

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF IOWA
CENTRAL DIVISION**

EDWARD HUYER, et al.,

Plaintiffs,

v.

WELLS FARGO & CO., and
WELLS FARGO BANK, N.A.,

Defendants.

Case No. 4:08-cv-00507-RP-CFB

Judge: Hon. Robert W. Pratt

**DECLARATION OF MICHAEL R. REESE ON BEHALF OF
REESE LLP IN SUPPORT OF APPLICATION FOR AWARD OF ATTORNEYS' FEES
AND REIMBURSEMENT OF EXPENSES**

I, MICHAEL R. REESE declare as follows:

1. I am Michael R. Reese and I submit this declaration in support of my firm's application for an award of attorneys' fees and for a reimbursement of expenses in the above-captioned litigation (the "Action").

2. The statements and information that follow are, in part, based on information collected from Reese LLP's books and records, and from information provided to me from employees working under my supervision and control.

3. In this Action, Reese LLP is the court appointed Co-Lead Class Counsel of record for the Plaintiffs and the Class. Along with attorneys from our Co-Lead Class Counsel in this Action (Scott+Scott, Attorneys at Law, LLP), Reese LLP has been actively involved in this matter since its inception over seven years ago, including, but not limited to, client development and the initial investigation that led to the filing of this action in 2008; all phases of discovery in this action including obtaining and reviewing documents and data produced by Defendants and third parties; drafting the opposition to the motion to dismiss, the motion for class certification, and the motion for final approval; retained and worked with industry and damages experts; and prepared for and participated in four mediations to resolve Plaintiffs' claims; and, negotiated the final Settlement documentation.

4. The firm's résumé is attached to this declaration as Exhibit A.

5. Reese LLP has spent 2448.25 hours litigating this Action and its lodestar, as set forth below, is based on its current hourly rates, which are usual and customary in an Action of this type. The lodestar totals \$1,718,810.00.

<i>Name</i>	<i>Total Hours</i>	<i>Hourly Rate</i>	<i>Total Lodestar</i>
Partners			
Michael R. Reese	1229.50	\$800	\$983,600.00
George Granade	357.25	\$500	\$178,625.00
Of Counsel			
Belinda Williams	719.5	\$700	\$503,650.00
Associates			
Jason Hardy	138.50	\$375	\$51,937.50
Paralegals			
Catherine Catabran	3.5	\$285	\$997.5
TOTALS	2448.25		\$1,718,810.00

6. Reese LLP has incurred expenses in this Action that total \$95,606.33. The expenses are as follows:

<i>EXPENSE</i>	<i>TOTAL</i>
Experts	\$48,637.05
Filing, Witness & Other Fees	\$350.00
Mediation	\$15,050.00
Travel (Meals, Hotels & Transportation)	\$31,569.28
TOTAL	\$95,606.33

7. All of the time and expense incurred in the Action are reflected in the books and records of Reese LLP, except for the time and expense to attend the Court's Final Approval Hearing on January 21, 2016, which was estimated. Except for the Final Approval Hearing, the expenses in this Action are supported by vouchers, checks, time records, and other documents, contained in the books and records of Reese LLP.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 8th day of December, 2015, in Washington, D.C.

/s/ Michael R. Reese
Michael R. Reese

EXHIBIT A

REESE LLP

Reese LLP represents consumers in a wide array of class action litigation throughout the nation. The attorneys of Reese LLP are skilled litigators with years of experience in federal and state courts. Reese LLP is based in New York, New York.

Recent and current cases litigated by the attorneys of Reese LLP on behalf of consumers include the following:

