

Declaration Attachment 2

1 Carp Law Offices, LLC.
2 188 Needham St., Suite 110R
3 Newton, MA 02464
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6 *Counsel for Plaintiff(s) Dr. Thomas Gionis*
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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 In re APPLE iPHONE 4 PRODUCTS
12 LIABILITY LITIGATION

) Master File No. 5:10-md-02188-RMW
)

) CLASS ACTION
)

13 This Document Relates To:
14

15 ALL ACTIONS.

) DECLARATION OF ROBERT H. CARP
) FILED ON BEHALF OF CARP LAW
) OFFICES, LLC. IN SUPPORT OF AN
) AWARD OF ATTORNEYS' FEES AND
) EXPENSES TO NON-LEAD COUNSEL

16 DATE: n/a

17 TIME: n/a

18 CTRM: The Honorable Ronald M. Whyte
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DECLARATION OF ROBERT H. CARP FILED ON BEHALF OF CARP LAW OFFICES, LLC. IN SUPPORT
OF AN AWARD OF ATTORNEYS' FEES AND EXPENSES

1 I, ROBERT H. CARP, declare as follows:

2 1. I am a member of the firm of Carp Law Offices, LLC. I am submitting this
3 declaration in support of my firm's application for an award of attorneys' fees and expenses in
4 connection with services rendered in the above-entitled action, pursuant to the Court's order of
5 August 10, 2012.

6 2. The firm is counsel of record for plaintiff Dr. Thomas Gionis. Our firm was not
7 appointed lead counsel in this consolidated MDL. I have not ever been paid or reimbursed any
8 fees or expenses in this case as of the filing of this document.

9 3. The identification and background of my firm and its partners is attached hereto
10 as Exhibit A.

11 4. The following information regarding the firm's time and expenses is taken from
12 time and expense printouts prepared and maintained by my firm in the ordinary course of
13 business. I am the attorney who oversaw and/or conducted the day-to-day activities in the
14 litigation and who reviewed these printouts (and backup documentation where necessary or
15 appropriate). The purpose of these reviews was to confirm both the accuracy of the entries on
16 the printouts as well as the necessity for and reasonableness of the time and expenses committed
17 to the litigation. As a result of these reviews, reductions were made to both time and expenses
18 either in the exercise of billing judgment or to conform to the firm's guidelines and policies
19 regarding certain expenses such as charges for hotels, meals, and transportation. As a result of
20 these reviews and adjustments, I believe that the time reflected in the firm's lodestar calculation
21 and the expenses for which payment is sought are reasonable in amount and were necessary for
22 the effective and efficient prosecution and resolution of the litigation.

23 5. The total number of hours spent on this litigation by my firm is 49.25 hours. The
24 total lodestar amount for attorney/paraprofessional time based on the firm's current rates is
25 \$15,993.75. The hourly rates shown below are the usual and customary rates charged for each
26 individual. A breakdown of the lodestar is included in EXHIBIT B.

8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 16th day of August, 2012, at Newton, Massachusetts.


NAME Robert Corp

Carp Law Offices, LLC.
188 Needham Street, Suite 110R
Newton, MA 02464

Partner in Charge – Robert H. Carp, Esq.
BBO: 676732
Enrolled Agent for the Internal Revenue Service
Agent Number: 00104451-EA

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EXHIBIT B

**CARP LAW OFFICES, LLC.
188 NEEDHAM STREET #110R
NEWTON, MA 02464
(617) 861-4529
FAX: 866-723-8737**

BILLING FOR APPLE M.D.L. NO. 2188

May 1-4, 2010: Initial phone conferences with client Thomas Gionis re Apple litigation
Time spent: 1.0 hour

May 5- May 25th, 2010: Drafting of class action suit: Thomas Gionis v. Apple
Time spent: 8.5 hours

Meeting with staff engineer to help draft law suit: 7 hours

2/7/11 – email from Jared Smith re: continued interest and applicability of statements from client. Review and response
Time spent: .25 hours

2/7/11 email from Jared Smith re: proposed paragraphs for amended complaint for Dr. Gionis.
Review and response: 1 hour

2/4/11 email from Jared Smith naming Dr. Gionis in Joint Complaint and where he purchased his Iphone. Review and response: .25 hours

2/4/11 email from Jared Smith regarding Case Management Order. Review and Response: 2 hours

2/4/11 email to Jared Smith discussing Dr. Gionis and his need to carry two phones.
Review and Response: 1 hour

2/3/11 email from Jared Smith re Master Consolidated Complaint
Review and Response: .5 hours

01/14/2011 Review of Joint Stipulation and Pretrial Order #1
Review: 1.5 hours

1/7/11 Review Joint Case Management Conference Statement sent by Jared Smith
Review: 1 hour

12/16/2010 Email to Ira Rothken regarding quality control of printed circuit boards of Iphone, conductivity tests on the case, FCC guidelines on permitted wattage, signal strength.

Review: 5 hours with staff engineer. Review with lab results: 4 hours
Review of printed circuit board engineering: 2 hours. Review of engineer design and metallurgy report: 1.5 hours. Review of FCC guidelines on spectrum and design flaw: 1 hour

12/14/2010 Email from Ira Rothken regarding brainstorming on technical possibilities of fixing case, uniqueness of antenna issue, etc. Request for phone call.
Review and response: Majority of time on 12/16/2010 was for this purpose.

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