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15 Attorneys for Plaintiff

16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18

19
20 WILLIAM S. CALLAWAY, on behalf
of himself and all others similarly
21 situated,

22 Plaintiffs,

23 vs.

24 MERCEDES-BENZ USA, LLC, a
Delaware limited liability company; and
25 MISSION IMPORTS d/b/a Mercedes
Benz of Laguna Niguel, a California
26 corporation,

27 Defendants.
28

CASE NO.: 8:14-CV-02011-JVS (DFMx)

**DECLARATION OF PATRICK M.
MCNICHOLAS IN SUPPORT OF
MOTION FOR ATTORNEYS' FEES,
COSTS AND INCENTIVE AWARD**

Date: March 5, 2018
Time: 1:30 p.m.
Courtroom: 10C

DECLARATION OF PATRICK M. MCNICHOLAS

I, Patrick M. McNicholas, declare as follows:

1. I am an attorney at law duly. I am a am a principal at McNicholas & McNicholas, LLP, co-counsel of record for Plaintiff William S. Callaway (“Plaintiff”) in this action. I submit this declaration in support of Plaintiff’s Motion for Attorneys’ Fees, Costs and Incentive Award. I have personal knowledge with the proceedings in this matter, including those facts and circumstances stated herein. If called upon to do so, I could and would competently testify under oath as to those matters set forth in this Declaration.

2. I am admitted to practice in the courts of California, in the United States District Courts for the Districts of Northern, Eastern, and Central and in the United States Courts of Appeal for the Ninth Circuit.

QUALIFICATIONS AS CLASS COUNSEL

3. I have been practicing law since 1986. I am a founding partner of McNicholas & McNicholas, LLP which was established in 1993, having in that time tried more than 50 civil actions to verdict of various types and complexity in the trial courts in which I am admitted to practice. My firm has extensive class action litigation experience as further set forth herein.

4. McNicholas & McNicholas, LLP (“M&M”) is an AV-rated civil litigation firm with offices in Westwood, Los Angles, California. The firm exclusively represents plaintiffs, specializing in complex litigation, including federal multidistrict litigation. M&M attorneys have extensive experience in consumer protection, medical safety issues, corporate fraud, and unlawful employment practices. M&M represents consumers, individuals and groups of victims in wrongful death, toxic and catastrophic injury, mold exposure, product liability and medical product liability, wrongful labor and employment practices, civil rights, maritime law and Jones Act litigation and mass tenant-landlord actions. The firm handles both state and national class actions that present cutting-edge issues in substantive and procedural areas. M&M is structured to litigate difficult and

1 multi-party actions in an efficient and cost-effective manner to obtain optimal results,
2 both through trial and negotiated settlement.

3 5. M&M attorneys have had a leadership role in the following representative
4 class actions:

5 • *In re Epson Cartridge Cases*, Los Angeles Superior Court Case No.
6 BC293641. Settlement valued in excess of \$350 million on behalf of a national
7 class of consumers who owned Epson inkjet printer cartridges that indicated
8 “empty” while still containing significant ink.

9 • *Do Right’s Plant Growers v. RSM EquiCo, Inc.*, Orange County Superior
10 Court Case No. 06CC00137. M&M served as co-lead counsel in this consumer
11 class action involving fraud for failure to disclose marketing and sales statistics to
12 businesses who paid to have their businesses marketed and sold. The case settled
13 after certification for \$42,000,000 in 2012, the largest class action resolution in
14 Orange County.

15 • *Gergel v. Best Buy Co., Inc.*, United States District Court for the Central
16 District of California Case No. CV-06-2399-GPS-PLAx. Settlement valued at \$5
17 million on behalf of consumers who were signed up for and charged for AOL
18 services after making a purchase with their credit card at Best Buy.

19 • *Bruck v. Tenet Healthcare*, Los Angeles Superior Court Case No.
20 BC299438. Settlement valued at \$3 million on behalf of a class of Case Managers
21 for failure to pay overtime due to misclassification as exempt employees.

22 • *Smietana et al v. Pleasant-Care Corp.*, Los Angeles Superior Court Case
23 No. BC315693. Settlement on behalf of a class of residents of skilled nursing
24 facilities for failure to provide minimum staffing.

25 • *Silverman v. Smithkline Beecham Corp. d/b/a/ Glaxosmithkline, PLC*,
26 United States District Court for the Central District of California Case No. CV-06-
27 07272-DSF-CTX. M&M serves as co-lead counsel in this class action involving
28 alleged failures to pay overtime wages, waiting time penalties, failure to provide

1 meal and rest periods, and to furnish timely and accurate wage statements for a
2 class of pharmaceutical company representatives, classified as exempt.

3 • *In Re: HP Inkjet Printer Litig.*, United States District Court for the Northern
4 District of California Case No. 05-CV-3580. M&M served as co-lead counsel in
5 this class action involving a California class of consumers who owned Hewlett
6 Packard inkjet printer cartridges that indicated “low on ink” while still containing
7 significant ink. The case settled for \$5,000,000 in 2011.

8 • *Rich v. Hewlett Packard Co.*, United States District Court for the Northern
9 District of California Case No. C-06-03361-HRL. M&M served as co-lead counsel
10 in this class action involving a national class of consumers who owned Hewlett
11 Packard color inkjet printers that printed color underneath black, unnecessarily
12 utilizing color ink. The case settled for \$5,000,000 in 2011 in a consolidated action
13 with *In Re: HP Inkjet Printer Litig.*

14 • *Baggett v. Hewlett Packard Co.*, United States District Court for the Central
15 District of California Case No. SA CV 07-667-AG-RNB. M&M served as co-lead
16 counsel in this class action involving a national class of consumers who owned
17 Hewlett Packard LaserJet printers that represent the toner cartridge is empty when
18 toner remains.

19 • *Fluid v. Spehrion Pacific Workforces, Inc.*, Kern County Superior Court
20 Case No. S-1500-CV-259321. M&M served as co-lead counsel in this class action
21 involving alleged failures to pay wages, overtime, waiting time penalties, failure to
22 provide meal and rest periods, and to furnish timely and accurate wage statements
23 for those nonexempt employees who worked at a call center in Bakersfield,
24 California. The case settled for \$1,300,000 in 2010.

25 • *Kasper v. Pac. Bell Tel. Co.*, Los Angeles Superior Court Case No.
26 BC358270. M&M served as co-lead counsel in this consumer fraud class action
27 for illegal wiretapping. The case settled for \$1,500,000 in 2013.

28

1 • *Garcia v. Sun Pac. Farming Coop.*, United States District Court for the
2 Eastern District of California Case No. 1:06-CV-00871-LJO-TAG. M&M served
3 as co-lead counsel in this class action involving alleged violations of the Migrant
4 And Seasonal Agricultural Worker Protection Act, failures to pay wages, overtime,
5 employee expenses, waiting time penalties, and failure to provide meal and rest
6 periods, and to furnish timely and accurate wage statements. The case settled for
7 \$4,550,000 in 2015.

8 • *Robles v. Sunview Vineyards of Cal.*, United States District Court for the
9 Eastern District of California Case No. 1:06-CV-00288-AWI-SMS. M&M served
10 as co-lead counsel in this class action involving alleged violations of the Migrant
11 And Seasonal Agricultural Worker Protection Act, failures to pay wages, overtime,
12 employee expenses, waiting time penalties, and failure to provide meal and rest
13 periods, and to furnish timely and accurate wage statements.

14 • *Valenzuela v. Giumarra Vineyards Corp.*, United States District Court for
15 the Eastern District of California Case No. 1:05-CV-01600-AWI-SMS. M&M
16 serves as co-lead counsel in this class action involving alleged violations of the
17 Migrant And Seasonal Agricultural Worker Protection Act, failures to pay wages,
18 overtime, employee expenses, waiting time penalties, and failure to provide meal
19 and rest periods and to furnish timely and accurate wage statements.

20 • *Mendoza v. AKH Company, Inc. dba Discount Tire Centers*, Los Angeles
21 Superior Court Case No. BC379641. M&M serves as co-lead counsel in this class
22 action involving alleged failures to pay wages, overtime, waiting time penalties,
23 and failure to provide rest periods.

24 • *Klopsis v. Music Express*, Los Angeles Superior Court Case No. BC419621.
25 M&M served as co-lead counsel in this class action involving alleged failures to
26 pay wages, overtime, waiting time penalties, and failure to provide rest periods.
27 The case settled for \$225,000 in 2011.

28

1 • *Hackwith v. Apple, Inc.* United States District Court for the Northern District
2 of California, Case No 09-cv-03862. M & M served as co-lead counsel in this class
3 action involving alleged misrepresentation of product safety. The case settled for
4 a value of \$11.9 million in 2015.

5 • *Acevedo vs. Warmington Homes California; Ali vs. Warmington Residential*
6 *California; Brasch, et. al., vs. K. Hovnanian Enterprises, Inc.; Bremen, et. al., vs.*
7 *William Lyon Homes, Inc.; Chiang, et. al., vs. D.R. Horton, Inc., Constabileo, et.*
8 *al., vs. MBK Builders, Inc.; Del Rivero, et. al. vs. Centex Homes of California,*
9 *LLC; Foti, et. al., vs. John Laing Homes; Gieselman, et. al., vs. Standard Pacific*
10 *Corp.; Latini vs. Richmond American Homes of California; Shah, et. al., vs. Pulte*
11 *Home Corporation; Silverman, et. al. vs. Shea Homes, Inc.; Smith vs. Pulte Home*
12 *Corp.; Sun Jr. vs. Pardee Homes; Thaiyananthan vs. Pardee Homes; Geyer &*
13 *Valencia, et. al., vs. Standard Pacific Corporation; Wang, et. al., vs. Woodbridge*
14 *Pacific Group; Warrren vs. Brookfield Homes Southern California, LLC.* Orange
15 County Superior Court, Civil Complex Center. M & M serves as co-lead counsel
16 on these 18 related construction defect class action cases involving pinhole leaks
17 in copper plumbing in class member homes.

18 6. As a twelve-lawyer firm, M&M can only handle so many complex class
19 actions like this one, especially given that we are investing so much time and money in
20 the case. By necessity, M&M is required to be highly selective when choosing whether
21 to invest in a case, because cases like this take years to resolve before they see any
22 potential return.

