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15 Attorneys for Plaintiffs and the Proposed Class

16 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

17 **IN AND FOR THE COUNTY OF SAN FRANCISCO**

18 RICHARD DANIELE, RICHARD GOSS
19 and STEVE LANDI, individually, and on
20 behalf of a class of similarly situated persons,

21 Plaintiffs,

22 v.

23 10UP, INC., a California Corporation; and
24 DOES 1-50 inclusive,

25 Defendants.

Case No. CGC-20-586506
Hon. Richard B. Ulmer Jr., Dept. 302
CLASS ACTION

**DECLARATION OF GABRIEL S.
BARENFELD IN SUPPORT OF
PLAINTIFFS' MOTION FOR
ATTORNEYS' FEES, LITIGATION
COSTS AND CLASS REPRESENTATIVE
ENHANCEMENTS**

Date: January 18, 2024
Time: 9:30 a.m.
Dept: 302

Case Filed: September 11, 2020
Trial Date: None

ELECTRONICALLY
FILED

*Superior Court of California,
County of San Francisco*

11/20/2023
Clerk of the Court

BY: ERNALYN BURA
Deputy Clerk

1 I, Gabriel S. Barenfeld, do hereby declare as follows:

2 1. I am an attorney at law licensed to practice before the Courts of the State of
3 California and through my firm, Nelson & Fraenkel LLP, I am one of the attorneys for Plaintiffs
4 in this action. This declaration is submitted in support of Plaintiffs' Motion for Attorneys' Fees,
5 Litigation Costs and Class Representative Enhancements ("Fee Motion").

6 1. The following is based on my personal knowledge or, where stated, on
7 information and belief.

8 2. My firm has been involved in every aspect of this case since before it was filed,
9 including, among other things, the following: working directly with Plaintiffs, developing the
10 legal theories of the case and preparing the case prior to its filing; preparing the initial
11 complaint; further developing the litigation strategy and drafting discovery requests; analyzing
12 voluminous documents produced by Defendant and governmental entities; working with an
13 expert; analyzing dispositive motions; preparing a damage model; researching novel areas of
14 privacy law; participating in multiple mediation sessions; preparing filings in support of the
15 settlement achieved in this case; and negotiating the terms of SFERS's participation in the
16 Notice process. In short, I and the other lawyers and staff at my firm have been and will
17 continue to be heavily involved at every stage of this case until it is finally resolved.

18 3. The firm resume of N&F and the biographical information concerning myself
19 and the other attorney at N&F who worked on this case, Gretchen M. Nelson, are attached as
20 **Exhibit 1**. To the best of my knowledge and following a reasonable investigation, there are no
21 conflicts between my firm and the members of the Settlement Class in this matter.

22 4. I have been an attorney licensed to practice in California for almost 20 years, Ms.
23 Nelson has been licensed for just shy of 40 years. We are both experienced in litigating complex
24 class action cases, as well as catastrophic injury and wrongful death cases. Ms. Neslon and I,
25 through our firm (and our prior firms), have been appointed as lead counsel in class actions filed
26 both in state and federal courts. In the attached resume, there is a listing of some of the class
27 actions for which Ms. Nelson and/or I have been responsible for representing plaintiffs. These
28 cases include securities class actions, antitrust class actions, environmental damage class

1 actions, insurance class actions, and consumer class actions, including one consumer class
2 action that was tried to a jury verdict in the Central District of California in 2015. We have also
3 represented plaintiffs in putative class actions involving data breaches. I am informed that
4 during Ms. Nelson’s career, she has litigated more than 50 class actions to completion.

5 5. As of November 19, 2023, attorneys at my firm have spent 215.1 hours on this
6 case, for a total lodestar of \$207,820. Moreover, given the nature of the case and our role, I
7 anticipate spending substantial time after final approval making sure that the Settlement and
8 resulting Class payment process is efficient and effective for class members, which is not
9 included in the hours listed below. The amount of time expended by each timekeeper as of
10 November 19, 2023, and the current hourly rate for each is as follows:

Timekeeper	Position	Hours	Billing Rate	Lodestar
Gretchen M. Nelson	Senior Partner	13.9	\$1,200	\$16,680
Gabriel S. Barenfeld	Partner	201.2	\$950	\$191,140
TOTAL		215.1		\$207,820

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16 6. I believe, based on my knowledge and experience, that all the time expended by
17 this firm was necessary to the successful prosecution and resolution of this case.