Yoo v. Wendy's International, Inc., 07-CV-04515 FMC (C.D. Cal.): class action for violation of California's consumer protection laws; *Ackerman v. The Coca-Cola Co.*, 09-CV-0395 (JG) (RML) (E.D.N.Y.): class action for violation of California and New York's consumer protection laws; *Chin v. RCN Corporation*, 08-cv-7349 RJS (S.D.N.Y.): class action for violation of Virginia's consumer protection law; *Bodoin v. Impeccable L.L.C.*, Index No. 601801/08 (N.Y. Sup. Ct.): individual action for conspiracy and fraud; *Young v. Wells Fargo & Co.*, 08-CV-507 (S.D. Iowa): class action for violation of the RICO Act; *Murphy v. DirecTV, Inc.*, 07-CV-06545 FMC (C.D. Cal.): class action for violation of California's consumer protection laws; *Bain v. Silver Point Capital Partnership LLP*, Index No. 114284/06 (N.Y. Sup. Ct.): individual action for breach of contract and fraud; *Siemers v. Wells Fargo & Co.*, C-05-4518 WHA (N.D. Cal.): class action for violation of § 10(b) of the Securities Exchange Act of 1934; *Kastin v. AMR Corporation*, 06-CV-5726 (S.D.N.Y.): class action for violation of the Sherman Antitrust Act; *In re Korean Air Antitrust Litigation*, 07-CV-01891 SJO (C.D. Cal.): class action for violation of the Sherman Antitrust Act; *Dover Capital Ltd. v. Galvex Estonia OU*, Index No. 113485/06 (N.Y. Sup. Ct.): individual action for breach of contract involving an Eastern European steel company; *All-Star Carts and Vehicles Inc. v. BFI Canada Income Fund*, 08-CV-1816 LDW (E.D.N.Y.): class action for violation of the Sherman Antitrust Act; *Petlack v. S.C. Johnson & Son, Inc.*, 08-CV-00820 CNC (E.D. Wisconsin): class action for violation of Wisconsin consumer protection law; *Hill v. Roll International Corporation*, CGC-09-487547 (San Francisco County Superior Court): class action for violation of California's consumer protection laws; *L'Ottavo Ristorante v. Ingomar Packing Co.*, 09-CV-01427 (E.D. Cal.): class action for violation of the Sherman Antitrust Act; and *Wong v. Alacer Corp.*, (San Francisco Superior Court): class action for violation of California's consumer protection laws; and, *Howerton v. Cargill, Inc.* (D. Hawaii); class action for violation of various consumer protection laws.

The Attorneys of Reese LLP

Michael R. Reese

Mr. Reese litigates consumer, and antitrust cases as class actions and on behalf of individual clients. Prior to entering private practice in 2000, Mr. Reese served as an assistant district attorney at the Manhattan District Attorney's Office where he served as a trial attorney prosecuting both violent and white-collar crime.

Achievements by Mr. Reese on behalf of consumers span a wide array of actions. For example, in *Yoo v. Wendy's International Inc.*, Mr. Reese was appointed class counsel by the court and commended on achieving a settlement that eliminated *trans* fat from a popular food source. See *Yoo v. Wendy's Int'l Inc.*, No. 07-CV-04515-FMC (JCx) (C.D. Cal. 2007) (stating that counsel "**has conducted the litigation and achieved the Settlement with skill, perseverance and diligent advocacy**"). In *Chin v. RCN Corporation*, Mr. Reese was appointed class counsel and commended by the court for stopping RCN's practice of throttling its Internet customers through adverse network management practices. See *Chin v. RCN Corp.*, No. 08-CV-7349(RJS)(KNF), 2010 WL 3958794, 2010 U.S. Dist. LEXIS 96302 (S.D.N.Y. Sept. 8, 2010) (stating that "**class counsel is qualified, experienced, and able to conduct the litigation**").

Mr. Reese and his firm frequently work with non-profit groups to address consumer fraud and deception. For example, Mr. Reese and his firm are currently working with Public Justice and the Center for Science in the Public Interest on a number of class actions pending in various courts in the United States.

Recent victories by Mr. Reese and his firm include a \$6.1 million class action settlement in the District of Hawaii in the matter of *Howerton v. Cargill, Inc.* for consumers of Truvia branded sweetener and a \$6.4 million class action settlement in San Francisco Superior Court in the matter of *Wong v. Alacer Corp.*, for consumers of Emergen-C branded dietary supplement.

Mr. Reese and his firm are currently court-appointed class counsel in a number of actions, including, but not limited to; *Ackerman v. The Coca-Cola Co.* pending in the Eastern District of New York and *In re General Mills "Kix" All-Natural Litig.* pending in the District of New Jersey.

Mr. Reese is a frequent lecturer on issues of class action litigation and has recently moderated a panel for the California State Bar that included litigators and members of academia; presented at the Food and Drug Law Institute annual conference held in Chicago, Illinois; presented at the Resnick Litigation Conference at the University of California in Los Angeles, California; and, presented at the Perrin Annual Conference in Washington, D.C.

