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11 *Co-Lead Class Counsel.*

12 **UNITED STATES DISTRICT COURT**
13 **CENTRAL DISTRICT OF CALIFORNIA - WESTERN DIVISION**

14 In re: TOLL ROADS LITIGATION

15 _____
16 PENNY DAVIDI BORSUK, *et al.*,

17 Plaintiffs,

18 vs.

19 Foothill/Eastern
20 Transportation Corridor
21 Agency, *et al.*,

22 Defendants.

Case No: 8:16-cv-00262-ODW(ADSx)

District Court Judge: Otis D. Wright II
Magistrate Judge: Autumn D. Spaeth

**DECLARATION OF HELEN I.
ZELDES IN SUPPORT OF
PLAINTIFFS' MOTION FOR
ATTORNEYS' FEES, COSTS AND
SERVICE AWARDS**

Date: January 4, 2022
Time: 10:00 AM
Location: Judicate West
(via Zoom)

**(Referred to Special Master: Hon.
Andrew J. Guilford (ret.))**

DECLARATION OF HELEN I. ZELDES

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I, Helen I. Zeldes, declare and state as follows:

1. I am over the age of 18 years and I am competent to make this declaration. I have personal knowledge of the facts as stated in this declaration, or if I rely on business records, I will so personally state. I am a partner at the law firm Schonbrun Seplow Harris Hoffman & Zeldes, LLP, attorneys for Plaintiffs and Co-Lead Class Counsel. I am a member in good standing of the State Bar of California.

2. The facts stated in this declaration are true and based on my own personal knowledge and, if called to testify to them, I would competently do so. As to matters of opinion and belief, I believe them to be true and accurate.

3. I submit this declaration in support of Plaintiffs’ Motion for Attorneys’ Fees, Costs and Service Awards.

I. HISTORY OF THE LITIGATION

A. Complaint

4. This action was initially filed in the Orange County Superior Court on or about October 2, 2015 based on a government claim act letter served on February 26, 2015, and later removed to federal court on February 16, 2016. Two additional federal actions were filed and eventually consolidated into the current litigation in the spring of 2016. The case was litigated intensely for the next four years, with multiple motions to dismiss, motions for judgment on the pleadings, multiple motions for summary judgment, a motion to decide key questions, and a motion for class certification (and a related petition to appeal that ruling to the Ninth Circuit), motions for reconsideration, multiple hearings, and extensive discovery relating to Plaintiffs’ claims.

5. Plaintiffs’ Complaint asserted a claim under *Streets and Highways Code* § 31490¹ (the only cause of action to which class certification was granted) which

¹ This statute was enacted on September 29, 2010, SB1268.

1 alleged that Defendants improperly provided PII of users and subscribers of the Toll
2 Roads (including Plaintiffs) to dozens of third parties in violation of § 31490(a),
3 subjecting them to statutory damages of \$2,500 per violation under § 31490(q).
4 Plaintiffs also alleged that Defendants violated other laws and statutes, including an
5 excessive fines claim (stemming from penalties they imposed), a due process claim
6 (stemming from their violation notices, administrative review procedures and lack of
7 signage) as well as several other claims. This action is the first case that has ever
8 been filed concerning a violation of *Streets and Highways Code § 31490*, and
9 presented numerous legal and factual issues of first impression. The claims at issue
10 required significant research, involved novel arguments, and were vigorously
11 opposed by Defendants' counsel at every step of the litigation.

12 **B. Plaintiffs Engaged in Extensive Discovery**

13 6. Based on the novelty, complexity, and issue of first impression
14 concerning §31490(a), discovery too necessarily required the evaluation of many
15 novel legal issues. Plaintiffs undertook comprehensive and ambitious discovery into
16 Defendants' conduct, including the production of and review of over 500,000 pages
17 of documents, depositions of 34 witnesses, expert discovery, a site inspection of
18 TCA's VTX System and a site inspection of the computerized database and software
19 system maintained by Cofiroute on behalf of OCTA. Discovery took place over the
20 course of 40 months, with multiple motions filed and fully litigated during that time.
21 Several defendants sought financial information from the Plaintiffs, including their
22 cell phone records and bank account information. Third party subpoenas were issued
23 to 15 parties, and depositions of those third parties were also undertaken. Further,
24 Plaintiffs retained a forensics consulting expert to help understand the technical
25 aspects of Defendants' PII practices, which involved the transmission of significant
26 amounts of data from complex databases, information processing between entities,
27 road side servers, and server rooms. Plaintiffs were required to file a motion to
28 compel key data in the case before Magistrate Jay Gandhi (ret.).

1 7. Making matters even more difficult, Streets & Highway Code
2 §31490(c) and §31490(d) contemplate that toll entities purge data that is older than
3 four years and six months. Thus, there was significant litigation, motion practice, and
4 discussions concerning how information would be produced, how the TCA could
5 purge data and comply with the law, and not to interrupt the continuity and the
6 operation of their computer information systems.

7 **C. Motion Practice**

8 8. All told, Defendants filed over 20 case dispositive motions in these
9 proceedings, including several summary judgment motions, a motion to decide key
10 questions, motions for judgment on the pleadings, motions to dismiss, and other
11 motions. (*See* Dkt. Nos. 23, 25, 38, 41, 70, 72, 143, 150, 156, 205, 207, 265, 298,
12 374, 377, 396, 418, 422, 426, 520, 527.) Many of the issues raised in each of these
13 motions constituted issues of first impression.

14 **D. Class Certification**

15 9. Plaintiff’s Motion for Class Certification was filed on April 27, 2018
16 and fully briefed over the course of the next two months, leading to a full class
17 certification hearing before this Court on July 31, 2018. Class certification involved
18 expert proof for damages, a significant evidentiary volume, and further issues of first
19 impression. The Court certified a class based on claims under § 31490 (“Privacy
20 Class”) and amended the class definition a few months later, but declined to certify
21 any other claims. Defendants 3M and TCA filed a motion for reconsideration. 3M
22 also filed a petition seeking permission to appeal the Class Certification Order to the
23 Ninth Circuit, which OCTA and Cofiroute joined. That petition was denied in April
24 of 2019. After the Class Certification Order, Plaintiffs filed a motion for approval of
25 a Privacy Class notice plan. However, the case was stayed pending 3M’s petition
26 while the parties pursued mediation and, therefore, there wasn’t a hearing or ruling
27 on the motion and notice of the Class Certification Order wasn’t given to the Privacy
28 Class.

1 **E. Ruling on Key Questions**

2 10. Over the course of the litigation, Defendants suggested to the Court that,
3 with respect to certain issues concerning elements of the § 31490 claim, resolution
4 of particular “key questions” would help the parties resolve the matter. After two
5 mediations were unsuccessful in resolving the case, and following denial of 3M’s
6 Ninth Circuit petition, Defendants filed their motion to determine key questions on
7 June 10, 2019 (“Key Questions Motion”), and the parties briefed the motion. The
8 Court withheld its ruling on the matter for several months, which provided an
9 impetus for further settlement negotiations. Plaintiffs reached settlements in principle
10 with TCA and 3M before the ruling was issued, but despite good faith continuing
11 efforts, were not able to reach an agreement with OCTA and Cofiroute.

12 11. On January 17, 2020, the Court issued its ruling on Defendants’ Key
13 Questions Motion. In its ruling, the Court found that certain types of transmissions
14 for interoperability and/or collection and enforcement did not violate Section 31490.
15 With respect to intrastate interoperability, the Court found that Section 31490 permits
16 Defendants to send information to another transportation agency for interoperability
17 under subsection (a) of section 27565 of the Streets and Highways Code, including,
18 but not limited to, the date and time, toll plaza, and lane of that other agency’s
19 accountholder’s use of its toll road. The Court additionally found that certain other
20 transmissions for collection and enforcement purposes did not violate Section 31490,
21 such as transmissions of information to the DMV or vendors to identify the registered
22 owner and address or to car rental companies. The Court found that providing
23 information to a third-party collection agency to collect unpaid delinquent tolls and
24 penalties was permitted by Section 31490, but insufficient information had been
25 presented to show whether or not the information provided was required for
26 enforcement and collection purposes. With respect to certain other transmissions,
27 the Court found that it was unable to make a ruling due to unresolved factual issues.

1 **F. Summary Judgment**

2 12. The named defendants in the Case were three public entities, various
3 public officials, 3M (who provided limited services on the Toll Roads over a limited
4 period), and two other small companies. All Defendants sought summary judgment
5 on multiple occasions, requiring extensive briefing each time, and some Defendants
6 sought reconsideration after the Court ruled.

7 13. Motions for partial summary judgment were first filed in March of 2017,
8 but later withdrawn after Plaintiffs opposed, only to be renewed in September of
9 2017. Among other things, at issue in the summary judgment motions were
10 Plaintiffs' claims under § 31490, which, over time, became the focus of the litigation.
11 On January 12, 2018, the Court granted summary judgment on the portion of
12 Plaintiffs' claim based on alleged violations of the privacy policy but denied the
13 motion without prejudice as to the rest of Plaintiffs' claim for improper sharing of
14 PII. Discovery continued on the remainder of Plaintiffs' claims. Defendants' third
15 set of motions for summary judgment were filed on June 17 and 18, 2018. On July
16 31, 2018, Plaintiffs' CLRA, UCL, and constitutional claims and request for
17 injunctive relief against 3M were dismissed. The excessive fines claim against TCA
18 was dismissed, but the individual due process claim survived. Almost immediately
19 after the Court ruled on the summary judgment motions, Defendants 3M and TCA
20 filed extensive motions for reconsideration. The Court issued tentative rulings
21 denying those motions and, after argument on those motions in late September of
22 2018, the motions were taken under submission. Before oral argument was held on
23 OCTA and Cofiroute's motions, the case was stayed to allow Defendants' Ninth
24 Circuit petition for an appeal of the class certification to be decided, and the parties
25 to pursue possible settlement through mediation.

