

1 James T. Ryan, Esq. (SBN 210515)
JAMES T. RYAN, PC
2 1110 Glenville Drive #307
Los Angeles, California 90035
3 Phone: (310) 990-2889
jr@jamestryan.com

4 Kenneth A. Goldman, Esq. (SBN 250941)
5 LAW OFFICE OF KENNETH A. GOLDMAN, PC
15300 Ventura Boulevard, Suite 207
6 Sherman Oaks, California 91403
Phone: (818) 287-7689
7 Facsimile: (818) 287-7816
ken@kengoldmanlaw.com

8 For Plaintiff Alana Schwartz
9 and other persons similarly situated

10 **UNITED STATES DISTRICT COURT**
11 **CENTRAL DISTRICT OF CALIFORNIA**
12

13 **ALANA SCHWARTZ**, individually
and on behalf of other persons similarly
14 situated,

15 Plaintiff,

16 vs.

17 **DESTINATION MATERNITY**
CORPORATION and DOES 1-20,

18 Defendants.
19

Case No.: 14-CV-01477-GHK-FFM

**DECLARATION OF JAMES T.
RYAN IN SUPPORT OF
PLAINTIFF'S MOTION FOR
ATTORNEYS' FEES, LITIGATION
COSTS, AND INCENTIVE AWARD**

Date: December 7, 2015
Time: 9:30 a.m.
Courtroom: 650
Before the Honorable George H. King

1 **DECLARATION OF JAMES T. RYAN**

2 I, James T. Ryan, declare as follows:

3 1. I am an attorney licensed to practice law in the State of California and
4 before this Honorable Court. I am counsel of record for Plaintiff Alana Schwartz
5 (“Plaintiff”) in this case. The matters stated herein are based on my personal
6 knowledge and, if called upon to testify as a witness, I could and would
7 competently testify to the accuracy and truth of such matters.

8 2. I submit this declaration in support of Plaintiff’s Motion for
9 Attorneys’ Fees, Litigation Costs, and Incentive Award.

10 3. I am a 2000 graduate of Pepperdine University School of Law. I have
11 been practicing civil litigation since becoming a member of the State Bar of
12 California and United States Court for the Central District of California in
13 December 2000. Since 2000, I have been litigating and have established an
14 expertise in litigating invasion of privacy torts for individual plaintiffs in state and
15 federal courts in California.

16 4. In addition, I have participated in litigating several class actions in
17 state and federal courts in California, including *Ory v. Columbia House Music*
18 *Club, et. al.*, United States District Court Case No. CV 02-2342 SJO (AJWx),
19 *Armuth v. Linton*, United States District Court, Case No. CV 11-0220 AHM-E,
20 *Bouchard v. Optometrix et. al.*, Los Angeles Superior Court Case No. BC 416146,
21 *Russo v. City of Beverly Hills et al.*, Los Angeles Superior Court Case No. BC
22 356541, *Richert v. Writers Guild of America west, Inc.*, Los Angeles Superior
23 Court Case No. BC 339972, *Osmond v. Screen Actors Guild, Inc.*, Los Angeles
24 Superior Court Case No. BC377780, *Webb v. Directors Guild of America, Inc.*,
25 Los Angeles Superior Court Case No. BC 352651, *Gustafson v. Chase Manhattan*
26 *Bank USA, N.A.*, Los Angeles Superior Court Case No. BC 319892, *Bedran v.*
27 *American Express Travel Related Services, Inc.*, Los Angeles Superior Court Case
28 No. BC241979, and *Colin Higgins Productions, Inc. v. Universal City Studios,*

1 *LLC*, Los Angeles Superior Court Case No. BC499180.

2 5. My co-counsel and I have significant combined experience in class
3 action and civil litigation, and this experience and expertise helped inform the
4 settlement negotiations in this case. I believe it was the skill and reputation of
5 Class Counsel that facilitated an early settlement dialogue with counsel for
6 Defendant. This dialogue served as the catalyst for the multiple settlement
7 discussions that resulted in the Settlement Agreement.

8 6. The majority of my attorney time was spent on the following tasks:

9 a. Settlement Related Activities: I participated in extensive, hard-fought
10 negotiations with defense counsel. I spent many hours participating in
11 meetings, telephone conversations, and correspondence with defense
12 counsel trying to craft a settlement that was simultaneously beneficial
13 to the Class Members and fair to Defendant Destination Maternity
14 Corporation. I attended a mediation and had numerous informal
15 telephonic meetings with defense counsel and the mediator thereafter
16 in order to bring this matter to a resolution.

17 b. Pleadings/Motions: I helped draft, review, and finalize Plaintiff's
18 initial complaint and First Amended Complaint, and Plaintiff's
19 oppositions to Defendant's Motions to Dismiss. When the parties met
20 and conferred pursuant to Local Rule 7-3, I urged Defendant's
21 counsel to not file motions to dismiss based on paragraph 5 of the
22 Court's Case Management Order (Doc. No. 11). Defendant insisted
23 on filing two motions to dismiss and, as a result, a significant amount
24 of work went into defeating those motions.

