dist. LEXIS 177940 (S.D. Cal. Oct. 16, 2018)  
12          (achieved class certification status on CLRA claim for alleged false  
13          advertising of restaurant surcharge; Abbas Kazerounian and Jason  
14          Ibey appointed as class counsel);
- 15          ▪ *Sherman v. Kaiser Foundation Health Plan, Inc.*, 13-CV-0981-JAH  
16          (JMA) (S.D. Cal.) (Settled for \$5,350,000 and finally approved on  
17          May 12, 2015; served as co-lead counsel);
- 18          ▪ *Couser v. Comenity Bank*, 12-cv-02484-MMA-BGS (S.D. Cal. Oc. 2,  
19          2014) (Finally approved for \$8,475,000 on May 27, 2015 served as  
20          co-lead counsel);
- 21          ▪ *Arthur v. SLM Corporation*, 10-CV-00198 JLR (W.D. Wash.)  
22          (nationwide settlement obtaining \$24.15 million; final approval  
23          granted in 2012);
- 24          ▪ *Lo v. Oxnard European Motors, LLC, et al.*, 11-CV-1009-JLS-MDD  
25          (S.D. Cal.) (Achieving one of the highest class member payouts in a  
26          TCPA action of \$1,331.25 per claimant; final approval granted in  
27          2012; served as co-lead counsel);
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- 1           ▪ *In Re: Midland Credit Management, Inc., Telephone Consumer*  
2           *Protection Act Litigation*, 11-md-2286-MMA (MDD) (S.D. Cal.) (Co-  
3           lead counsel for a Plaintiff in the lead action, prior to the action being  
4           recategorized through the multi-district litigation process; finally  
5           approved for \$18 million);
- 6           ▪ *In Re: Portfolio Recovery Associates, LLC Telephone Consumer*  
7           *Protection Act Litigation*, 11-md-02295-JAH (BGS) (Co-lead counsel  
8           for a Plaintiff in the lead action, prior to the action being recategorized  
9           through the multi-district litigation process; finally approved for \$18  
10          million);
- 11          ▪ *Sarabri v. Weltman, Weinberg & Reis Co., L.P.A.*, 10-01777-AJB-  
12          NLS (S.D. Cal.) (Approved as co-lead counsel and worked to obtain a  
13          national TCPA class settlement where claiming class members each  
14          received payment in the amount of \$70.00 per claimant; final approval  
15          granted in 2013);
- 16          ▪ *Mills v. HSBC Bank Nevada, N.A.*, Case No. 12-CV-04010-SI (N.D.  
17          Cal.) (Finally approved for \$39,975,000);
- 18          ▪ *Rose v. Bank of America Corporation et al.*, 12-cv-04009-EJD (N.D.  
19          Cal.) (finally approved for \$32,000,000 in 2014);
- 20          ▪ *Lemieux v. EZ Lube, LLC, et al.*, 12-CV-01791-JLS-WYG (S.D. Cal.)  
21          (Served as co-lead counsel; finally approved on December 8, 2014);
- 22          ▪ *Knell, et al. v. FIA Card Services, N.A.*, 13-CV-01653-AJB-WVG  
23          (S.D. Cal.) (California class action settlement under Penal Code 632,  
24          *et seq.*, for claims of invasion of privacy. Settlement resulted in a  
25          common fund in the amount of \$2,750,000; finally approved in  
26          August 15, 2014; served as co-lead counsel.);
- 27          ▪ *Hoffman v. Bank of America Corporation*, 12-CV-00539-JAH-DHB  
28          (S.D. Cal.) (California class action settlement under Penal Code 632,

1 *et seq.*, for claims of invasion of privacy. Settlement resulted in a  
2 common fund in the amount of \$2,600,000; finally approved on  
3 November 6, 2014; served as co-lead counsel.);

4 ■ *Mount v. Wells Fargo Bank, N.A.*, BC395959 (Sup. Ct. Los Angeles)  
5 (finally approved for \$5,600,000 in action under Cal. Pen. Code §  
6 630, *et seq.*);

7 ■ *Zaw v. Nelnet Business Solutions, Inc. et al.*, No. 13-cv-05788-RS  
8 (N.D. Cal.) (Co-lead counsel in finally approved in 2014 for  
9 \$1,188,110 in action under Cal. Pen. Code § 630, *et seq.*).