18 7. The current hourly rates used to calculate the lodestar for my firm’s work in this
19 case are reasonable, and commensurate with my experience and the experience of the attorneys.

20 8. The hourly rates noted above are also commensurate with the rates being charged
21 by other law firms in the Los Angeles market. A report published by the National Law Journal
22 providing the 2017 billing rates for firms based in California or with significant offices in
23 California confirms the reasonableness of our fees. Our hourly rates are also commensurate with
24 the market rates as reflected in a court-approved and adopted survey of attorney hourly rates
25 known as the Laffey Matrix, a copy of which is available as Exhibit 2. (See also
26 www.laffeymatrix.com/see.html, last visited November 19, 2023.)

27 9. From the inception of this case to the present, my firm has incurred a total of
28 \$12,928.38 in out-of-pocket expenses, for which we have not been reimbursed. My firm will

1 incur additional expenses after final approval, for which were not seeking recovery. These
2 include, among other things, costs for filing, experts, mediation, jury fees, and hearing
3 transcripts.

4 I declare under penalty of perjury under the laws of the State of California that the
5 foregoing is true and correct.

6 Executed on November 20, 2023 at Los Angeles, California.

7
8 By Gabriel Barenfeld _____

9 Gabriel S. Barenfeld

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EXHIBIT 1



Nelson & Fraenkel LLP is a Los Angeles based law firm that specializes in handling complex securities, class action, antitrust, insurance bad faith, breach of contract, employment and business tort litigation as well as product liability, personal injury and wrongful death claims brought on behalf of plaintiffs. Through a team of lawyers, the firm has extensive knowledge and expertise and has handled highly complex cases in federal and state courts. The firm has successfully prosecuted numerous cases to settlement and through trial. The experience of the attorneys who are responsible for handling the firm's complex class action practice are described below.

Gretchen Nelson is a 1983 graduate of Georgetown University Law School. She received her B.A. degree from Smith College in 1976. She is a past President of the Los Angeles County Bar Association and a past Chair of the Litigation Section of that association. She is currently serving a term on the Judicial Council of California. She is an emeritus member of the Board of Governors of the Consumer Attorneys of Los Angeles and served three years as a Trustee on the State Bar of California. She is currently a member of the Board of the Consumer Attorneys of California. And, she previously served a three-year term on the Board of the Association of Business Trial Lawyers.

Ms. Nelson has lectured on class and class-related litigation issues as well as trial advocacy, admiralty and evidence issues for the Consumer Attorneys Association of Los Angeles, the Association of Trial Lawyers, Consumer Attorneys of California, California's CEB Program, the Practising Law Institute and the ABA's Tort Trial and Insurance Practice Section. She has also presented class action programs for the National Business Institute and Mealey's and has published articles in the Advocate, the Forum, the Brief and other publications on class, evidence and maritime issues.

As a partner in the firm, Gabriel Barenfeld focuses his practice on consumer class actions, securities litigation, FINRA Arbitrations and business litigation. He also has experience handling products liability cases ranging from automotive products to medical devices. Mr. Barenfeld has successfully argued appeals before the California Court of Appeal and has participated in trials in federal and state courts. Additionally, Mr. Barenfeld has represented clients in various arbitral forums, including claimants in an unauthorized trading case against a brokerage firm and two of its brokers before the Financial Industry Regulatory Authority (FINRA). He has further represented claimants in a claim before the International Centre for Dispute Resolution (American Arbitration Association), represented a Panamanian title insurance agency against a large domestic title insurance company in a breach of contract dispute that was successfully resolved.

A list of representative cases, among others, in which Ms. Nelson and Mr. Barenfeld have had a substantial role during their careers is set forth below.

In re Broadcom Corp. Securities Litig., Master File No. SACV 01-275 GLT (MLGx) (C.D. Cal.). Ms. Nelson was local counsel for the Lead Plaintiff in these consolidated securities class actions in the United States District Court for the Central District of California, Santa Ana Division. A class settlement for \$150 million was achieved after lengthy pre-trial proceedings.

