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(Additional Counsel for Plaintiffs Listed on Signature Page)

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

CURTIS MARKSON, MARK
MCGEORGE, CLOIS MCCLENDON,
and ERIC CLARK, individually and on
behalf of all others similarly situated,

Plaintiffs,

vs.

CRST INTERNATIONAL, INC., CRST
EXPEDITED, INC.; C.R. ENGLAND,
INC., WESTERN EXPRESS, INC.,
SCHNEIDER NATIONAL CARRIERS,
INC., SOUTHERN REFRIGERATED
TRANSPORT, INC., COVENANT
TRANSPORT, INC., PASCHALL
TRUCK LINES, INC., STEVENS
TRANSPORT, INC., and DOES 1-10,
inclusive,

Defendants.

CASE NO.: 5:17-cv-01261-SB (SPx)

**DECLARATION OF STEVEN G.
SKLAVER IN SUPPORT OF
PLAINTIFFS' MOTION FOR
ATTORNEYS' FEES AND COSTS**

Judge: Hon. Stanley Blumenfeld, Jr.
Date: July 29, 2022
Time: 8:30 a.m.
Location: Courtroom 6C
350 West 1st Street
Los Angeles, CA 90012

Discovery Cutoff Date: 7/2/2021
Pretrial Conference Date: 10/21/2022
Trial Date: 11/14/2022

1 1. I, Steven G. Sklaver, hereby declare as follows:

2 2. I am a member in good standing of the bar of this Court, an active member
3 of the State Bar of California, a partner in the law firm of Susman Godfrey L.L.P., and
4 one of the attorneys of record for the plaintiffs in the above-captioned action. I am
5 familiar with the facts set forth in this declaration, and if called as a witness, could and
6 would testify competently thereto.

7 3. I respectfully submit this declaration in support of plaintiffs' motion for an
8 award of attorneys' fees and expenses out of the proceeds of the settlement achieved in
9 this class action brought against defendants Paschall Truck Lines, Inc., Schneider
10 National Carriers, Inc., Covenant Transport, Inc., Southern Refrigerated Transport, Inc.,
11 Western Express, Inc., and Stevens Transport, Inc. *See* Doc. Nos. 562 and 590. I have
12 acted as co-lead counsel for plaintiffs and have personally been involved in the
13 prosecution and resolution of this litigation on behalf of plaintiffs and the Class.

14 4. Class Counsel secured settlements that provides the Class with cash totaling
15 \$9.75 million. I respectfully submit that a fee award equal to 25% of the \$9.75 million
16 cash settlements, \$2,437,500 million, plus reimbursement of Class Counsel's costs and
17 expenses is fair, reasonable and appropriate based on the recovery obtained for the Class,
18 and is in line with numerous fee and cost awards made in other class action cases. The
19 labor of Class Counsel that produced this excellent result for the Class included the
20 following:

21 a. Class Counsel conducted extensive document review and analysis, obtaining
22 more than 330,225 documents from the eight defendants and third parties, including the
23 American Truckers Association, Bayard, J.B. Hunt, the National Transportation Institute,
24 Melton, Omaha Express, Prime, USXpress, Roehl, TenStreet, and Werner.

25 b. Class Counsel worked with a team of experts to assess liability and calculate
26 damages on a class-wide basis.

27 c. Class Counsel took forty-three depositions of the eight defendants and third
28 parties, and defended four class representative depositions.

1 d. Class Counsel served 173 requests for production, 122 interrogatories, and
2 96 requests for admission among the eight defendants.

3 e. Class counsel engaged in substantial motion practice, including (1) four
4 motions to dismiss; (2) nine motions to compel; and (3) a motion for protective order for
5 delaying depositions.

6 f. Concurrently with our participation in these major litigation efforts, Class
7 Counsel participated in intensive settlement negotiations conducted under the supervision
8 of Barbara Reeves, which included multiple meetings with defendants' counsel as well
9 as numerous telephone conferences.