26 **G. The Parties' Extensive Mediation Efforts**

27 14. The Parties held an unsuccessful full-day mediation with mediator
28 Lynn Frank of Feder & Frank early in the case. On February 25, 2019, Plaintiffs and

1 all Defendants participated in a mediation with Robert Kaplan. Hard fought,
2 intensive and arms' length negotiations over the course of a full day did not result in
3 a settlement. Nevertheless, Class Counsel and counsel for Defendants continued to
4 negotiate settlement through Robert Kaplan. On April 25, 2019, Plaintiffs and 3M
5 participated in a second mediation with Mr. Kaplan. The parties made progress
6 toward a resolution and agreed to continue settlement discussions with the assistance
7 of Mr. Kaplan. Over the course of the next three months, involving multiple arms'
8 length communications and further negotiations between and among the parties and
9 Mr. Kaplan, the Plaintiffs and 3M reached a settlement in principle on July 16, 2019.
10 Subsequently, Plaintiffs and 3M drafted, negotiated, and exchanged several revisions
11 of the Settlement Agreement and related exhibits in the process of negotiating the
12 best deal for the Settlement Class with respect to class action notice and
13 administration services.

14 15. On August 21, 2019, Plaintiffs and the TCA Defendants participated in
15 a mediation with Rachel Ehrlich, which lasted for 19 hours concluding at 4:30 a.m.
16 in the morning. The mediation resulted in a settlement in principle with the signing
17 of a term sheet. Over the course of the next four months, Plaintiffs and the TCA
18 Defendants spent considerable time with the assistance of Ms. Ehrlich working out
19 the details of the Settlement Agreement.

20 16. The Court's January 17, 2020 Order on Key Questions paved the way
21 for Plaintiffs and the OCTA Defendants to resolve their remaining issues. On March
22 2, 2020, Plaintiffs and the OCTA Defendants participated in a second mediation with
23 Mr. Kaplan. The parties made significant progress toward a resolution, including a
24 conceptual agreement on many of the basic terms of a settlement. Mr. Kaplan
25 submitted a Mediator's Proposal, which was accepted by all of the Parties subject to
26 approval of the OCTA Board of Directors, and signature of a signed settlement
27 agreement. The settlement was approved by the OCTA Board of Directors on April
28 27, 2020.

1 17. While a settlement in principle was reached on July 16, 2019 with
2 Defendant 3M, on August 22, 2019 date with Defendant TCA, and on March 13,
3 2020 with Defendant OCTA, it took the parties months of arduous negotiations over
4 the terms of the Settlement Agreements.

5 **H. Settlement Administration**

6 18. Class Counsel also spent significant time obtaining bids from and
7 negotiating with six third-party administrators in order to get the best deal for the
8 Class. After soliciting and reviewing competing bids for administration of the
9 Settlement, the Parties agreed that due to its extensive experience in large complex
10 notice programs and its involvement with the class certification notice in the case,
11 Epiq Class Action & Claims Solutions, Inc. (“Epiq”) was best suited to handle this
12 complex notice and administration program.

13 19. Since the Preliminary Approval Order, Class Counsel have worked
14 alongside Epiq to ensure the notice and claims process proceeds smoothly for the
15 Class Members. We repeatedly audited the website to make sure it was correct and
16 user friendly, reviewed weekly reports from, and conferred with Epiq about the
17 progress of the claims process, and responded to inquiries from Class Members that
18 came into our respective offices. Class Counsel also worked closely with Epiq to
19 hone the notice and claim form to comply with applicable law.

20 20. Class Counsel will continue to expend significant efforts to
21 communicate with Class Members, seek final approval of the Settlement, and
22 respond to any criticism that may be filed, including potential appeals. The lodestar
23 presented to the Court in this Motion does not include the significant time that will
24 continue to be expended on such effort.

25 **II. THE SETTLEMENTS ARE IN THE BEST INTEREST OF THE**
26 **CLASSES**

27 21. In my judgment, as well as the judgment of my fellow Co-Lead Class
28 Counsel, the proposed Settlements represent an excellent result for the Plaintiffs and

1 certified Classes, and is in all respects fair, reasonable, and adequate.

2 22. The Settlements were reached with the assistance of well-respected
3 mediators and were completed only after additional, numerous negotiations between
4 both sides.

5 23. The Settlements are fair, reasonable, and adequate based on my
6 extensive experience in complex class action litigation, including other privacy
7 cases. The Settlements are the product of substantial investigation, litigation and
8 arm's-length negotiation and, most importantly, are in the best interests of Plaintiffs
9 and Class Members. Despite my strong belief in the merits of this Litigation and
10 likelihood of success at trial, I nonetheless believe that the benefits to Plaintiffs and
11 the Classes pursuant to the agreed upon terms substantially outweigh the risks of
12 continuing to litigate the claims—namely, the delay that would result before
13 Plaintiffs and Class Members receive any benefits should the action proceed trial, the
14 possibility of a negative outcome at trial especially given the Court's ruling on the
15 Key Questions Motion, and the possibility of a negative outcome post-trial should
16 Defendants appeal a judgment in favor of the Classes. This case also faced a serious
17 threat by way of legislation brought by various parties to amend § 31490, and
18 potential future legislation. These Settlements provide significant benefits now and
19 is in the best interest of all Class Members.

20 24. Class Counsel have already received a favorable response to the
21 Settlements from Class Members. The claims period ends on November 8, 2021, and
22 I am informed by the Settlement Administrator that a total of 1,292,063 claims have
23 been received to date. These numbers do not take into account numerous Class
24 Members who were not required to file claims as they are automatically eligible for
25 penalty forgiveness

26 **III. THE REQUESTED ATTORNEYS' FEES IS REASONABLE**

27 **A. Skill and Experience of Plaintiffs' Counsel**

28 25. As the Special Master is aware from the Motion for Class Certification

1 and the Motion for Preliminary Approval, my Co-Lead Counsel and I have extensive
2 experience in complex civil class action litigation, including in other consumer,
3 privacy and data breach cases.

4 26. My firm and I have been appointed Co-Lead Class Counsel and are
5 qualified to represent the Settlement Classes in this case. Attached hereto as Exhibit
6 3 is a true and correct copy of my firm's résumé.

7 27. My Co-Lead Counsels' firm resumes are attached to their respective
8 declarations.

9 28. Plaintiffs' counsel extensively investigated this case before it was filed.
10 Since its filing, Plaintiffs' counsel have prepared a number of complaints, the
11 operative of which is the Corrected First Amended Consolidated Class Action
12 Complaint (Dkt. No. 119-1). Plaintiffs have successfully opposed multiple motions
13 to dismiss, motions for judgment on the pleadings, and motions for summary
14 judgment.

15 29. Since discovery commenced, Plaintiffs' counsel have engaged in
16 substantial and time-intensive discovery efforts, including the service of multiple sets
17 of interrogatories, requests for production of documents, requests for admission,
18 prepared for and defended eight Plaintiff depositions, and taken the depositions of
19 over twenty witnesses including witnessed designated by each of the Defendants
20 pursuant to Federal Rule of Civil Procedure 30(b)(6), third party witnesses, and
21 expert witnesses.

22 30. Plaintiffs' counsel have also spent hundreds of hours reviewing and
23 analyzing over 500,000 bates-numbered pages, including many reports containing
24 large amounts of data. Plaintiff's counsel have spent additional time preparing
25 responses to Defendants' document requests, interrogatories and requests for
26 admission.

27 31. Plaintiffs' counsel also prepared for and attended a site visit to inspect
28 the computerized database and software system maintained by Cofiroute on behalf

1 of OCTA.

2 32. Plaintiffs' counsel hired James Sevel, a forensic expert with many years
3 of experience with computer databases similar to the ones that Defendants run.
4 Plaintiff's counsel have spent numerous hours consulting with Mr. Sevel. Plaintiffs'
5 counsel hired Margaret Chock, a specialist in databases with many years of
6 experience with computer databases.

7 33. Plaintiffs' counsel hired Heather H. Xitco, C.P.A., M.B.A., C.F.F., an
8 experienced accounting and economic damages expert to prepare a damages model
9 for this case. Plaintiff's counsel have spent numerous hours consulting with Ms.
10 Xitco.

11 34. The collective experience of myself and my firm's attorneys, in
12 conjunction with my Co-Lead Counsel, along with our in-depth knowledge of the
13 facts and law concerning this case, qualifies us to represent the Settlement Classes as
14 Class Counsel.

15 **B. The Number of Hours Claimed Is Reasonable**

16 35. My firm maintained contemporaneous, detailed time records reflecting
17 the time spent on this and other matters. In all instances, the time keeper indicates
18 the date and amount of time spent on a task; describes the work that was performed
19 during the indicated time period; and identifies the case to which the time should be
20 charged.

21 36. My Co-Lead Counsel, Mr. Lindemann and Mr. Flannery, and I oversaw
22 and directed the work of all Plaintiffs' Counsel (including the firms of Class Counsel)
23 to ensure efficiency, lack of duplication, and to limit the lodestar to the extent
24 possible. We performed this task by assigning tasks to all attorneys involved,
25 eliminating overlap and catch-up work as much as possible. We also worked to
26 divide discovery tasks among the firms as much as possible. Moreover, whenever
27 possible, Class Counsel attempted to have associate level attorneys handle discrete
28 tasks as opposed to partner level attorneys.

1 37. Throughout this Action, my Co-Lead Counsel and I have sought to
2 reach consensus with each other to manage the administration and work division in
3 this case in a systematic and efficient manner, coordinating work assignments
4 through conference calls, working to avoid duplication of efforts or unnecessary
5 work undertaken by any of the counsel for the Classes in this case, and ensuring that
6 the skills and talents of counsel were put to use in an efficient and effective manner
7 that maximized what each firm and attorney could contribute in a non-redundant
8 way.

9 38. The total number of hours expended on this litigation by my firm is
10 10,108.40 hours. The total lodestar for my firm is \$7,197,040.75.

