

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF KENTUCKY  
AT LOUISVILLE

IN RE: SKECHERS TONING SHOES  
PRODUCTS LIABILITY LITIGATION

This Document Relates To:

*Grabowski v. Skechers U.S.A., Inc.*  
S.D. California, Case No. 3:10-01300

– and –

*Stalker v. Skechers USA, Inc.*,  
C.D. California, Case No. 2:10-cv-05460

MASTER FILE No. 3:11-MD-2308-TBR

MDL No. 2308

Honorable Thomas B. Russell

Case No. 3:12-cv-00263-TBR

Final Fairness Hearing: March 19, 2013  
1:00 p.m.

**SUPPLEMENTAL DECLARATION OF RAY A. MANDLEKAR IN SUPPORT OF  
APPLICATION FOR AWARD OF ATTORNEYS' FEES AND COSTS BY  
PLAINTIFF SONIA STALKER'S COUNSEL**

I, Ray A. Mandlekar, declare as follows:

1. I am an attorney at law licensed to practice before the courts of the State of California. I am an attorney of record for Plaintiff in the matter before this Court, *Sonia Stalker v. Skechers U.S.A., Inc.*, MDL 2308, Western District of Kentucky Master Case File No. 3:11-md-2308-TBR, individual Case No. 3:12-cv-00263. I have personal knowledge of the facts set forth below and can and will competently testify thereto if called upon to do so.

2. In or around April or May of 2010, in the course of investigating potential claims against shoe maker MBT with the BHO firm, I participated in a conference call with a medical doctor along with an attorney from the BHO firm. My best recollection is that this attorney was Thomas J. O'Reardon. I also had a follow-up call with this same doctor by myself.

3. The Opposition states that "Stalker's counsel was unhappy that Class Counsel insisted on investigating the claims before filing suit, and so independently pursued claims against MBT." Opp. at 5-6. This is not true. Mr. Morosoff and I were not dissatisfied with anyone's desire to investigate the MBT case. Instead, we were dissatisfied with the BHO firm's unexplained, repeated delays in finalizing the complaint in the case. For example, on one occasion, Mr. Blood represented to us that he would not leave his office that night until the complaint was finished. This indicated to me that all investigation was completed, or at least could be completed that evening. Nevertheless, Mr. Blood did not finish the complaint that night or for a long time thereafter, if he ever did. Mr. Blood never provided a satisfactory explanation for his delay.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 8<sup>th</sup> day of February 2013, at Los Angeles, California.



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Ray A. Mandlekar

**CERTIFICATE OF SERVICE**

I hereby certify that on February 8, 2013, a copy of the foregoing was filed electronically and served via ECF to all counsel listed on the Attorney Service List. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 8th day of February 2013, at Claremont, California.

  
Gwen Simmons