25 c. Discovery: I helped draft Plaintiff's first set of discovery requests and
26 initial disclosures and review Defendant's discovery responses and
27 documents produced.

28 d. Attorney Meeting/Strategy: I engaged in a number meetings with my

1 fellow class counsel to discuss litigation, management, and settlement
2 strategy.

3 e. Miscellaneous: I engaged in a significant amount of time managing
4 this case and conferring with Plaintiff.

5 7. Attached as Exhibit 1 is a true and correct copy of my
6 contemporaneous billing entries in this case as well as the actual out-of-pocket and
7 other costs incurred.

8 8. I anticipate that I will incur additional attorney's fees in this matter by
9 responding to Class Member objections (if any); continuing to supervise the notice
10 process; and preparing for and attending the Fairness Hearing on December 7,
11 2015.

12 9. My current hourly fee is \$600.00 per hour. The total hours expended
13 by me in this case, as detailed in Exhibit 1, equals 224.8 hours of attorney time,
14 which equals \$134,880.00.

15 10. The total hours expended by my co-counsel, as detailed in the
16 Declaration of Kenneth A. Goldman filed concurrently herewith, equals 207.8
17 hours of attorney time, which equals \$88,697.50 at his rate of \$425.00 per hour.

18 11. Accordingly, the total lodestar of attorney time spent by Plaintiff's
19 counsel in this case to date equals 432.6 hours of attorney time, which equals
20 \$223,577.50.

21 12. Based on my experience and practice, I believe my hourly rate is
22 consistent with the rates charged in the Los Angeles legal community for attorneys
23 of similar caliber and experience.

24 13. My co-counsel and I incurred and anticipate a combined total of
25 \$10,946.46 in expenses in this case as reflected in Exhibit 1 hereto and the
26 Declaration of Kenneth A. Goldman. This amount is less than the maximum
27 amount of \$12,500.00 that Defendant agreed to pay in the settlement. The
28 expenses that I incurred pertaining to this case are recorded in the books and

1 records of my firm. The expense summary was prepared based on expense
2 vouchers, check records, and other documents and are an accurate record of the
3 out-of-pocket and reimbursable expenses. I anticipate that I will incur an
4 additional \$20.65 in parking and mileage related expenses for the hearing on this
5 motion and the motion for final approval of the settlement.

6 14. I believe the expenses incurred were reasonable and necessary given
7 the complex nature and scope of the case. If any additional expenses are incurred
8 before the date of the Fairness Hearing, they will be reflected in a supplemental
9 declaration.

10 15. Plaintiff requests \$5,750.00 as an incentive award. Such an award is
11 justified by the time and effort Plaintiff dedicated to this case, the reputational risks
12 faced in associating her name with a class action lawsuit, and in recognition of her
13 willingness to act on behalf of the Class Members.

14 16. At the time of this declaration, I know of no objections to the final
15 approval of the settlement. Should I receive any objections, I will address any
16 such objections on or before November 2, 2015.

17 17. Based on my professional experience, and taking into consideration
18 the risks of continued litigation as compared to the relief granted by the Settlement,
19 I believe that the Settlement is fair, reasonable, and adequate, and in the best
20 interests of the Class.

21

22 I declare under the penalty of perjury under the laws of the United States of
23 America that the foregoing is true and correct. Executed in Los Angeles, on
24 August 19, 2015.

25

/s/ James T. Ryan

26

James T. Ryan

27

28

EXHIBIT 1

James T. Ryan, P.C.
 1110 Glenville Dr. #307
 Los Angeles, California 90035
 Phone: (310) 990-2889
 Tax ID: 46-1800103
 E-mail: jr@jamestryan.com