11 39. The hours expended by my firms' professionals and their hourly rates is
12 summarized in Exhibit 1.

13 40. My firm's work in this matter was on a wholly contingent basis. My
14 firm devoted substantial resources to this matter, and has not received payment for
15 the hours of services performed or the expenses it incurred. In devoting the resources
16 to this Action, with no guarantee of payment, my firm forewent other opportunities.

17 41. My Co-Lead Counsels' hours and lodestar are set out in their respective
18 declarations.

19 42. The number of hours dedicated to this case include: (1) engaging in
20 extensive coordination efforts, (2) vetting potential class representatives, (3)
21 extensively researching and filing the Complaint, (4) opposing the five Defendants'
22 dozens of motions to dismiss, motions to strike, motions for judgement on the
23 pleadings, motions for summary judgment (5) meeting and conferring regarding
24 discovery disputes with defense counsel and negotiating agreements regarding
25 discovery (6) litigating before the Court several issues pertaining to the scope of
26 discovery, (6) reviewing Defendant's production of over 500,000 pages of
27 documents and taking numerous depositions of key Defense witnesses, (7)
28 coordinating with Plaintiffs and producing their documents along with discovery

1 responses, (8) undertaking substantial investigation of the claims in this case and
2 consulting with several experts, (9) researching, drafting and arguing a motion for
3 class certification, (10) attending five private mediation sessions, (11) negotiating
4 the details of the Settlement Agreements over multiple months and drafting and
5 arguing the preliminary approval motions, and (12) responding to inquiries from
6 Class Members after Class Notice was disseminated.

7 43. Moreover, additional work will be required. Class Counsel must still:
8 (1) prepare for and attend the final approval hearing, including the research and
9 drafting of the reply papers and responses to objections; (2) continue to respond to
10 the many inquiries from Class Members; (3) oversee the Settlement through final
11 approval of distribution of the common fund; (4) oversee the claims administration
12 process, including addressing any claim review issues; and (5) handle any appeals.

13 44. Based on my extensive experience with comparable class action cases,
14 the number of hours expended by Co-Lead Class Counsel and other Plaintiffs' firms
15 are commensurate for a case of this broad scope, extreme complexity, and duration.

16 **C. The Hourly Rates are Reasonable**

17 45. My firm and the other Plaintiffs' Counsel's firms are made up of well-
18 respected leaders in the fields of complex consumer class action litigation. Here, our
19 hourly rates are reasonable in light of our significant experience, expertise, and skill.

20 46. Class Counsel have brought to this case extensive experience in the area
21 of consumer class actions and complex litigation. Our hourly rates are in line with
22 prevailing rates in this District and have been approved by other federal and state
23 courts.

24 **D. A Positive Multiplier is Justified**

25 47. The complexity of this case required experienced legal skills and high
26 quality work. The circumstances of the PII transmissions also presented significant
27 technical challenges, requiring Class Counsel to understand the complicated data
28 systems at issue, conduct site visits, and formulate a plan for presenting evidence

1 concerning those systems to a jury in a comprehensible manner, and reliance on
2 experts.

3 48. Class Counsel in this matter have extensive experience litigating and
4 serving as counsel in numerous consumer class actions, including in other consumer,
5 privacy and data breach cases.

6 49. Defendant 3M is one of the three largest companies in the United States
7 and is represented by one of the largest and most prominent law firms in the country.
8 Defendants TCA and OCTA are two public entities represented by prominent law
9 firms and counsel well versed in defending the toll roads in other actions. That
10 Plaintiffs achieved such an excellent result against such formidable opponents is yet
11 another factor supporting the requested multiplier.

12 50. The requested multiplier is further justified because this case presented
13 a significant risk of non-payment. Were the case to proceed in litigation, there would
14 be numerous expert reports, costly expert depositions, and *Daubert* proceedings that
15 risk excluding Plaintiffs' expert testimony.

16 51. The risks here are underscored by the Court's Ruling on Key Questions.
17 Not only does the Court's ruling on that motion demonstrate that rulings can and will
18 go against Plaintiffs at times but, as a result of that ruling, Plaintiffs would be forced
19 to litigate a much smaller case going forward.

20 52. That the considerable risks here were undertaken by Plaintiffs' Counsel
21 on an entirely contingent basis further justifies the requested multiplier. The time and
22 money and the significant risk that none of it would be recovered, further supports
23 Class Counsel's requested modest multiplier.

24 **IV. Class Counsel are entitled to Reimbursement of Litigation Costs**

25 53. To date, my firm has incurred \$50,966.23 in unreimbursed litigation
26 costs. A summary of my firm's unreimbursed expenses is set forth in Exhibit 2

27 54. In addition, my firm contributed \$82,842.05 to the Joint Litigation Fund
28 set up in this case and administered by Cuneo Gilbert & LaDuca.

1 55. The expenses incurred by my Co-Lead Counsel are set forth in their
2 respective declarations.

3 56. The costs for which Class Counsel seek reimbursement were reasonably
4 necessary for the continued prosecution and resolution of this litigation, and were
5 incurred by Plaintiffs' Counsel for the benefit of Class Members with no guarantee
6 that they would be reimbursed. Plaintiffs' Counsel's litigation costs are reasonable
7 in amount and the Court should approve their reimbursement.

8 **V. THE CLASS REPRESENTATIVES DESERVE SERVICE AWARDS**

9 57. The Class Representatives have been enthusiastic and active, and have
10 fought for the best interests of the Classes. Each of the Class Representatives in this
11 action has actively participated in the prosecution of this action by: reviewing and
12 approving their original complaints and the Consolidated Complaint; sitting for a
13 full-day deposition; responding to multiple lengthy sets of written discovery
14 including ones that delved into their finances; communicating regularly with class
15 counsel; submitting declarations in opposition to Defendants' motions for summary
16 adjudication; and generally staying informed about the progress of the litigation and
17 acting in the interests of the proposed classes. Each put their name and reputation on
18 the line for the sake of the Classes, and no recovery would have been possible without
19 their critical role. None of the Plaintiffs have any interests that conflict with the
20 interest of other class members. Plaintiffs are fully aware of their duties as class
21 representatives and are knowledgeable and informed about the claims in this action

22 58. They investigated the matter prior to and after retaining their respective
23 attorneys, reviewed and approved their original complaints, the Complaint,
24 discovery, and other documents, kept in contact with counsel to monitor the progress
25 of the litigation, sat for grueling full-day depositions in which counsel for five
26 defense teams participated and grilled them on their claims and facts, and reviewed
27 and communicated with their respective Class Counsel regarding the Settlement
28 Agreements and exhibits.

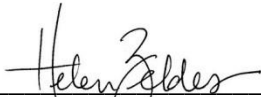
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59. Each of the Class Representatives are members of the Settlement Classes for which they have been preliminarily been appointed as Class Representative. They have each suffered the same injuries as the rest of the class members: they have each had their privacy rights violated by the alleged improper dissemination of their PII to third parties in excess of what was necessary for interoperability, collection or enforcement purposes. Each of them supported the terms of the Settlements and have expressed their continued willingness to protect the Classes until the Settlements are approved and their administration completed. No Class Representative was promised, nor conditioned their representation on the expectation of a service award.

60. I believe that the modest amounts requested for each Class Representative (between \$15,000 and \$23,000) is appropriate and warranted.

I, Helen I. Zeldes, declare under penalty of perjury under the Laws of the United States that the foregoing is true and correct.

Executed this 25th day of October, 2021, in San Diego, California.



Helen I. Zeldes

EXHIBIT 1

EXHIBIT 1
SCHONBRUN SEPLOW HARRIS HOFFMAN & ZELDES, LLP
PLAINTIFFS' COUNSEL'S LODESTAR

Timekeeper	Position	Rate Requested	Total Hours	Total Amount
Schonbrun Seplow Harris Hoffman & Zeldes, LLP				
Helen I. Zeldes	Partner	\$850.00	3,925.30	\$3,336,505.00
Paul Hoffman	Partner	\$1,050.00	602.40	\$632,520.00
Ben Travis	Attorney	\$595.00	3,649.60	\$2,171,512.00
John Washington	Attorney	\$450.00	203.30	\$91,485.00
Helen I. Zeldes	Partner	\$850.00	198.50	\$168,725.00
Aaron Olsen	Attorney	\$550.00	67.00	\$36,850.00
Julia B. Latham	Attorney	\$350.00	58.00	\$20,300.00
Kate Kowaleski	Attorney	\$500.00	31.40	\$15,700.00
Andrew Kubik	Attorney	\$600.00	1,084.30	\$650,580.00
Suzanne Marx	Paralegal	\$250.00	15.50	\$3,875.00
Winky Cameron	Paralegal	\$250.00	49.65	\$12,412.50
Carlos Gallegos	Paralegal	\$250.00	10.00	\$2,500.00
Lupe Suro Horn	Paralegal	\$265.00	115.75	\$30,673.75
Marlo Kreger	Paralegal	\$225.00	40.9	\$9,202.50
Kate Gonzalez	Paralegal	\$250.00	56.8	\$14,200.00
SSHHZ TOTAL			10,108.40	\$7,197,040.75

EXHIBIT 2

EXHIBIT 2
SCHONBRUN SEPLOW HARRIS HOFFMAN & ZELDES, LLP
PLAINTIFFS' COUNSEL'S EXPENSES

Description	Amount
Courier/Filing/Court Fees/Process Service	\$6,131.07
Court Reporters/Videos/Transcripts/Publications	\$4,511.05
Duplicating	\$11,203.37
Expert Fees	\$10,960.30
Lexis/Westlaw/Pacer Research	\$6,010.91
Litigation Fund Contributions	
Meals, Hotels, Transportation	\$11,733.72
Mediation Fees	
Messenger, Express Mail, Postage	\$415.81
Special Master Fees	
Telephone, Facsimile, Internet	
Miscellaneous:	
GRAND TOTAL	\$50,966.23

EXHIBIT 3



Schonbrun Seplow Harris
Hoffman & Zeldes, LLP

FIRM CLASS ACTION RESUME

Schonbrun Seplow Harris Hoffman & Zeldes, LLP is a California based law firm with offices in Culver City, Pasadena, Hermosa Beach and San Diego. Since its founding in 1990, SSHHZ has been dedicated to representing clients throughout California and the nation in complex consumer, employment, civil rights and human rights class action litigation, and individual police abuse and employment litigation.

