

Declaration Attachment 6

1 FELAHY LAW GROUP, APC
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9 *Counsel for Plaintiff Sam Balooch*

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13 In re APPLE iPHONE 4 PRODUCTS
14 LIABILITY LITIGATION

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

) CLASS ACTION

15 This Document Relates To:
16 ALL ACTIONS.

) DECLARATION OF ALLEN FELAHY
) FILED ON BEHALF OF FELAHY LAW
) GROUP IN SUPPORT OF AN AWARD OF
) ATTORNEYS' FEES AND EXPENSES TO
) NON-LEAD COUNSEL

17 DATE: n/a
18 TIME: n/a
19 CTRM: The Honorable Ronald M. Whyte

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28 DECLARATION OF ALLEN FELAHY FILED ON BEHALF OF FELAHY LAW GROUP IN SUPPORT OF AN
AWARD OF ATTORNEYS' FEES AND EXPENSES

1 I, Allen Felahy, declare as follows:

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

6 2. The firm is counsel of record for plaintiff Sam Balooch. 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 150.50. The total
24 lodestar amount for attorney/paraprofessional time based on the firm's current rates is
25 \$59,647.50. The hourly rates shown below are the usual and customary rates charged for each
26 individual. A breakdown of the lodestar is as follows:

| <i>NAME</i> | | <i>HOURS</i> | <i>RATE</i> | <i>LODESTAR</i> |
|---------------------|------|--------------|-------------|---------------------------|
| Allen B. Felahy | (P) | 56.70 | 495 | \$28,066.50 |
| Oscar Ramirez | (P) | 37.50 | 395.00 | \$14,812.50 |
| Boris Sorsher | (A) | 53.10 | 295.00 | \$15,664.50 |
| Joseph T. Snizek | (OC) | 3.20 | 345.00 | \$1,104.00 |
| | | | | |
| <i>TOTAL</i> | | 150.50 | | <i>\$59,647.50</i> |

(P) Partner

(A) Associate

(OC) Of Counsel

6. My firm seeks an award of \$1,589.30 in expenses which were reasonably and necessarily committed to the prosecution of the litigation. They are broken down as follows:

EXPENSES

From Inception to May 21, 2012

| <i>EXPENSE CATEGORY</i> | <i>TOTAL</i> |
|---|--------------------------|
| Photocopies (in-house: 2170 copies @ \$0.25 per page) | \$542.50 |
| Postage & Delivery | \$141.80 |
| Filing, Witness & Other Fees | \$905.00 |
| <i>TOTAL</i> | <i>\$1,589.30</i> |

7. The following is additional information regarding certain of these expenses:

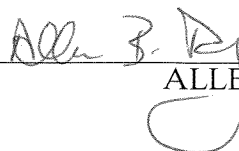
(a) Filing, Witness and Other Fees: \$905.00

| <i>DATE</i> | <i>VENDOR</i> |
|-------------|--|
| 6/29/2010 | One Legal LLC (complaint filing fee) Amount : \$905 |

8. The expenses pertaining to this case are reflected in the books and records of this firm. These books and records are prepared from expense vouchers, check records and other documents and are an accurate record of the expenses.

9. I submit that the time and expense submission included in this Declaration were incurred in this litigation. I request that the Court award my firm \$59,647.50 in attorneys' fees and \$1,589.30 in expenses reimbursement for a total of \$61,236.80.

1 I declare under penalty of perjury under the laws of the State of California that the
2 foregoing is true and correct. Executed this 16th day of August, 2012, at Long Beach, CA.
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ALLEN FELAHY

EXHIBIT A

IDENTIFICATION OF THE FIRM AND ITS COUNSEL

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2 1. Since its inception in 1998, Felahy Law Group (formerly Felahy and Associates)
3 has aggressively litigated more than 1,000 cases in Southern California, and its employment and
4 business litigation attorneys pride themselves in standing at the top of their profession in terms of
5 skills, integrity, and rate of success, with an average trial/arbitration award in excess of
6 \$250,000.
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8 2. Allen B. Felahy is the founding partner of Felahy Law Group who is admitted to
9 practice before all of the Courts of this State. Mr. Felahy is highly experienced in civil litigation
10 and class actions practice. Mr. Felahy has been practicing law since 1998 and has successfully
11 litigated numerous Federal and State law actions through trial. Indeed, his success as a trial
12 lawyer have been well documented in the Daily Journal, Los Angeles Times, Long Beach Press
13 Telegram, and other regional newspapers; as he has obtained substantial and significant
14 judgments/orders for his clients, several of which have exceeded the million dollar threshold.
15 Many of the aforementioned actions were multiparty or class action wage and hour matters. Due
16 to his expertise, Mr. Felahy was invited to be a contributing editor to the (2009-2010) CEB
17 California Wage and Hour Compliance and Litigation Manual. He accepted the invitation and
18 edited a portion of that CEB guide. Mr. Felahy has also successfully certified numerous class
19 action cases and has been found by state and federal judges alike to be *“qualified, experienced*
20 *and generally able to conduct the proposed litigation.”*
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23 3. Oscar Ramirez is a partner of Felahy Law Group who is admitted to practice
24 before all of the Courts of this State. Mr. Ramirez is highly experienced in civil litigation and
25 class actions practice. Mr. Ramirez has been practicing law since 2005 and has successfully
26 litigated numerous Federal and State law actions through trial. Mr. Ramirez is also a certified
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1 mediator. He serves as a volunteer mediator for the Los Angeles Superior Court's Alternative
2 Dispute Resolution (ADR) program

3 4. Mr. Joseph T. Snizek, Esq., who is of counsel for Felahy Law Group, has over
4 14 years of experience as an employment law attorney and has proven track record of success in
5 complex multi-party employment law matters. Mr. Snizek is admitted to practice before all of
6 the Courts of this State
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8 5. Mr. Boris Sorsher, has five years of litigation experience and has recently been
9 promoted to a junior partner. Mr. Sorsher has successfully litigated Federal and State law actions
10 through trial. Mr. Sorsher is admitted to practice before all of the Courts of this State
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