

# Exhibit 2

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13 *Counsel for Plaintiffs and the Class*

14 **UNITED STATES DISTRICT COURT**  
15 **NORTHERN DISTRICT OF CALIFORNIA**  
16 **SAN JOSE DIVISION**

17 IN RE GOOGLE PLUS PROFILE ) Case No. 5:18-cv-06164-EJD (VKD)  
LITIGATION )  
18 )  
19 ) DECLARATION OF FRANKLIN D. AZAR  
20 ) IN SUPPORT OF PLAINTIFFS' MOTION  
FOR APPROVAL OF ATTORNEYS' FEES,  
COSTS AND EXPENSES, AND SERVICE  
AWARDS

21  
22 I, Franklin D. Azar, pursuant to 28 U.S.C. § 1746, declare as follows:

23 1. I am the owner of Franklin D. Azar & Associates. I have been licensed to practice  
24 law in the state of Colorado since 1983.

25 2. I was the lawyer responsible for representing Plaintiffs and the class in this  
26 litigation and I worked collaboratively with my co-counsel at Morgan & Morgan to ensure that  
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1 Plaintiffs and the class which they sought to represent was zealously represented, while also  
2 ensuring efficiency and reducing duplicative effort.

3           3.       The hourly rates of the professionals at Franklin D. Azar & Associates, P.C.  
4 (“FDAzar”), including my own, reflect experience and accomplishments in the area of class  
5 litigation. The rates for myself and other attorneys in the firm are commensurate with hourly rates  
6 charged by contemporaries around the country with similar levels of experience who practice in  
7 the area of class litigation across the nation. Other federal courts have awarded these rates to me  
8 and other FDAzar attorneys for work in class and complex litigation.

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10           4.       The lawyers and other professional staff of my firm maintain and record their  
11 respective time and the specific services they perform contemporaneously in a computerized time  
12 keeping system. Based upon the records in this system, as of September 21, 2020 FDAzar’s  
13 lodestar is 494.7 hours for total fees of \$296,929 based on the hourly rates. Additional time will  
14 be spent to prepare for and attend the fairness hearing and obtain final approval, defend any appeals  
15 taken from the final judgment approving settlement, and ensure that the distribution of settlement  
16 proceeds to class members is done in a timely manner in accordance with the terms of the  
17 settlement. Based on my professional experience, the attorneys’ fees sought in the motion for  
18 attorneys’ fee are fair and reasonable compensation for undertaking this case on a contingency  
19 basis where there was a risk that without a successful outcome, we would not receive anything for  
20 our labor, and for obtaining the relief for Plaintiffs and the class. Throughout this action, we have  
21 been challenged by highly experienced and skilled counsel, who focuses on privacy litigation, and  
22 who deployed very substantial resources on Defendant’s behalf.

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24           5.       The chart below reflects the amount of time spent by the lawyers and professional  
25 staff at FDAzar in the prosecution of this case:  
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Name	Title	Bar Adm. Date/Yrs. Exp.	Hourly Rate	Time Spent	Total Billed
Franklin Azar	Owner	1983 (CO)	\$950.00	44.9	\$42,655.00
Ivy Ngo	Senior Attorney	2007 (CA)	\$760.00	101.9	\$77,444.00
Kelly Hyman	Senior Attorney	2004 (FL)	\$760.00	92.4	\$70,224.00
Paul Wood	Senior Attorney	1982 (CO)	\$900.00	28.7	\$25,830.00
Brian Hanlin	Mid-Level Attorney	2016 (CO)	\$475.00	74.2	\$35,245.00
Joshua Moyer	Mid-Level Attorney	2008 (CA)	\$675.00	12.7	\$8,572.50
Devyn Glass	Junior Attorney	2017 (NY)	\$375.00	38.8	\$14,550.00
Margeaux Azar	Junior Attorney	2019 (CO)	\$375.00	9.9	\$3,712.50
Colette Foote	Paralegal	24 years	\$205.00	36.7	\$7,523.50
Stephanie Chateaufneuf	Paralegal	15 years	\$205.00	42.7	\$8,753.50
Graham Shepard	Paralegal	7 years	\$205.00	11.8	\$2,419.00
<b>TOTAL</b>				<b>494.7</b>	<b>\$296,929</b>

6. A breakdown of my firm's costs and expenses, again pulled from a computerized database, are reflected below. It is my opinion that these costs were necessarily expended in the representation of Plaintiffs and the class to advance the claims contained in the litigation and to obtain the settlement achieved in this case.

Research	\$292.55
Litigation Support	\$4,974.36
Court Fees	\$1,346.90
Out of Town Travel	\$4,213.52
<b>TOTAL</b>	<b>\$10,827.33</b>

7. Additional costs and expenses will be incurred before our work is done in this case,

1 as is true of the additional services which we will provide to the class.

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

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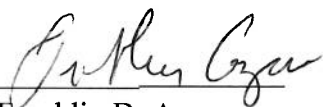
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Executed this 24th day of September 2020 at Aurora, Colorado.

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By:   
Franklin D. Azar

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