Class Action Practice. Our firm is committed to excellence and integrity. SSHHZ has a long history of litigating cutting-edge consumer, employment, insurance, antitrust, human rights and civil rights class action cases of national importance and has successfully advocated for consumers and individuals against some of the largest corporations in the United States. Partners at the firm have successfully pursued class actions against corporations for a wide range of unlawful practices, including, but not limited to: false and deceptive advertising, product defect, privacy violations, mortgage lending fraud, banking fraud, insurance and senior annuities fraud, discriminatory underwriting, antitrust, wage/hour violations, employment discrimination based on race, religion, age, and disability, civil rights, police abuse and constitutional law matters. Whether we are vindicating the rights of defrauded consumers, representing employees who were wrongfully terminated, or individuals whose civil and constitutional rights have been violated, we are thorough, meticulous, and above all passionate about our work.

RECENT NOTABLE CONSUMER CLASS CASES

► ***In re Toll Roads Litigation***, Case No. 8:16-cv-00262-ODW (ADSx) (C.D. Cal). SSHHZ is appointed Co-Lead Counsel representing a certified class of millions of California drivers bringing claims against the Transportation Corridor Agencies, Orange County Transportation Authority and a handful of private defendants who plaintiffs allege are improperly and unfairly operating the toll roads in Southern California, violating their privacy rights and collecting unfair fines and penalties from them. Settlements of \$215.95M (\$41.95M cash, \$175M in penalty forgiveness) are pending final approval.

► ***Kendrick et al. v. Bay Area Toll Authority et al.***, Case No. CGC17562613 (S.F. Super. Ct.). SSHHZ represents a putative class of California drivers in a case against the **Bay Area Toll Authority** and its contractor **Conduent** alleging that they violate drivers' privacy rights by sharing their personal information with third parties.

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- ▶ ***Quintero v. SANDAG***, Case No. 37-2019-00017834-CU-NP-CTL (San Diego Super. Ct.). SSHHZ represents a putative class of California drivers in a case against **SANDAG** alleging that it violates drivers' privacy rights by sharing their personal information with third parties.
- ▶ ***Avelar et al. v. Los Angeles County Metropolitan Transportation Authority et al.***, Case No. 19STCV11537 (L.A. Super. Ct.). SSHHZ represents a putative class of California drivers in a case against the **Los Angeles County Metropolitan Transportation Authority** and its contractor **Conduent** alleging that they violate drivers' privacy rights by sharing their personal information with third parties.
- ▶ ***Walker v. Nestle USA, Inc.***, Case No. 3:19-cv-723-L-DEB (S.D. Cal.). SSHHZ represents a putative nationwide class of purchasers of chocolate and cocoa products in a false labeling class action alleging **Nestle USA, Inc.** falsely states on its labels that its products are sustainably sourced and supports farmers, when it actually sources its cocoa from farms that use child and slave labor and cause environmental destruction.
- ▶ ***Myers v. Starbucks et al.***, Case No. 5:20-cv-00335-JWH-SHK (C.D. Cal.). SSHHZ represents a putative nationwide class of purchasers of cocoa products in a false labeling class action alleging **Starbucks Corporation** falsely states on its products that they are ethically sourced, when the cocoa is actually sourced from farms that use child and slave labor and cause environmental destruction.
- ▶ ***Cohen v. Mylife, Inc.***, Case No. 37-2018-00060911-CU-BT-CTL (San Diego Super. Ct.). SSHHZ represents a plaintiff in an action against **Mylife, Inc.** alleging that it falsely posts information on its website stating people may have criminal records, seeking public injunctive relief on behalf of virtually all United States citizens.
- ▶ ***Treppa v. American Honda***, Case No. RG19039655 (Alameda Super. Ct.). SSHHZ represents a putative class of California consumers in an automobile defect case against **American Honda Motor Co.** alleging that certain models of its Acura vehicles have defective infotainment systems.
- ▶ Ms. Zeldes and Mr. Travis have been involved in numerous recent data breach cases, including cases brought again ***Equifax, Marriott and Facebook***.
- ▶ ***Makaeff v. Trump University, LLC, et al.***, Case No. 3:10-CV-00940-GPC-WVG (S.D. Cal.), Ms. Zeldes served as Co-Lead Counsel on behalf of a certified class of Trump University seminar purchasers against the now infamous **Trump University, LLC and Donald Trump** for violations of California, Florida, and New York consumer protection statutes and California and Florida elder abuse claims regarding its real estate investing seminars, which resulted in a \$25 million settlement for the plaintiffs. ***Makaeff v. Trump University, LLC, et al.***, Case No. 3:10-CV-00940-GPC-WVG (S.D. Cal.), as well as Co-Lead Counsel on behalf of a putative nationwide class of Trump University students alleging

Schonbrun Seplow Harris Hoffman & Zeldes, LLP Firm Resume

violations of the Racketeer Influenced and Corrupt Organizations Act (“RICO”) by **Donald Trump**, *Cohen v. Donald J. Trump*, Case No. 3:13-CV-02519-GPC-WVG (S.D. Cal.).

► ***In Re Sony VAIO Computer Notebook Trackpad Litigation***, Case No. 3:09-CV-02109-BAS-MDD (S.D. Cal.). Ms. Zeldes served as Co-Lead Counsel for a multi-state class action against **Sony Electronics, Inc.** alleging fundamental flaws in the design and/or manufacturing process in certain VAIO Touchpad Notebooks. A settlement was approved.

► ***In Re Magsafe Apple Power Adapter Litigation***, Case No. 5:09-CV-01911-EJD (N.D. Cal.). Ms. Zeldes served as Co-Lead Counsel for a nationwide consumer class action against **Apple, Inc.** representing a class of laptop owners for product defect claims that Apple’s power adapter is defectively designed. A nationwide settlement was approved, wherein eligible class members received relief for the defective adapters.

► ***Gordon v. Apple Computer, Inc.***, Case No. 5:06-CV-05358-JW. Ms. Zeldes served as Co-Lead Counsel for a nationwide class of over two million purchasers of an alleged defective power adapter in a consumer product defect class action against **Apple, Inc.** A nationwide settlement was approved (in which Helen Zeldes was appointed Co-Lead Counsel for the settlement class), wherein eligible class members received \$25-\$79 each.

RECENT NOTABLE EMPLOYMENT CLASS ACTIONS

Schonbrun Seplow Harris Hoffman & Zeldes, LLP also represents employees in class actions involving violations of wage and hour laws. This is just a sampling of SSHHZ’s employment class actions:

► ***Keich et al. v. U.S. Healthworks, Inc.*** Case No. 37-2017-00015343-CU-OE-CTL (San Diego Super. Ct.). SSHHZ has been appointed class counsel representing plaintiffs in a wage and hour class action against their employer for failure to pay overtime and meal and rest break premiums. Class certification has been granted, cross motions for summary judgement are anticipated Fall 2021.

► ***Guzman v. Allan Company***, Case No. 37-2019-00011626 (San Diego Super. Ct.) SSHHZ is co-lead counsel representing plaintiffs in a wage and hour class action against their employer for failure to pay a living wage under the San Diego Living Wage Ordinance, and failure to pay overtime, among other claims. Class certification anticipated Fall 2021.

► ***Sabato et al. v. AMG Demolition & Environmental Service***, Case No. 37-2018-00002502-CU-OE-CTL (San Diego Super. Ct.). SSHHZ represented plaintiffs in a wage and hour class action against their employer for failure to pay for all time worked, overtime, and meal and rest break premiums. Settled.

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- ▶ ***Aspeytia et al. v. M.A. Mortenson Company***, Case No. 37-2019-00013863-CU-OE-CTL (San Diego Super. Ct.). SSHHZ represented plaintiffs in a wage and hour class action against their former employer for failure to provide sick leave. Settled.
- ▶ ***Boyd v Bank of America***: class action on behalf of real estate appraisers who were misclassified as non-exempt and were not paid overtime due to them. After certification and prevailing on summary judgment, two settlements were reached, totaling almost \$42 million. Case No. SA CV 13-0561-DOC (JPRx)(CD Cal)
- ▶ ***CVS &-Day Cases***: class action on behalf of CVS pharmacists related to allegations that pharmacists worked more than six consecutive days without overtime. Settled for \$12,750,000. *Connell v. CVS Pharmacy, Inc.*, L.A.S.C. Case No. BC523172; *Paksy v. CVS Pharmacy, Inc.*, L.A.S.C. Case No. BC523491; and *Bystrom v. CVS Pharmacy, Inc.*, L.A.S.C. Case No. BC525991
- ▶ ***Valerie Alberts v Aurora Behavioral Health Care***: certified wage hour class action on behalf of nurses, mental health workers, and psychiatric specialists. Los Angeles County Superior Court, Case NO. BC419340.
- ▶ ***Waters v AT&T Services, Inc.***: Served as lead co-counsel in class action wage and hour case alleging that IT workers were mis-classified. Case settled for \$17,000,000, with class members each receiving an average of approximately \$20,000 in proceeds.

ATTORNEY PROFILES

MICHAEL D. SELOW, PARTNER

Mike Seplow is a founding member of the firm. Mr. Seplow's areas of practice are Employment Law, Wage and Hour, Civil Rights, Police Misconduct, Wrongful Convictions, Personal Injury, International Human Rights and Class Actions.

Mr. Seplow is licensed to practice law in the state of California, and is admitted to the U.S. District Court Central District of California, U.S. District Court Northern District of California, U.S. District Court Eastern District of California, U.S. District Court Southern District of California and U.S. Court of Appeals 9th Circuit.

