

EXHIBIT 21

LAW OFFICES OF TODD M. FRIEDMAN, P.C.

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Attorneys for Plaintiffs,

Submitted on Behalf of:

LAW OFFICES OF TODD M. FRIEDMAN, P.C.

Counsel for Plaintiff(s) in:

Bayard, Leslie, and Medina, Nomer v. Hyundai and Kia

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

IN RE: HYUNDAI AND KIA FUEL
ECONOMY LITIGATION

Case No. 2:13-ml-02424-GW-FFM

**DECLARATION OF TODD M.
FRIEDMAN IN SUPPORT OF
REQUEST FOR ATTORNEYS' FEES
AND EXPENSES**

Date: December 21, 2014

I, Todd M. Friedman, declare as follows:

1. I am the owner of Law Offices of Todd M. Friedman, co-counsel for Leslie Bayard and Nomer Medina. This declaration is submitted in support of the fees and expenses request for work performed by Law Offices of Todd M. Friedman, P.C. in connection with this litigation. I have personal knowledge of the facts below and, if called upon to do so, could and would testify competently thereto. This declaration is submitted after a review of the billing records of Law Offices of Todd M. Friedman, P.C.

I. OVERVIEW

A. Overview of Work Performed

2. I was one of Plaintiffs’ attorneys. I reviewed multiple motions and reports; I also attended numerous conference calls. I also oversaw the work on this case by associates and staff members at my firm.

B. Requested Lodestar

3. Leslie Bayard and Nomer Medina request a total lodestar of \$ 14,041.00, which is based on 39.70 hours, as compensation for their counsel Law Offices of Todd M. Friedman, P.C.

4. Below is a summary of all of the individuals who worked on this matter, their role (Sr. Partner, Jr. Partner, Sr. Associate, Jr. Associate, Litigation Staff), the total number of hours they worked on this matter for which compensation is requested, their hourly billing rate, and their total lodestar.

Attorney	Role	Total Hours	Billing Rate	Lodestar
Todd M. Friedman	Partner	16.80	\$495.00	\$8,316.00
Suren N. Weerasuriya	Jr. Associate	22.90	\$250.00	\$5,725.00
TOTALS				\$14,041.00

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1 **II. LODESTAR BY TYPE OF WORK**

2 5. The below divides the total lodestar listed above into distinct categories.

3 **A. Time Spent Preparing Complaint(s), Litigating Actions Outside of the**
4 **MDL, Appearing Before the Judicial Panel of Multidistrict Litigation,**
5 **and other Time Before February 14, 2013**

6 6. This category includes all time spent before the initial status conference
7 before Judge Wu, which occurred on February 14, 2013. It also includes any time spent
8 after February 14, 2013, preparing and filing complaints, litigating those cases outside of
9 the MDL proceedings, and appearing before the Judicial Panel on Multidistrict Litigation.

10 7. Below is a list of the attorneys who worked on this portion of the litigation,
11 along with the number of hours each spent, their billing rates, the lodestar attributable to
12 them, and the total lodestar for this portion of the litigation and the work performed
13 regarding this category:

14 **a. Suren N. Weerasuriya: Total = \$575.00**

15 i. Prepare and file State Class Action Complaint- 1.80 Hours at
16 \$250.00 rate= \$450.00 lodestar total

17 ii. Prepare and file First Amended Complaint- .50 hours at
18 \$250.00 rate= \$125.00

19 8. I also reviewed the case facts (.8), the initial draft Complaint (.6), and
20 reviewed the First Amended Complaint (.6) and Amended Summons. The Complaint, the
21 FAC and accompanying documents were prepared and filed by my firm. My fees for the
22 above work is as follows: 2.0 hours x 495.00 hour = **\$990.00.**

23 9. The below time reflects various status conferences attended by myself or any
24 of my associates, along with the number of hours each spent, their billing rates, the
25 lodestar attributable to them, and the total lodestar for this portion of the litigation:

26 **a. Suren N. Weerasuriya: 2.0 hours x \$250= \$500.00.**

27 i. Status Conference- April 25, 2013- .5 hours

28 ii. Status Conference- August 15, 2013- 1.5 hours

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2 **B. Calls with Non-Settling Plaintiff Group**

3 10. This category includes calls with the Non-Settling Plaintiffs that were
4 organized by Liaison Counsel. Below is a list of the attorneys who worked on this portion
5 of the litigation, along with the number of hours each spent, their billing rates, the
6 lodestar attributable to them, and the total lodestar for this portion of the litigation:

7 **a. Suren N. Weerasuriya: 4.10 hours x \$250.00= \$1025.00**

8 i. Conference Call Regarding Discovery- May 08, 2013- .5 hours
9 \$250.00= \$125.00

10 ii. Conference Call Regarding Discovery/Settlement- May 22,
11 2013- 1.50 hours x \$250.00= \$375.00

12 iii. Conference Call Regarding Discovery/ Settlement- June 03,
13 2013- .8 hours x \$250.00= \$200.00 hours

14 iv. Conference Call Regarding Discovery/ Settlement- January 03,
15 2014- 1.3 hours x \$250.00= \$325.00

16 **C. Review and Discussion of Settlement Terms and Revisions**

17 11. This category includes time spent reviewing and discussing the terms of the
18 proposed settlement. Below is a list of the attorneys who worked on this portion of the
19 litigation, along with the number of hours each spent, their billing rates, the lodestar
20 attributable to them, and the total lodestar for this portion of the litigation.

