

1 PAUL SPRENGER AND JANE LANG, ATTORNEYS  
Paul C. Sprenger (DC Bar No. 412029)  
2 Jane Lang (DC Bar No. 031112)  
1614 Twentieth Street, N.W.  
3 Washington, D.C. 20009  
Telephone: (202) 518-2021 - Facsimile: (202) 518-0228

4 SPRENGER + LANG, PLLC  
5 Steven M. Sprenger (DC Bar No. 418736)  
Michael D. Lieder (DC Bar No. 444273)  
6 1400 Eye Street, N.W., Suite 500  
Washington, D.C. 20005  
7 Telephone: (202) 265-8010 - Facsimile: (202) 332-6652

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 KATOR, PARKS & WEISER, PLLC  
Maia Caplan (DC Bar No. 422798)  
12 1200 18th Street, N.W., Suite 1000  
Washington, D.C. 20036  
13 Telephone: (202) 898-4800 - Facsimile: (202) 289-1389

14 Attorneys for Plaintiffs

15 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
16 **FOR THE COUNTY OF LOS ANGELES - CENTRAL CIVIL WEST**

17  
18 IN RE: TV WRITERS CASES

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

20 THIS DOCUMENT RELATES TO:

**DECLARATION OF HENRY M. WILLIS**  
**RE: FEES AND COSTS**

- 21 **Case No. 268 836** – Alch, et al. v. Time  
Warner Entertainment Company,  
22 L.P., et al.;
- 23 **Case No. 268 837** – Neal, et al. v.  
Viacom Inc. and United Paramount  
Network;
- 24 **Case No. 268 838** – Young, et al. v.  
DreamWorks SKG TV LLC;
- 25 **Case No. 268 839** – Bast, et al. v. Fox  
Broadcasting Company, et al.;
- 26 **Case No. 268 840** – Levy, et al. v. The  
Gersh Agency, Inc.;
- 27 **Case No. 268 841** – Edwards, et al. v.  
The Carsey-Werner Co., et al.;

**DATE: MAY 5, 2010**  
**TIME: 11:00 A.M.**  
**DEPT: 324**

- 1     **Case No. 268 842** – Wynn, et al. v.  
National Broadcasting Company,  
2     Inc., et al.;
- 3     **Case No. 268 843** – Brooks, et al. v.  
William Morris Agency, Inc.;
- 4     **Case No. 268 844** – Brett, et al. v. Walt  
Disney Company, et al.;
- 5     **Case No. 268 845** – Distefano, et al. v.  
Columbia TriStar Television, Inc.;
- 6     **Case No. 268 847** – Eisenson, et al. v.  
Lucy Stille & Associates, Inc., d/b/a  
7     Paradigm Talent & Literary  
Agency, et al.;
- 8     **Case No. 268 848** – Lang, et al. v.  
Shapiro-Lichtman, Inc., d/b/a  
Shapiro Lichtman-Stein;
- 9     **Case No. 268 849** – Neal, et al. v. The  
Endeavor Agency, Inc.;
- 10    **Case No. 268 877** – Kinghorn, et al. v.  
Universal Studios, Inc., et al.;
- 11    **Case No. 268 878** – Moriarty, et al. v.  
Viacom Inc., Paramount Studios,  
12    Inc., et al.;
- 13    **Case No. 268 880** – Yanok, et al. v.  
Agency for the Performing Arts,  
14    Inc.;
- 15    **Case No. 268 881** – Schwartz, et al. v.  
United Talent Agency, Inc.;
- 16    **Case No. 268 882** – Shayne, et al. v.  
Viacom Inc. and CBS Broadcasting  
17    Inc.; and
- 18    **Case No. 268 883** – Kalish, et al. v.  
Viacom Inc., Spelling  
Entertainment Inc., et al.

19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 I, HENRY M. WILLIS, declare and state:

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

9 2. Our firm has expended a total of 7784 hours on these cases through December 31,  
10 2009, of which 6666 hours were recorded by attorneys and 1118 hours by paralegals and law  
11 clerks.

12 3. We have, as a matter of billing judgment, eliminated the hours worked by  
13 attorneys and law clerks with less than 100 hours in this matter. That brings the totals to 7062.50  
14 hours on these cases through December 31, 2009, of which 6082.25 hours were recorded by  
15 attorneys and 977.25 hours by paralegals.

16 4. The following attorneys have committed more than one hundred hours to these  
17 matters:

18 (a) Dolly M. Gee received her law degree from the University of California at Los  
19 Angeles in 1984. She joined Schwartz, Steinsapir, Dohrmann & Sommers in 1986 after clerking  
20 for the Hon. Milton L. Schwartz, United States District Judge for the Eastern District of  
21 California. She was a partner in the firm from 1991 through the end of 2009, when she was  
22 appointed United States District Judge for the Central District of California. While she and the  
23 other attorneys from Schwartz, Steinsapir, Dohrmann & Sommers were nominally local counsel,  
24 she undertook more extensive responsibilities early on, including: (1) reviewing and editing  
25 virtually every brief in this matter, (2) writing and arguing various motions on behalf of the  
26 plaintiffs and oppositions to defense motions, (3) participating in steering committee meetings at  
27 which tactical and strategic decisions for the prosecution of these cases were made, (4) advising  
28 co-counsel regarding aspects of California law, (5) coordinating the litigation of 23 separate

1 cases, (6) dealing with counsel for defendants and third parties on discovery and related matters,  
2 (7) participating in discovery, and (8) interfacing with the court on procedural matters.