Client/Matter: *Schwartz v. Destination Maternity Corporation*

ATTORNEY HOURS

Date	Description	Hours
10/2/13	Read case file; Meeting with K. Goldman to discuss facts	3.0
10/8/13	Meeting with Client	3.0
10/9/13	Telephonic Conference with K. Goldman regarding defendant	0.8
10/15/13	Draft Complaint	2.0
10/16/13	Continue to draft Complaint	0.5
10/22/13	Telephonic Conference with K. Goldman regarding allegations of Complaint	0.3
11/8/13	Email K. Goldman regarding investigation	0.1
11/19/13	Email K. Goldman regarding investigation	0.1
11/27/13	Receive email from K. Goldman regarding investigation	0.1
1/10/14	Conduct research and investigation regarding allegations	0.2
1/14/14	Revise Complaint	0.7
1/16/14	Telephonic Conference with K. Goldman regarding strategy on discovery; Receive and respond to emails from K. Goldman regarding judicial assignment	0.7
1/28/14	Read letter from opposing counsel (.1); Review allegations of Complaint (.1); Read DMC website (.3)	0.5
1/29/14	Telephonic Conference with K. Goldman regarding strategy in responding to letter (.5); Research and prepare draft response to letter (2.6)	3.1
2/2/14	Telephonic Conference with K. Goldman regarding response to letter	0.2
2/12/14	Telephonic Conference with K. Goldman (.2); Review Court Status Conference Order (.1)	0.3
2/24/14	Telephonic Conference with K. Goldman	0.2
2/27/14	Telephonic Conference with K. Goldman regarding removal to federal court (.2); Analyze removal documents (.2)	0.3
3/4/14	Telephonic Conference with D. Webb regarding case (.5); Email K. Goldman summarizing call with D. Webb (.1); Telephonic Conference with K. Goldman regarding discussion with D. Webb (1.0); Exchange emails with K. Goldman (.2); Exchange emails with D. Webb (.2); Analyze Removal documents and conduct research (.9)	2.9
3/5/14	Prepare for conference with D. Webb (1.0); Conference with D. Webb regarding contemplated motion to dismiss/strike and other items (.5); Prepare memo to file (.5); Review stipulation to extend deadline for Defendant to respond (.2)	2.2
3/12/14	Leave voice message for D. Webb (.1); Email K. Goldman (.1)	0.2
3/18/14	Conduct legal research in advance preparation for legal arguments Defendant will raise on motion to dismiss	1.0
3/25/14	Read Court's Standing Order (.2); Prepare email to D. Webb regarding contemplated motion to dismiss (.3)	0.5
3/26/14	Email D. Webb regarding contemplated motion to dismiss/strike (.1);	0.8

James T. Ryan, P.C.
 1110 Glenville Dr. #307
 Los Angeles, California 90035
 Phone: (310) 990-2889
 Tax ID: 46-1800103
 E-mail: jr@jamestryan.com

Client/Matter: *Schwartz v. Destination Maternity Corporation*

Date	Description	Hours
	Telephonic Conference with K. Goldman regarding legal research for motion to dismiss/strike (.7)	
3/27/14	Read email from B. Radke regarding response to my email from 3/26	0.1
3/31/14	Exchange multiple emails with D. Webb (.3); Conduct legal research to advance prepare for motion to dismiss to be filed (.2)	0.3
4/3/14	Analyze motion to dismiss and motion to strike (1.0); Telephonic Conference with K. Goldman regarding same and division of arguments (.8)	1.8
4/4/14	Conduct legal research to oppose motion to dismiss (1.5); Begin to draft Opposition to motion to dismiss (3.0)	4.5
4/8/14	Telephonic Conference with K. Goldman regarding opposing portions of motion to dismiss (1.0); Conduct legal research for opposition (1.6)	2.6
4/9/14	Continue to draft Opposition to motion to dismiss	5.0
4/10/14	Telephonic Conference with K. Goldman regarding arguments in opposition to motion to dismiss	0.8
4/13/14	Draft notice of non-opposition to separate motion to strike jury demand (.2); Continue to draft Opposition to motion to dismiss (.4); Telephonic Conference with K. Goldman regarding arguments in Opposition (.4)	1.0
4/14/14	Finalize drafts of Opposition to motion to dismiss and related documents for filing	5.0
4/16/14	Review terms of letter agreement to protect settlement documents (.2); Email opposing counsel regarding letter agreement (.1); Conference with opposing counsel regarding terms of letter agreement (.2); Revise terms of letter agreement (.5)	1.0
4/17/14	Exchange multiple emails with opposing counsel regarding letter agreement (.3); Email co-counsel (.1)	0.4
4/21/14	Read Reply to motion to dismiss (.4); Email opposing counsel regarding letter agreement (.1)	0.5
4/22/14	Telephonic Conference with K. Goldman regarding Reply and Supplemental Request for Judicial Notice	0.2
4/30/14	Read Court Order on motion to dismiss (.1); Telephonic Conference with K. Goldman regarding same (.3)	0.4
5/2/14	Conduct internet research on defendant	1.0
5/5/14	Strategize on how to amend complaint (.6); Call with K. Goldman regarding amending allegations (.6)	1.2
5/7/14	Draft amended complaint; Conduct legal research regarding same	4.0
5/9/14	Continue to draft amended complaint; Conduct legal research regarding same	4.3
5/12/14	Receive and review email from K. Goldman regarding allegations (.1); Continue to amend complaint (.5)	0.6
5/15/14	Telephonic Conference with K. Goldman regarding amended complaint (.8); Prepare for call with opposing counsel regarding POS systems/review materials (.8); Telephonic Conference with opposing counsel regarding POS	2.5

James T. Ryan, P.C.
 1110 Glenville Dr. #307
 Los Angeles, California 90035
 Phone: (310) 990-2889
 Tax ID: 46-1800103
 E-mail: jr@jamestryan.com