23 **THE SETTLEMENT**

24 7. Based on my professional experience and evaluation of this case, the
25 Settlement in this case is not only fair and reasonable, but is an excellent result for the
26 Class. The proposed Settlement is the result of serious, well informed, arms-length and
27 non-collusive negotiations between the parties. I participated in the settlement
28

1 negotiations, and the Settlement was reached with the assistance of a respected mediator
2 (the Hon. Layn Phillips).

3 **THE REQUESTED ATTORNEYS' FEES AND COSTS ARE REASONABLE**

4 8. Based on my professional experience, Class Counsel's requested attorneys'
5 fees and costs are fair and reasonable under both the percentage of the benefit and the
6 lodestar method.

7 9. To date, M&M has spent in excess of 449 hours on this case, for a total of
8 more than \$445,132 in attorneys' fees. Attached hereto as Exhibit A is a true and correct
9 copy of M&M's timesheets for this matter. I personally expect to spend at least an
10 additional 5 hours reviewing, analyzing and responding to any objections to the
11 Settlement, talking to Class Members, working with the class administrator, preparing
12 the motion for final approval and preparing for and attending the final approval hearing.

13 10. M&M incurred \$96,880.41 in costs on this case. A true and correct copy of
14 M&M's cost ledger for this case is attached as Exhibit B.

15 11. If the Court chooses to use the lodestar method of calculating attorneys'
16 fees, I believe a multiplier of 1.65 or more is fully justified and reasonable in this case.
17 That is my belief for at least the following reasons:

18 a. Class Counsel took this case on a full contingency, and in doing so
19 expected a risk enhancement if we prevailed.

20 b. Class Counsel's hourly rates as set forth in the Class Counsel's prior
21 fee application do not reflect the risk associated with this being a contingency case.
22 For M&M, those rates are \$1,000 (for me) and from \$250 to \$700 for other M&M
23 lawyers who worked on the case. Biographies for the other M&M lawyers who
24 worked on the case (Doug Winter, Courtney McNicholas, Phillips Shakhnis, Justin
25 Elbar and Nicholas Alexandroff) are available on M&M's website at
26 <https://www.mcnicholaslaw.com/attorneys/>. For the partners at Frank Sims &
27 Stolper LLP, I understand those hourly rates are \$900 (Jason Frank) and \$850
28

1 (Scott Sims). For Yuhl Carr, I understand those rates are \$1000 (Eric Yuhl) and
2 \$600 (Colin Yuhl).

3 c. Based on my experience, these rates are reasonable and
4 commensurate with prevailing market rates in Los Angeles for attorneys of our
5 experience, skill and expertise. In fact, approximately three years ago the Orange
6 County Superior Court approved as reasonable my then rate of \$950/hour. Since
7 that time my rate, and rates generally, have increased.

8 d. I know from experience that class action litigation is risky. Class
9 action litigation is performed on a contingency basis (i.e., we only get paid if we
10 recover for plaintiff and the class) and requires us to advance all litigation costs.
11 This particular case involved many legal and factual challenges, as discussed in
12 the final approval motion. Class Counsel knew expenses could exceed \$500,000,
13 which further added to the risk given that this money would not be recoverable if
14 we did not prevail in the litigation.

15 e. Class Counsel could not have been reasonably expected to obtain a
16 better result for the Class, at least in my professional opinion.

17 f. The quality of representation Class Counsel was excellent. We are
18 experienced litigators and obtained a superb result for the Class despite facing off
19 against a well-financed defendant with top-tier defense counsel.

20 g. The complexity and novelty of the issues presented was substantial.
21 This case involved such issues as (a) when does an automobile manufacturer have
22 a duty to disclose a defect under California law; (b) what qualifies as a “safety
23 risk”; (c) what is the duty to disclose to a down-stream purchaser; (d) does the class
24 member need to be in privity with the defendant; (e) is a purchaser of a used vehicle
25 too far removed from the chain of sale to maintain fraud claims; (f) what do you
26 need to show to establish knowledge of a defect; (g) what failure rate percentage
27 is “material” in an automobile defect case; (h) how do you determine the market
28 value of a component part in an automobile when there is no separate “market” for

1 the component; (i) how do you determine the market value of a component part
2 that is typically sold as part of a package; (j) is conjoint analysis an accepted
3 method of damage analysis; (k) was the conjoint study properly conducted in this
4 case; (l) does conjoint analysis improperly use averages to mask differences in
5 consumer preferences that would otherwise create predominate individual issues;
6 (m) can you obtain class certification in a case involving multiple models of
7 vehicles with different failure rates; (n) can you maintain a class action when only
8 some class members have experienced the malfunction; and the list goes on and
9 on.

10 h. In my professional opinion and based on my experience, the division of
11 work amongst Class Counsel was in the best interest of the Class and efficient.

12 I declare under penalty of perjury under the laws of the United States of America
13 that the foregoing is true and correct. Executed this 18th day of October 2017, in Los
14 Angeles, California.

15
16 /s/ Patrick M. McNicholas
PATRICK M. MCNICHOLAS

Exhibit A

McNicholas & McNicholas, LLP

TRIAL LAWYERS

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October 18, 2017

Invoice#: 51

Elizabeth and William Callaway
Callaway, et al. v Mercedes-Benz USA, LLC
Case No. 8:14-cv-02011-JVS-DFM

Matter: General

FOR PROFESSIONAL SERVICES RENDERED

			<u>Hours/Rate</u>	<u>Amount</u>
TIME CHARGES				
8/20/14	PS	Review lease agreement regarding case.	0.20 650/hr	130.00
8/20/14	PS	Discussion re opening up case.	0.20 650/hr	130.00
9/10/14	PS	Discussion re maintaining evidence from plaintiff's car.	0.20 650/hr	130.00
9/23/14	PS	Discussion re maintaining evidence from plaintiff's car.	0.20 650/hr	130.00
9/26/14	PS	Discussion re team meeting.	0.20 650/hr	130.00
9/27/14	PS	Discussion re team meeting.	0.20 650/hr	130.00
10/2/14	PS	Discussion re obtaining evidence from plaintiffs.	0.20 650/hr	130.00
10/11/14	PS	Discussion re retainer with plaintiffs.	0.50 650/hr	325.00
10/19/14	PS	Discussion re retainer agreement language.	0.50 650/hr	325.00
10/20/14	PS	Discussion re research on other similar class actions.	0.50 650/hr	325.00
10/20/14	PS	Edits to retainer.	0.50 650/hr	325.00
10/20/14	PS	Discussion re similar class actions.	0.20 650/hr	130.00
10/20/14	PS	Edits to joint prosecution agreement.	0.50 650/hr	325.00
10/20/14	PS	Discussion re similar class actions.	0.20 650/hr	130.00
10/20/14	PS	Discussions re similar class actions.	1.00 650/hr	650.00
10/22/14	PS	Discussions re Starmark program.	1.00 650/hr	650.00
10/22/14	PMC	Meeting with client and EY in San Diego.	2.00 1,000/hr	2,000.00

			<u>Hours/Rate</u>	<u>Amount</u>
10/22/14	PMC	Prepare and review retainer agreement, joint prosecution agreement; teleconference re same with EY.	1.00 1,000/hr	1,000.00
11/7/14	PMC	Meeting with EY and JF re case status, complaint and strategy, including travel to/from.	4.00 1,000/hr	4,000.00
12/1/14	PS	Drafting of complaint.	2.30 650/hr	1,495.00
12/2/14	PS	Discussions re proper plaintiffs in complaint.	1.00 650/hr	650.00
12/2/14	PMC	Review of, and response to, email chain re complaint.	0.30 1,000/hr	300.00
12/2/14	PS	Drafting of complaint.	4.00 650/hr	2,600.00
12/5/14	PS	Edits to complaint.	0.80 650/hr	520.00
12/9/14	PS	Conference call with EY.	0.50 650/hr	325.00
12/10/14	PMC	Review of emails re attorney work product.	0.20 1,000/hr	200.00
12/11/14	PS	Edits to complaint.	1.00 650/hr	650.00
12/12/14	PS	Further edits to complaint.	0.50 650/hr	325.00
12/15/14	PS	Further edits to complaint.	0.30 650/hr	195.00
12/18/14	PS	Further edits to complaint.	1.50 650/hr	975.00
12/22/14	PS	Email re service of summon and complaint.	0.20 650/hr	130.00
1/5/15	PS	Discussion re service of summons and complaint and next steps in case.	2.20 650/hr	1,430.00
1/6/15	PS	Discussion re maintenance of plaintiff's vehicle.	0.50 650/hr	325.00
1/8/15	PS	Discussion re next steps; review of similar case by defense counsel.	2.20 650/hr	1,430.00
1/9/15	PS	Discussion re similar class action not certified.	1.80 650/hr	1,170.00
1/13/15	PS	Discussion re service of summons.	1.00 650/hr	650.00
1/15/15	PS	Discussion re OSC.	0.80 650/hr	520.00
1/20/15	PS	Review of letter from defense counsel and correspondence re same.	2.20 650/hr	1,430.00
1/20/15	PS	Discussion re discovery to defendants.	1.50 650/hr	975.00
1/21/15	PMC	Review of letter from dealer and response thereto; email to co-counsel re same.	0.50 1,000/hr	500.00
1/29/15	PS	Review caselaw on related class actions.	3.00 650/hr	1,950.00
1/30/15	PS	Review caselaw on related class actions.	3.00 650/hr	1,950.00
1/30/15	PMC	Review of, and response to, email re meet and confer with defense counsel.	0.30 1,000/hr	300.00
2/2/15	PS	Call with attorney re Benz case of seat heater fire.	1.00 650/hr	650.00