Mr. Seplow is a member of the Los Angeles County Bar Association, Consumer Attorneys Association of Los Angeles and California Employment Lawyers Association

Education: A.B., Duke University, magna cum laude, 1985; J.D. University of California at Los Angeles School of Law, 1990.

Schonbrun Seplow Harris Hoffman & Zeldes, LLP Firm Resume

Publications: *Punishing Pundits: People v. Dyleski and the Gag Order as Prior Restraint in High-Profile Cases* LOYOLA OF LOS ANGELES LAW REVIEW 2007[Vol. 39:1195] (co-authored with Paul Hoffman)

WILLIAM J. HARRIS, PARTNER

Mr. Harris is a founding member of the firm. Mr. Harris' practice focuses on the representation of employees in both class action and individual disputes with employers, and individuals in civil rights cases. In November 1999, Mr. Harris opened the South Pasadena office of the firm where he remains the resident partner. Prior to joining the firm, Mr. Harris worked as Law Clerk to the Honorable David W. Williams, United States District Court for the Central District of California. In January 1994, Mr. Harris joined the Law Offices of Johnnie L. Cochran, Jr. where he began representing clients in civil rights cases, including Reginald Denny.

Mr. Harris has been appointed class counsel in several class actions many of which have resulted in very substantial settlements: *Boyd v. Bank of America*, No. CV13-00561 DOC (JPRx) (C.D. Cal.) (\$41.8 million), *Petzold v. Metrocities Mortgage LLC et al*, BC 365594 (Los Angeles Sup. Ct.) (\$2.35 million); *Manukyan v. Regis Corporation*, No. CV09-04807 MMM (FFMx) (C.D. Cal.), related to *Bonilla v. Regis Corp.*, 30-2009-00329724 (Orange Cty. Sup. Ct.) (\$4.1 million).

In addition to litigating, Mr. Harris is a frequent speaker on employment law at seminars for the Los Angeles County Bar Association ("LACBA"), the State Bar Labor & Employment Section, the American Bar Association, and the California Employment Lawyers Association ("CELA"). In February 2003, Mr. Harris was one of the speakers at the LACBA Nuts and Bolts Seminars

In 2005, Mr. Harris was selected to sit on the California State Bar Labor & Employment Executive Committee. After joining the Labor & Employment Executive Committee, he regularly spoke at their Annual Conferences. Mr. Harris served as Chair of the California State Bar Labor and Employment Section from 2010 to 2011. In his capacity as Chair, Mr. Harris co-chaired the Section's inaugural Wage and Hour Conference in August 2011.

Mr. Harris is an active member of various professional organizations, including the California Employment Lawyers Association (CELA). Mr. Harris served on the Board of Directors of the California Employment Lawyers Association from 2007-2014. Mr. Harris is also a member of the National Employment Lawyers Association (NELA), the Consumer Attorneys Association of Los Angeles (CAALA), the Los Angeles County Bar Association and its Labor & Employment Section and the John M. Langston Bar Association. He has been selected as a "Southern California Super Lawyer" by Los Angeles Magazine for several years.

Mr. Harris is licensed to practice law in the state of California.

Education: A.B., Stanford University, 1986; J.D., University of Los Angeles School of Law, 1990.

Schonbrun Seplow Harris Hoffman & Zeldes, LLP Firm Resume

Honors/Awards/Publications: "Southern California Super Lawyer", Los Angeles Magazine for Several Years. Mr. Harris was also nominated by the Consumer Attorney Association of Los Angeles as Trial Lawyer of the Year for 2017 as a result.

PAUL L. HOFFMAN, PARTNER

Mr. Hoffman has been a partner at the firm since 1999. Mr. Hoffman's areas of practice are Civil Rights and Human Rights Litigation, Class Actions, Constitutional, Copyright, Discrimination, First Amendment, General Business Litigation, Privacy Litigation, and Trademark Litigation.

Mr. Hoffman's practice has focused in the areas of constitutional and civil rights litigation, including First Amendment rights, criminal law and procedure, race, sex and disability discrimination, voting rights, police misconduct, freedom of information and privacy cases and general business litigation. Mr. Hoffman also specializes in civil and criminal appeals having argued more times than we can count before the United States Supreme Court, the Ninth Circuit, the California Supreme Court and many other courts of appeal.

In recent years, Mr. Hoffman has been approved as class counsel in several significant First Amendment cases. These include Multi-Ethnic Immigrant Worker Organizing Network ("MIWON") v. City of Los Angeles, 246 F.R.D. 621 (C.D. Cal. 2007)(May Day 2007 incident); Aichele v. City of Los Angeles, 314 F.R.D. 478 (C.D. Cal. 2013) (incident involving Occupy LA protests May 2011); and Chua v. City of Los Angeles, Case No. 2:16-cv-00237-JAK-GJS (C.D. Cal.)(Ferguson protests 2015).

Mr. Hoffman also teaches human rights, civil rights, constitutional law and human rights clinics at UC Irvine, UC Berkeley, Harvard, Oxford University/George Washington School of Law Human Rights School, Stanford Law School, UCLA School of Law, USC Law School Loyola Law School, Southwestern University School of Law, and was a Visiting Fellow and Tutor, Kellogg College, Oxford University. In all, Mr. Hoffman has taught more than 50 separate courses, including First Amendment, Civil Rights Litigation, Constitutional Law Seminars on Equality and Privacy, International Human Rights, International Criminal Justice, Police Abuse Litigation, Defamation and AIDS and the Law.

Mr. Hoffman is licensed to practice law in the state of California.

Education: B.A., The City College of the City University of New York, 1972; M.S., The London School of Economics and Political Science, 1973, Major: Economics; J.D., New York University School of Law, 1976.

Selected Publications:

Books

Schonbrun Seplow Harris Hoffman & Zeldes, LLP Firm Resume

Steinhardt, Hoffman and Camponovo, *Human Rights Lawyering: Cases and Materials* (West Publishing) (2009)

Stephens, Ratner, Chomsky, Green and Hoffman, *International Human Rights Litigation in U.S. Courts* (2d ed Martinus Nijhoff 2007).

Coliver, Hoffman, Fitzpatrick & Bowen, (Editors), “Security and Liberty: National Security, Freedom of Expression and Access to Information,” (Martinus Nijhoff 1999) (“Secrecy and Liberty”)

Articles

Qualified Immunity: The Shrinking of Constitutional Rights, *Consumer Attorneys of California, Forum* p. 26 (March, April 2018)

Kiobel v. Royal Dutch Petroleum Co.: First Impressions, 52 *Col. J. Trans. L.* 28 (2013)

The Alien Tort Statute: An Introduction for Civil Rights Lawyers, 2 *L.A. Pub. Int. L. J.* 129 (2010) (with Adrienne Quarry)

Celebrity Prosecutions: Punishing Pundits: *People v Dyleski* and the Gag Order As Prior Restraint in High-Profile Cases, 39 *Loy. L.A. L. Rev* 1197 (2006) (with Michael Seplow)

Wartime Security and Constitutional Liberty: Justice Jackson, Nuremberg and Human Rights Litigation, 68 *Alb. L. Rev.* 1145 (2005)

Holding Human Rights Violators Accountable By Using International Law in U.S. Courts: Advocacy Efforts and Complementary Strategies, 19 *Emory L. Rev.* 169 (2005)(with Sandra Coliver and Jennifer Green)

The Rules of the Road: Federal Common Law and Aiding and Abetting Under the Alien Tort Claims Act, 26 *Loy. L.A. Int’l & Comp L. Rev.* 47 (2003)(with Daniel Zaheer)

Pursuing Crimes against Humanity in the United States: The Need for a Comprehensive Liability Regime, in *Justice for Crimes Against Humanity*, Eds M. Lattimer and P. Sands(Hart Publishing 2003)(with William Aceves)

Using Immigration Law to Protect Human Rights: A Critique of Recent Legislative Proposals, 23 *Mich. J. Int’l L.* 733 (2002)(with William Aceves)

International Human Rights Law and Police Reform, in Zero Tolerance: Quality of Life and the New Police Brutality in New York City (NYU Press 2001) Eds. A. McArdle and T. Erzen

Using Immigration Law to Protect Human Rights: A Legislative Proposal,20 *Mich. J. of Int’l L.* 657 (1999)(with William Aceves)

Safeguarding Liberty: National Security, Freedom of Expression and Access to Information: United States of America, (with Kate Martin) in Secrecy and Liberty.

Schonbrun Seplow Harris Hoffman & Zeldes, LLP Firm Resume

The Gag Order in the O.J. Simpson Civil Action: Lessons to be Learned?, 17 Loyola Ent. L.J. 333 (1997)

The 'Blank Stare Phenomenon': Proving Customary International Law in U.S. Courts, 25 Ga. J. Int'l and Comp. Law 181 (1996)

Enforcing International Human Rights Law in the United States, in Human Rights: An Agenda for the Next Century, American Society of International Law (1994) (with Nadine Strossen)

Double Jeopardy Wars: The Case for a Civil Rights 'Exception,' 41 UCLA L. Rev. 649 (1994)

The Feds, Lies and Videotape: The Need for an Effective Federal Role in Controlling Police Abuse in Urban America, 66 So. Cal. L. Rev. 1453 (1993)

The Elimination of Torture: International and Domestic Developments, 9 International Lawyer 1351 (Fall 1985) (with Linda Brackins)

Public Interest Lawyers: Three Success Stories, Los Angeles Lawyer (December 1984) (subject of the article)

Book Review, Hannum, "Guide to International Human Rights Practice," and Meron, "Human Rights in International Law: Legal and Policy Issues," 18 International Lawyer 741 (Summer 1984)

The Police Spying Settlement: New Safeguards for Political Expression, Los Angeles Lawyer (May 1984) (with Robert Newman)

The Application of International Human Rights Law in State Courts: A View from California, 18 The International Lawyer 59 (Winter 1984) (Symposium)

Trade Union Rights Under Article 11 of the European Convention of Human Rights, 5 *Comparative Labor Law* 149 (1982)

Assignment to Trial Department; Motions; Procedure in Chambers, in California Civil Procedure During Trial (C.E.B. 1982) (with Dale L. Gronemeier)

Environmental Law/The Clean Air Act Amendments, 1974/75 Annual Survey of American

Law 641

The Right of Self-Determination in Very Small Places, 8 N.Y.U. Journal of International Law and Politics 331 (1976) (with Professor Thomas M. Franck)

Author of dozens of articles for a variety of publications, including the newsletters and magazines of various organizations, on civil liberties, civil rights and international human rights issues. See, e.g., "The United Nations and the Death Penalty," in *The Universal Declaration of Human Rights 1948-1988: Human Rights, The United Nations and Amnesty International*, at 89-99

Schonbrun Seplow Harris Hoffman & Zeldes, LLP Firm Resume

(Published by AIUSA in Fall 1988)(with Zazi Pope); "The Use of International Law in ACLU Cases" (paper presented at ACLU Biennial Conference, Madison, Wisconsin, June 1989, updated in 1991 for the ACLU Biennial Conference in Burlington, Vermont).