Godinez, v. Schwarzenegger, et al., Los Angeles Superior Court Case No. BC 227352. Ms. Nelson was one of four counsel for the plaintiffs in this public interest lawsuit filed on behalf of students and community organizations challenging the manner in which the State of California and its various agencies apportioned more than \$2 billion in new school construction funds. Following extensive briefing and hearing on plaintiffs' motion for preliminary injunction, the claims were successfully settled. Issues relating to plaintiffs' counsels' fee application were appealed to the Court of Appeal and resulted in a published opinion affirming the fee award but remanding for further findings. See *Godinez v. Schwarzenegger* (2005) 132 Cal.App.4th 73.

In re Countrywide Financial Corp. Securities Litig., U.S. District Court Case No. CV-07-5295-MRP. Ms. Nelson was Liaison Counsel representing the Lead Plaintiff in consolidated securities class actions filed against Countrywide Financial Corp. and various officers and directors, underwriters and accountants arising out of the sub-prime lending practices.

In re ATM Fee Antitrust Litigation, U.S. District Ct. Case No. CV 04-2676 CRB (N.D. Cal.) Ms. Nelson was one of the counsel for plaintiffs in consolidated antitrust class actions challenging foreign ATM fees charged by a number of banks and other entities.

In re Endosurgical Products Direct Purchaser Antitrust Litigation, U.S. District Court Case No. 05-CV-8809 JVS (Mlx). Ms. Nelson was Liaison Counsel for Co-Lead Counsel in these consolidated antitrust class action cases. A class settlement valued at in excess of \$20 million was achieved and is currently on appeal.

In re Cosmetics, California Superior Court Coordinated Proceedings No. JCCP Case No. 4056. Ms. Nelson was one of plaintiffs' counsel in coordinated class action proceedings that were litigated in the Marin County Superior Court arising out of antitrust claims asserted by a class of direct purchasers against manufacturers of high-end cosmetics and retailers. A class settlement was achieved valued at in excess of \$100 million.

Grossett v. Wenaas, California Supreme Court Case No. S139285. This is a derivative lawsuit filed in the San Diego Superior Court by a shareholder of JNI Corporation against the company's officers and directors charging them with violations of their fiduciary duties and insider trading with respect to a secondary offering. Ms. Nelson was counsel for the plaintiff along with two other firms. After lengthy and protracted proceedings, the trial court dismissed the case based on a report by a Special Litigation Committee. The company was then purchased and the stockholders were cashed out. The appellate court dismissed the appeal on the grounds that the stockholder lost standing as a result of the merger. The California Supreme Court granted plaintiff's petition for review and affirmed the finding that the sale of the company resulted in a

loss of standing to a derivative plaintiff. The decision is *Grosset v. Wenaas* (2008) 42 Cal.4th 1100.

In re Emulex Shareholder Cases, JCCP No. 4194. In these coordinated shareholder derivative cases, Ms. Nelson represented plaintiffs asserting claims against the officers and directors of Emulex Corporation. The cases were resolved in an \$8 million settlement.

In re Intermix Media, Inc. Shareholder Litigation, Los Angeles Superior Court Case No. BC 339083. Ms. Nelson and Mr. Barenfeld were counsel for certain plaintiffs in three consolidated class action proceedings asserting claims against the officers and directors of Intermix Media Inc. arising out of the sale of the company and its primary asset, MySpace.com, to News Corp. Plaintiffs alleged, among other things, that the defendants failed to maximize the value of Intermix in the sale. Following the dismissal of the claims on demurrer, the Court of Appeal affirmed the trial court's order.

Sanchez v. Survival Insurance Co., Los Angeles Superior Court Case No. BC 225524. Ms. Nelson was one of the attorneys representing plaintiffs in a wage and hour case brought against an insurance broker. Following the issuance of an extensive order certifying the class, the claims were settled for in excess of \$600,000.

Canning v. Music Express, Los Angeles Superior Court Case No. BC 227542. Ms. Nelson was one of the attorneys representing plaintiffs in a wage and hour case brought against a limousine company on behalf of its drivers. The court certified the class and thereafter a \$2.2 million settlement was achieved and approved by the Court.