10 **Counsel’s Experience in Support of Attorneys’ Fees Request**

11 18.I practice law full time as a private consumer rights plaintiff’s attorney and  
12 am the Managing Associate Attorney at Kazerouni Law Group in Arizona.

13 19.I am licensed in Washington, Arizona, Utah, California, and Florida.

14 20.My primary responsibilities include litigating cases in the states in which I  
15 am licensed, which includes handling cases and attorney responsibilities  
16 within those five states.

17 21.I regularly manage and supervise other associates and staff within our firm,  
18 assigning projects and giving advice.

19 22.I was primarily responsible for opening our office in Phoenix, Arizona, and  
20 developing this location’s caseload in 2015.

21 23.Kazerouni Law Group’s and my practice is substantially devoted to  
22 consumer rights and the litigation of consumer statutes including the  
23 Washington Consumer Protection Act.

24 24.I have worked for this firm for over five years and as an attorney since 2014.

25 25.I have undergone extensive training in the area of the fair debt collection  
26 practices. The following is a list of recent training conferences:

27  
28 ■ Three-day National Consumer Law Center: Fair Credit





- 1 Reporting Act Training Conference, in Las Vegas, NV - May 2015;
- 2     ▪ Four-day National Consumer Law Center Conference; San
- 3 Antonio, TX – November, 2015;
- 4     ▪ Three-day Mass Torts Made Perfect Conference; Las Vegas,
- 5 Nevada – April 2019.
- 6     ▪ Three-day Fair Credit Reporting Act Conference; Long Beach,
- 7 CA – May 2019.
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9 26. Plaintiffs’ counsel’s hourly rates include many factors beyond personal  
10 compensation, including non-billed office personnel, equipment, insurance,  
11 research materials, office and other overhead expenses. Consumer rights  
12 litigation inevitably involves large corporations, which have the capacity to  
13 bring enormous resources to bear that individual consumers are simply  
14 unable to meet on their own.

15 27. Hospitals vigorously resist settling cases. If plaintiffs attorneys are not  
16 compensated at a rate that allows them to maintain the technological – as  
17 well as intellectual and professional resources – to match corporate  
18 defendants’ exhaustive resources, consumers simply cannot prevail. Few  
19 attorneys have the means and ability to take these cases, and if those that do  
20 so are not compensated at a rate that allows them the chance of prevailing on  
21 behalf of consumers, these cases will not be brought, and the remedial  
22 purpose of this legislation will fail.

23 28. Unfortunately, there are very few attorneys who regularly represent  
24 plaintiffs in cases involving consumer rights. This is most likely due to the  
25 specialized and complex nature of the statute and case law and due to the  
26 relative financial resources of the respective parties, whereby the consumer  
27 is often forced to “match resources” with the defendant and litigate his or her  
28 rights up to – and sometimes through – trial.



1 29. The average consumer does not have funds to litigate this type of case.  
2 Therefore, in further justification of our fees, I note that we take such cases  
3 (this case included) on a contingency fee basis, advance all litigation costs  
4 and do not charge the consumer one penny up front. If the case is lost, we  
5 do not get paid. This alone would justify a fee rate well in excess of the fees  
6 we charge for doing hourly work.

7 30. My firm's fees are based on our experience, our proficiency, and our  
8 winning track record.

9 31. In the last year I have represented consumers charging them hourly for my  
10 services. For my services I charged, and my clients agreed to pay, \$350 per  
11 hour for my work.

12 32. On July 7, 2020, Judge Clark Waddoups of the U.S. District of Utah  
13 approved my request for \$350 per hour for attorney's fees in a Fair Debt  
14 Collection Practices Act ("FDCPA") class action, *Morrison v. Express*  
15 *Recovery Services, Inc. d/b/a Clear Management Solutions*, case number  
16 1:17-cv-00051-CW-DAO (ECF # 82).

17 33. On February 18, 2020, Judge Thomas S. Zilly, of the U.S. District, Western  
18 District of Washington, approved my request for \$350 per hour for  
19 attorney's fees in an FDCPA case, *Sylvester v. Merchants Credit*  
20 *Corporation*, case number 2:17-cv-00168-TSZ.