			<u>Hours/Rate</u>	<u>Amount</u>
2/7/15	PS	Review and discussion re judicial initial order.	1.50 650/hr	975.00
2/11/15	PS	Discussion re value of Benz without seat heaters.	3.00 650/hr	1,950.00
2/12/15	PS	Motion to strike class allegations.	2.30 650/hr	1,495.00
2/12/15	PMC	Review of email chain re MBZ monitoring.	0.50 1,000/hr	500.00
2/12/15	PMC	Review of email re retainer and discussions re same.	0.50 1,000/hr	500.00
2/12/15	PMC	Review of, and response to, email re class reps for complaint.	0.30 1,000/hr	300.00
2/12/15	PMC	Review of, and response to, emails re vehicle storage and estimates to replace car seat.	0.30 1,000/hr	300.00
2/12/15	PS	Review of, and edits to, draft of retainer agreement; email correspondence re same.	1.00 650/hr	650.00
2/12/15	PS	Review of article about EWR and discussions re same; additional review re MBZ seat fires.	0.80 650/hr	520.00
2/18/15	PS	Conference with team re strategy.	0.80 650/hr	520.00
2/19/15	PS	Strategy/discussion re car storage.	1.00 650/hr	650.00
2/19/15	PMC	Review of court tentative ruling re preliminary approval.	0.30 1,000/hr	300.00
2/19/15	PMC	Review of email chain with consultant Sean Kane.	0.20 1,000/hr	200.00
2/20/15	PMC	Review of email chain with consultant Sean Kane re seat fires.	0.20 1,000/hr	200.00
2/24/15	PMC	Review of, and response to, email correspondence re MBZ first amended complaint.	0.30 1,000/hr	300.00
2/25/15	PS	Plaintiff's warranty and purchase documents.	0.50 650/hr	325.00
2/25/15	PMC	Additional review of first amended complaint and discussions re same.	0.50 1,000/hr	500.00
3/4/15	PS	Discussion re stip class cert motion.	0.50 650/hr	325.00
3/4/15	PMC	Review of email correspondence re pleadings and service of summons.	0.20 1,000/hr	200.00
3/5/15	PS	Conference with team re strategy.	0.70 650/hr	455.00
3/19/15	PS	Conference with team re strategy.	0.80 650/hr	520.00
3/19/15	PMC	Review of, and response to, email correspondence with class rep.	0.20 1,000/hr	200.00
3/26/15	PS	Discussion re motion to dismiss.	1.00 650/hr	650.00
3/30/15	PS	Discussion re damage model.	1.80 650/hr	1,170.00
3/30/15	PMC	Review of email correspondence re Estrada case.	0.50 1,000/hr	500.00
4/9/15	PS	Discussion re motion to dismiss.	1.50 650/hr	975.00
4/10/15	PS	Conference with team re strategy.	1.00 650/hr	650.00

			<u>Hours/Rate</u>	<u>Amount</u>
4/10/15	PS	Review of opposition to motion to dismiss.	0.70 650/hr	455.00
4/10/15	PMC	Review email chain re opposition to defendant's motion and comment thereon.	0.80 1,000/hr	800.00
4/11/15	PS	Draft opposition to motion to strike class allegations.	1.00 650/hr	650.00
4/11/15	PMC	Review of draft opposition to motion to strike allegations.	1.00 1,000/hr	1,000.00
4/13/15	PS	Review of edits re opposition to motion to strike allegations.	1.00 650/hr	650.00
4/14/15	PS	Conference with team re strategy.	1.20 650/hr	780.00
4/29/15	PS	Review of defendant's reply to plaintiff's opposition to motion to strike class allegations.	0.30 650/hr	195.00
4/30/15	PS	Discussion re Supreme Court case.	1.50 650/hr	975.00
5/5/15	PS	Discussion with attorney re Benz fire case.	1.00 650/hr	650.00
5/6/15	PS	Review and discussion of photos of Benz fire case.	1.00 650/hr	650.00
5/7/15	PMC	Teleconference with Seattle counsel with similar case.	0.80 1,000/hr	800.00
5/7/15	PS	Teleconference with attorney with an MBZ seat heater case.	0.80 650/hr	520.00
5/8/15	PS	Review and discussion of photos of Benz fire case.	2.50 650/hr	1,625.00
5/9/15	PS	Discussion re tentative ruling on defendant's motion to dismiss/strike.	1.00 650/hr	650.00
5/12/15	PS	12b6 hearing.	1.00 650/hr	650.00
5/12/15	PMC	Conversation with co-counsel re 12b6 hearing.	0.30 1,000/hr	300.00
5/20/15	PMC	Review of Court's order re motion to dismiss & motion to strike.	0.70 1,000/hr	700.00
5/21/15	PS	Court order re 12b6.	0.50 650/hr	325.00
5/22/15	PS	Discussion re separate Mercedes class action.	0.20 650/hr	130.00
5/26/15	PS	Review and discussion of Rule 26(f) report.	1.50 650/hr	975.00
5/26/15	PMC	Teleconference with defense counsel on Rule 26.	0.50 1,000/hr	500.00
6/1/15	PS	Discussion re edits to Rule 26(f) report.	1.00 650/hr	650.00
6/5/15	PS	Conference with team re strategy.	1.30 650/hr	845.00
6/9/15	PS	Initial review of disclosure documents and correspondence re same.	5.00 650/hr	3,250.00
6/9/15	PMC	Review of email chain with client re initial disclosures.	0.30 1,000/hr	300.00
6/12/15	PS	Review of email chain re vehicle preservation stip.	0.50 650/hr	325.00
6/12/15	PMC	Review of email correspondence re vehicle preservation stipulation.	0.50 1,000/hr	500.00

			<u>Hours/Rate</u>	<u>Amount</u>
6/15/15	PS	Review of, and response to, email chain re initial disclosure docs.	0.70 650/hr	455.00
6/15/15	PMC	Review of, and response to, email correspondence re initial disclosure documents.	0.30 1,000/hr	300.00
6/16/15	PS	Discussion re class discovery to defense.	4.00 650/hr	2,600.00
6/16/15	PMC	Review of, and response to, email correspondence re hearing on plaintiff's motion.	0.30 1,000/hr	300.00
6/16/15	PS	Draft discovery.	4.50 650/hr	2,925.00
6/17/15	PMC	Review of draft discovery requests and correspondence re same.	1.00 1,000/hr	1,000.00
6/18/15	PS	Continued drafting discovery to defendants.	2.80 650/hr	1,820.00
6/18/15	PS	Review edits to discovery.	0.70 650/hr	455.00
6/19/15	PMC	Review of Mercedes' supplemental disclosures.	0.40 1,000/hr	400.00
6/19/15	PS	Email with correspondence re discovery.	0.30 650/hr	195.00
6/29/15	PS	Teleconference with plaintiff re discovery responses; email correspondence re same.	2.80 650/hr	1,820.00
6/29/15	PMC	Review of answer to amended complaint.	0.30 1,000/hr	300.00
6/30/15	PS	Review of answer to amended complaint.	0.50 650/hr	325.00
7/1/15	PS	Call with client re discovery responses.	0.80 650/hr	520.00
7/7/15	PS	Review of email re protective order.	0.20 650/hr	130.00
7/8/15	PS	Email re plaintiff's discovery responses.	0.50 650/hr	325.00
7/9/15	PMC	Review of email chain re "defect."	0.20 1,000/hr	200.00
7/10/15	PMC	Review of, and response to, emails re "Advisory Opinion."	0.20 1,000/hr	200.00
7/11/15	PMC	Review of order re 12b6 motion.	0.50 1,000/hr	500.00
7/11/15	PMC	Review of, and response to, email chain re RFP responses.	0.30 1,000/hr	300.00
7/15/15	PS	Review of email re discovery.	0.20 650/hr	130.00
7/16/15	PS	Review of email re discovery extension request.	1.00 650/hr	650.00
7/16/15	PMC	Review of plaintiff's discovery responses.	0.50 1,000/hr	500.00
7/18/15	PMC	Review of email chain re Callaway discovery extension.	0.20 1,000/hr	200.00
7/20/15	PS	Review of email re verdict in similar case.	0.30 650/hr	195.00
7/21/15	PMC	Review of, and response to, requested MBZ extension.	0.20 1,000/hr	200.00
7/22/15	PS	Review of, and response to, requested MBZ extension.	0.50 650/hr	325.00

			<u>Hours/Rate</u>	<u>Amount</u>
7/22/15	PMC	Review of search terms for CAC database.	0.20 1,000/hr	200.00
7/23/15	PS	Additional review of search terms for CAC database.	0.50 650/hr	325.00
7/23/15	PMC	Review of, and response to, search terms for CAC database.	0.20 1,000/hr	200.00
7/23/15	PMC	Review of, and response to, email chain re new case on reliance.	0.30 1,000/hr	300.00
7/24/15	PS	Review email discussions re new case on reliance.	0.20 650/hr	130.00
7/24/15	PMC	Review of attorney client privilege documents.	0.30 1,000/hr	300.00
7/26/15	PS	Review of attorney client privilege docs.	0.50 650/hr	325.00
7/28/15	PS	Review and discussion re meet and confer letter of planitiff's discovery responses.	0.80 650/hr	520.00
7/29/15	PS	Email re meet and confer letter.	0.70 650/hr	455.00
7/29/15	PMC	Review of correspondence re discovery.	0.20 1,000/hr	200.00
7/30/15	PS	Email re defendant's discovery responses.	1.00 650/hr	650.00
7/30/15	PMC	Teleconference with EY and MM re design defect.	0.50 1,000/hr	500.00
8/3/15	PS	Email discussion re experts.	0.30 650/hr	195.00
8/4/15	PS	Email correspondence re proposed discovery.	0.50 650/hr	325.00
8/4/15	PMC	Review email chain re propounding discovery / proposed discovery.	0.50 1,000/hr	500.00
8/4/15	PS	Email discussion re experts.	0.50 650/hr	325.00
8/4/15	PS	Revise/edit PMK deposition notice.	0.50 650/hr	325.00
8/5/15	PS	Review Email	0.25 650/hr	162.50
8/6/15	PMC	Review of protective order, stipulation re evidence preservation & related email chain.	0.50 1,000/hr	500.00
8/7/15	PMC	Review of Mercedes meet and confer.	0.30 1,000/hr	300.00
8/14/15	PMC	Review email chain re discovery responses.	0.20 1,000/hr	200.00
8/17/15	PS	Email discussion re protective order.	0.20 650/hr	130.00
8/18/15	PS	Review discussion re vehicle inspection and protective order.	0.50 650/hr	325.00
8/19/15	PMC	Review of email chain re PO and inspections.	0.30 1,000/hr	300.00
8/20/15	PS	Email correspondence re plaintiff's discovery responses.	0.50 650/hr	325.00
8/20/15	PMC	Review of, and response to, email chain re discovery.	0.20 1,000/hr	200.00
8/20/15	PMC	Review of, and response to, email chain re retention of experts.	0.20 1,000/hr	200.00