Numerous op-ed pieces on civil liberties and international human rights topics in the Los Angeles Times, the Daily News, the Los Angeles Daily Journal, Newsday and the Herald Examiner.

Frequent speaker on civil and international human rights issues at dozens of CLE programs, law school talks, symposia, Bar Association meetings, and other public events. *See, e.g., XII N.Y.L. Sch. J. Hum.Rts. 599 (1995)(re human rights trials in Ethiopia).*

Honors and Awards

- Alexander Prize ("for using your legal expertise to help alleviate injustice and inequity"), University of Santa Clara Law School, 2017
- Cox Price Human Rights Award, University of Denver Law School, 2009
- Judith Lee Stronach Human Rights Award, Center for Justice and Accountability, 2007
- Co-Civil Rights Attorney of the Year, California State Bar, 2006
- Selected Super Lawyer from 2004 - 2019
- Selected Super Lawyer from 2004 - 2019
- Firm ranking highest tier nationally for Appellate Practice by U.S. News & Reports, available at <https://bit.ly/2v6Nx9B>
- Los Angeles Business Journal Top Trial Lawyer, 1999
- 100 Most Influential Lawyers of California, 1998
- Clarence Darrow Award for outstanding First Amendment advocacy for work on the policy spying cases, 1984
- Staff Member, Annual Survey of American Law, 1974 - 1975
- Research Associate, International Law Program, Carnegie Endowment for International Peace, 1975 - 1976
- Law Clerk, Manhattan Legal Services (N.Y.U. Public Interest Clinic), 1974 - 1975
- RFK Fellow, Office of Congressman Jonathan Bingham, Washington, D.C., 1974
- In 1984, Mr. Hoffman received the Clarence Darrow Award for outstanding First Amendment advocacy for my work in the police spying cases.
- In October 1998, Mr. Hoffman was named one of the 100 most influential attorneys in California by the Daily Journal and in February 1999 one of the top trial lawyers in Los Angeles County by the Los Angeles Business Journal.

Professional Associations and Memberships

- California Academy of Appellate Lawyers, Member, Elected May 2000
- International Human Rights Committee, ABA Section on International Law and Practice, Co-Chair, 1999-2000
- Los Angeles Copyright Society, Member, 1997 - Present
- Ninth Circuit Judicial Conference, Lawyer Representative, 1989 - 1992

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- The State Bar of California, Member, Committee on Private Bar Involvement in Pro Bono Work, 1988 - 1991
- ABA Section on Individual Rights and Responsibilities, Program Coordinator, International Human Rights Committee, 1984 - 1988
- The State Bar of California, Committee on Human Rights, 1983 - 1986
- Los Angeles County Bar Association, Individual Rights and Responsibilities Law Section, Executive Committee, 1985 - 1987
- Los Angeles County Bar Association, International Law Section, Executive Committee, 1982 - 1986
- Los Angeles County Bar Association, Arbitrator (Legal Fee Disputes), 1980 - 1983
- American Arbitration Association, Arbitrator, Commercial Panel, 1981 - 1985
- Los Angeles County Bar Association, Vice-Chair, Arbitration Committee, 1982 - 1983
- Los Angeles Municipal Court, Judge Pro Tem, 1983 - 1984
- Amnesty International, Member
- Amnesty International - USA, Chair of the Board
- International League for Human Rights, Member of Board
- Center For Human Rights and Constitutional Law, Member of Board
- International Human Rights Law Group, Member, Domestic Advisory Committee

HELEN I. ZELDES, PARTNER

Ms. Zeldes' practice focuses on complex class action litigation. Ms. Zeldes has extensive experience litigating consumer class actions with an emphasis on consumer fraud and misrepresentation, actions brought by policyholders against life, auto and other insurers for deceptive sales practices, mortgage lending and banking fraud, product defect claims, wage/hour violations, discrimination, and human rights, civil rights, and antitrust violations.

Ms. Zeldes currently serves as Co-Lead Counsel in **In re Toll Roads Litigation**, representing a certified class of millions of California drivers bringing claims against the Transportation Corridor Agencies, Orange County Transportation Authority and a handful of private defendants who plaintiffs allege are improperly and unfairly operating the toll roads in Southern California, violating their privacy rights and collecting unfair fines and penalties from them. *In re Toll Roads Litigation*, Case No. 8:16-cv-00262-ODW (ADSx) (C.D. Cal).

Ms. Zeldes also currently represents putative classes in federal and state courts throughout the state, including but not limited to the following cases: *Cohen v. Mylife, Inc.*, 37-2018-00060911-CU-BT-CTL (San Diego Superior) (privacy class action); *Walker v. Nestle USA Inc.*, 3:19-cv-723-L-DEB (S.D. Cal.) (false labeling class action); *Myers v. Starbucks et al.*, 5:20-cv-00335-JWH-SHK (C.D. Cal.) (false labeling class action); *Treppa v. American Honda*, RG19039655 (Alameda Superior) (auto defect class action); *Kendrick et al. v. Bay Area Toll Authority et al.*, CGC17562613 (San Francisco Superior) (privacy class action); *Avelar et al. v. Los Angeles County Metropolitan Transportation Authority et al.*, 19STCV11537 (Los Angeles Superior) (privacy class action); *Quintero v. SANDAG*, 37-2019-00017834-CU-NP-CTL (San Diego Superior) (privacy class action); *Keich et al. v. US Healthworks et al.*, 37-

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2017-00015343-CU-OE-CTL (San Diego Superior)(employment class action); *Aspeytia et al. v. M.A. Mortenson Company*, 37-2019-00013863-CU-OE-CTL (San Diego Superior) (employment class action); *Guzman et al. v. Allan Company, Inc. et al.* (San Diego Superior) (employment class action) These are just a sampling of the more recent cases she has played a significant role in.

Ms. Zeldes served as Co-Lead Counsel on behalf of the notable certified class of **Trump University** seminar purchasers against Trump University, LLC and Donald Trump for violations of California, Florida, and New York consumer protection statutes and California and Florida elder abuse claims regarding its real estate investing seminars, which resulted in a \$25 million settlement for the plaintiffs. *Makaeff v. Trump University, LLC, et al.*, Case No. 3:10-CV-00940-GPC-WVG (S.D. Cal.), as well as Co-Lead Counsel on behalf of a putative nationwide class of Trump University students alleging violations of the Racketeer Influenced and Corrupt Organizations Act (“RICO”) by Donald Trump, *Cohen v. Donald J. Trump*, Case No. 3:13-CV-02519-GPC-WVG (S.D. Cal.).

Ms. Zeldes also represented a putative class of consumers in a product defect and consumer class action against **Sony Electronics, Inc.** alleging that fundamental flaws in the design and/or manufacturing process in the VAIO Touchpad Notebooks rendered it almost impossible to use because the touchpad is prone to cause the onscreen cursor to track in reverse, freeze; and/or engage in erratic behavior. *In Re Sony VAIO Computer Notebook Trackpad Litigation*, Case No. 3:09-CV-02109-BAS-MDD (S.D. Cal.). A multi-million dollar settlement was approved.

Ms. Zeldes served as Co-Lead Counsel in a nationwide putative class action against **Apple, Inc.** representing a class of approximately ten million consumers alleging product defect and consumer claims that Apple’s power adapter is defectively designed. *In Re Magsafe Apple Power Adapter Litigation*, Case No. 5:09-CV-01911-EJD (N.D. Cal). Ms. Zeldes also litigated a similar nationwide consumer product defect class action against **Apple, Inc.** on behalf of a class of over two million purchasers of a prior version of an alleged defective power adapter. *Gordon v. Apple Computer, Inc.*, Case No. 5:06-CV-05358-JW (N.D. Cal). A multi-million dollar settlement was approved.