21 34. On October 28, 2019, Judge Bastian of the Eastern District of Washington  
22 approved my request for \$350 per hour for attorney's fees in an FDCPA  
23 case, *McGilvra v. Abbott & Rose Associates, LLC*, case number 2:19-cv-  
24 00106.

25 35. In *Pastor v. Bank of America*, United States District Court, Northern District  
26 of California case number 3:15-cv-03831-VC, I filed a Motion for Attorneys  
27 Fees and Costs in which my hourly rate requested was \$300 per hour. The  
28 full amount requested was granted on August 16, 2018, ECF# 84.



1 36. In February of 2018 my hourly rate of \$300 was approved by Arbitrator  
2 Marc Kalish through the American Arbitration Association in *Larranaga v.*  
3 *Eveland Sales Inc.*, case no 01-17-0000-4724.

4 37. Furthermore, during the litigation of this matter, I regularly consulted with  
5 the senior partners of the firm, and had the benefit of their experience in  
6 bringing this matter to a successful conclusion, without having Plaintiffs  
7 incur attorneys fees at the higher rate charged by the partners.

8 38. I have been preliminarily approved as Class Counsel in this matter.

9 39. I, personally, was appointed class counsel or settlement class counsel in the  
10 following matters:

- 11 ▪ *Pastor v. Bank of America*, United States District Court, Northern  
12 District of California case number 3:15-cv-03831-VC;
- 13 ▪ *Morrison v. Express Recovery Services, Inc. d/b/a Clear*  
14 *Management Solutions*, United States District Court, District of  
15 Utah case number 1:17-cv-00051-CW-DAO.

16 **Attorneys' Fees and Costs Incurred**

17 40. I respectfully submit that this firm utilized skill, careful and thorough  
18 preparation and investigation through litigation to reach a favorable result  
19 for the Plaintiff. After carefully reviewing my firms billing records, I  
20 determined that the fees were reasonably incurred in litigating this case to a  
21 successful resolution.

22 41. My co-counsel and I prosecuted the claims at issue efficiently and effectively,  
23 making every effort to prevent the duplication of work that could have  
24 resulted in having multiple law firms work on this case.

25 42. My co-counsel and I spent a significant amount of time negotiating the  
26 Settlement in principle and then finalizing the actual terms of the Settlement  
27 with Defendant.

28 43. I note that my co-counsel and my work has not yet been completed, as we



1 must still (1) prepare for and attend the final approval hearing set for  
2 February 9, 2021 [Dkt. No. 51]; (2) disburse service awards and awards for  
3 Plaintiffs' counsel's fees and expenses; and (3) reasonably monitor the  
4 implementation of the implemented policies by Defendant following final  
5 approval.

6 44.I billed 152.1 hours at a rate of \$350 per hour for work on this case for a  
7 total of \$53,235.

8 45.My hours do not account for clerical work, administrative work, emails,  
9 messages, etc. completed by office staff.

10 46.The billing for my hours in this case was fair and reasonable based on the  
11 novel and complex issues addressed over two and half years of litigation.

12 47.My office has incurred a total of \$6,774.87 in costs for this entire action.  
13 That amount represents a filing fee, traveling to multiple settlement  
14 conferences, process server fees, printing, and mailing costs. The only costs  
15 remaining to be determined are travel costs for the Final Approval hearing.  
16 Class Counsel will be able to provide an updated accounting at the Final  
17 Approval hearing if requested by the Court.

18 48.The total amount of fees *and* costs Class Counsel seeks is **\$95,000**.

19 49.A copy of Kazerouni Law Group's Fees and Costs Report for the instant  
20 action detailing all attorney's fees and costs incurred successfully litigating  
21 this action through the date of Plaintiffs' Motion for Attorney's Fees and  
22 Costs is available at Class Counsel's offices if the Court would like to look  
23 at the time spent in further detail.

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1 I declare under penalty of perjury under the laws of the State of Washington  
2 that the foregoing is true and correct and that this declaration was signed on  
3 November 9, 2020 in Tempe, Arizona.

4  
5 Dated: November 9, 2020

Respectfully submitted,

6  
7 /s/ Ryan L. McBride

8 Ryan L. McBride, Esq.  
9 Attorney for Plaintiff



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