1 2	NYRAN ROSE RASCHE (pro hac vice) nrasche@caffertyclobes.com						
	NICKOLAS J. HAGMAN (pro hac vice) nhagman@caffertyclobes.com CAFFERTY CLOBES MERIWETHER & SPRENGEL LLP 135 South LaSalle Street, Suite 3210 Chicago, Illinois 60603 Talanhama (212) 782, 4880						
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6	Telephone: (312) 782-4880 Facsimile: (312) 782-4485						
7							
8	IN THE UNITED STATES DISTRICT COURT						
9	FOR THE NORTHERN DISTRICT OF CALIFORNIA						
10	SAN JOSE DIVISION						
11	CARL BARRETT, et al.,	Case No. 5:20-cv-04812-EJD					
12	Plaintiffs,	DECLARATION OF NYRAN ROSE					
13	v.	RASCHE IN SUPPORT OF PLAINTIFFS' MOTION FOR ATTORNEYS' FEES, EXPENSES AND NAMED PLAINTIFF SERVICE AWARDS ON BEHALF OF CAFFERTY					
14	APPLE, INC., et al.,						
15	Defendants.	CLOBES MERIWETHER & SPRENGEL LLP					
16		Judge: Hon. Edward J. Davila					
17		Jourger From Zurrazu er Zurrazu					
18	I, Nyran Rose Rasche, declare and state	as follows:					
19							
20							
21		s' Motion for Attorneys' Fees, Costs and Named					
22	Plaintiff Service Awards in connection with t	time spent and expenses incurred by my firm in					
23	connection with this litigation.						
24	2. On February 17, 2023, the Co	ourt appointed Cafferty Clobes Meriwether and					
25	Sprengel LLP, Kirby McInerney LLP, and Sco	tt+Scott Attorneys at Law LLP as interim co-lead					
26	counsel for the proposed class in the above-capt	tioned action (the "Litigation"). ECF No. 132. On					
27	1						
28	DECLARATION OF NYRAN ROSE RASCHE IN SUPPORT OF PLAINTIFFS' MOTION FOR ATTORNE'						

DECLARATION OF NYRAN ROSE RASCHE IN SUPPORT OF PLAINTIFFS' MOTION FOR ATTORNEYS FEES, COSTS AND NAMED PLAINTIFF SERVICE AWARDS ON BEHALF OF CAFFERTY CLOBES MERIWETHER & SPRENGEL LLP Case No. 5:20-cv-04812-EJD Class. ECF No. 269.

May 16, 2024, the Court appointed the same firms as Class Counsel to represent the Settlement

- 3. My firm's submission of its time and expenses in this Declaration adheres to the reporting protocols established by Class Counsel in this Litigation.
- 4. My firm's work on behalf of Plaintiffs includes the following: originating the case, including pre-filing and continuing case investigation; researching and drafting the initial complaint and certain sections of the amended complaint; researching and drafting certain sections of the oppositions to Apple's motions to dismiss; briefing and appearing in Court on case management issues and discovery disputes; participating in meetings of Class Counsel; obtaining discovery from Apple, including negotiating and reviewing document productions and transaction data and taking several of the ten depositions of Apple employees; defending certain of the depositions of named Plaintiffs, researching and drafting certain sections of the motion for class certification; mediating the case, negotiating the settlement agreement and obtaining preliminary approval thereof; liaising with the claims administrator in connection with the settlement process; and engaging and working with experts and consultants on numerous aspects of the case. The specifics of the work performed by my firm are set forth in the concurrently-filed Joint Declaration of Nyran Rose Rasche, Anthony F. Fata and Joseph P. Guglielmo in Support of Plaintiffs' Motion for Attorneys' Fees, Costs and Named Plaintiff Service Awards.
- 5. Exhibit 1 sets forth the time spent by partners, attorneys, and support staff of my firm, from inception of the Litigation through July 31, 2024. The billing rates for the partners, attorneys, and support staff align with the firm's standard billing rates for contingent cases. The rates reflected are historical rates, *i.e.*, the rates that were in effect at the time when the work was done.

6.	The hours spent by my firm from inception	of the Litigation through July 31, 2024				
total 6476.6.	The firm's lodestar totals \$5,297,295. To	otal hours were calculated through an				
examination o	of contemporaneous time records regularly p	prepared and maintained by my firm. I				
have reviewed the accuracy of these time records and their relevance and have concluded they are						
reasonable and	d necessary for the prosecution of the Litig	gation. While conducting this review, I				
made adjustments to align certain entries with the reporting protocol established in this Litigation,						
as well as to	adhere to the firm's policies and procedur	res. These adjustments were not only				
consistent with the firm's best practices but also beneficial to the class.						

