

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Laydon v. Mizuho Bank, Ltd., et al.

No. 12-cv-3419 (GBD)

Sonterra Capital Master Fund Ltd., et al. v. UBS AG, et al.

No. 15-cv-5844 (GBD)

**DECLARATION OF TODD A. SEAVER IN SUPPORT OF
CLASS COUNSEL'S MOTION FOR AWARD OF ATTORNEYS' FEES**

I, Todd A. Seaver, pursuant to 28 U.S.C. §1746, hereby declare as follows:

1. I am a partner with the law firm Berman Tabacco. The statements herein are true to the best of my personal knowledge, information and belief based on the books and records of Berman Tabacco and information received from its attorneys and staff.

2. Berman Tabacco serves as additional Plaintiffs' counsel for the putative class in these actions.

3. I respectfully submit this declaration in support of Class Counsel's Motion for Award of Attorneys' Fees, and seek attorneys' fees in these actions.

4. During the course of this litigation, and as detailed herein, Berman Tabacco worked on assignments that it was specifically directed to perform by Class Counsel Lowey Dannenberg, P.C.

5. Set forth below in ¶ 7 are the lodestar value of the attorneys and professional staff of Berman Tabacco from inception to September 30, 2017 and also from September 1, 2016 to September 30, 2017, describing the lodestar value of the hours worked since Class Counsel's previous motion seeking an award of attorneys' fees in these actions. The lodestar calculations are based on the firm's current hourly billing rates. The schedule was prepared based upon daily time records maintained by attorneys and professional support staff at Berman Tabacco. The schedule in ¶ 10 below reflects the expenses incurred by the firm in its representation of the putative class in this litigation since Class Counsel's previous motion seeking reimbursement of expenses incurred in these actions.

6. The services Berman Tabacco performed on behalf of the putative class include, but are not limited to, the following:

- Legal research and drafting pleadings
- Discovery / Investigative Work
- Japanese language document analysis
- Litigation Strategy Work
- Mediation
- Court Appearances

7. Berman Tabacco's total fee-compensable time for which it seeks an award of attorneys' fees is summarized below.

Attorneys	Role	Hourly Rate	Hours from Inception to 9/30/2017	Lodestar from Inception to 9/30/2017	Hours from 9/1/2016 to 9/30/2017	Lodestar from 9/1/2016 to 9/30/2017
Andrews, Daryl	Associate	\$610.00	1,851.80	\$1,129,598.00	693.30	\$422,913.00
Bass, Will	Law Clerk	\$210.00	67.50	\$14,175.00		\$0.00
Bastien, Mackline	Staff Attorney	\$380.00	3,071.01	\$1,166,983.80	978.00	\$371,640.00
Buttacavoli, Steven	Associate	\$610.00	74.80	\$45,628.00		\$0.00
Didrickson, Karen	Project Attorney	\$395.00	1,590.00	\$628,050.00	1,101.50	\$435,092.50
Donovan-Maher, Kathleen	Partner	\$850.00	21.20	\$18,020.00	1.10	\$935.00
Drake, Brian	Staff Attorney	\$380.00	1,482.00	\$563,160.00	516.70	\$196,346.00
Egan, Patrick	Partner	\$725.00	482.80	\$350,030.00	56.30	\$40,817.50
Elias, Victor	Associate	\$475.00	31.20	\$14,820.00		\$0.00
Eng, Jay	Of Counsel	\$615.00	24.90	\$15,313.50		\$0.00
Falardeau, Laura	Project Attorney	\$410.00	1,228.60	\$503,726.00	333.60	\$136,776.00
Girard, Wyndham	Project Attorney	\$350.00	3,248.25	\$1,136,887.50	1,054.00	\$368,900.00
Goffin, Glenn M.	Project Attorney	\$395.00	751.90	\$297,000.50	658.70	\$260,186.50
Kikuchi, Akiko	Project Attorney (Japanese language)	\$450.00	290.00	\$130,500.00	290.00	\$130,500.00
Lavallee, Nicole	Partner	\$850.00	34.80	\$29,580.00	0.40	\$340.00
Lee, Berna	Staff Attorney	\$380.00	3,278.50	\$1,245,830.00	846.00	\$321,480.00
Lee, Thomas	Project Attorney	\$360.00	1,759.40	\$633,384.00	759.40	\$273,384.00
McGrath, Sarah	Associate	\$430.00	1,685.60	\$724,808.00	392.90	\$168,947.00
McKim, Ellee	Staff Attorney	\$380.00	3,037.90	\$1,154,402.00	973.80	\$370,044.00
O'Berry, Anne	Of Counsel	\$665.00	63.96	\$42,533.40		\$0.00
Poppler, Chowning	Associate	\$475.00	56.00	\$26,600.00	11.10	\$5,272.50
Seaver, Todd	Partner	\$725.00	624.40	\$452,690.00	71.30	\$51,692.50
Stern, Leslie	Partner	\$780.00	75.40	\$58,812.00		\$0.00
Tabacco, Joseph	Partner	\$890.00	229.90	\$204,611.00	73.80	\$65,682.00
Paralegals and Legal Assistants						
Becker, Kathy	Paralegal	\$350.00	32.20	\$11,270.00	3.20	\$1,120.00
Bernardoni, Andrea	Paralegal	\$290.00	41.50	\$12,035.00	9.00	\$2,610.00
Scarsciotti, Jeannine	Paralegal	\$480.00	44.40	\$21,312.00	16.70	\$8,016.00
TOTALS			25,179.92	\$10,631,759.70	8,840.80	\$3,632,694.50

8. Thus, the total time for which my firm is requesting an award of legal fees is 25,179.92 hours. The total lodestar value of these professional services is \$ 10,631,759.70.

9. The above hourly rates for Berman Tabacco’s attorneys and professional support staff are the firm’s current hourly rates. The firm’s lodestar figures do not include charges for expense items. Expense items are billed separately and such charges are not duplicated in the firm’s current billing rates.

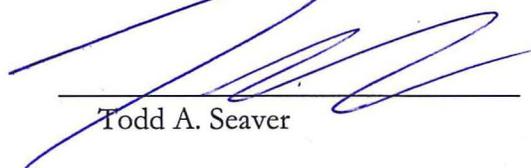
10. As detailed and categorized in the below schedule, Berman Tabacco has incurred a total of \$ 10,231.89 in expenses from September 1, 2016 through September 30, 2017 for which it will be reimbursed from the litigation expense fund created by this Court. *See Sonterra Capital Master Fund Ltd., et al. v. UBS AG, et al.*, No. 15-cv-5844 (GBD), ECF No. 297 ¶ 3.

Expense Categories	Cumulative Expenses
Travel - Airfare, Lodging, Meals, Taxi	\$23,206.99
Computer Research, Databases & Docket	\$12,830.07
Conferences, Meetings, Telephone, & Telecopier	\$402.91
Acquisition of Court Transcripts/Court Reporter Fees	\$427.00
Document Review, IT and Maintenance	
Professional, Consulting, or Expert Fees	
In-House Copying	\$15,443.74
Outside Copying	
Payroll-Overtime	
Postage, Mailing, FedEx, UPS, Fares & Messengers	\$443.15
Publications, Library, Subscriptions, and Promotion	
Service and Filing Fees	
Total Expenses Reimbursed	(\$42,521.97)
TOTAL	\$10,231.89

11. The above schedule was prepared based upon expense records reflected in the books and records of Berman Tabacco. These books and records are prepared from expense vouchers, check records, receipts and other source materials.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 19, 2017



Todd A. Seaver