Westways World Travel, Inc. v. AMR Corp., U.S. District Court Case No. 99-7689 RJT (C.D. Cal.). Ms. Nelson was one of the counsel for plaintiffs in this class action filed on behalf of a class of travel agents against American Airlines and other defendants. Reported decisions may be found at *Westways World Travel, Inc. v. AMR Corp.*, 182 F.Supp.2d 952 (C.D. Cal. 2001) and 218 F.R.D. 223 (C.D. Cal. 2003). Following an appeal from the dismissal of the claims on summary judgment, the Ninth Circuit reversed in part and affirmed in part the grant of summary judgment. In addition, Ms. Nelson was one of the counsel for plaintiffs in a related class action entitled *All World Professional Travel Services, Inc. v. American Airlines, Inc.* U.S. District Court Case No. ED CV 02-849RT (SGL). Reported decisions in *All World* may be found at 282 F.Supp.2d 1161 (C.D. Cal. 2003).

In re Crown Princess Listing Cases, Master Case No. BC356095 (Los Angeles Superior Court). Ms. Nelson was appointed to act as one of the Lead Counsel in more than 250 personal injury lawsuits filed arising out of an accident during which a 3,500 passenger cruise ship keeled over hard after leaving port in Florida in 2006.

In re ZZZZ Best Securities Litigation, Master File No. CV 87-3574 RSWL(Bx) (C.D. Cal.). Corinblit & Selzer was appointed by the Los Angeles federal court as sole lead counsel to represent the plaintiff class of defrauded securities purchasers. The ZZZZ Best fraud was described by the United States Attorney for the Central District of California as "the most massive and elaborate securities fraud perpetrated on the West Coast in over a decade." In the

consolidated class action cases, the court issued several important published rulings sustaining plaintiffs' claims. *See, e.g., In re ZZZZ Best Securities Litigation*, 864 F.Supp. 960 (C.D. Cal. 1994); and [1990 Transfer Binder] Fed.Sec.L.Rep. (CCH) ¶95,416 (C.D. Cal. 1990). The case was settled for approximately \$40 million in cash.

In re Taxable Municipal Bond Securities Litigation, MDL No. 863 (D. La.). Corinblit & Seltzer was among four firms selected for a leadership role in this consolidated multi-district litigation brought on behalf of defrauded securities purchasers of municipal bonds. After five years of litigation, the case was settled for approximately \$110 million in cash.

Raymark Industries, Inc. v. Stemple, No. 88-1014-K (D. Kan.). While with Corinblit & Seltzer, Ms. Nelson defended an attorney in an action brought under the RICO statute and state law for alleged fraud in connection with the settlement of a class action case. The firm was successful in obtaining an injunction restraining the prosecution of twelve related actions filed by the plaintiff in federal courts located throughout the United States. After several years of litigation, the case was settled and dismissed.

Biben v. Card, No. 84-0844-CV-W-6 (W.D. Mo.) While with Corinblit & Seltzer, Ms. Nelson served as co-lead counsel for plaintiffs with Cohen Milstein Sellers & Toll in consolidated securities fraud class action cases. The plaintiffs achieved substantial pretrial victories, including establishing the sufficiency of their claims under the federal securities laws against the director, accountant and attorney defendants in that case and in defeating motions for summary judgment by the insurance carriers for certain individual defendants. The case was settled for approximately \$12 million in cash.

Sanwa Bank California v. Facciani, No. CA001132 (L.A. Sup. Ct.) While with Corinblit & Seltzer, Ms. Nelson was counsel (together with two other plaintiffs' firms) for a class of investors in this state court securities case and a companion federal case in which settlements totaling approximately \$26 million were obtained on behalf of the investors.

Schneider v. Traweek, No. CV 88-0905 RG(Kx) (C.D. Cal.). While at Corinblit & Seltzer, Ms. Nelson played a primary role in prosecuting the claims of a class consisting of thousands of investors in eight limited real estate partnerships. In granting plaintiffs' motion for class certification, the court determined that "[t]he qualifications of Plaintiffs' counsel are not at issue, since the Defendants conceded at oral argument that no one questions the ability of the law firm of Corinblit & Seltzer to prosecute this action on behalf of the proposed class." *Schneider v. Traweek*, [1990 Transfer Binder] Fed.Sec.L.Rep. (CCH) ¶95,419 at 97,113 (C.D. Cal. 1990). The case was settled for in excess of \$14 million. Other reported decisions in the case can be found at *Schneider v. Traweek*, [1990 Transfer Binder] Fed.Sec.L.Rep. (CCH) ¶ 95,507 (C.D. Cal. 1990).