Ms. Zeldes worked for many years at the nation’s largest plaintiff’s class action firm, **Robbins Geller Rudman & Dowd** (formerly “**Lerach Coughlin**” and “**Milberg Weiss**”) in its consumer and insurance fraud class action practice group. There, Ms. Zeldes was instrumental in litigating a series of nationwide senior annuities fraud class actions in which her former firm was appointed Co-Lead Counsel.¹ Other nationwide class actions Ms. Zeldes litigated at her former

¹ *Buhs v. American International Group, et al.*, No. CGC 04-435919 (S.F. Super. Ct. Oct. 24, 2004); *Bacon v. American International Group, et al.*, No. 3:2005-CV-04979 MMC (N.D. Cal. Dec. 2, 2005) (originally filed July 15, 2005 in San Francisco Super. Ct., No. CGC 05-443149); *Kaiser v. Midland National Life Insurance Co.*, No. 3:2005-00972-HLA-TEM (M.D. Fla. Sept. 20, 2005); *Healey v. Allianz Life Insurance Co. of North America*, No. 2:2005-CV-08908 (C.D. Cal. Dec. 22, 2005); *Anagnostis, et al. v. American Equity Investment Life Insurance Co., et al.*, No. 2:006-CV-00388 MMM

Schonbrun Seplow Harris Hoffman & Zeldes, LLP Firm Resume

firm include: a wage/hour overtime action against Cintas, one of the nation's largest commercial laundries for violations of the Fair Labor Standards Act for misclassifying truck drivers as salesmen to avoid payment of overtime wages; race discrimination underwriting class actions against large insurance companies for their practice of intentionally charging African-Americans and other minorities more for life insurance than similarly situated Caucasians (cases that collectively recovered over \$400 million for African-Americans and other minority class members as redress for the civil rights abuses they were subjected to); race discrimination underwriting class actions against insurance companies based upon the improper use of credit scoring or geographical redlining to charge minorities higher premiums against insurance giants like Allstate and State Farm; a statewide consumer class action over the propriety of a private contractor operating "red light camera" systems throughout California, *Red Light Photo Enforcement Cases*, JCCP No. 4305 (San Diego Super. Ct.), a case which Ms. Zeldes co-chaired at trial; a multi-state antitrust action entitled *In re Medical Waste Services Antitrust Litigation*, MDL No. 1546 (D. Utah), in which plaintiffs brought claims for defendants' alleged conspiracy to allocate customers and territories in the market for the collection, transportation and disposal of medical waste, as well as for unlawful monopolization. Ms. Zeldes was also involved in *Thomas & Thomas Rodmakers, Inc. v. Newport Adhesives & Composites, Inc. (Carbon Fiber Antitrust Litigation)*, Case No. CV-99-7796 (C.D. Cal.), in which a class of purchasers alleged that the major producers of carbon fiber fixed the price of carbon fiber from 1993 to 1999. The case ultimately settled for \$675 million.

Ms. Zeldes also has over 30 years of small business experience in industries ranging from retail and manufacturing to importing and wholesaling to e-commerce and has owned and operated eight businesses over the past three decades. Ms. Zeldes brings a business owner's sensibilities to the table in her litigation practice.

Ms. Zeldes was named a San Diego Super Lawyer in 2017, 2018, 2019 and 2020 and was nominated for the 2016 National Association of Women Business Owners' Woman Business Owner of The Year award and was a 2016 finalist in the San Diego Business Journal's Women Who Mean Business Awards.

Ms. Zeldes is licensed to practice law in the states of California and Hawaii and is admitted to practice before all the federal district courts in both states.

Education: B.A., University of California at Davis, 1988; J.D., University of Hawaii, William S. Richardson School of Law, Honolulu, Hawaii, 2000 (*cum laude*).

Honors/Awards: University of Hawaii Law Review, Outside Articles Editor, Editorial Board Recipient, Edward H. Nakamura Memorial Public Interest/Service Scholarship; CALI Award for Highest Grade in Domestic Ocean & Coastal Law.

(C.D. Cal. Jan. 20, 2006); *Edwards v. Amerus Group Co., et al.*, No. 8:2005-CV-01590 (M.D. Fla.); and *Petry, et al. v. National Western Life, et al.*, No. 3:2005-CV-2336 GPC-WVG (S.D. Cal.).

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AIDAN C. McGLAZE, PARTNER

Mr. McGlaze is a partner at Schonbrun Seplow Harris Hoffman & Zeldes, LLP. His primary practice areas are Employment, Civil Rights Litigation, Class Action Litigation and Appellate Litigation. Mr. Glaze joined the firm in August 2012. Previously, Mr. McGlaze practiced plaintiff-side business litigation at Quinn Emanuel Urquhart & Sullivan, LLP, and clerked for Judge Kim McLane Wardlaw on the U.S. Court of Appeals for the Ninth Circuit.

Mr. McGlaze received his Juris Doctorate from Stanford Law School in 2007, and his bachelor's degree from Yale University in 2002. At Stanford, Mr. McGlaze was Co-Editor-in-Chief of the Stanford Environmental Law Journal and a lead teacher for the Fresh Lifelines for Youth (FLY) program, which provides legal education, leadership training, and one-on-one mentoring to teenagers. Mr. McGlaze also spent time in India, with the South Asia Human Rights Documentation Centre, and Ghana, with the Centre for Public Interest Law, working on international human rights campaigns.

Before law school, Mr. McGlaze worked as an editorial assistant at the Papers of Benjamin Franklin and taught test-preparatory classes at the Princeton Review.

Mr. McGlaze is licensed to practice law in the states of California and New York.

Education: B.A., (cum laude) in English Language and Literature Yale University, 2002; J.D., (with distinction) Stanford Law School, 2007.

Honors/Awards: Stanford Law School, Law Review: Stanford Law Review, Development Editor, Law Review: Stanford Law Review, Development Editor; Yale University, Recipient of Lloyd Mifflin Prize for Outstanding Senior Essay in English Major.

SARAH DAWLEY, ASSOCIATE

Ms. Dawley is an associate attorney at Schonbrun Seplow Harris Hoffman & Zeldes, LLP. Ms. Dawley's primary areas of practice are Employment Law, Wage and Hour, Civil Rights, Police Misconduct, Wrongful Convictions, Personal Injury, International Human Rights, and Class Actions. Ms. Dawley joined the firm in September 2019.

Prior to joining the firm, Ms. Dawley was a University of California, Irvine, Public Interest Fellow at the Elder Law and Disability Rights Center. Her time there focused on civil rights work on behalf of individuals experiencing homelessness in Orange County and estate planning.

During Law School, Ms. Dawley participated in Moot Court both as a competitor and on the board. As a law student, she also had the honor of participating in the Appellate Litigation Clinic where she argued in front of the Ninth Circuit on behalf of an inmate regarding civil rights violations. During her summers, Ms. Dawley was a Judicial Extern for the Honorable Jay

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Gandhi, a magistrate judge in the Central District of California, and a law clerk at the City Attorney's Office.

Ms. Dawley is licensed to practice law in the state of California, and is admitted to the U.S. District Court Central District of California.

Education: B.A., Tufts University, 2013; J.D., University of California, Irvine School of Law, 2018.

Honors/Awards

- Moot Court Competition, Second Place
- Moot Court Executive Board, Co-Vice President of Brief Writing
- Wiley W. Manuel Certificate for Pro Bono Legal Services
- Community Legal Aid of Southern California Supplemental Security Income Clinic Leader

KRISTINA A. HAROOTUN, ASSOCIATE

Ms. Harootun is an associate attorney at Schonbrun Seplow Harris Hoffman & Zeldes, LLP. Ms. Harootun's primary practice areas are Civil Rights, Employment, Class Actions and Constitutional Litigation. Ms. Harootun joined the firm in October 2018.

Prior to joining the firm, Ms. Harootun was a Ford Foundation Public Interest Fellow at Lawyers' Committee for Civil Rights, focusing on criminal justice reform, immigration, and homeless rights. She also served as a law clerk to the Honorable Dorothy Wright Nelson on the Ninth Circuit Court of Appeals from 2017-2018.

Ms. Harootun received her J.D. from New York University School of Law in 2015 and her B.A. from UCLA in 2010, where she majored in Philosophy and minored in Public Policy. During law school, she interned at the American Civil Liberties Union, Criminal Law Reform Project and the Legal Aid Society's Immigration Unit. She also externed for the Honorable Goodwin Liu on the California Supreme Court.

Ms. Harootun is licensed to practice law in the state of California.

Education: B.A., University of California, Los Angeles, Major: Philosophy, 2015; J.D., New York University School of Law, New York, 2015.

BEN TRAVIS, ASSOCIATE

Mr. Travis is an associate attorney at Schonbrun Seplow Harris Hoffman & Zeldes, LLP. Mr. Travis' practice is focused on representing consumers in all type of Consumer Class Actions

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and employees in individual and Class Actions for violations of Wage and Hour laws. Mr. Travis joined Schonbrun Seplow Harris Hoffman & Zeldes, LLP, in September 2019.

Mr. Travis currently serves as counsel in **In re Toll Roads Litigation**, representing a certified class of millions of California drivers bringing claims against the Transportation Corridor Agencies, Orange County Transportation Authority and a handful of private defendants who plaintiffs allege are improperly and unfairly operating the toll roads in Southern California, violating their privacy rights and collecting unfair fines and penalties from them. *In re Toll Roads Litigation*, Case No. 8:16-cv-00262-ODW (ADSx) (C.D. Cal).

Mr. Travis represents a putative nationwide class of purchasers of chocolate and cocoa products in a false labeling class action alleging **Nestle USA, Inc.** falsely states on its labels that its products are sustainably sourced and supports farmers, when it actually sources its cocoa from farms that use child and slave labor and cause environmental destruction. *Walker v. Nestle USA, Inc.*, Case No. 3:19-cv-723-L-DEB (S.D. Cal.).

Mr. Travis represents a putative nationwide class of purchasers of cocoa products in a false labeling class action alleging **Starbucks Corporation** falsely states on its products that they are ethically sourced, when the cocoa is actually sourced from farms that use child and slave labor and cause environmental destruction. *Myers v. Starbucks et al.*, Case No. 5:20-cv-00335-JWH-SHK (C.D. Cal.).

