

Exhibit 3

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Appointed Class Counsel

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE GOOGLE PLUS PROFILE
LITIGATION

) No. 5:18-CV-06164-EJD (VKD)
)
) **DECLARATION OF JOSHUA H.**
) **WATSON IN SUPPORT OF PLAINTIFFS'**
) **MOTION FOR ATTORNEYS' FEES,**
) **COSTS, AND EXPENSES, AND SERVICE**
) **AWARD**
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1 I, Joshua H. Watson, pursuant to 28 U.S.C. § 1746, declare as follows:

2 1. I have been licensed to practice law in the state of California since 2005. I am
3 admitted to the U.S. District Court for the Northern of California. Together with Clayeo C. Arnold,
4 I served as local counsel for the Plaintiffs in this matter.

5 2. I practice law at Clayeo C. Arnold, PC. Our principal counsel is Clayeo C. Arnold,
6 who has practiced civil litigation on behalf of consumers and individuals in California since 1975.
7 The firm generally employs 10 to 14 attorneys practicing in the areas of consumer class action,
8 qui tam, employment, labor, and personal injury. I head a workgroup that handles class, mass tort,
9 and employment matters, subject to Mr. Arnold's overall supervision and involvement in major
10 cases. I have been appointed co-lead class counsel in the matter of *Mishra v. Cognizant*, a 714
11 member class action before Judge Nunley in the Eastern District of California concerning labor
12 law, pending final approval. I am lead counsel for a number of other putative class actions in the
13 Eastern District, and a mass joinder matter in California Superior Court. I have previously acted
14 as local counsel for Mr. Yanchunis on a number of data breach matters in the Northern District.

15 3. Clayeo C. Arnold is an experienced trial lawyer practicing plaintiff-side
16 contingency civil litigation in California for 45 years. He has routinely tried cases to verdict
17 through that time, is a past President of the Capitol City Trial Lawyers Association, and is a long
18 time member of the American Board of Trial Advocates. Mr. Arnold's work in this matter
19 included evaluating the merits of the case at length with Mr. Yanchunis, reviewing the Complaint,
20 and overseeing my work.

21 4. I assisted Mr. Yanchunis in this matter with respect to: contributing to the
22 evaluation of the merits of the case prior to filing of the Complaint, reviewing the Complaint, filing
23 the Complaint, responding to questions concerning local-rules, consulting on mediation, and
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1 assisting with questions from class members following preliminary approval. I sought to provide
2 assistance while being mindful to avoid duplicative efforts.

3 5. The hourly rates of the professionals Clayeo C. Arnold, PC, including my own,
4 reflect our experience. The rate of \$759 per hour which I charge for my time is commensurate with
5 hourly rates charged by my contemporaries California, including those rates charged by lawyers
6 with my level of experience. I have practiced plaintiff-side contingency litigation for 15 years. I
7 am licensed in California, and have also practiced in mass tort proceedings in New Jersey, West
8 Virginia, and Louisiana. I have tried over a dozen matters, and practiced in both the California
9 Courts of Appeal and the Ninth Circuit.

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11 6. Mr. Arnold's hourly rate of \$914 reflects the nature and extent of his expertise, and
12 experience. Mr. Arnold has tried dozens of cases to verdict, practiced throughout the appeals
13 process, assembled and supervised a regional firm practicing in multiple areas of law in Northern
14 California, has served as a judge pro tem, and is recognized by his peers in the civil litigation
15 community.

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17 7. The lawyers and other professional staff of Clayeo C. Arnold, PC maintain and
18 record their respective time and the specific services they perform contemporaneously in a
19 computerized system. Based upon the records in this system, the lodestar of Clayeo C. Arnold, PC
20 is in excess of **32 hours** as of September 26, 2020, amounts to **\$28,286.00** in lodestar. This time
21 includes assisting in investigation of the case; helping the drafting and filing of the Complaint;
22 tracking news and developments related to the case; assisting with local-rules questions as such
23 arose; and responding to calls, emails, and letters from class members after the matter was
24 preliminarily approved.

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26 8. Additional time will be spent as requested by lead counsel to respond to any
27 objections, prepare for and attend the fairness hearing and obtain final approval, and to assist with
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1 any appeal. I assert that the attorneys’ fees sought for Clayeo C. Arnold personnel in the motion
 2 for attorneys’ fee is reasonable and seeks fair and reasonable compensation for undertaking this
 3 case on a contingency basis, and for obtaining the relief for Plaintiffs and the Class.

4 9. The chart below reflects the amount of time spent by members of Clayeo C. Arnold,
 5 PC in the prosecution of this case, which was entirely self-funded without any litigation financing:
 6

Name	Title	Hourly Rate	Time Spent	Total Billed
Clayeo C. Arnold	Principal	\$914	16	\$14,624.00
Joshua H. Watson	Attorney	\$759	18	\$13,662.00
Total			32	\$28,286.00

10 10. A breakdown of Clayeo C. Arnold, PC’s costs and expenses, again which I assert are
 11 reasonable and were entirely self-funded, are pulled from a computerized database maintained by
 12 individuals in the accounting office of my firm and which were checked for accuracy, are reflected
 13 below.
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Description	Subtotals	Totals Per Category
Court Fees		\$400.00
Filing Fee	\$400	
Total		\$400.00

15 Executed this 28th of September 2020 at Sacramento, California.
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 22 By: /s/ Joshua H. Watson
 23 Joshua H. Watson, Esq.
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