Client/Matter: *Schwartz v. Destination Maternity Corporation*

Date	Description	Hours
	system (.9)	
5/16/14	Exchange emails with private investigator regarding in-store investigation	0.5
5/19/14	Telephonic Conference with K. Goldman regarding amended complaint (.9); Prepare stipulation (.5); Read report of private investigator (.2); Revise amended complaint (.5)	2.1
5/20/14	Continue to revise amended complaint (1.0); Telephonic conference with K. Goldman regarding allegations for amended complaint	1.5
5/21/14	Finalize amended complaint for filing (.4); Email opposing counsel (.1); Telephonic Conference with K. Goldman (.2)	0.7
5/22/14	Review ECF notification (.1); Prepare Certificate of Interested Parties (.2)	0.3
5/23/14	Finalize Certificate of Interested Parties and file	0.3
5/28/14	Exchange emails with K. Goldman regarding Rule 26 conference (.2); Telephonic Conference with B. Radke regarding intended Motion to Dismiss (.7); Telephonic Conference with K. Goldman regarding same (.6); Conduct legal research on anticipated issues (.4)	1.9
5/29/14	Telephonic Conference with B. Radke	0.2
5/30/14	Exchange emails with opposing counsel	0.2
6/4/14	Review order on extension of time to file responsive pleading	0.1
6/5/14	Exchange emails with opposing counsel regarding LR 7-3 conference (.3); Telephonic Conference with K. Goldman regarding same (.4)	0.7
6/10/14	Analyze new POS system information (.2); Telephonic Conference with K. Goldman regarding Defendant's POS system (.4)	0.6
6/11/14	Telephonic Conference with opposing counsel regarding POS system (.5); Telephonic Conference with K. Goldman regarding same (.5)	1.0
6/12/14	Telephonic Conference with vendor regarding demonstration software to utilize for maintaining information on potential class members	1.2
6/14/14	Analyze Motion to Dismiss First Amended Complaint (.7); Telephonic Conference with K. Goldman regarding same (.8)	1.5
6/20/14	Conduct legal research in preparation for opposing Motion to Dismiss; Begin to draft Opposition to Motion to Dismiss	5.0
6/23/14	Continue to Draft Opposition to Motion to Dismiss and file	5.5
7/2/14	Analyze Reply to Motion to Dismiss (.3); Telephonic Conference with K. Goldman regarding same (.2)	0.5
8/5/14	Telephonic Conference with K. Goldman regarding Order on Motion to Dismiss (.2); Read order on Motion to Dismiss (.2)	0.4
8/7/14	Exchange emails with K. Goldman regarding preparing for Rule 26	0.2
8/8/14	Telephonic Conference with K. Goldman regarding Rule 26 conference	0.2
8/11/14	Draft letter to opposing counsel outlining discovery needed pursuant to Rule 26	1.0
8/19/14	Draft stipulated protective order (.5); Analyze Answer (.2); Revise Rule 26 letter to opposing counsel (.2); Email K. Goldman regarding same (.1);	1.2

#674

James T. Ryan, P.C.
 1110 Glenville Dr. #307
 Los Angeles, California 90035
 Phone: (310) 990-2889
 Tax ID: 46-1800103
 E-mail: jr@jamestryan.com

Client/Matter: *Schwartz v. Destination Maternity Corporation*

Date	Description	Hours
	Telephonic Conference with K. Goldman regarding Rule 26 (.2)	
8/21/14	Review Initial Scheduling Order and sketch out dates (.2); Telephonic Conference with K. Goldman regarding same (.3)	0.5
8/24/14	Prepare draft of joint Rule 26 report	1.8
8/25/14	Telephonic Conference with K. Goldman regarding strategy (.3); Read new case (.2); Travel to and attend meeting with Client (2.0)	2.5
8/26/14	Exchange emails with K. Goldman regarding Rule 26 report	0.2
9/1/14	Telephonic Conference with K. Goldman to go over all of the items for the joint Rule 26 report and upcoming meeting with Opposing Counsel regarding Rule 26	1.8
9/2/14	Telephonic Conference with K. Goldman regarding investigation at point of sale	0.2
9/11/14	Review Opposing Counsel's proposed changes to protective order (.4); Telephonic Conference with K. Goldman to prepare for Rule 26 meeting with counsel	1.5
9/12/14	Prepare for Rule 26 meeting with Opposing Counsel (1.0); Travel to and attend Rule 26 meeting with Opposing Counsel (2.5); Meeting with K. Goldman to discuss strategy (2.0); Revise joint Rule 26 report based on items discussed at meeting (1.6); Email Opposing Counsel for list of proposed dates (.1)	7.2
9/15/14	Review and revise protective order and changes from Opposing Counsel (.8); Call with B. Radke regarding changes to protective order (.3)	1.1
9/16/14	Read new class action opinion granting certification (.4); call with K. Goldman regarding mediators (.2); Email Opposing Counsel regarding scheduling deadlines (.3)	0.9
9/17/14	Review changes to protective order and email Opposing Counsel regarding same (.3); revise Rule 26 report (1.5); Exchange multiple emails with K. Goldman regarding Rule 26 (.8)	2.8
9/19/14	Revise protective order	0.5
9/22/14	Revise protective order (.1); Read email from Opposing Counsel (.1)	0.2
9/23/14	Draft Plaintiff's Initial Disclosures (.5); Revise Rule 26 report (.5)	1.0
9/29/14	Call with K. Goldman regarding initial disclosures (.3); Prepare documents for production with initial disclosures (.2); Revise Rule 26 report (1)	1.5
10/3/14	Review changes to Rule 26 report from Opposing Counsel	0.5
10/6/14	Call with K. Goldman regarding Rule 26 report	0.2
10/8/14	Call with K. Goldman regarding preparing written discovery requests	0.1
10/9/14	Finalize protective order for filing (.2); Begin to prepare interrogatories and document requests to Defendant (.8)	1.0
10/17/14	Continue to draft written discovery: interrogatories, requests for admission, requests for documents	2.2
10/20/14	Call with K. Goldman regarding discovery requests (.4); Revise discovery	1.3