10 5. The schedule attached as Exhibit 1 is a summary indicating the amount of
11 time spent by the partners, attorneys and other professional support staff of my firm
12 who were involved in this litigation, and the lodestar calculation based on my firm's
13 current billing rates from inception through May 12, 2022. The schedule was prepared
14 from contemporaneous time records regularly prepared and maintained by my firm.

15 6. The hourly rates for the partners, attorneys and professional support staff in
16 my firm included in Exhibit 1 are the standard hourly rates that Susman Godfrey L.L.P.
17 charges to their clients who pay by the hour. The total number of hours expended by my
18 firm in this litigation from inception through May 12, 2022, not including any time
19 spent on plaintiffs' motion for an award of attorneys' fees and expenses, is 8,756.60
20 hours. The total lodestar for my firm is \$6,136,587.50. Should the Court request further
21 supporting documentation for these amounts, the firm is prepared to provide it.

22 7. As detailed in Exhibit 2, my firm has incurred at total of \$1,448,983.33 in
23 unreimbursed expenses in connection with the prosecution of this litigation. The
24 expenses paid by the litigation fund, to which all Class Counsel firms contributed, are
25 itemized in Exhibit 3.

26 8. The expenses incurred in this action are reflected on the books and records
27 of my firm. These books and records are prepared from expense vouchers, check
28 records and other materials that represent an accurate recordation of the expenses

1 incurred. Should the Court request further supporting documentation for these amounts,
2 the firm is prepared to provide it.

3 I declare under penalty of perjury under the laws of the United States and the State
4 of California that the foregoing is true and correct.

5 Executed on June 14, 2022 in Los Angeles, California.

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8 /s/ Steven G. Sklaver
9 Steven G. Sklaver
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EXHIBIT 1

Exhibit 1

Name	Rate	Lodestar	Hours
Matt Berry (partner)	\$850	\$930,205.00	1,102.30
John Dolan (paralegal)	\$325	\$324,720.00	957.90
Ian M. Gore (partner)	\$650	\$2,802,650.00	4,309.30
Chris Henry (paralegal)	\$275	\$1,265.00	4.60
Rohit Nath (associate)	\$625	\$336,442.50	538.20
Krysta K. Pachman (partner)	\$700	\$883,087.50	1,273.10
Marc M. Seltzer (partner)	\$2,000	\$602,785.00	354.80
Steven G. Sklaver (partner)	\$1,200	\$255,432.50	216.40
TOTAL		\$6,136,587.50	8,756.60

EXHIBIT 2

Exhibit 2

Cost Description	Amount
Articles, Books & Reports	\$49.96
Air Travel	\$5,853.63
Certified Copies of Documents	\$38.00
Color Prints	\$5,182.00
Data Storage - Outside Service	\$2,542.50
Filing Fees	\$830.00
Ground Transportation (Taxis, car service)	\$1,043.22
Messenger/Delivery Services	\$2,151.95
Telephone & Calling Card Expenses	\$880.07
Hotels (Travel)	\$2,063.02
Litigation Fund	\$1,392,500.00
Meals	\$791.25
Mileage (Travel)	\$125.37
Outside Photocopy Services	\$778.83
Online Research Services	\$4,040.00
Court Document Alerts	\$5,085.60
Parking	\$376.30
B/W Photocopies	\$1.60
In-House Postage Charges	\$14.47
B/W Prints	\$1,015.70
Research charges	\$22,435.26
Secretarial Overtime	\$1,077.50
Trial Transcripts	\$107.10
TOTAL	\$1,448,983.33

EXHIBIT 3

Exhibit 3

Cost Description	Amount
Court reporters	\$11,939.28
Depositions	\$145,435.68
Document printing	\$23.24
Document storage	\$147,005.50
Experts	\$2,364,465.25
Filing fees	\$771.50
Local counsel in <i>Montoya</i> matter	\$4,290.50
Mediation	\$37,060.40
Other	\$18.90
Research	\$11,325.46
Subpoenas	\$22,925.00
TOTAL	\$2,745,260.71