21 **a. Suren N. Weerasuriya: 11.20 hours x \$250.00=\$2,800.00**

22 i. Review Settling Plaintiffs' Motion for Preliminary Approval of
23 Class Settlement- December 27, 2013- 5.10 hours x \$250.00=
24 \$1,275.00

25 ii. Review Settling Plaintiff's Motion for Class Certification-
26 December 28, 2013- 3.8 hours x \$250.00= \$950.00
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- 1 iii. Prepare memorandum regarding Motion for Class Certification
- 2 and Motion for Preliminary Approval of Class Settlement-
- 3 December 30, 2013- 1.0 hours x \$250.00= \$250.00
- 4 iv. Conference Call regarding Settling Plaintiffs' Motion- January
- 5 03, 2014- 1.3 hours x \$250.00= \$325.00
- 6 **b. Todd Friedman: 14.80 hours x \$495.00= \$7,326.00**
- 7 i. Review Defendant's Confidentiality Agreement- March 05,
- 8 2013- .7 hours x \$495.00= \$346.50
- 9 ii. Review Liaison Counsel's Status Report- April 09, 2013-.5
- 10 hours x \$495.00= \$247.50
- 11 iii. Review Liaison Counsel's Preliminary Database Report- April
- 12 22, 2013- 2.40 hours x \$495.00= \$1,188.00
- 13 iv. Review KIA's Status Report- September 20, 2013-.6 hours x
- 14 \$495.00= \$297.00
- 15 v. Review Settling Plaintiffs' Motion for Preliminary Approval of
- 16 Class Settlement- December 29, 2013- 2.8 hours x \$495.00=
- 17 \$1,386.00
- 18 vi. Review Settling Plaintiff's Motion for Class Certification-
- 19 December 30, 2013- 4.5 hours x \$495.00= \$2,227.50
- 20 vii. Read Associates' Memorandum on Class Certification and
- 21 Class Settlement Motions of Settling Plaintiffs- December 31,
- 22 2013- 1.0 hours x \$495.00= \$495.00
- 23 viii. Read internal memo from Liaison Counsel and discuss with Co-
- 24 Counsel-May 07, 2014- 2.30 hours x \$495.00= \$1,138.50
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Attorney	Total Hours	Billing Rate	Lodestar
Todd M. Friedman	14.80	\$495.00	\$7,326.00
Suren N. Weerasuriya	11.20	\$250.00	\$2,800.00
TOTALS			\$10,126.00

12. My associates and I reviewed and evaluated multiple Reports and Motions such as: Liaison Status Report, Settling Plaintiff's Motion for Class Settlement, Joint Discovery Motion, Judge Wu's order regarding discovery motions, settling Plaintiffs' Motion for Class Certification and Liaison Counsel Report.

D. Discovery-Related Motion Practice and Meet and Confer

13. This category only applies to those plaintiffs and firms that raised additional discovery issues in October and November 2013. This includes time spent meeting and conferring on those issues and, if applicable, preparing portions of the joint discovery stipulation filed in November 2013. It also includes subsequent efforts to resolve discovery disputes. Below is a list of the attorneys who worked on this portion of the litigation, along with the number of hours each spent, their billing rates, the lodestar attributable to them, and the total lodestar for this portion of the litigation:

a. Suren N. Weerasuriya: 3.30 hours x \$250.00= **\$825.00**

i. Review Joint Discovery Motion and advise co-counsel-
December 02, 2013- 1.60 hours x \$250.00= \$400.00

ii. Read Judge Wu's Discovery Order and report back to co-counsel- December 11, 2013-1.7 hours x \$250.00= \$425.00

1 **III. LITIGATION EXPENSES**

Expense Category	Amount
Filing Fees and Costs	\$1,000.00

5 **IV. THE REQUESTED HOURLY RATES ARE REASONABLE**

6 My experience and more than 12 years in practice in California are sufficient to
7 justify my hourly billing rate in this case of \$495 per hour. Since 2002, I have dedicated
8 my practice exclusively to areas of consumer protection with a concentration in the Fair
9 Debt Collection Practices Act (FDCPA), Rosenthal Fair Debt Collection Practices Act
10 (RFDCPA), Lemon Law, Fair Credit Reporting Act (FCRA), the Truth in Lending Act
11 (TILA), Telephone Consumer Protection Act (TCPA), and California Invasion of Privacy
12 Act (CIPA). Prior to opening my own practice, I was the managing attorney at a top
13 consumer litigation firm. In August of 2005, I won a trial in the case of *Brunner v.*
14 *Chrysler* in San Diego County. I also successfully defended the appeal in the same case.
15 In November of 2005, I argued in front of the Ninth Circuit Court of Appeals. In March
16 of 2006, I won a trial against Mercedes Benz USA in Los Angeles County in the case of
17 *Isip v. Mercedes*. I also successfully defended Mercedes' appeal of the same trial. I also
18 won a trial against Honda in both 2006 and 2007. In 2009, WebRecon, LLC reported that
19 I was the one of the top 5 'most active' FDCPA attorney in the United States for that
20 calendar year, representing hundreds of consumers in federal courts alone. I have been
21 lead *or* secondary Counsel on over sixty (60) class action lawsuits, all of which have been
22 filed within the past two (2) years and have been, or currently are being litigated.

1 I declare under penalty of perjury under the laws of the United States of America
2 that the foregoing is true and correct. Executed on December 21, 2014, at Beverly Hills,
3 California.

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5 **LAW OFFICES OF TODD M. FRIEDMAN, P.C.**

6 By: /s/ Todd M. Friedman
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