Ms. Travis also currently represents putative classes in federal and state courts throughout the state, including but not limited to the following cases: *Cohen v. Mylife, Inc.*, 37-2018-00060911-CU-BT-CTL (San Diego Superior) (privacy class action); *Walker v. Nestle USA Inc.*, 3:19-cv-723-L-DEB (S.D. Cal.) (false labeling class action); *Myers v. Starbucks et al.*, 5:20-cv-00335-JWH-SHK (C.D. Cal.) (false labeling class action); *Treppa v. American Honda*, RG19039655 (Alameda Superior) (auto defect class action); *Kendrick et al. v. Bay Area Toll Authority et al.*, CGC17562613 (San Francisco Superior) (privacy class action); *Avelar et al. v. Los Angeles County Metropolitan Transportation Authority et al.*, 19STCV11537 (Los Angeles Superior) (privacy class action); *Quintero v. SANDAG*, 37-2019-00017834-CU-NP-CTL (San Diego Superior) (privacy class action); *Keich et al. v. US Healthworks et al.*, 37-2017-00015343-CU-OE-CTL (San Diego Superior) (employment class action); *Aspeytia et al. v. M.A. Mortenson Company*, 37-2019-00013863-CU-OE-CTL (San Diego Superior) (employment class action); *Guzman et al. v. Allan Company, Inc. et al.* (San Diego Superior) (employment class action) These are just a sampling of the more recent cases he has played a significant role in.

Prior to joining Schonbrun Seplow Harris Hoffman & Zeldes, LLP, Mr. Travis worked for an employment class-action firm where the focus of his practice was in representing employees in class actions against some of the largest employers in the country for violations of federal and state labor laws as well as for Ms. Zeldes in Coast Law Group's class action practice.

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Prior to moving to California, Mr. Travis worked for the City of New York as a Special Assistant Corporation Counsel where he defended them in high-profile and high exposure tort cases.

Mr. Travis is licensed to practice in California and New York. He is also admitted to practice in all Federal District Courts in California as well as the Southern and Eastern Districts of New York.

Education: B.S., CUNY Brooklyn College, 2005; J.D., Brooklyn Law School, 2011.

JOHN C. WASHINGTON, ASSOCIATE

Mr. Washington is an associate attorney at Schonbrun Seplow Harris Hoffman & Zeldes, LLP. Mr. Washington's practice is focused on International Human Rights and Civil Rights, including Class Action suits raising Consumer, Civil Rights and 42 U.S.C. § 1983 Claims. Mr. Washington joined the firm in August 2016.

Mr. Washington has worked on civil rights lawsuits which include those raising claims of unconstitutional conditions of confinement and violations of Title II of the ADA and the Rehabilitation Act, as well as other constitutional violations.

Mr. Washington will co-teach a clinic at the University of California this fall and has co-taught lessons in civil rights litigation clinics there previously. Mr. Washington has provided training to counsel for counties throughout California concerning implementation of Title II of the ADA and Rehabilitation Act as part of the three-person panel.

Mr. Washington received his Juris Doctorate from New York University School of Law in 2016. During law school he interned at the Center for Constitutional Rights, assisting with cases involving international human rights violations and the right to free expression in the United States; with Human Rights Watch developing a preliminary report on the right to Primary School Education in East Africa; with the United Nations High Commissioner for Refugees' Regional West Africa Bureau, assisting countries in the region to develop approaches to migrant flows; and with Professor Philip Alston and the United Nations Commission of Inquiry on the Central African Republic.

Mr. Washington also worked as a research assistant concerning money-lending in India and its application to a U.S. court case involving trafficked laborers, and as an intern with International Rights Advocates on Alien Tort Statute cases involving corporate human rights abuses. Mr. Washington was also a Salzburg Cutler Fellow, for which he wrote a paper on the application of neutrality in the law of war to international refugee law; was a member of N.Y.U.'s team for the Jean-Pictet international law of war moot court competition; and was a Senior Executive Editor of the NYU Journal of International Law and Politics.

Prior to law school, Mr. Washington interned at the ACLU of Southern California; was a Peace

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Corps volunteer in Mali; and interned with the International Federation for Human Rights in France, assisting human rights defenders facing crackdowns by their governments. Mr. Washington received his B.A. in 2009 from the University of Florida, where he majored in English literature.

Mr. Washington is licensed to practice law in the state of California, and admitted to practice before U.S. Central District of California, the U.S. Southern District of California, and Ninth Circuit Court of Appeals.

Education: B.A., *summa cum laude*, University of Florida, Major: English Literature, 2009; J.D., New York University School of Law, 2016.

Honors/Awards: New York University School of Law: Salzburg Lloyd N. Cutler International Law Fellow; N.Y.U.'s team for the Jean-Pictet international law of war moot court competition; Law Journal: NYU Journal of International Law and Politics, Executive Editor. University of Florida: Phi Beta Kappa; Florida Academic Scholar, Art History Paper of the Year.

ERWIN CHEMERINKSY, ATTORNEY OF COUNSEL

Mr. Chemerinsky serves as an "of counsel" attorney for Schonbrun Seplow Harris Hoffman & Zeldes, LLP.

Mr. Chemerinsky, Dean and Distinguished Professor of Law at the University of California, Berkeley and before that the University of California, Irvine School of Law. Mr. Chemerinsky is one of the nation's top experts in Constitutional Law, Federal Practice, Civil Rights and Civil Liberties, and Appellate Litigation. He is the author of seven books, the latest being *The Conservative Assault on the Constitution* (Simon & Schuster, 2010). His casebook, *Constitutional Law*, is one of the most widely read law textbooks in the country. Chemerinsky has also written nearly 200 law review articles in journals such as the *Harvard Law Review*, *Michigan Law Review*, *Northwestern Law Review*, *University of Pennsylvania Law Review*, *Stanford Law Review* and *Yale Law Journal*. He frequently argues appellate cases, including matters before the U.S. Supreme Court and the U.S. Court of Appeal, and regularly serves as a commentator on legal issues for national and local media.

Mr. Chemerinsky is licensed to practice law in the states of California, Illinois, and District of Columbia.

Representative Cases

- *Andrade v. Attorney General* (2001)
- *Brown v. Mayle* (2002)

Past Employment Positions

Schonbrun Seplow Harris Hoffman & Zeldes, LLP Firm Resume

- United States Department of Justice, Trial Attorney
- Dobrovir, Oakes & Gebhardt in Washington, D.C., Attorney
- DePaul College of Law, Law Professor, 1980 - 1983

Education: B.S., Northwestern University, 1975 - Honors: With Highest Distinction (Top 1% of Class); J.D., *cum laude*, Harvard Law School, Cambridge Massachusetts, 1978.

Honors/Awards:

- One of the 10 Most Influential Lawyers in California
- Community Service Award from the Anti-Defamation League, 2001
- Clarence Darrow Award from the People's College of Law, 2001
- Alumni Achievement Award, Northwestern University, 2000
- Eason Monroe Courageous Advocate Award, American Civil Liberties Union of Southern California, 1999
- Judge John Brown Award for Contributions to Federal Judicial Education, 1998

Published Work:

- Interpreting the Constitution, 1987
- Federal Jurisdiction, 3d ed., 1999
- Constitutional Law: Principles and Policies, 2d ed., 2002
- Constitutional Law, 2001

BENJAMIN SCHONBRUN, ATTORNEY OF COUNSEL

Ben Schonbrun is a founding partner of the firm. Mr. Schonbrun's primary areas of practice are Sexual Harassment, Race Discrimination, Wrongful Termination and Pregnancy Discrimination

Mr. Schonbrun has represented numerous plaintiffs in sexual harassment, race discrimination, wrongful termination, pregnancy discrimination and disability discrimination which resulted in settlements in the hundreds of thousands and millions of dollars.

Mr. Schonbrun is licensed to practice law in the state of California since 1985, and is admitted to the U.S. District Court Central District of California, U.S. District Court Northern District of California, U.S. District Court Eastern District of California, and U.S. Court of Appeals 9th Circuit.

Education: B.A. Brooklyn College, Brooklyn, Major: Political Science, Minor: Secondary Education; J.D., University of West Los Angeles School of Law, 1983.

CATHERINE SWEETSER, ATTORNEY OF COUNSEL

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After being a partner at the firm for many years, Ms. Sweetser recently transitioned to Attorney Of Counsel at the firm when she accepted a position as Director of the International Human Rights Clinic at UCLA. She practices in the areas of International Human Rights, Civil Rights, and Class Actions. She specializes in Alien Tort Statute litigation and in matters involving Forced Labor and Labor Trafficking, Police Misconduct, Unlawful Detention, and Constitutional Violations. Ms. Sweetser joined the firm in April 2012.

Prior to joining the firm, Ms. Sweetser practiced union and plaintiff-side labor and employment law at Altshuler Berzon LLP in San Francisco. She also clerked for Judge Judith W. Rogers of the U.S. Court of Appeals for the D.C. Circuit in 2009-2010.

Ms. Sweetser received an LL.M. in International Law from NYU in 2010; she wrote a thesis on the integration of legal interpretation by international organizations into judicial decision-making. Ms. Sweetser received her Juris Doctorate from New York University School of Law in 2008, and her B.A. from Yale University in 2005, where she majored in Political Science and International Studies. During law school, she interned at the Innocence Project, which handles post-conviction motions and appeals for prisoners claiming to be innocent, and at the Legal Resources Centre in South Africa, assisting with cases concerning detention of undocumented immigrants and sex discrimination. She also published a Note on accountability for abuse by U.N. peacekeeping personnel.

Ms. Sweetser was one of the attorneys for the class when our firm was appointed class counsel for a class action protest case in *Aichele v. City of Los Angeles*, 314 F.R.D. 478, 497 (C.D. Cal. 2013). More recently, Mr. Sweetser was one of the counsel representing the class in *Chua v. City of Los Angeles*, Case No. 2:16-cv-00237-JAK-GJS (C.D. Cal. 2017).

Ms. Sweetser also has experience litigating injunctive relief on behalf of vulnerable populations and in litigating policy changes with local governments. Cases in which I have litigated on behalf of vulnerable populations include *Mitchell v. City of Los Angeles*, No. 16-07350 (C.D. Cal), and *Orange County Catholic Worker v. County of Orange*, No. 8:17-cv-1340 (C.D. Cal). Both resulted in settlements which governed how the local government handled the constitutional rights of homeless populations.

Education: B.A., Yale University, 2005; J.D., New York University School of Law, 2008; LL.M., New York University School of Law, 2010. Major: International Law

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