

1 SPRENGER & LANG, PLLC  
Paul C. Sprenger (DC Bar No. 412029)  
2 Michael D. Lieder (DC Bar No. 444273)  
Steven M. Sprenger (DC Bar No. 418736)  
3 1400 Eye Street, N.W., Suite 500  
Washington, D.C. 20005  
4 Telephone: (202) 265-8010 - Facsimile: (202) 332-6652

5 KATOR, PARKS & WEISER, PLLC  
Maia Caplan (DC Bar No. 422798)  
6 1200 18th Street, N.W., Suite 1000  
Washington, D.C. 20036  
7 Telephone: (202) 898-4800 - Facsimile: (202) 289-1389

8 SCHWARTZ, STEINSAPIR, DOHRMANN & SOMMERS LLP  
Henry M. Willis (CA Bar No. 82981)  
9 6300 Wilshire Boulevard, Suite 2000  
Los Angeles, California 90048-5268  
10 Telephone: (323) 655-4700 - Facsimile: (323) 655-4488

11 AARP FOUNDATION LITIGATION  
Thomas W. Osborne (DC Bar No. 428164)  
12 Barbara Jones (CA Bar No. 88448)  
601 E Street, N.W.  
13 Washington, D.C. 20049  
Telephone: (202) 434-2060 - Facsimile: (202) 434-6424  
14

KATZ, MARSHALL & BANKS, LLP  
15 Daniel B. Edelman (DC Bar No. 075101)  
1718 Connecticut Avenue NW, 6<sup>th</sup> Floor  
16 Washington, D.C. 20009  
Telephone: (202) 299-1140 - Facsimile: (202) 299-1148  
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18 Attorneys for Plaintiffs

19 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

20 **FOR THE COUNTY OF LOS ANGELES - CENTRAL CIVIL WEST**

21 IN RE: TV WRITERS CASES  
22 \_\_\_\_\_  
23  
24

**CASE NO. BC 268836 (and related cases)**  
[Assigned to Hon. Emile H. Elias for all  
purposes]

**DECLARATION OF MAIA R. CAPLAN  
RE: FEES AND COSTS**

**DATE:**  
**TIME:**  
**DEPT: 308**

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1 I, MAIA R. CAPLAN, declare and state:

2 1. I am a member of Kator, Parks & Weiser, PLLC, counsel for plaintiffs in these  
3 matters. I submit this declaration as required by paragraph 13 of the Court's Order Preliminarily  
4 Approving Settlement, dated January 22, 2010, "providing verification of (a) out-of-pocket  
5 expenses and (b) hours expended and rates regularly charged and paid by clients or awarded by a  
6 court" in support of Class Counsel's common request for reimbursement of expenses and a  
7 unified award from the Legal and Administrative Expense portion of QSFII in the pending  
8 settlement of 19 of the "TV Writers Cases."

9 2. Most recently, I was awarded lodestar fees for my continued work as lead counsel  
10 in Boord v. Federal Bureau of Investigation, a Title VII class action litigated before the EEOC  
11 and resolved by settlement. In 2010, this amounts to an hourly rate of \$600.

12 3. Our firm has expended a total of 10,174 hours on these cases through December  
13 31, 2009.

14 4. A detailed listing of the time spent through 2009 in this action and hourly billing  
15 rates for each timekeeper who has committed more than one hundred hours to these actions is  
16 set out below in order of hours spent:

17 Attorneys

18	Maia Caplan	4,261.00	\$600
19	David Weiser	996.50	\$600
20	Jeremy Wright	776.50	\$425
21	Alan Boal	692.25	\$350
22	& Karla Schultz		
23	<u>Paralegals</u>		
24	Nish Bhatt	1,674.50	\$200
25	Alex Solomon	1,667.75	\$245

26 5. Our firm has advanced unreimbursed expenses on these cases through December  
27 31, 2009 in the amount of \$13,430.07. These expenses relate entirely to travel, lodging, and  
28 meals incurred for work performed in Los Angeles. The Trustees of QSF II will reimburse

1 directly subject to court approval of itemized expenses submitted in camera for the court's  
2 review.

3         6.       Our firm has provided detailed billing records to a common database of Class  
4 Counsel and agree those records are available for in camera review by the Court.

5         7.       Our firm joins in and supports the petition filed by Class Counsel requesting the  
6 Court award an agreed on one-third contingent fee to, and reimburse reasonable expenses of,  
7 Class Counsel from the Legal and Administrative Expense portion of QSFII to be directed to the  
8 accounts of the appropriate firms and/or attorneys according to their agreement. We have agreed  
9 that our expenses will be reimbursed and our fees will be paid from any such award.

10 Accordingly, Kator, Parks & Weiser, PLLC, makes no separate or additional requests for  
11 payments of fees or reimbursement of expenses to it or to any attorney associated with it now or  
12 in the past from the QSFII or the classes. The time and expense information is furnished here, as  
13 part of Class Counsel's fee and expense.

14         8.       Rather than detail the background and activities of all Kator Parks & Weiser  
15 attorneys and staff engaged in this matter, I proffer background information on the two primary  
16 attorneys involved.

17         (a)       I received my law degree from the University of Michigan in 1988, where I  
18 received the S. Anthony Benton Memorial Award for academic excellence and a Bates Travel  
19 Fellowship to work in Geneva, Switzerland. I joined Kator Parks & Weiser in 2000. Previously,  
20 I was an associate then partner with the law firm of Sprenger & Lang, and earlier, an associate  
21 with Hughes Hubbard & Reed, in New York. I was the originating attorney in this matter while  
22 with Sprenger & Lang, and served many key roles throughout the litigation including but not  
23 limited to Court-appointed Class Counsel, one of three strategy committee members, member of  
24 steering committee, settlement negotiator, discovery counsel, writer and presenter of various  
25 motions and oppositions to defense motions, and liaison counsel with class members. I have  
26 substantial experience in employment class actions, having served as lead counsel in other class  
27 litigations and precedential settlements, including against the Federal Bureau of Investigation  
28

1 and NASA, in addition to frequently speaking on the subject of employment class actions for the  
2 ABA, Impact Fund, DC Bar and other organizations.

3 (b) David Weiser graduated from Yale Law School in 1986. He joined Kator Parks  
4 & Weiser after having clerked for the Honorable William Justice of the U.S. District Court for  
5 the Eastern District of Texas, and working for the Lawyers Committee for Civil Rights and Urban  
6 Affairs in Washington, D.C. He has served as counsel for plaintiffs in several employment  
7 discrimination class actions. David is consistently named a Texas Super Lawyer by the Texas  
8 Monthly Magazine and is AV rated by Martindale Hubbell.

9 I declare under penalty of perjury that the foregoing is true and correct based on personal  
10 and firsthand knowledge of the facts and, if called upon as a witness, I could and would  
11 competently testify thereto.

12 Executed on April 14, 2010 at Washington, D.C.

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16 MAIA R. CAPLAN  
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