			<u>Hours/Rate</u>	<u>Amount</u>
8/21/15	PS	Review of interrogatories to defense.	2.50 650/hr	1,625.00
8/21/15	PMC	Review of case materials.	0.30 1,000/hr	300.00
8/21/15	PMC	Review of interrogatories to defendant.	0.30 1,000/hr	300.00
8/24/15	PS	Updated draft of protective order.	0.50 650/hr	325.00
8/25/15	PS	Discussion re case strategy.	1.20 650/hr	780.00
8/26/15	PMC	Teleconference with all counsel re discovery meet and confer.	1.00 1,000/hr	1,000.00
8/27/15	PMC	Review of, and response to, email chain re discovery referee.	0.20 1,000/hr	200.00
8/27/15	PMC	Review of email chain re summarizing meet and confer.	0.20 1,000/hr	200.00
8/27/15	PMC	Conversation with Jerry Zamisky re failure analysis.	0.30 1,000/hr	300.00
8/27/15	PS	Teleconference with attorneys.	0.50 650/hr	325.00
8/27/15	PS	Email re privity.	0.20 650/hr	130.00
8/28/15	PS	Email re federal law on consumer disclosures.	0.80 650/hr	520.00
8/30/15	PS	Email re denial of class cert in other cases.	0.20 650/hr	130.00
8/31/15	PMC	Review of, and response to, email chain re production of privileged documents.	0.40 1,000/hr	400.00
9/1/15	PS	Review and discussion of discovery dispute of defendant's responses.	0.80 650/hr	520.00
9/1/15	PMC	Review/research Edwards vs First American Corp.	0.30 1,000/hr	300.00
9/2/15	PS	Review and discussion of discovery dispute of defendant's responses.	0.50 650/hr	325.00
9/2/15	PS	Teleconference with attorneys.	0.70 650/hr	455.00
9/3/15	PS	Email discussion re defendant's discovery responses.	0.80 650/hr	520.00
9/3/15	PMC	Review of email chain re discovery.	0.20 1,000/hr	200.00
9/5/15	PMC	Review of resumes of Zaminski and Brignola.	0.30 1,000/hr	300.00
9/5/15	PMC	Conversation with Jerry Zamisky re failure analysis.	0.30 1,000/hr	300.00
9/8/15	PMC	Review of, and response to, email chain re inspection protocol.	0.30 1,000/hr	300.00
9/9/15	PS	Email discussion re defendant's discovery responses.	0.80 650/hr	520.00
9/9/15	PMC	Review of documents and declarations pursuant to Rule 37.	1.50 1,000/hr	1,500.00
9/10/15	PS	Review of defendant's document production.	1.30 650/hr	845.00
9/11/15	PS	Email discussion re defendant's discovery responses.	0.50 650/hr	325.00

			<u>Hours/Rate</u>	<u>Amount</u>
9/11/15	PMC	Review of, and reponse to, email chain re discovery meet and confer.	0.30 1,000/hr	300.00
9/13/15	PS	Review documents produced and federal law on disclosures.	1.20 650/hr	780.00
9/14/15	PS	Discussion re selection of experts.	0.50 650/hr	325.00
9/14/15	PMC	Review of email chain re vehicle transport/storage.	0.20 1,000/hr	200.00
9/14/15	PMC	Conversation with consultant Chris Brignola.	0.20 1,000/hr	200.00
9/14/15	PMC	Review of CV and fee schedule for expert.	0.20 1,000/hr	200.00
9/14/15	PMC	Conversation with consultant Chris Brignola.	0.30 1,000/hr	300.00
9/16/15	PMC	Review of, and response to, email chain re expert inspection schedule.	0.30 1,000/hr	300.00
9/18/15	PS	Review of email chain re meet and confer on discovery and response.	0.50 650/hr	325.00
9/18/15	PMC	Review of email chain re meet and confer on discovery responses.	0.50 1,000/hr	500.00
9/18/15	PS	Legal research on federal disclosure requirements for manufacturers.	2.80 650/hr	1,820.00
9/21/15	PMC	Review of defendant's discovery responses.	0.80 1,000/hr	800.00
9/23/15	PS	Conference re meet and confer on discovery responses.	0.40 650/hr	260.00
9/23/15	PMC	Conference re meet and confer on discovery responses.	0.30 1,000/hr	300.00
9/24/15	PS	Review of correspondence re discovery.	0.50 650/hr	325.00
9/25/15	PS	Review of correspondence re discovery.	0.50 650/hr	325.00
9/25/15	PMC	Review of correspondence re discovery.	0.20 1,000/hr	200.00
9/26/15	PS	Review of correspondence re discovery.	0.20 650/hr	130.00
9/27/15	PS	Review of correspondence re discovery.	0.30 650/hr	195.00
9/28/15	PS	Review of correspondence re discovery.	0.50 650/hr	325.00
9/29/15	PMC	Review of, and response to, Rule 37 joint stipulation.	0.30 1,000/hr	300.00
9/29/15	PMC	Review of email chain re production of emails.	0.20 1,000/hr	200.00
9/29/15	PS	Meet and confer phone call with defense counsel.	0.50 650/hr	325.00
9/29/15	PS	Review of correspondence re discovery.	0.80 650/hr	520.00
9/30/15	PS	Communication re defendant's discovery responses.	1.50 650/hr	975.00
10/1/15	PS	Communication re experts.	0.30 650/hr	195.00
10/1/15	PMC	Review of, and response to, email chain re discovery meet and confer on plaintiff's joint stipulation.	0.40 1,000/hr	400.00

			<u>Hours/Rate</u>	<u>Amount</u>
10/2/15	PS	Email discussions re discovery meet and confer.	0.30 650/hr	195.00
10/4/15	PS	Review of email regarding what justifies a recall.	0.20 650/hr	130.00
10/5/15	PS	Review of defendant's motion to compel.	1.00 650/hr	650.00
10/6/15	PS	Discussion re inspection.	0.50 650/hr	325.00
10/6/15	PMC	Conversation with JF and SS re discovery, inspection and depo of PMK in SF.	0.30 1,000/hr	300.00
10/6/15	PMC	Review of motion to compel and supporting documents.	0.80 1,000/hr	800.00
10/8/15	PS	Review of deposition schedule.	0.30 650/hr	195.00
10/8/15	PMC	Review of deposition schedule and related coordination.	0.20 1,000/hr	200.00
10/9/15	PS	Discussion re defendant's discovery responses.	0.80 650/hr	520.00
10/12/15	PS	Review of defendant's supplemental discovery responses.	0.50 650/hr	325.00
10/15/15	PS	Deposition preparation and correspondence re same.	1.70 650/hr	1,105.00
10/15/15	PS	Attend deposition of MBZ Laguna Nigel PMKs, plus travel to and from.	8.50 650/hr	5,525.00
10/16/15	PS	Review defendant's responses to plaintiff's discovery.	0.30 650/hr	195.00
10/16/15	PMC	Review of, and response to, email correspondence re joint stipulation.	0.30 1,000/hr	300.00
10/19/15	PS	Review defendant's responses to plaintiff's discovery.	0.80 650/hr	520.00
10/20/15	PS	Review of defendant's document production.	3.70 650/hr	2,405.00
10/21/15	PS	Discussion re database searches.	0.70 650/hr	455.00
10/22/15	PS	Discussion re database searches.	2.70 650/hr	1,755.00
10/23/15	PS	Review of defendant's document production.	1.00 650/hr	650.00
10/24/15	PS	Discussion re defendant's document production.	0.20 650/hr	130.00
10/25/15	PS	Discussion re defendant's document production.	0.30 650/hr	195.00
10/26/15	PS	Discussion re 3rd party subpoena.	0.50 650/hr	325.00
10/26/15	PMC	Review of, and response to, email re order for the Callaways.	0.30 1,000/hr	300.00
10/27/15	PS	Discussion re discovery and joint stipulation.	0.50 650/hr	325.00
10/28/15	PS	Discussion re discovery.	0.50 650/hr	325.00
10/29/15	PS	Discussion re discovery.	0.50 650/hr	325.00
10/29/15	PS	Review of discovery and discussions re same.	3.00 650/hr	1,950.00

			<u>Hours/Rate</u>	<u>Amount</u>
11/2/15	PS	Review defendant's supplemental discovery responses.	0.80 650/hr	520.00
11/3/15	PS	Review of conference call notes.	0.50 650/hr	325.00
11/3/15	PMC	Review of memo confirming discovery meet and confer.	0.50 1,000/hr	500.00
11/3/15	PMC	Review of email chain re 30b6 notice.	0.20 1,000/hr	200.00
11/5/15	PS	Discussion re 3rd party subpoenas.	0.50 650/hr	325.00
11/6/15	PS	Review of, and response to, email chain re discovery.	1.20 650/hr	780.00
11/6/15	JJE	Attendance at deposition of Edgar Cenicerros plus travel to and from Newport Beach.	9.00 300/hr	2,700.00
11/9/15	PS	Review email re discovery.	0.20 650/hr	130.00
11/10/15	PS	Discussions re joint stipulation.	0.80 650/hr	520.00
11/10/15	PS	Reviewed motion to compel early warning reports and related data.	0.30 650/hr	195.00
11/11/15	PS	Review of, and response to, email chain re production of documents.	0.50 650/hr	325.00
11/11/15	JJE	Attendance at deposition of Elizabeth Callaway plus travel to and from Newport Beach.	7.00 300/hr	2,100.00
11/12/15	PS	Review of, and response to, email chain re production of documents.	0.50 650/hr	325.00
11/12/15	PMC	Review of email chain re document production.	0.20 1,000/hr	200.00
11/13/15	PS	Discussions re motion to compel and research re same.	1.30 650/hr	845.00
11/13/15	PMC	Review of motion to quash re subpoena.	0.30 1,000/hr	300.00
11/17/15	PS	Review of defendant's supplemental discovery production.	1.00 650/hr	650.00
11/18/15	PS	Review of defendant's supplemental discovery production.	0.70 650/hr	455.00
11/19/15	PS	Discussions re experts.	1.50 650/hr	975.00
11/20/15	PS	Discussions re experts and discovery.	1.00 650/hr	650.00
11/20/15	PS	Conference call regarding discovery responses.	0.30 650/hr	195.00
11/21/15	PS	Email discussion re discovery responses.	0.20 650/hr	130.00
11/21/15	PMC	Review of RFP Set #3.	0.50 1,000/hr	500.00
11/23/15	PS	Review of EWR production data.	2.50 650/hr	1,625.00
11/24/15	PS	Review of EWR production data.	1.50 650/hr	975.00
11/24/15	PMC	Review of email chain re outstanding RFP. Review of Judge letter/order re motion to quash.	0.60 1,000/hr	600.00
11/24/15	PMC	Follow up on excel spreadsheet re warranty claims paid.	0.50 1,000/hr	500.00

