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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

IN RE: LIQUID ALUMINUM SULFATE :  
ANTITRUST LITIGATION :

Civil Action No.: 16-md-2687 (JLL) (JAD)  
MDL 2687)

This Document Relates To:

ALL ACTIONS

DECLARATION OF MICHAEL  
CRITCHLEY, ESQ. FILE ON BEHALF OF  
CRITCHLEY, KINUM & DENOIA IN  
SUPPORT OF APPLICATION FOR  
AWARD OF ATTORNEYS' FEES AND  
EXPENSES

I, Michael Critchley, declare as follows:

1. I am a member of the firm of Critchley, Kinum & DeNoia, LLC (“the Firm”). I am submitting this declaration in support of an award of attorneys’ fees and expenses/charges (“expenses”) in connection with services rendered in the above-entitled action.
2. This Firm is counsel of record for Plaintiffs.
3. My Firm serves as a member of the Plaintiffs’ Executive Committee in this action, advised and worked with Lead Counsel through the inception and litigation of DPPs’ claims, and performed the following: worked with Lead Counsel in developing DPPs’ litigation strategy; worked in conjunction with Lead Counsel and other Plaintiffs’ in drafting pleadings; took a lead role in negotiating and coordinating search, review and

production of discovery related to one of the Defendants; took a lead role in conducting witness interviews of former and current Defendant employees; reviewed and analyzed Defendant documents; regularly met with Lead counsel and other Plaintiff's counsel to develop case strategies.

4. The identification and background of my Firm and its partners is attached hereto as Exhibit A.
5. The information in this declaration regarding the Firm's time and expenses is taken from time and expense printouts prepared and maintained by the Firm in the ordinary course of business. I am one of the partners who oversaw the day-to-day activities in the litigation and reviewed these printouts (and backup documentation where necessary or appropriate). The purpose of these reviews was to confirm both the accuracy of the entries on the printouts as well as the necessity for, and reasonableness of, the time and expenses committed to the litigation. As a result of these reviews, reductions were made to both time and expenses in the exercise of "billing judgment," and I believe that the time reflected in the Firm's lodestar calculation and the expenses for which payment is sought (both set forth below) are reasonable in amount and were necessary for the effective and efficient prosecution and resolution of the litigation. In addition, I believe that the expenses are all of a type that would normally be charged to a fee-paying client in the private legal marketplace.
6. The total number of hours spent on this litigation by the Firm from inception through August 31, 2018 is 284. The total lodestar amount for attorney/paraprofessional time based on the Firm's current rates is \$172,740.00. The hourly rates shown below are the

usual and customary rates used for each individual in all of our cases. A breakdown of the lodestar is as follows:

<b>Name</b>	<b>P/A</b>	<b>Hours</b>	<b>Rate</b>	<b>Lodestar</b>
Michael Critchley	(P)	15.6	\$750	\$11,700
Michael Critchley, Jr.	(P)	94.6	\$600	\$56,760
Amy Luria	(P)	173.8	\$600	104,280
<b>Total</b>		284.0		\$172,740

7. The Firm seeks an award of \$50,492.00 in expenses and charges in connection with the prosecution of the litigation. Those expenses and charges are summarized by category below:

From Inception to August 31, 2018

<b>Category</b>	<b>Amount</b>
Filing, Witness and Other Fees	
Transportation, Hotels & Meals	225.00
Telephone, Facsimile	
Postage	
Messenger, Overnight Delivery	
Case/Trial Office Expenses (IT Equip/Exp)	
Photocopies	\$267
Online Legal and Financial Research	
Litigation Fund Contributions	\$50,000
<b>Total</b>	\$50,492

8. The expenses pertaining this case are reflected in the books and records of this Firm.

These books and records are prepared from receipts, expense vouchers, check records, and other documents and are an accurate record of the expenses.

9. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and corrected. Executed on this 17<sup>th</sup> day of September, 2018, Roseland, New Jersey.



Michael Critchley, Esq.

Dated: September 17, 2018

EXHIBIT A

CRITCHLEY, KINUM & DENOIA, LLC.

Critchley, Kinum & Denoia (“CKD”) was founded approximately 40 years ago as a boutique litigation firm. CKD devotes a substantial portion of its practice to representing institutions and individuals in complex civil and criminal matters in Federal and State Court throughout the Country. Members of CKD are trial attorneys with significant experience handling complex matters at all stages of litigation, up to and including trial.