#675

James T. Ryan, P.C.
 1110 Glenville Dr. #307
 Los Angeles, California 90035
 Phone: (310) 990-2889
 Tax ID: 46-1800103
 E-mail: jr@jamestryan.com

Client/Matter: *Schwartz v. Destination Maternity Corporation*

Date	Description	Hours
	requests (.8); Exchange emails with K. Goldman regarding discovery requests (.1)	
10/21/14	Read scheduling order (.1); Confer with K. Goldman regarding strategy (.4); Continue to draft and revise discovery requests to Defendants (1.5)	2.0
10/22/14	Conference with K. Goldman to revise and finalize written discovery requests to Defendant	1.2
10/27/14	Read and revise letter to Opposing Counsel regarding mediation and information needed (.1); Call with K. Goldman regarding information needed for mediation (.2); Receive and review multiple emails from K. Goldman (.3)	0.6
10/29/14	Exchange emails with K. Goldman regarding mediation and mediators (.4); Read new decision on class certification (.4); Call with K. Goldman regarding mediation (.1); Read mediators initial fee schedule letter (.1)	1.0
11/20/14	Call with mediator's case manager (.1); Email K. Goldman regarding same (.1)	0.2
11/24/14	Analyze Defendant's discovery responses to interrogatories, RFAs, RFPs	1.0
11/25/14	Call with K. Goldman regarding private investigator and Defendant's discovery responses (.4); Receive and review email from private investigator (.1)	0.5
11/26/14	Review and revise meet and confer letter to Opposing Counsel (.5); Begin to draft mediation brief (8.8)	9.3
12/1/14	Call with K. Goldman regarding mediation brief (.2); Read email from K. Goldman to private investigator (.1); Revise mediation brief (.8)	1.1
12/2/14	Prepare draft of joint stipulation for motion to compel (1.3); Conference call with opposing counsel regarding discovery (1.3); Calls with K. Goldman regarding meet and confer items (.5); Analyze documents produced by Defendant (2.6)	5.7
12/3/14	Call with K. Goldman regarding Defendant's documents (.5); Revise mediation brief with new information from documents (2.0)	2.5
12/5/14	Conduct legal research regarding CAFA voucher settlements (1.5); Conduct legal research for mediation regarding class certification (1.0)	2.5
12/8/14	Travel to and attend meeting with K. Goldman to develop strategy on settlement scenarios	3.0
12/9/14	Analyze new documents provided by Defendant for mediation (1.3); Call with K. Goldman to discuss how they affect settlement strategy (.8)	3.1
12/10/14	Attend Mediation	7.0
12/12/14	Calls with mediator; Calls with K. Goldman regarding proposal	0.7
12/15/14	Calls with mediator; Review mediator's proposal; Calls with K. Goldman regarding same	0.9
12/16/14	Call with mediator and OPC regarding acceptance and settlement	0.2
1/26/15	Call with K. Goldman regarding settlement agreement	0.5
2/18/15	Review changes to settlement agreement; Conference with K. Goldman regarding same (.5); Conference with Opposing Counsel regarding same (1.0)	2.7

#676

James T. Ryan, P.C.
 1110 Glenville Dr. #307
 Los Angeles, California 90035
 Phone: (310) 990-2889
 Tax ID: 46-1800103
 E-mail: jr@jamestryan.com