			<u>Hours/Rate</u>	<u>Amount</u>
11/25/15	PS	Review of EWR data results and discussions re same.	2.00 650/hr	1,300.00
11/30/15	PS	Review of EWR data results and discussions re same.	0.50 650/hr	325.00
12/1/15	PS	Review of EWR data results and discussions re same.	1.50 650/hr	975.00
12/1/15	PMC	Review of RFP Set #2.	0.80 1,000/hr	800.00
12/2/15	PS	Email discussion re outstanding discovery dispute.	0.50 650/hr	325.00
12/3/15	PS	Email discussion re outstanding discovery dispute.	0.20 650/hr	130.00
12/4/15	PS	Email disussion re defendant's anticipated motion to compel arbitration.	0.80 650/hr	520.00
12/5/15	PS	Email discussion re discovery dispute.	0.50 650/hr	325.00
12/7/15	PS	Email discussion re discovery dispute.	0.70 650/hr	455.00
12/7/15	PMC	Conversation with expert Gerry Zamisky re destructive testing.	0.30 1,000/hr	300.00
12/8/15	PS	Email discussion re destructive testing.	0.30 650/hr	195.00
12/10/15	PS	Email discussion re expert.	0.20 650/hr	130.00
12/11/15	PS	Teleconference re discovery disputes.	0.50 650/hr	325.00
12/15/15	PS	Email discussion re discovery disputes.	1.00 650/hr	650.00
12/15/15	PMC	Review of email chain re motion to compel; prepare for phone conference with Magistrate.	1.00 1,000/hr	1,000.00
12/15/15	PMC	Teleconference with SS re issue of commonality.	0.20 1,000/hr	200.00
12/16/15	PS	Email discussion re discovery disputes.	0.50 650/hr	325.00
12/17/15	PS	Email discussion re discovery disputes.	0.70 650/hr	455.00
12/17/15	PMC	Review of, and response to, email chain re potential dismissal of dealer MI.	0.20 1,000/hr	200.00
12/21/15	PS	Email discussion re discovery disputes.	0.20 650/hr	130.00
12/24/15	PS	Review of defendant's supplemental discovery responses.	0.50 650/hr	325.00
12/30/15	PS	Email discussion re discovery disputes.	0.50 650/hr	325.00
1/4/16	PS	Email discussion re anticipated motion to compel.	0.50 650/hr	325.00
1/4/16	PMC	Review of, and response to, motion to compel schedule.	0.40 1,000/hr	400.00
1/5/16	PS	Review of motion to compel schedule and discussions re same.	0.30 650/hr	195.00
1/6/16	PS	Review letter from defense counsel re discovery disputes and discussions re same.	0.80 650/hr	520.00
1/6/16	PMC	Review of, and response to, letter of synopsis of remaining discovery issues.	0.30 1,000/hr	300.00

			<u>Hours/Rate</u>	<u>Amount</u>
1/6/16	PS	Conference call wih co-counsel re discovery issues.	0.50 650/hr	325.00
1/7/16	PS	Discussion re MBZ car seat of third party.	0.50 650/hr	325.00
1/7/16	PMC	Review of proposed order re briefing schedule and joint stip re class period.	0.30 1,000/hr	300.00
1/7/16	PMC	Review of Zamisky protocol.	0.30 1,000/hr	300.00
1/8/16	PS	Email discussion with expert regarding third party seat investigation.	1.00 650/hr	650.00
1/8/16	PS	Call with expert regarding third party seat investigation.	0.50 650/hr	325.00
1/11/16	PS	Email discussion re phone call with defense counsel.	0.20 650/hr	130.00
1/12/16	PS	Email discussion re phone call with defense counsel.	0.20 650/hr	130.00
1/13/16	PMC	Review of, and response to, PS email re Diaz seat.	0.20 1,000/hr	200.00
1/13/16	PMC	Conversation re PS email re Diaz seat.	0.30 1,000/hr	300.00
1/13/16	PS	Call with expert regarding third party seat investigation.	0.50 650/hr	325.00
1/14/16	PS	Email discussion re anticipated motion summary judgment.	0.50 650/hr	325.00
1/15/16	PS	Email discussion re Diaz seat.	0.50 650/hr	325.00
1/15/16	PMC	Review of Zamisky's inspection of Diaz' seat and others; correspondence re same.	0.60 1,000/hr	600.00
1/18/16	PMC	Review of email chain between expert and attorneys re protocol.	0.20 1,000/hr	200.00
1/18/16	PMC	Review of protective order re protocol for destructive testing.	0.30 1,000/hr	300.00
1/18/16	PMC	Review of email correspondence re custodian.	0.20 1,000/hr	200.00
1/18/16	PMC	Review of additional document production.	0.40 1,000/hr	400.00
1/19/16	PMC	Review of email chain re briefing schedule re MSJ.	0.30 1,000/hr	300.00
1/19/16	PS	Call with third party regarding MBZ seat fire.	0.30 650/hr	195.00
1/20/16	PS	Discussion re expert inspection.	0.70 650/hr	455.00
1/20/16	PS	Call with third party regarding MBZ seat fire.	0.20 650/hr	130.00
1/21/16	PS	Email discussion re motion summary judgment.	0.30 650/hr	195.00
1/21/16	PMC	Review of Diaz docs re car fire.	0.30 1,000/hr	300.00
1/21/16	PS	Seat inspection at Vollmer Gray, plus travel to and from.	3.50 650/hr	2,275.00
1/21/16	PS	Call with third party regarding MBZ seat fire.	0.20 650/hr	130.00
1/22/16	PS	Email discussion re Diaz seat.	0.50 650/hr	325.00

			<u>Hours/Rate</u>	<u>Amount</u>
1/22/16	PMC	Review of meet and confer emails re motion summary judgment.	0.30 1,000/hr	300.00
1/22/16	PS	Call with third party regarding MBZ seat fire.	0.50 650/hr	325.00
1/25/16	PS	Email discussion re Diaz seat.	0.50 650/hr	325.00
1/26/16	PS	Email discussion re motion to compel.	0.80 650/hr	520.00
1/27/16	PS	Email discussion re discovery stipulation.	0.20 650/hr	130.00
1/27/16	PS	Teleconference re plaintiff's motion to compel.	0.50 650/hr	325.00
1/28/16	PS	Email discussion re motion to compel.	0.50 650/hr	325.00
1/28/16	PMC	Review of email chain re discovery document stipulations.	0.50 1,000/hr	500.00
1/28/16	PMC	Review of plaintiff's supplemental disclosures.	0.60 1,000/hr	600.00
1/29/16	PS	Email discussion re discovery drafts.	0.70 650/hr	455.00
1/29/16	PS	Email discussions re deposition of PMK.	0.70 650/hr	455.00
2/1/16	PS	Email discussions re motion summary judgment.	0.50 650/hr	325.00
2/2/16	PS	Email discussions re motion summary judgment.	0.20 650/hr	130.00
2/3/16	PS	Email discussions re discovery conference.	1.00 650/hr	650.00
2/4/16	PS	Email discussion re plaintiff's supplemental production.	0.80 650/hr	520.00
2/4/16	PS	Teleconference with Court re discovery issues.	0.30 650/hr	195.00
2/5/16	PS	Email discussion re deposition of PMK.	0.20 650/hr	130.00
2/8/16	PS	Email discussion re plaintiff's motion to compel.	0.30 650/hr	195.00
2/9/16	PS	Review of MBUSA's document production.	0.80 650/hr	520.00
2/9/16	PMC	Review of, and response to, emails re discovery meet and confer.	0.50 1,000/hr	500.00
2/9/16	PMC	Review of MBUSA's document production.	0.80 1,000/hr	800.00
2/10/16	PS	Review of defendant's motion summary documents.	1.50 650/hr	975.00
2/11/16	PS	Email discussion re PMK motion.	0.70 650/hr	455.00
2/12/16	PS	Email discussion re second amended complaint.	0.80 650/hr	520.00
2/16/16	PS	Email discussion re modifications to scheduling order.	1.00 650/hr	650.00
2/16/16	PMC	Review of 30b6 motion.	0.30 1,000/hr	300.00
2/16/16	PS	Review proposed stipulation regarding discovery and class certification.	0.30 650/hr	195.00

			<u>Hours/Rate</u>	<u>Amount</u>
2/16/16	PS	Review PMK notice of deposition.	0.20 650/hr	130.00
2/17/16	PMC	Review of opposition to motion summary judgment.	1.50 1,000/hr	1,500.00
2/18/16	PS	Email discussion re defendant's motion for protective order.	0.20 650/hr	130.00
2/19/16	PS	Email discussion re defendant's motion for protective order.	0.20 650/hr	130.00
2/22/16	PS	Review defendant's motion for protective order.	0.50 650/hr	325.00
2/23/16	PS	Review of, and response to, email re expert retainer.	0.20 650/hr	130.00
2/23/16	PMC	Conversation with co-counsel re designation of experts.	0.80 1,000/hr	800.00
2/24/16	PS	Email discussion re article about litigation.	1.00 650/hr	650.00
2/29/16	PS	Review of opposition to motion summary judgment.	1.50 650/hr	975.00
3/1/16	PS	Discussion re opposition to motion summary judgment.	1.50 650/hr	975.00
3/1/16	PMC	Review of "blgbadge2016."	0.50 1,000/hr	500.00
3/1/16	PMC	Review of plaintiff's response to MBUSA's objection to request for judicial notice.	0.40 1,000/hr	400.00
3/1/16	PMC	Review of courts order continuing motion and related emails.	0.30 1,000/hr	300.00
3/2/16	PS	Discussion re opposition to motion summary judgment.	1.20 650/hr	780.00
3/2/16	PS	Review motion summary judgment documents and opposition.	2.50 650/hr	1,625.00
3/3/16	PS	Discussion re opposition to motion summary judgment.	1.20 650/hr	780.00
3/4/16	PS	Review of defendant's supplemental document production.	1.50 650/hr	975.00
3/6/16	PS	Email discussion re discovery.	0.30 650/hr	195.00
3/7/16	PS	Email discussion re tentative ruling on motion for protective order.	0.80 650/hr	520.00
3/7/16	PMC	Review of tentative ruling on motion for protective order.	0.30 1,000/hr	300.00
3/7/16	PS	Telephonic appearance re motion for protective order.	0.80 650/hr	520.00
3/8/16	PS	Email discussion re motion for protective order.	0.50 650/hr	325.00
3/8/16	PS	Conference call with expert.	1.00 650/hr	650.00
3/9/16	PS	Email discussion re discovery dispute.	1.00 650/hr	650.00
3/9/16	PMC	Review of email chain re Allan Kam.	0.20 1,000/hr	200.00
3/10/16	PS	Email discussion re discovery dispute.	0.70 650/hr	455.00
3/10/16	PS	Review of plaintiff's discovery to defendant.	0.80 650/hr	520.00