In re Domestic Air Transportation Antitrust Litigation, Master File No. 1:90-cv-2485 MHS. While at Corinblit & Seltzer, Ms. Nelson was one of counsel for plaintiffs where the firm was appointed by the Atlanta federal court to serve on the Plaintiffs' Steering Committee. The litigation consisted of more than fifty consolidated antitrust class actions. The case was settled

for \$50 million in cash and discount travel certificates with a face value of \$408 million, which the Atlanta federal court valued as being worth approximately \$305 million.

Pinto v. Birr Wilson & Co., Inc., No. CA001058 (L.A. Co. Sup. Ct.). Corinblit & Seltzer were sole counsel for a class of municipal bondholders who had been allegedly defrauded. Ms. Nelson was one of the primary attorneys responsible for prosecuting the case. The case was settled for approximately \$1.4 million in cash.

Slaven, et al. v. BP America, Inc., et al., No. CV-90-0705 RJK(JRx) (C.D. Cal.). Ms. Nelson and four other firms prosecuted claims on behalf of a class of businesses who suffered economic losses as a result of a massive oil spill off the coast of Huntington Beach that occurred in 1990. Reported decisions in the case appear at *Slaven v. American Trading & Transp. Co.*, 146 F.3d 1066 (9th Cir. 1998); *Holifield v. BP America, Inc.*, 973 F.2d 1468 (9th Cir. 1992); *Slaven v. BP America, Inc.*, 190 F.R.D. 649 (C.D. Cal. 2000); *Slaven v. BP America, Inc.*, 958 F.Supp. 1472 (C.D. Cal. 1997); *Holifield v. BP America, Inc.*, 786 F.Supp. 853 (C.D. Cal. 1992); *Holifield v. BP America, Inc.*, 786 F.Supp. 840 (C.D. Cal. 1991). The case was settled for in excess of \$6 million.

In re Brand Name Prescription Drugs Antitrust Litig., MDL 997 (E.D. Ill.). This was an antitrust class action against the manufacturers and wholesalers of brand name prescription drugs. Ms. Nelson was one of plaintiffs' counsel in obtaining certification of a class of pharmacies, settling the claims of the class members against certain of the defendants and pursuing remaining claims to trial. Reported decisions are found at *In re Brand Name Prescription Drugs Antitrust Litig.*, 186 F.3d 781 (7th Cir. 1999); 123 F.3d 599 (7th Cir. 1998); 115 F.3d 456 (7th Cir. 1997). The case resulted in settlements of over \$700 million for a class of independent pharmacies.

Porter v. City of Los Angeles, Los Angeles Superior Court Case No. BC119914. While with Corinblit & Seltzer and thereafter, Ms. Nelson was one of three attorneys who prosecuted a class action on behalf of tenants of a building demolished by the City of Los Angeles asserting claims for inverse condemnation and negligence. The claims were settled following class certification and shortly prior to trial for approximately \$4 million.

In re Compact Disc Antitrust Litigation, MDL 1216 (C.D. Cal.). Ms. Nelson was one of plaintiffs' counsel involved in the prosecution of antitrust claims against recorded music distribution companies charging the defendants with price fixing compact discs. Settlements for in excess of \$50 million were obtained in the case.

In re Amgen Inc. Securities Litigation, U.S. District Court Case No. CV 07-2536 PSG (PLAx). Ms. Nelson was Liaison Counsel representing Lead Plaintiff in securities class actions filed against Amgen Inc. arising out of allegations that defendant engaged in off-label marketing and falsely represented the long-term growth prospects of certain pharmaceutical drugs. The district court certified the class and the decision was affirmed by the Ninth Circuit Court of Appeals. *Connecticut Retirement Plans and Trust Funds v. Amgen Inc.*, 660 F.3d 1170 (9th Cir. 2011). The U.S. Supreme Court granted *certiorari* and affirmed the Ninth Circuit in *Amgen Inc. v.*

Connecticut Retirement Plans & Trust Funds __ U.S. __, 133 S.Ct. 1184 (2013). A settlement was achieved and granted final approval by the court in 2016.