Client/Matter: *Schwartz v. Destination Maternity Corporation*

Date	Description	Hours
2/25/15	Call with K. Goldman regarding settlement (.2); Receive and review email from Opposing Counsel regarding terms (.1)	0.3
3/1/15	Revise settlement agreement	0.5
3/2/15	Exchange emails with K. Goldman regarding settlement terms (.2); Prepare stip and order to continue deadline (.3)	0.5
3/3/15	Call with K. Goldman regarding settlement terms (.3); Call with Opposing Counsel regarding settlement terms (.5)	0.8
3/4/15	Call with K. Goldman regarding settlement terms (.3); Exchange emails with Opposing Counsel (.2); Prepare email to Mediator (.5)	1.0
3/5/15	Prepare for call with Mediator; Conference with Mediator	1.0
3/13/15	Revise settlement agreement	0.2
3/16/15	Conduct legal research for Motion for Preliminary Approval motion	2.2
3/18/15	Multiple calls with K. Goldman regarding revised language to settlement agreement; Review changes	0.6
3/30/15	Draft declaration of J. Ryan ISO Motion for Preliminary Approval	1.0
3/31/15	Draft Motion for Preliminary Approval; Declaration of J. Ryan	4.7
4/2/15	Draft Motion for Preliminary Approval (2.7); Call with Opposing Counsel regarding same	2.9
4/3/15	Draft Motion for Preliminary Approval (.4); Email Opposing Counsel regarding same	0.5
4/7/15	Conduct legal research on attorney fee motion	0.5
4/9/15	Call with K. Goldman regarding settlement terms and motion for preliminary approval	1.0
4/12/15	Review and finalize Motion for Preliminary Approval (.5); Draft Proposed Order (.7); Call with K. Goldman regarding comments to draft (.3)	1.5
5/19/15	Read Order denying Motion for Preliminary Approval without prejudice (.2); Call with K. Goldman regarding same (.5); Receive and review email to Opposing Counsel (.1)	0.8
5/26/15	Receive and review email from Opposing Counsel regarding providing a declaration (.1); Call with K. Goldman regarding strategy on revised motion for preliminary approval (.2); Draft revised Proposed Order on motion	1.3
5/28/15	Call with K. Goldman regarding strategy for revised motion for preliminary approval (.5); Call with Opposing Counsel regarding class definition and other items for renewed motion (.5)	1.0
6/3/15	Email Opposing Counsel regarding follow-up items for renewed motion	0.1
6/4/15	Call with Opposing Counsel regarding items needed for renewed motion	0.3
6/8/15	Call with K. Goldman regarding strategy for revised motion for preliminary approval	0.2
6/10/15	Revise class definition (.2); Email Opposing Counsel regarding same (.1); Exchange emails with K. Goldman regarding settlement (.2); Review and revise Declaration of A. Schwartz (.3); Call with K. Goldman regarding items	1.0

#677

James T. Ryan, P.C.
 1110 Glenville Dr. #307
 Los Angeles, California 90035
 Phone: (310) 990-2889
 Tax ID: 46-1800103
 E-mail: jr@jamestryan.com

Client/Matter: *Schwartz v. Destination Maternity Corporation*

Date	Description	Hours
	needed for renewed motion (.2)	
6/11/15	Call with K. Goldman regarding renewed motion for preliminary approval	0.1
6/14/15	Draft Renewed Motion for Preliminary Approval	4.0
6/15/15	Calls with K. Goldman regarding Renewed Motion	0.2
6/16/15	Continue to draft Renewed Motion, Declaration of J. Ryan (1.5); Call with K. Goldman regarding same (.5)	2.0
6/17/15	Calls with K. Goldman regarding Renewed Motion (.4); Review declarations from Defendant and Gilardi (.2); Finalize and file Renewed Motion (.4)	1.1
7/19/15	Prepare for hearing on Motion for Preliminary Injunction; Research relevant cases	5.0
7/20/15	Travel to and attend hearing on Motion for Preliminary Approval	3.0
7/22/15	Research redemption rates for coupon settlements	0.2
7/26/15	Conduct legal research for Motion for Attorneys' Fees and Incentive Award (1.0); Begin to draft Motion for Fees and Award (2.8); Call with Gilardi regarding redemption rates (.2)	4.0
7/28/15	Conduct research regarding CAFA coupon settlements for Motion for Attorneys' Fees	1.0
7/29/15	Receive and review email from Gilardi regarding class list duplicates	0.1
7/30/15	Call with K. Goldman regarding Gilardi email on class list and items needed for Motion for Attorneys' Fees (.3)	0.3
8/9/15	Exchange emails with K. Goldman regarding information for final approval motion	0.2
8/10/15	Review and revise IVR draft prepared by Gilardi and email Gilardi regarding same	0.3
8/11/15	Call with D. Roberts regarding declaration for attorneys' fees motion (.3); Call with K. Goldman regarding same (.1); Email D. Roberts information for declaration	0.5
8/12/15	Receive and review emails between B. Radke and K. Goldman regarding minor revisions to IVR recording	0.3
8/13/15	Follow up with D. Roberts regarding declaration	0.1
8/14/15	Call with K. Goldman regarding preparing attorney fee motion and strategy regarding same	0.4
8/14/15	Draft Motion for Final Approval, Declaration of J. Ryan, Proposed Order	4.0
8/14/15	Draft Motion for Attorneys' Fees and Incentive Award, Declaration of J. Ryan, Proposed Order	2.5
8/15/15	Revise Motions for Final Approval and Motion for Attorneys Fees; Review attorneys fees and costs and prepare for Attorneys Fees Motion	3.7
8/17/15	Further Revise Motions for Final Approval and Motion for Attorneys Fees; Review attorneys fees and costs and prepare for Attorneys Fees Motion	1.5
8/18/15	Finalize Motions for Final Approval and Motion for Attorneys Fees; Review attorneys fees and costs and prepare for Attorneys Fees Motion	2.0