3 (b) I graduated from Boalt Hall in 1978. I joined Schwartz, Steinsapir, Dohrmann &  
4 Sommers in 1982 after having worked for Levy & Goldman and Pappy, Kaplon & Vogel in Los  
5 Angeles and a labor and civil rights firm, Youngdahl & Larrison, in Little Rock, Arkansas,  
6 where I was counsel for plaintiffs in several employment discrimination class actions. I  
7 participated in the regular telephonic conferences to discuss tactical decisions in the litigation of  
8 these cases, took an active part in discovery, advised co-counsel regarding aspects of California  
9 law, and wrote and appeared on several motions and applications in connection with these  
10 matters.

11 (c) Tamra M. Smith graduated from Stanford University School of Law in 2001. She  
12 joined Schwartz, Steinsapir, Dohrmann & Sommers in 2003 after clerking for the Hon. Robert  
13 Boochever, Circuit Judge, United States Court of Appeals for the Ninth Circuit, from 2001 to  
14 2002, and for the Hon. Napoleon A. Jones, Jr., United States District Judge for the Southern  
15 District of California, from 2002 to 2003. She has played an active part in discovery and related  
16 matters; her time is recorded under her maiden name of Boyd.

17 (d) Shirley A. Lee graduated from the University of California Hastings School of  
18 Law in 1999. She joined Schwartz, Steinsapir, Dohrmann & Sommers in 2007 after having been  
19 a partner in the firm of Weinberg, Roger, and Rosenfeld in the Bay Area. She first became  
20 involved in these actions as a contract attorney, then continued her involvement as an attorney  
21 with our firm. She has played an active part in discovery and related matters. The hours I have  
22 listed for her above are limited to those worked after she joined our firm as an associate.

23 5. Our firm is primarily a labor firm, representing unions, individual employees and  
24 non-profit organizations. As a result, we typically bill at rates significantly below the prevailing  
25 market rates in the Los Angeles area. We have, on the other hand, recovered fees at the  
26 prevailing market rates in litigation based on fee-shifting statutes.

27 6. I was awarded fees based on an hourly rate of \$530.00 per hour for my work as  
28 co-counsel for the plaintiffs in the matter of *Flores v. Albertson*, a Fair Labor Standards Act

1 collective action litigated in the United States District Court for the Central District of California  
2 and resolved by settlement in 2005. Dolly M. Gee was awarded fees in that action based on an  
3 hourly rate of \$480.00 per hour; Tamra Smith was awarded fees based on the rate of \$270.00 per  
4 hour. Allowing for a modest increase of three percent per annum for the four years since the  
5 settlement of the *Flores* case increases these rates to roughly \$600.00, \$540.00 and \$300.00,  
6 respectively.

7 7. Dolly M. Gee was awarded fees at \$325.00 per hour for her work as co-counsel  
8 for the plaintiffs in the matter of *Bench v. Disney*, an ERISA class action litigated in the United  
9 States District Court for the Central District of California and resolved by entry of a consent  
10 decree in 2001.

11 8. The following table sets out the prevailing market rates in the Los Angeles area  
12 and the hours spent in this action through December 31, 2009 by each timekeeper who has  
13 committed more than one hundred hours to these actions:

Name	Position	Bar Admission Date	Total Hours	Prevailing Market Rates in Los Angeles
Dolly M. Gee	Partner	1984	4660.75	\$550.00
Henry M. Willis	Partner	1978	836.00	\$550.00
Tamra Boyd Smith	Associate	2001	511.25	\$380.00
Shirley A. Lee	Associate	1999	374.25	\$400.00
Robert Rodriguez	Paralegal		743.75	\$195.00
Elizabeth Beaudine	Paralegal		267.25	\$195.00

22  
23 9. Our firm has provided detailed billing records to a common database of Class  
24 Counsel and agree those records are available for in camera review by the Court.

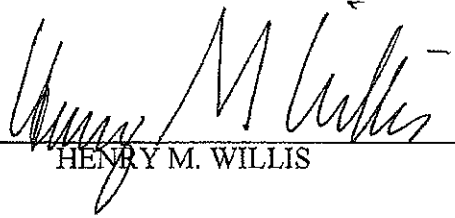
25 10. Our firm joins in and supports the common fee and expense petition filed by Class  
26 Counsel requesting the Court award an agreed one-third contingent fee to and reimburse  
27 expenses of Class Counsel from the Legal and Administrative Expense portion of QSFII to be  
28 directed to the accounts of the appropriate firms and/or attorneys by Lead Class Counsel from

1 QSFII by its Trustees. We have agreed that our expenses will be reimbursed and our fees will be  
2 paid from any such award. Accordingly, Schwartz, Steinsapir, Dohrmann & Sommers LLP  
3 makes no separate or additional requests for payments of fees or reimbursement of expenses to it  
4 or to any attorney associated with it now or in the past. The time and expense information is  
5 furnished here, as part of Class Counsel's fee and expense.

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

9 Executed on April 13, 2010 at Los Angeles, California.

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28



---

HENRY M. WILLIS