Mr. Reese is currently an adjunct professor at Brooklyn Law School where he teaches on class actions and other aggregate litigation.

Mr. Reese is a member of the state bars of New York and California as well as numerous federal courts. Mr. Reese received his juris doctorate from the University of Virginia in 1996 and his bachelor's degree from New College in 1993.

George V. Granade II

Mr. Granade is a partner at Reese LLP who focuses on consumer class actions. Recent cases worked on by Mr. Granade include, but are not limited to:

- *Barron v. Snyder's-Lance, Inc.*, No. 0:13-cv-62496-JAL (S.D. Fla.) (involving “Snyder’s,” “Cape Cod,” “EatSmart,” and “Padrinos” brand food products labeled as “natural” and allegedly containing genetically-modified organisms and other synthetic ingredients);
- *In re Frito-Lay North America, Inc. “All Natural” Litigation*, No. 1:12-md-02413-RRM-RLM (E.D.N.Y.) (involving “SunChips,” “Tostitos,” and “Bean Dip” products labeled as “natural” and allegedly containing genetically-modified organisms);
- *Koehler v. Pepperidge Farm, Inc.*, No. 13-cv-02607-PAB-BNB (D. Colo.) (involving “Goldfish” snack product labeled “natural” and allegedly containing genetically-modified organisms); and
- *Martin v. Cargill, Inc.*, No. 0:13-cv-02563-RHK-JJG (D. Minn.) (involving “Truvia” sweetener product labeled as “natural” and allegedly containing highly processed ingredients).

Mr. Granade received his juris doctorate from New York University School of Law in 2011. He received a master’s degree from the University of Georgia at Athens in 2005 with distinction and a bachelor’s degree from the University of Georgia at Athens in 2003, magna cum laude and with High Honors.

Mr. Granade is a member of the state bar of Georgia and the state bar of New York, as well as the bars of the United States District Court for the Eastern District of New York and the United States District Court for the Southern District of New York.

Sue J. Nam

Ms. Nam is of counsel at Reese LLP where she focuses on consumer class actions.

Prior to joining the firm, Ms. Nam was the General Counsel for NexCen Brands, Inc., a publicly traded company that owned a portfolio of consumer brands in food, fashion and homeware. Previously, Ms. Nam was Intellectual Property Counsel and Assistant Corporate Secretary at Prudential Financial, Inc., and she was an associate specializing in intellectual property and litigation at the law firm of Brobeck Phleger & Harrison LLP. Ms. Nam clerked for the Second Circuit prior to joining private practice. Ms. Nam received her juris doctorate from Yale Law School in 1994. She received a bachelor’s degree with distinction from Northwestern University in 1991.

Belinda L. Williams

Ms. Williams is based in New York, and she focuses her practice on class actions on behalf of defrauded consumers and investors. Ms. Williams has extensive experience in litigating complex commercial cases.

Ms. Williams is admitted to the bars of several federal courts as well as the state bars of New York and Maryland. Ms. Williams received her juris doctorate from the University of Virginia School of Law in 1986 and her undergraduate degree from Harvard University in 1982.

Kate J. Stoia

Ms. Stoia is based in San Francisco from where she litigates securities and consumer class actions. Ms. Stoia previously worked at the law firms of Brobeck Phleger & Harrison LLP. Prior to her work as a civil litigator, Ms. Stoia clerked for the Hon. Charles A. Legge of the Northern District of California.

Ms. Stoia is a member of the state bar of California and several federal courts. Ms. Stoia received her juris doctorate from Boalt Hall School of Law, University of California at Berkeley and her bachelor's degree from Columbia University.

Lance N. Stott

Mr. Stott is based in Austin, Texas from where he litigates consumer class actions. Previous and current consumer fraud class actions litigated by Mr. Stott include *Davis v. Toshiba America Consumer Products* for allegedly defective DVD players; *Bennight v. Pioneer Electronics (USA) Inc. et al.* for allegedly defective television sets; *Spencer v. Pioneer Electronics (USA) Inc. et al.* for allegedly defective DVD players; and, *Okland v. Travelocity.com, Inc.*, for deceptive pricing for online hotel reservations.

Mr. Stott is a member of the state bar of Texas. Mr. Stott received his juris doctorate from the University of Texas in 1996 and his bachelor's degree from New College in 1993.