Steele v. Rambus, Inc. et al., Santa Clara Superior Court Case No. 1-08-CV-113682. Ms. Nelson and Mr. Barenfeld represented a group of investors who opted out of a prior securities class action alleging that the defendants engaged in a long-term fraudulent scheme of backdating stock option grants to certain officers, directors and employees by failing to properly account for the option grants. A confidential settlement was achieved.

In re TD Ameritrade Account Holder Litigation, Master File No. C-07-2852 VRW (U.S.D.C., N.D. Cal.). Following the denial of final approval of a class action settlement in this case arising out of a security data breach, Ms. Nelson was asked to step into the case to represent the class. A class settlement was achieved providing for up to \$5 million in cash benefits for the payment of class claims. The settlement was granted final approval in August 2011.

In re Toyota Unintended Acceleration Marketing, Sales Practices & Products Liability Litigation, MDL Case No.10ML 02151 JVS (FMOx). Ms. Nelson was one of Plaintiffs' counsel on the initial class action filed against Toyota regarding unintended acceleration. Following the consolidation of the cases by the Judicial Panel on Multi-District Litigation, she was appointed Co-Liaison counsel to State and Federal Cases. Ultimately the economic loss class action cases were settled for \$1 billion.

Archer v. United Rentals, Inc. Los Angeles Superior Court Case No. BC296139. Ms. Nelson was one of two counsel representing plaintiffs in a complex class action involving privacy violations. The case was filed in 2003 and was heavily litigated in the trial and appellate courts until a settlement was achieved and approved in 2015. Numerous appeals and writs were filed and ultimately resulted in a published opinion at *Archer v. United Rentals, Inc.* (2011) 195 Cal.App.4th 807.

Kaewsawang v. Sara Lee Fresh, Inc., Los Angeles Superior Court Case No. BC360109. Ms. Nelson was brought in to prosecute antitrust claims in this class action involving distributors of baked goods. After the granting of a demurrer on Cartwright Act claims, Ms. Nelson successfully obtained review on a writ of the issues and obtained an unpublished opinion from the California Court of Appeal, Second Appellate District, at *Kaewsawang v. Sara Lee Fresh, Inc.* (2012) 2012 WL 1548290. A class settlement in the amount of \$14.5 million was achieved and granted final approval.

Orthopedic Systems, Inc. v. Schlein, Alameda Superior Court Case No. RG-05-210781. Ms. Nelson represented a physician in a contract dispute arising out of the licensing of a medical device. When the licensing company stopped paying royalties and sued for declaratory relief, Ms. Nelson counter-sued on behalf of the physician. In 2008, she tried the issues in a three-week jury trial. Ms. Nelson achieved a significant victory on behalf of her client and thereafter was counsel with Mr. Barenfeld on the appeal and cross-appeal. The appellate court issued its published opinion in 2012 which resulted in a \$4 million outcome for her client. *Orthopedic Systems, Inc. v. Schlein* (2012) 202 Cal.App.4th 529.

Allen v. Hyland's Inc., Case No., 2:12-cv-01150 DMG (MANx). This is a consumer class action involving homeopathic products which was prosecuted in the U.S. District Court for the Central District of California. Ms. Nelson was one of counsel for plaintiffs and they achieved certification of a class and she and co-counsel ultimately tried the case in 2015. The trial resulted in a verdict for the defendants and the matter was appealed and affirmed and reversed in part.

Sanchez v. California Public Employee's Retirement System, et al. Los Angeles Superior Court Case No. BC517444. This is a class action involving claims by purchasers of long term care insurance from CalPERS. Ms. Nelson along with co-counsel have successfully overcome demurrers, motions for summary judgment and have achieved certification of a class. In addition, a settlement with other defendants named in the case was achieved in 2017 for \$10 million and the settlement was granted final approval. The case against CalPERS started the first two phases of the trial in June 2019. The third phase of the trial will commence in March 2021.

Dyer v. Childress, Los Angeles Superior Court, Case No. BC 334445. Mr. Barenfeld successfully defeated an appeal by a major movie studio and other defendants of the trial court's denial of an anti-SLAPP motion. The opinion is published at *Dyer v. Childress* (2007) 147 Cal.App.4th 1272.