			<u>Hours/Rate</u>	<u>Amount</u>
3/11/16	PS	Discussion re defendant's discovery responses.	0.70 650/hr	455.00
3/11/16	PS	Reveiw of Court order re protective order.	0.50 650/hr	325.00
3/14/16	PS	Review of PMK deposition notice to defendant.	0.20 650/hr	130.00
3/15/16	PS	Discussion re telephonic discovery call.	0.20 650/hr	130.00
3/16/16	PS	Review of letter to Judge McCormick re discovery disputes.	0.50 650/hr	325.00
3/17/16	PS	Email discussion re call with plaintiff's expert.	0.70 650/hr	455.00
3/17/16	PS	Telephonic appearance re discovery.	0.30 650/hr	195.00
3/21/16	PS	Review letter from plaintiff's expert re assignment.	0.20 650/hr	130.00
3/21/16	PMC	Review of 30b6 motion.	0.20 1,000/hr	200.00
3/21/16	PS	Discussions with expert and co-counsel re testing of Modesto seat.	0.50 650/hr	325.00
3/22/16	PMC	Review of evidence letter from Vollmer Gray.	0.20 1,000/hr	200.00
3/23/16	PS	Review of defendant's document production.	1.30 650/hr	845.00
3/23/16	PMC	Review of discovery conference letter.	0.30 1,000/hr	300.00
3/23/16	PS	Teleconference with Court re discovery issues.	0.50 650/hr	325.00
3/24/16	PS	Discussion re defendant's discovery responses.	1.20 650/hr	780.00
3/24/16	PMC	Review of order for supplemental briefing and continuing defendant's motion for summary judgment.	0.50 1,000/hr	500.00
3/24/16	PS	Discussion with SS and NSA re database search.	0.70 650/hr	455.00
3/24/16	NSA	Teleconference with PS and SS.	0.70 250/hr	175.00
3/25/16	PS	Discussion re database search.	1.00 650/hr	650.00
3/25/16	PMC	Review of Dr. Zamiski's summary phone call re Vollmer Gray labs.	0.20 1,000/hr	200.00
3/25/16	PMC	Review of report re motion for summary judgment.	0.30 1,000/hr	300.00
3/28/16	PS	Review of scheduling order.	0.20 650/hr	130.00
3/28/16	PS	Discussion with SS and NSA re database search.	0.70 650/hr	455.00
3/28/16	NSA	Teleconference with PS and SS.	0.70 250/hr	175.00
3/28/16	NSA	Review of document re NHTSA reporting violations.	2.00 250/hr	500.00
3/29/16	PS	Email discussion re telephonic discovery conference.	0.70 650/hr	455.00
3/31/16	PS	Email discussion re defendant's discovery responses.	0.30 650/hr	195.00

			<u>Hours/Rate</u>	<u>Amount</u>
3/31/16	NSA	Review of document re NHTSA reporting violations.	2.50 250/hr	625.00
4/1/16	PS	Review supplement to defendant's motion summary judgment.	0.80 650/hr	520.00
4/1/16	PMC	Review of Mercedes answers to interrogatories.	0.80 1,000/hr	800.00
4/1/16	NSA	Review of document re NHTSA reporting violations.	1.00 250/hr	250.00
4/2/16	PMC	Review of supplemental motion related declarations.	1.50 1,000/hr	1,500.00
4/2/16	NSA	Review of document re NHTSA reporting violations.	1.50 250/hr	375.00
4/5/16	PS	Email discussion re telephonic discovery conference.	0.20 650/hr	130.00
4/5/16	NSA	Review of document re NHTSA reporting violations.	1.50 250/hr	375.00
4/6/16	PS	Review of defendant's document production.	0.50 650/hr	325.00
4/6/16	PMC	Review of email chain re declaration of Allen Kam.	0.20 1,000/hr	200.00
4/6/16	PMC	Review of rough draft depo of MBUSA's 30b6.	0.50 1,000/hr	500.00
4/6/16	NSA	Review of document re NHTSA reporting violations.	1.00 250/hr	250.00
4/7/16	NSA	Review of document re NHTSA reporting violations.	11.00 250/hr	2,750.00
4/8/16	PS	Review of defendant's document production.	1.00 650/hr	650.00
4/13/16	PS	Review of order on joint stipulation.	0.50 650/hr	325.00
4/13/16	PS	Review of scheduling notice.	0.50 650/hr	325.00
4/15/16	PS	Review defendant's document production.	0.50 650/hr	325.00
4/16/16	PS	Discussion re motion summary judgment hearing.	0.20 650/hr	130.00
4/17/16	PMC	Preparation for motion summary judgment hearing.	2.50 1,000/hr	2,500.00
4/18/16	PS	Discussion re motion summary judgment hearing.	0.80 650/hr	520.00
4/18/16	PMC	Travel to and from, and attendance at, MSJ hearing.	4.50 1,000/hr	4,500.00
4/19/16	PS	Email discussion re rulings at motion summary judgment hearing.	1.20 650/hr	780.00
4/19/16	PMC	Review of, and response to, email chain re MSJ hearing.	0.40 1,000/hr	400.00
4/19/16	PMC	Review of order to submit supplemental briefing.	0.30 1,000/hr	300.00
4/20/16	PS	Discussion re discovery disputes.	1.10 650/hr	715.00
4/20/16	PMC	Review of correspondence with the Court.	0.20 1,000/hr	200.00
4/20/16	PMC	Meeting with co-counsel at EA to re survey.	5.00 1,000/hr	5,000.00

			<u>Hours/Rate</u>	<u>Amount</u>
4/22/16	PS	Email discussion re damages model.	0.50 650/hr	325.00
4/23/16	PMC	Review of survey results.	0.50 1,000/hr	500.00
4/24/16	PS	Discussion re court transcript.	0.20 650/hr	130.00
4/24/16	PMC	Review of transcript from motion to dismiss hearing.	0.50 1,000/hr	500.00
4/29/16	PS	Discussion re supplemental briefing.	0.20 650/hr	130.00
4/29/16	PMC	Review of plaintiff's supplemental brief.	0.60 1,000/hr	600.00
4/30/16	PS	Discussion re supplemental briefing.	0.20 650/hr	130.00
4/30/16	PMC	Review of Mercedes reply brief and related email chain.	0.60 1,000/hr	600.00
4/30/16	PMC	Review of redline brief.	0.50 1,000/hr	500.00
5/3/16	PS	Discussion re supplemental briefing.	0.20 650/hr	130.00
5/4/16	PS	Discussion re supplemental briefing.	0.20 650/hr	130.00
5/12/16	PS	Discussion re motion summary judgment order.	0.50 650/hr	325.00
5/12/16	PMC	Review of court order denying motion summary judgment.	0.80 1,000/hr	800.00
5/12/16	PMC	Review of quantitative survey.	0.80 1,000/hr	800.00
5/12/16	PS	Review Court's ruling on motion summary judgment.	1.00 650/hr	650.00
5/13/16	PS	Discussion re strategy.	0.50 650/hr	325.00
5/14/16	PMC	Review of joint proposed order.	0.30 1,000/hr	300.00
5/16/16	PS	Email re joint stipulation to extend time to file class cert motion.	0.20 650/hr	130.00
5/17/16	NSA	Review of document re false positive reportings.	3.00 250/hr	750.00
5/18/16	PS	Email discussions with attorney with similar case.	0.30 650/hr	195.00
5/18/16	PMC	Review of email chain re opening cert briefs.	0.20 1,000/hr	200.00
5/19/16	PS	Email re class cert declaration.	0.20 650/hr	130.00
5/19/16	PMC	Teleconference with Geoff Hammy re Arkansas class action against Mercedes.	0.30 1,000/hr	300.00
5/19/16	NSA	Review of document re false positive reportings.	3.00 250/hr	750.00
5/20/16	PMC	Review of email chain with Expert Zamisky.	0.20 1,000/hr	200.00
5/23/16	PS	Review and edit class cert declaration.	2.50 650/hr	1,625.00
5/26/16	NSA	Review of document re false positive reportings.	1.00 250/hr	250.00