#678

James T. Ryan, P.C.
1110 Glenville Dr. #307
Los Angeles, California 90035
Phone: (310) 990-2889
Tax ID: 46-1800103
E-mail: jr@jamestryan.com

Client/Matter: *Schwartz v. Destination Maternity Corporation*

Date	Description	Hours
8/19/15	Continue to finalize Motion for Final Approval and Attorneys Fees for filing	2.0
TOTAL ATTORNEY TIME		224.8

#679

James T. Ryan, P.C.
 1110 Glenville Dr. #307
 Los Angeles, California 90035
 Phone: (310) 990-2889
 Tax ID: 46-1800103
 E-mail: jr@jamestryan.com

Client/Matter: *Schwartz v. Destination Maternity Corporation***EXPENSES – JTR AND KAG COMBINED**Out-Of-Pocket

Date	Description	Payor	Amount
8/5/2013	Copy Costs - SDSC	JTR	\$30.00
8/23/2013	Copy Costs - SDSC	JTR	\$90.00
10/11/2013	Copy Costs - SFSC	JTR	\$147.98
11/8/2013	Copy Costs - SDSC	JTR	\$75.00
1/14/2014	Filing Fee - LASC	KAG	\$435.00
4/4/2014	Copy Costs - OCSC	JTR	\$7.50
4/16/2014	Courtesy Copy - USDC	JTR	\$25.95
5/19/2014	Private Investigator	JTR	\$594.08
5/24/2014	Courtesy Copy - USDC	JTR	\$25.95
9/12/2014	Parking @ Morgan Lewis	JTR	\$11.00
9/12/2014	Parking @ Morgan Lewis	KAG	\$20.00
9/12/14	Lunch with J. Ryan re Rule 26(f) conference & discovery plan	KAG	\$44.06
10/22/14	USPS Priority Mail for initial disclosures	KAG	\$5.05
11/20/2014	JAMS Mediation	KAG	\$6,275.00
12/8/2014	Lunch with K. Goldman to discuss mediation	JTR	\$38.45
12/10/2014	Parking @ JAMS	JTR	\$30.00
12/10/2014	Parking @ JAMS (including client parking)	KAG	\$60.00
12/12/2014	JAMS Invoice	JTR	\$2.36
1/23/2015	Private Investigator	JTR	\$1,283.40
7/20/2015	Parking at Roybal	JTR	\$8.00
7/20/2015	Parking at Roybal	KAG	\$8.00
8/17/2015	Consulting and declaration from D. Roberts at Armanino LLP regarding reasonableness of fees	JTR	\$1,500.00
8/17/2015	JAMS Invoice	JTR	\$18.63
12/7/2015	Parking at Roybal (anticipated)	JTR	\$8.00
12/7/2015	Parking at Roybal (anticipated)	KAG	\$8.00
TOTAL OUT-OF-POCKET EXPENSES			\$10,751.41

#680

James T. Ryan, P.C.
 1110 Glenville Dr. #307
 Los Angeles, California 90035
 Phone: (310) 990-2889
 Tax ID: 46-1800103
 E-mail: jr@jamestryan.com

Client/Matter: *Schwartz v. Destination Maternity Corporation***EXPENSES – JTR AND KAG COMBINED**Mileage

Date	Description	Payor	Miles	Rate	Amount
8/25/2014	Meeting with Client - Contour Dr.	JTR	18	\$0.575	\$10.35
8/25/2014	Meeting with Client - Escalon Dr.	JTR	26	\$0.575	\$14.95
8/25/2014	Meeting with Client - Escalon Dr.	KAG	15	\$0.575	\$8.63
9/12/2014	Rule 26 meeting - Morgan Lewis	JTR	22	\$0.575	\$12.65
9/12/2014	Rule 26 meeting - Morgan Lewis	KAG	33	\$0.575	\$18.98
12/8/2014	Meeting with KAG - Ventura Blvd.	JTR	9	\$0.575	\$5.18
12/10/2014	Mediation - Cloverfield	JTR	14	\$0.575	\$8.05
12/10/2014	Mediation - Cloverfield	KAG	24	\$0.575	\$13.80
3/26/15	Meeting with Client - Escalon Dr.	KAG	15	\$0.575	\$8.63
7/20/2015	Hearing on Preliminary Approval	KAG	33	\$0.575	\$18.98
7/20/2015	Hearing on Preliminary Approval	JTR	22	\$0.575	\$12.65
12/7/2015	Hearing on Final Approval (anticipated)	KAG	33	\$0.575	\$18.98
12/7/2015	Hearing on Final Approval (anticipated)	JTR	22	\$0.575	\$12.65
TOTAL MILEAGE EXPENSES			286	\$0.575	\$164.45