CKD has also successfully collaborated with many of the leading law firms in the country in numerous, high stakes complex litigation matters in New Jersey. For example, in 2014, CKD, along with a leading Am Law 100 firm, secured the largest verdict in the State of New Jersey and the 18<sup>th</sup> largest verdict in the U.S involving a breach of contract action in Federal District Court for the District of New Jersey.

Peers have been quoted in various publications describing CKD attorneys as “stunning trial lawyer[s]” with “colossal reputation for their experience in the most complex cases” who enjoy a “truly outstanding presence in the courtroom as a result of their track record.”

CKD attorneys are members of several of the leading professional trial organizations in the country and have received numerous recognitions for professional excellence. For example, Michael Critchley, Sr. is a member of the American College of Trial Lawyers, the American Board of Criminal Lawyers, and is the past president and founder of the Seton Hall University Law School Inn of Court. Mr. Critchley, Sr. has also received numerous recognitions and honors for his professional accomplishments including an AV rating by Martindale Hubbell and being

named as a Top 100 *SuperLawyer* in New Jersey. Similarly, Michael Critchley, Jr is AV rated by Martindale Hubbell and has been recognized as a *SuperLawyer* in Securities and Complex Litigation for several years.

#### CKD's Experience in Complex Litigation

CKD regularly represents individual and institutions in high stakes litigation. The following is small sample of complex matters handled by CKD:

Nasdaq v. MIAX (D.N.J.)-CKD represents large stock exchange in patent infringement case related to trading technology.

Nasdaq v. IEX (D.N.J.)- CKD represents large stock exchange in patent infringement case related to trading technology.

Merck Sharp & Dohme v. Bristol Myers Squibb (D.N.J.)-CKD served as co-counsel for Defendant/Counter-Claimant Bristol Myers Squibb in patent infringement case related to anti-PD-1 immunotherapy treatment for cancer.

Quintiles IMS Incorporated et al v. Veeva Systems (D.N.J.) – CKD represents Plaintiff, a multi-national, publicly traded health care information and technology company in case alleging theft of trade secrets and antitrust allegations.

Mylan Pharmaceuticals v. GlaxoSmith Kline Beecham (D.N.J.)-CKD served as co-counsel for Plaintiff Mylan Pharmaceuticals and secured a \$106 million verdict in a breach of contract case in Federal District Court in New Jersey.

In re Mylan Pharmaceuticals (D.N.J.)- CKD is currently representing Mylan as co-counsel in numerous patent matters pending in the Federal District Court for the District of New Jersey. These cases involve Abbreviated New Drug applications for United States generic drug approval for existing approved drugs.

Care One Management, LLC, et al. v. United Healthcare Workers East, SEIU 1199, et al. (D.N.J.)- CKD currently represents plaintiff Care One in a Civil Rico matter presently pending in Federal District Court for the District of New Jersey related to the use of extortion and other criminal and fraudulent tactics as a “corporate campaign” employed by labor unions.

Johnson v. Worldview Entertainment (NYS Supr Ct.) – CKD represented several film production companies in this matter alleging film production companies fraudulently induced an investor to invest in various film funds and negligently managed production of several films.

Fairfax Financial v. Contogouris et. al. (N.J. Sup. Ct.), CKD represented, and obtained a favorable resolution for, a key defendant, in a \$6 Billion Civil Rico matter brought by a Canadian Insurance Company against leading Hedge Funds alleging the hedge funds conspired to the drive company out of business through a scheme to short the company stock. Matter involved extensive discovery including over 100 depositions, over 100 discovery and dispositive motions and millions of documents exchanged between the parties

Axelrod v. Central Garden and Pet (N.J. Sup. Ct.)-CKD represented Defendant CEO in four month trial and obtained no cause against its client and obtained \$25 million judgement against Plaintiffs on counterclaim.

In re Commerce Bank (E.D.P.A)- CKD served as lead counsel for publicly traded Bank in multiple parallel investigations conducted by United States Attorney for the Eastern District of Pennsylvania, SEC, OCC and Federal Reserve related to allegations of corruption and self-dealing. CKD coordinated the defense with numerous law firms representing individuals and entities. No action was taken against institution.

In re Cooper Health Systems (D.N.J)- CKD served as lead counsel and negotiated settlement for large NJ Health System in investigation conducted by United State Attorneys' Office and State of New Jersey related to alleged improper payments to doctors for referrals to Cardiac Unit.

In re Beacon Hill Asset Management (D.N.J)-Successfully avoided criminal charges and negotiated civil settlement for senior executive of Hedge Fund under investigation by United States Attorneys' Office for the District of New Jersey and SEC for fraud and insider trading following the collapse of fund specializing in trading complex fixed income instruments resulting in \$300 million loss.