			<u>Hours/Rate</u>	<u>Amount</u>
5/27/16	PS	Review of class cert motion.	1.00 650/hr	650.00
5/30/16	PMC	Review of class cert motion.	2.00 1,000/hr	2,000.00
5/31/16	PS	Email discussion re class cert motion and strategy re same.	2.00 650/hr	1,300.00
5/31/16	PS	Discussion re class cert motion and strategy re same.	2.00 650/hr	1,300.00
6/1/16	PS	Review class cert motion documents.	0.50 650/hr	325.00
6/2/16	PS	Review class cert motion documents.	0.50 650/hr	325.00
6/9/16	PMC	Review of Supreme Court decision in Tyson Foods.	0.20 1,000/hr	200.00
6/15/16	PS	Email discussion re expert.	0.20 650/hr	130.00
6/17/16	PS	Email discussion re expert.	0.20 650/hr	130.00
6/18/16	PMC	Review of objection to Sukumar deposition notice.	0.30 1,000/hr	300.00
6/18/16	PMC	Review of plaintiff's objections to notice of deposition.	0.30 1,000/hr	300.00
6/19/16	PMC	Review of plaintiff's interrogatories, set #4, and request for production of docs, set #3.	1.00 1,000/hr	1,000.00
6/20/16	PS	Email discussion re Diaz seat.	0.20 650/hr	130.00
6/21/16	PMC	Review of, and response to, email chain re deposition subpoena.	0.30 1,000/hr	300.00
7/7/16	PS	Email discussion re stipulation to extend time to file class cert motion.	0.20 650/hr	130.00
7/12/16	PS	Review of minutes from hearing.	0.20 650/hr	130.00
7/22/16	PS	Email re telephone discovery conference.	0.20 650/hr	130.00
8/4/16	PS	Review of scheduling notice.	0.20 650/hr	130.00
8/9/16	PS	Review of class cert opposition.	2.20 650/hr	1,430.00
8/10/16	PS	Review of class cert opposition.	0.20 650/hr	130.00
8/10/16	PMC	Review of defendant's opposition to class cert.	2.00 1,000/hr	2,000.00
8/12/16	PS	Conference Call with Judge McCormick re discovery dispute.	0.30 650/hr	195.00
8/12/16	PS	Review discussion re discovery dispute call.	1.00 650/hr	650.00
8/17/16	PS	Review of defendant's document production.	1.00 650/hr	650.00
8/22/16	PS	Email discussion re deposition in San Francisco.	0.20 650/hr	130.00
8/23/16	PS	Email discussion re deposition in San Francisco.	0.20 650/hr	130.00
8/24/16	DDW	Prep for and travel to San Francisco for deposition.	7.50 700/hr	5,250.00

			<u>Hours/Rate</u>	<u>Amount</u>
8/25/16	DDW	Prep for and take deposition of C. Wood.	6.50 700/hr	4,550.00
9/7/16	PS	Email re continuance of class action hearing.	0.30 650/hr	195.00
9/7/16	PMC	Review of stipulation to extend class cert hearing date.	0.20 1,000/hr	200.00
9/8/16	PMC	Review of, and response to, email chain re stipulation re class cert hearing.	0.30 1,000/hr	300.00
9/16/16	PS	Email re mediation.	0.20 650/hr	130.00
9/21/16	PS	Review of defendant's reply propers re class cert motion.	1.50 650/hr	975.00
9/23/16	PS	Email re mediation.	0.30 650/hr	195.00
9/26/16	PS	Email re mediation.	0.20 650/hr	130.00
10/4/16	PMC	Travel and from, and attendance at, mediation.	14.00 1,000/hr	14,000.00
10/5/16	PMC	Review of email re seat issues and discussions re same.	0.80 1,000/hr	800.00
10/6/16	PMC	Preparation for inspection.	1.00 1,000/hr	1,000.00
10/6/16	PMC	Travel to and from, and attendance at, inspection at Rest Your Case evidence storage in Irwindale.	5.50 1,000/hr	5,500.00
10/11/16	PS	Email re continuance of class cert hearing.	0.20 650/hr	130.00
10/12/16	PS	Email re continuance of class cert hearing.	0.20 650/hr	130.00
11/3/16	PMC	Review of, and response to, status letter to client.	0.30 1,000/hr	300.00
11/4/16	PMC	Review of email re issue with class member vehicle, email responses re same.	0.30 1,000/hr	300.00
11/17/16	PS	Email re mediation.	0.20 650/hr	130.00
12/4/16	PMC	Review of, and response to, plaintiff's motion for final approval of class action settlement.	1.00 1,000/hr	1,000.00
12/7/16	PS	Email discussion re mediation.	0.80 650/hr	520.00
12/7/16	PMC	Preparation for mediation.	1.00 1,000/hr	1,000.00
12/7/16	PMC	Travel to and from, and attendance at, mediation.	8.00 1,000/hr	8,000.00
12/9/16	PS	Call re driver injured by seat heater incident.	0.50 650/hr	325.00
12/11/16	PMC	Review of, and response to, emails re case update.	0.40 1,000/hr	400.00
1/13/17	PMC	Teleconferences with EY and JF re status of settlement discussions.	1.00 1,000/hr	1,000.00
5/17/17	PMC	Review of redline of Callaway v MBUSA settlement agreement; email correspondence re same.	0.80 1,000/hr	800.00
5/20/17	PMC	Review of redline of Callaway v MBUSA settlement agreement; email correspondence re same.	0.80 1,000/hr	800.00
5/25/17	PMC	Review of redline of Callaway v MBUSA settlement agreement; email correspondence re same.	0.80 1,000/hr	800.00

			<u>Hours/Rate</u>	<u>Amount</u>
6/9/17	PMC	Review of, and response to, changes in the settlement agreement.	0.50 1,000/hr	500.00
6/16/17	PMC	Review of redline of Callaway v MBUSA settlement agreement; email correspondence re same.	0.50 1,000/hr	500.00
8/11/17	PMC	Review of email chain re return of vehicle.	0.20 1,000/hr	200.00
8/18/17	PMC	Review of declaration of Cameron R. Azari re proposed settlement class notice program.	0.40 1,000/hr	400.00
8/28/17	PMC	Review of plaintiffs' motion for preliminary approval; eview of proposed order; correspondence re same.	1.50 1,000/hr	1,500.00
9/5/17	PMC	Review of drafts for class settlement notice and claim forms; correspondence re same.	0.50 1,000/hr	500.00
9/13/17	PMC	Review of email chain re settlement notice and forms.	0.30 1,000/hr	300.00
9/17/17	PMC	Review of, and response to, email chain re settlement notice and forms.	0.50 1,000/hr	500.00
9/19/17	PMC	Review of minute order re motion for preliminary approval of class action settlement.	0.30 1,000/hr	300.00
9/23/17	PMC	Review of minute order & order re motion for preliminary approval of class action settlement.	0.50 1,000/hr	500.00
10/17/17	PMC	Review and edit declaration in support of motion for fees.	0.50 1,000/hr	500.00
TOTAL TIME CHARGES			449.05	318,997.50

TOTAL 318,997.50

BALANCE DUE \$318,997.50

<u>Timekeeper</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Nicholas Alexandroff	28.90	250/ Hr	7,225.00
Justin Eballar	16.00	300/ Hr	4,800.00
J. Patrick McNicholas	124.50	1,000/ Hr	124,500.00
Philip Shahknis	265.65	650/ Hr	172,672.50
Douglas Winter	14.00	700/ Hr	9,800.00

Exhibit B

#5792

McNicholas and McNicholas, LLP
Client Costs Advanced
Callaway, et al. v Mercedes Benz USA, LLC

Type	Date	Num	Source Name	Memo	Amount
1100 Client Costs Advanced					
Airfare/baggage					
Credit Card	08/24/16	Amx26001	Virgin Airlines	DDW 08/24/16-08/25/16 roundtrip travel (San Francisco) for deposition of Christine Wood	440.20
Credit Card	08/26/16	Amx26001	American Express	DDW 08/24/16-08/25/16 flight insurance re roundtrip travel (San Francisco) for deposition	24.99
Bill	08/29/16	DDW 2016.08.29	Douglas D. Winter	DDW 08/24/16 baggage fee re travel to S.F. for deposition of Christine Wood	25.00
Bill	10/04/16	DDW 2016.10.04-2	Douglas D. Winter	DDW 08/25/16 baggage fee re travel to S.F. for deposition of Christine Wood	25.00
Total Airfare/baggage					515.19
Court Copies					
Bill	04/06/15	MM3721-Q1 2015	Pacer MM3721	Pacer MM3721 1st Q 2015 charges for electronic court records	12.10
Bill	04/07/16	MM3721-Q1 2016	Pacer MM3721	Pacer MM3721 1st Q 2016 charges for electronic court records	13.70
Total Court Copies					25.80
Depo fees/transcripts					
Bill	11/18/15	83675	Mona Garcia & Associates	Certified depo transcript of Elizabeth Callaway taken by defense counsel on 11/11/15	627.10
Bill	06/29/16	578008	U.S. Legal Support (CA Reporting)	Original & certified depo transcript of Bruce McFarlane taken 06/23/16	3,283.04
Bill	06/30/16	1023832	Aptus Court Reporting	Certified depo transcript of Gerald Zamiski taken by defense counsel on 06/29/16	1,579.81
Bill	06/30/16	578791	U.S. Legal Support (CA Reporting)	Original & certified depo transcript of Ramamirtham Sukumar, Ph.D. taken 06/22/16	2,567.20
Bill	07/29/16	1024609	Aptus Court Reporting	Certified depo transcript of Gerald Zamiski taken by defense counsel on 07/22/16	697.74
Bill	09/01/16	76637	Personal Court Reporters, Inc.	Original & certified depo transcript of Christine Wood, Ph.D. taken by defense counsel on 08/25/16	1,639.10
Bill	01/01/17	76454	Personal Court Reporters, Inc.	Original & certified depo transcript of Olivier Toubia, Ph.D. taken by defense counsel on 08/16/16	2,932.15
Bill	01/01/17	77053	Personal Court Reporters, Inc.	Original & certified depo transcript of Thomas Livernois, Ph.D. taken by defense counsel on 08/24/16	2,699.66
Bill	01/01/17	76810	Personal Court Reporters, Inc.	Original & certified depo transcript of Lorin Moultrie, Ph.D. taken by defense counsel on 08/26/16	3,074.86
Bill	01/01/17	77370	Personal Court Reporters, Inc.	Original & certified depo transcript of Christine Wood, Ph.D. taken by defense counsel on 08/25/16	919.56
Bill	01/01/17	77195	Personal Court Reporters, Inc.	Original & certified depo transcript of Lorin Moultrie, Ph.D. taken by defense counsel on 08/26/16	1,304.42
Bill	01/01/17	77034	Personal Court Reporters, Inc.	Original & certified depo transcript of Olivier Toubia, Ph.D. taken by defense counsel on 08/16/16	1,490.38
Bill	01/01/17	77369	Personal Court Reporters, Inc.	Original & certified depo transcript of Thomas Livernois, Ph.D. taken by defense counsel on 08/24/16	981.56
Total Depo fees/transcripts					23,796.58
Hotel/Lodging					
Bill	10/04/16	DDW 2016.10.04-2	Douglas D. Winter	DDW 08/24/16-08/25/16 lodging (San Francisco) re deposition of Wood	429.51
Total Hotel/Lodging					429.51
Mediation					
Bill	09/02/16	12729 Callaway	Phillips ADR Enterprises, P.C.	Fee for full day mediation with Judge Phillips on 10/03/16 (our 1/2 share)	16,500.00
Bill	10/26/16	12939 Callaway	Phillips ADR Enterprises, P.C.	Fee for full day mediation with Judge Phillips on 12/06/16 (our 1/2 share)	14,125.00
Bill	01/25/17	13279 Callaway	Phillips ADR Enterprises, P.C.	Fee for half day mediation with Judge Phillips on 02/21/17 (our 1/2 share)	7,000.00
Total Mediation					37,625.00