EXHIBIT 2

LAFFEY MATRIX

- [History](#)
- [Case Law](#)
- [See the Matrix](#)
- [Contact us](#)
- [Home](#)

			Years Out of Law School *				
Year	Adjustmt Factor**	Paralegal/ Law Clerk	1-3	4-7	8-10	11-19	20 +
6/01/23- 5/31/24	1.059295	\$239	\$437	\$538	\$777	\$878	\$1057
6/01/22- 5/31/23	1.085091	\$225	\$413	\$508	\$733	\$829	\$997
6/01/21- 5/31/22	1.006053	\$208	\$381	\$468	\$676	\$764	\$919
6/01/20- 5/31/21	1.015894	\$206	\$378	\$465	\$672	\$759	\$914
6/01/19- 5/31/20	1.0049	\$203	\$372	\$458	\$661	\$747	\$899
6/01/18- 5/31/19	1.0350	\$202	\$371	\$455	\$658	\$742	\$894
6/01/17- 5/31/18	1.0463	\$196	\$359	\$440	\$636	\$717	\$864
6/01/16- 5/31/17	1.0369	\$187	\$343	\$421	\$608	\$685	\$826
6/01/15- 5/31/16	1.0089	\$180	\$331	\$406	\$586	\$661	\$796
6/01/14- 5/31/15	1.0235	\$179	\$328	\$402	\$581	\$655	\$789
6/01/13- 5/31/14	1.0244	\$175	\$320	\$393	\$567	\$640	\$771
6/01/12- 5/31/13	1.0258	\$170	\$312	\$383	\$554	\$625	\$753
6/01/11- 5/31/12	1.0352	\$166	\$305	\$374	\$540	\$609	\$734
6/01/10- 5/31/11	1.0337	\$161	\$294	\$361	\$522	\$589	\$709
6/01/09- 5/31/10	1.0220	\$155	\$285	\$349	\$505	\$569	\$686
6/01/08- 5/31/09	1.0399	\$152	\$279	\$342	\$494	\$557	\$671
6/01/07-5/31/08	1.0516	\$146	\$268	\$329	\$475	\$536	\$645
6/01/06-5/31/07	1.0256	\$139	\$255	\$313	\$452	\$509	\$614
6/1/05-5/31/06	1.0427	\$136	\$249	\$305	\$441	\$497	\$598
6/1/04-5/31/05	1.0455	\$130	\$239	\$293	\$423	\$476	\$574
6/1/03-6/1/04	1.0507	\$124	\$228	\$280	\$405	\$456	\$549
6/1/02-5/31/03	1.0727	\$118	\$217	\$267	\$385	\$434	\$522
6/1/01-5/31/02	1.0407	\$110	\$203	\$249	\$359	\$404	\$487
6/1/00-5/31/01	1.0529	\$106	\$195	\$239	\$345	\$388	\$468
6/1/99-5/31/00	1.0491	\$101	\$185	\$227	\$328	\$369	\$444
6/1/98-5/31/99	1.0439	\$96	\$176	\$216	\$312	\$352	\$424
6/1/97-5/31/98	1.0419	\$92	\$169	\$207	\$299	\$337	\$406
6/1/96-5/31/97	1.0396	\$88	\$162	\$198	\$287	\$323	\$389
6/1/95-5/31/96	1.032	\$85	\$155	\$191	\$276	\$311	\$375

6/1/94-5/31/95	1.0237	\$82	\$151	\$185	\$267	\$301	\$363
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The methodology of calculation and benchmarking for this Updated Laffey Matrix has been approved in a number of cases. See, e.g., *DL v. District of Columbia*, 267 F.Supp.3d 55, 69 (D.D.C. 2017)

* $\frac{1}{2}$ Years Out of Law School $\frac{1}{2}$ is calculated from June 1 of each year, when most law students graduate. $\frac{1}{2}$ 1-3" includes an attorney in his 1st, 2nd and 3rd years of practice, measured from date of graduation (June 1). $\frac{1}{2}$ 4-7" applies to attorneys in their 4th, 5th, 6th and 7th years of practice. An attorney who graduated in May 1996 would be in tier $\frac{1}{2}$ 1-3" from June 1, 1996 until May 31, 1999, would move into tier $\frac{1}{2}$ 4-7" on June 1, 1999, and tier $\frac{1}{2}$ 8-10" on June 1, 2003.

** The Adjustment Factor refers to the nation-wide Legal Services Component of the Consumer Price Index produced by the Bureau of Labor Statistics of the United States Department of Labor.