Printing

Date	Description	Payor	Number	Rate	Amount
4/14/2014	Motion to Dismiss Complaint	JTR	24	\$0.20	\$4.80
6/23/2014	First Amended Complaint	JTR	23	\$0.20	\$4.60
10/6/2014	Joint Report	JTR	18	\$0.20	\$3.60
10/9/2014	Protective Order	JTR	28	\$0.20	\$5.60
8/19/2014	Final Approval/Attorneys Fee Mots.	JTR	60	\$0.20	\$12.00
TOTAL PRINTING EXPENSES			153	\$0.20	\$30.60

#681

James T. Ryan, P.C.
 1110 Glenville Dr. #307
 Los Angeles, California 90035
 Phone: (310) 990-2889
 Tax ID: 46-1800103
 E-mail: jr@jamestryan.com

Client/Matter: *Schwartz v. Destination Maternity Corporation***EXPENSES – JTR ONLY**Out-Of-Pocket

Date	Description	Payor	Amount
8/5/2013	Copy Costs - SDSC	JTR	\$30.00
8/23/2013	Copy Costs - SDSC	JTR	\$90.00
10/11/2013	Copy Costs - SFSC	JTR	\$147.98
11/8/2013	Copy Costs - SDSC	JTR	\$75.00
4/4/2014	Copy Costs - OCSC	JTR	\$7.50
4/16/2014	Courtesy Copy - USDC	JTR	\$25.95
5/19/2014	Private Investigator	JTR	\$594.08
5/24/2014	Courtesy Copy - USDC	JTR	\$25.95
9/12/2014	Parking @ Morgan Lewis	JTR	\$11.00
12/8/2014	Lunch with K. Goldman to discuss mediation	JTR	\$38.45
12/10/2014	Parking @ JAMS	JTR	\$30.00
12/12/2014	JAMS Invoice	JTR	\$2.36
1/23/2015	Private Investigator	JTR	\$1,283.40
7/20/2015	Parking at Roybal	JTR	\$8.00
8/17/2015	Consulting and declaration from D. Roberts at Armanino LLP regarding reasonableness of fees	JTR	\$1,500.00
8/17/2015	JAMS Invoice	JTR	\$18.63
12/7/2015	Parking at Roybal (anticipated)	JTR	\$8.00
TOTAL OUT-OF-POCKET EXPENSES			\$3,896.30

#682

James T. Ryan, P.C.
 1110 Glenville Dr. #307
 Los Angeles, California 90035
 Phone: (310) 990-2889
 Tax ID: 46-1800103
 E-mail: jr@jamestryan.com

Client/Matter: *Schwartz v. Destination Maternity Corporation***EXPENSES – JTR ONLY**Mileage

Date	Description	Payor	Miles	Rate	Amount
8/25/2014	Meeting with Client - Contour Dr.	JTR	18	\$0.575	\$10.35
8/25/2014	Meeting with Client - Escalon Dr.	JTR	26	\$0.575	\$14.95
9/12/2014	Rule 26 meeting - Morgan Lewis	JTR	22	\$0.575	\$12.65
12/8/2014	Meeting with KAG - Ventura Blvd.	JTR	9	\$0.575	\$5.18
12/10/2014	Mediation - Cloverfield	JTR	14	\$0.575	\$8.05
7/20/2015	Hearing on Preliminary Approval	JTR	22	\$0.575	\$12.65
12/7/2015	Hearing on Final Approval (anticipated)	JTR	22	\$0.575	\$12.65
TOTAL MILEAGE EXPENSES			133	\$0.575	\$76.48

Printing

Date	Description	Payor	Number	Rate	Amount
4/14/2014	Motion to Dismiss Complaint	JTR	24	\$0.20	\$4.80
6/23/2014	First Amended Complaint	JTR	23	\$0.20	\$4.60
10/6/2014	Joint Report	JTR	18	\$0.20	\$3.60
10/9/2014	Protective Order	JTR	28	\$0.20	\$5.60
8/19/2014	Final Approval/Attorneys Fee Mots.	JTR	60	\$0.20	\$12.00
TOTAL PRINTING EXPENSES			153	\$0.20	\$30.60