- 7. Exhibit 2 sets forth the unreimbursed expenses my firm incurred in prosecuting the Litigation from inception through July 31, 2024, totaling \$32,010.74. This amount will be updated at or shortly before the final approval hearing to reflect expenses occurred after July 31, 2024.
- 8. These unreimbursed expenses, incurred on behalf of the Plaintiffs, are accurately reflected on the books and records of my firm and were prepared from expense reports with attached receipts, check records, and other source materials.
- 9. To facilitate the sharing of expenses, Class Counsel contributed to a litigation fund administered by my firm. Exhibit 3 sets forth common expenses paid or incurred by the litigation fund, which was fully funded by Class Counsel, from inception of the Litigation through the present, totaling \$413,684.21.

I declare under penalty of perjury, under the laws of the United States of America, that to the best of my knowledge, the foregoing is true and correct.

Executed on this 10th day of September, 2024 at Chicago, Illinois.

s/Nyran Rose Rasche

Nyran Rose Rasche

EXHIBIT 1

DDOEESSIONAI	CT A TIIC	HOUDLY	тоты	TOTAL
PROFESSIONAL	STATUS	HOURLY RATE	TOTAL HOURS	LODESTAR AT HOURLY RATES
Nyran Rose Rasche	P	1,125.00	428.8	482,400.00
Nyran Rose Rasche	P	1,025.00	1486.4	1,523,560.00
Nyran Rose Rasche	P	950.00	990.2	940,690.00
Nyran Rose Rasche	P	900.00	612.2	550,980.00
Nyran Rose Rasche	P	825.00	409.3	337,672.50
Anthony F. Fata	P	950.00	2.8	2,660.00
Anthony F. Fata	P	900.00	79.3	71,370.00
Anthony F. Fata	P	925.00	92.2	85,285.00
-	P			·
Anthony F. Fata	P	775.00	.8 15	620.00 12,000.00
Nickolas J. Hagman	P	800.00	243.6	,
Nickolas J. Hagman	P	700.00		170,520.00
Nickolas J. Hagman	P	650.00	271.2	176,280.00
Nickolas J. Hagman	P	600.00	437.8	262,680.00
Nickolas J. Hagman		575.00	281.5	161,862.50
Nickolas J. Hagman	P	400.00	5.1	2,040.00
Alex Lee	A	550.00	25.1	13,805.00
Mohammed Rathur	A	650.00	20	13,000.00
Paige Smith	A	550.00	77.8	42,790.00
Edward Khatskin	A	650.00	94.3	61,295.00
Olivia Lawless	A	525.00	146.3	76,807.50
Olivia Lawless	A	475.00	108.9	51,727.50
Olivia Lawless	A	450.00	40.6	18,270.00
Olivia Lawless	A	400.00	272.2	108,880.00
Christopher P. Tourek	A	600.00	5.8	3,480.00
Christopher P. Tourek	A	575.00	21.9	12,592.50
Christopher P. Tourek	A	525.00	18.6	9,765.00
Sharon M. Nyland	PL	425.00	9.3	3,952.50
Sharon M. Nyland	PL	375.00	22.5	8,437.50
Sharon M. Nyland	PL	350.00	30.4	10,640.00
Sharon M. Nyland	PL	325.00	8.9	2,892.50
Sharon M. Nyland	PL	300.00	4.8	1,440.00
Kelly McDonald	PL	425.00	24.6	10,455.00
Kelly McDonald	PL	375.00	72.9	27,337.50
Kelly McDonald	PL	350.00	38.3	13,405.00
Kelly McDonald	PL	325.00	30.8	10,010.00
Kelly McDonald	PL	300.00	10.7	3,210.00
Kathy Hollenstine	PL	350.00	35.2	12,320.00
Kathy Hollenstine	PL	325.00	.5	162.50
TOTAL			6476.6	5,297,295.00

EXHIBIT 2

EXHIBIT 2 – CCMS Expenses

EXPENSE	AMOUNT
Filing Fees	975.00
Miscellaneous (Poston Incident Report)	10.00
Miscellaneous (City of Salem Police Report)	23.00
Miscellaneous (Client Rodriguez Fax Charges)	20.42
Miscellaneous (Electronic Agreements)	63.00
On Line Research	15,927.44
Overnight Delivery	62.61
Photocopies	4,122.75
Postage	69.15
Service of Process	370.00
Travel (Hotel, Meals, Transportation)	10,367.37
TOTAL	32,010.74

EXHIBIT 3

EXHIBIT 3 – Common Expenses Paid through the Litigation Fund

EXPENSE	AMOUNT
Expert Bruce McFarlane	281,673.00
Expert Claudiu Dimofte	57,000.00
Mediator Randall W. Wulff	12,500.00
Miscellaneous (litigation fund check purchase)	147.96
Veritext Deposition Services	62,363.25
TOTAL	413,684.21