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McNicholas and McNicholas, LLP
Client Costs Advanced
Callaway, et al. v Mercedes Benz USA, LLC

Type	Date	Num	Source Name	Memo	Amount
Mileage					
Bill	11/13/15	JJE 2015.11.13	Justin E. Eballar	JJE 11/06/15 roundtrip travel (Newport Beach) for deposition	54.63
Bill	11/13/15	JJE 2015.11.13	Justin E. Eballar	JJE 11/11/15 roundtrip travel (San Diego) for deposition	149.50
Bill	01/06/16	MJK 2016.01.16	Michael J. Kent	MJK 11/12/15 roundtrip travel (Irvine) for deposition	48.30
Bill	01/06/16	MJK 2016.01.16	Michael J. Kent	MJK 12/01/15 roundtrip travel (Santa Ana) for hearing on plaintiff's motion to compel	49.45
Bill	01/18/16	PS 2016.01.18-2	Philip Shakhnis	PS 10/15/15 roundtrip travel (Newport Beach) for deposition	51.30
Bill	10/04/16	DDW 2016.10.04-2	Douglas D. Winter	DDW 08/25/16 roundtrip travel (LAX) re travel to S.F. for deposition of Wood	11.88
Bill	10/03/17	DMA 2017.10.03	David Angeloff	DMA 09/18/17 parking (Santa Ana) for settlement approval hearing	2.00
Total Mileage					367.06
Misc/Other					
Check	02/04/16	35542	Gervacio D. Diaz, III	Reimbursement for car seat from GD's Mercedes-Benz automobile (to be used for testing)	6,197.26
Check	03/15/16	35767	Gervacio D. Diaz, III	Reimbursement for installation of replacement car seat to GD's Mercedes-Benz automobile	2,257.08
Total Misc/Other					8,454.34
Parking					
Credit Card C	07/15/15	Amx26001	Parking-CC chgs	PMc 07/15/15 parking (Newport Beach) for meeting with Jason Frank & Eagan Avanetti	18.00
Credit Card C	07/16/15	Amx26001	Parking-CC chgs	PMc 07/16/15 parking (Newport Beach) for meeting with Jason Frank & Eagan Avanetti	18.00
Credit Card C	08/19/15	Amx26001	Parking-CC chgs	PMc 08/19/15 parking (Santa Monica) re dinner with Eric Yuhl re case	7.40
Bill	01/06/16	MJK 2016.01.16	Michael J. Kent	MJK 11/12/15 parking (Irvine) for deposition	3.00
Bill	01/06/16	MJK 2016.01.16	Michael J. Kent	MJK 12/01/15 parking (Santa Ana) for hearing on plaintiff's motion to compel	10.00
Bill	01/18/16	PS 2016.01.18-2	Philip Shakhnis	PS 10/15/15 parking (Newport Beach) for deposition	20.00
Bill	08/29/16	DDW 2016.08.29	Douglas D. Winter	DDW 08/25/16 parking (LAX) re travel to S.F. for deposition of Wood	43.00
Total Parking					119.40
Professional Services					
Bill	03/02/15	9447	Safety Research & Strategies Inc.	Fee for auto safety research re MBZ heat seaters	1,531.25
Bill	10/01/15	346	Montlake Group, LLC	Our 1/3 share of invoice re Mercedes-Benz case investigation	1,666.00
Bill	10/08/15	43920 Callaway	Vollmer-Gray	Services 09/08/15-10/06/15 file review, inspection, teleconferences and vehicle inspection	1,256.00
Bill	01/27/16	44342 Callaway	Vollmer-Gray	Services 01/05/16-01/21/16 incl. inspection, analysis, multiple teleconferences	2,493.75
Bill	01/27/16	44341 Callaway	Vollmer-Gray	Services 01/25/16-01/27/16 incl. inspection at Rest Your Case, evidence transfer to Vollmer-Gray	4,734.50
Bill	02/23/16	44541 Callaway	Vollmer-Gray	Services 01/21/16 incl. inspection & photo documentation	725.00
Bill	03/31/16	44727 Callaway	Vollmer-Gray	Services 02/25/16-03/31/16, incl. inspection, Keyence examination with digital documentation	19,587.50
Bill	03/31/16	201606419	Economics and Technology, Inc	Services 02/22/16-03/07/16, incl. review draft survey, teleconferences with S. Sims	4,312.50
Bill	04/26/16	9913631	California Survey Research Services,	Pilot test & field study for Mercedes-Benz buyer survey	22,700.00
Bill	04/30/16	201606443	Economics and Technology, Inc	Services 04/25/16, incl. teleconference with Scott Sims	162.50
Check	05/04/16	36144	Optimal Strategix Group, Inc.	75% deposit for consumer survey, analysis & expert report	95,625.00
Bill	05/24/16	03.31.16-11	LitiNomics, Inc.	Services 03/01/16-03/31/16, incl. analysis of declarations & briefs re damages by expert	1,715.00
Bill	06/08/16	05.31.16-02	LitiNomics, Inc.	Services 05/01/16-05/31/16, incl. damages assessment by expert Christian Tregillis	25,000.00
Check	06/14/16	Wire	Optimal Strategix Group, Inc.	Final 25% due for consumer survey, analysis & expert report	31,875.00

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McNicholas and McNicholas, LLP
Client Costs Advanced
Callaway, et al. v Mercedes Benz USA, LLC

Type	Date	Num	Source Name	Memo	Amount
Bill	06/30/16	45080 MBUSA	Vollmer-Gray	Services 05/17/16-06/29/16, incl. SEM testing, declaration preparation & testimony, summary	43,528.00
Bill	07/12/16	06.30.16-03	LitiNomics, Inc.	Services 06/01/16-06/30/16, incl. deposition preparation & meeting with co-counsel by expert	8,724.00
Bill	07/26/16	2811	Optimal Strategix Group, Inc.	Fee for expert re depo prep and actual depo on 06/22/16, incl. travel time and expenses	10,000.00
Bill	07/27/16	45261 MBUSA	Vollmer-Gray	Services 07/11/16-07/25/16, incl. FMVSS testing, file review & depo prep	4,600.00
Bill	08/26/16	45361 MBUSA	Vollmer-Gray	Services 08/14/16-08/19/16, incl. review of declaration and analysis	4,160.00
Bill	09/06/16	08.31.16-06	LitiNomics, Inc.	Services 08/01/16-08/31/16, incl. assessment of damages issues and draft report	20,600.00
Bill	09/28/16	45521 MBUSA	Vollmer-Gray	Services 08/31/16-09/06/16, incl. review of deposition & declaration	3,300.00
Bill	01/01/17	Mercedes1	David W. Stewart, Ph.D.	Services 03/02/16-04/25/16 of marketing expert, incl. design of survey & questionnaire revision	18,187.50
Bill	01/26/17	Optimal Inv. 2811	Yuhl Carr LLP	Fee for Optimal Strategix re depo prep and actual depo on 06/22/16, incl. travel time and expense	28,808.23
Bill	03/02/17	02.28.17-01	LitiNomics, Inc.	Services 02/01/17-02/28/17, incl. assessment of damages issues & analysis	1,874.50
Bill	03/16/17	Optimal	Yuhl Carr LLP	Additional fee for Optimal Strategix re depo prep and actual depo on 06/22/16, incl. travel time	864.13
Bill	04/05/17	201706669	Economics and Technology, Inc	Services 04/05/17, incl preparation of summary of project	325.00
Check	06/22/17	38798	Thomas J. Maronick	Services 04/26/16-05/17/16 to develop questionnaire and track findings	10,925.00
Total Professional Services					369,280.36
Shipping/Overnight Mail					
Bill	03/05/16	F894W8106	United Parcel Service	UPS 03/01/16 to Economics & Technology, Inc. - retainer check	33.74
Bill	05/07/16	F894W8196	United Parcel Service	UPS 05/05/16 to Optimal Strategix Group - deliver check for survey	35.38
Bill	08/15/16	3138654	Golden State Overnight	Overnight 08/09/16 to CA Survey Research Svcs - check to vendor	16.45
Bill	08/31/16	3150252	Golden State Overnight	Overnight 08/17/16 to LitiNomics - check to vendor	20.63
Bill	08/31/16	3150252	Golden State Overnight	Overnight 08/22/16 to LitiNomics - check to expert	22.06
Bill	01/31/17	3262000	Golden State Overnight	Overnight 01/19/17 to LitiNomics, Inc.- check to expert	21.95
Bill	02/15/17	3278509	Golden State Overnight	Overnight 02/07/17 to Phillips ADR Enterprises, PC - check for mediation	14.03
Bill	03/15/17	3300188	Golden State Overnight	Overnight 03/10/17 to Vollmer-Gray Engineering Labs - check to Gary Zamiski	16.52
Bill	05/15/17	3341693	David W. Stewart, Ph.D.	Overnight 05/04/17 to David Stewart, Ph.D. - check for expert	14.15
Total Shipping/Overnight Mail					194.91
Storage					
Bill	06/10/16	Callaway - 23229	Rest Your Case Evidence Storage	Fee for storage of 2006 MB E350	630.00
Bill	11/09/16	45037 Callaway	Vollmer-Gray	Fee for storage of 2006 MB E350	824.46
Bill	12/09/16	45872 Callaway	Vollmer-Gray	Fee for storage of 2006 MB E350	1,500.00
Bill	06/08/17	46633	Vollmer-Gray	Fee for storage of 2006 MB E350	1,250.00
Total Storage					4,204.46
Transportation					
Bill	08/29/16	DDW 2016.08.29	Douglas D. Winter	DDW 08/24/16 taxi from SFO to hotel re deposition of Wood in S.F.	60.00
Bill	08/29/16	DDW 2016.08.29	Douglas D. Winter	DDW 08/25/16 taxi from hotel to SFO re deposition of Wood in S.F.	59.70
Total Transportation					119.70
Total 1100 Client Costs Advanced					445,132.31