

# **EXHIBIT 5**

1           **LTL ATTORNEYS LLP**  
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9  
10          Co-Counsel to Plaintiffs Pumaro LLC,  
11          Artiom Frunze, Hayden Hsiung, and Gijs Matser,  
12          and Additional Counsel for the Class  
13

14  
15          **UNITED STATES DISTRICT COURT**  
16          **NORTHERN DISTRICT OF CALIFORNIA**

17          IN RE TEZOS SECURITIES LITIGATION

18  
19          This document relates to:  
20                ALL ACTIONS.

21               Master File No. 17-cv-06779-RS

22               **CLASS ACTION**

23               **DECLARATION OF CALEB H. LIANG  
24               IN SUPPORT OF LEAD COUNSEL'S  
25               MOTION FOR AN AWARD OF  
26               ATTORNEYS' FEES AND LITIGATION  
27               EXPENSES AND CHARGES**

28               **FILED ON BEHALF OF PLAINTIFFS  
PUMARO, LLC, ARTIOM FRUNZE,  
HAYDEN HSIUNG, AND GIJS MATSER**

MASTER FILE NO. 17-CV-06779-RS  
DECLARATION OF CALEB H. LIANG

Date:           August 27, 2020

Time:           1:30 p.m.

Courtroom:     3, 17th floor

Judge:          Hon. Richard Seeborg

1 I, Caleb H. Liang, Esq., pursuant to 28 U.S.C. § 1746, hereby declare as follows:

2 1. I am admitted to practice law in the State of California. I am a partner and  
 3 managing member of the law firm LTL Attorneys LLP (“LTL”), co-counsel of record for  
 4 Plaintiffs Pumaro LLC, Artiom Frunze, Hayden Hsiung, and Gijs Matser, and Additional  
 5 Counsel for the Class. I respectfully submit this declaration in support of Lead Counsel’s  
 6 Motion for an Award of Attorneys’ Fees and Reimbursement of Litigation Expenses.

7 2. I have personally participated in, overseen, and monitored the prosecution of this  
 8 Action, and have otherwise been kept informed of developments in this Litigation by attorneys  
 9 working with me and under my supervision. Thus, if called upon, I can testify to the matters set  
 10 forth herein.

11 3. LTL has prosecuted this litigation solely on a contingent-fee basis, and has been  
 12 at risk it would not receive any compensation for prosecuting claims on behalf of the putative  
 13 class. While LTL devoted its time and resources to this matter, it has foregone other legal work  
 14 for which it would have been compensated.

15 4. In addition to presently serving as co-counsel for Plaintiffs Pumaro LLC, Artiom  
 16 Frunze, Hayden Hsiung, and Gijs Matser, and Additional Counsel for the Class, LTL also  
 17 previously served as the court-appointed Co-Lead Counsel with the law firm of Hung G. Ta, Esq.  
 18 PLLC (“HGT Law”) from March 2018 to April 2019. In this capacity, LTL played an integral  
 19 role in the litigation and its settlement, including:

- 20 i. Research and investigation into the novel application of U.S. securities laws to  
   Cryptocurrency Initial Coin Offerings (“ICO”), and ongoing review, analysis, and  
   application of new SEC findings and guidance as well as Court rulings throughout the  
   country on the same.
- 22 ii. Analysis and application of various news media, publications, and statements made  
   by the Defendants to the allegations and claims in the Complaint.
- 24 iii. Preparation and briefing of contested Motions for Appointment of Lead Counsel,  
   which resulted in LTL and HGT Law’s appointment as Co-Lead Counsel in March  
   2018.
- 26 iv. Assistance in the drafting and preparation of a Consolidated Complaint.
- 27 v. Research, briefing, and oral argument in successfully opposing Defendants’ Motions  
   to Dismiss, with particular emphasis on Defendants’ challenges to jurisdiction, forum,  
   choice of law, and conflict of law.

- 1 vi. Settlement negotiations and participation in the first private mediation, including  
2 facilitating pre-mediation exchange of information and term sheets and the drafting  
and analysis of mediation briefs.
- 3 vii. Research, investigation, meet and confer efforts, and resolution of updated  
4 contribution terms as well as arbitration agreements Defendants issued after the filing  
of the action to ensure any updated terms did not affect the rights of putative class  
members.
- 5 viii. Compliance with Rule 26 and related conferences, and the preparation and review of  
6 initial disclosures for all parties.
- 7 ix. Preparation and propounding of multiple sets of written discovery on behalf of  
8 numerous named plaintiffs to all Defendants, preparing responses and supplemental  
9 responses to the same, review and analysis of multiple rounds of voluminous  
10 document production by each of the Defendants, extensive meet and confer efforts,  
research into the assertion of various privileges including marital and privacy  
privileges, research into Swiss law and efforts by Defendants to prevent U.S. court-  
ordered discovery, research into ESI and meet and confer efforts regarding forensic  
imaging of computers and personal devices, preparation of protective orders and meet  
and confer efforts regarding violations of the same, and briefing and resolving  
multiple discovery disputes with the special discovery master.
- 12 x. Research, investigation, and resolution of Defendants' challenges to named plaintiffs,  
13 preparation and full briefing of a motion to substitute lead plaintiff, interviews and  
investigations into additional class representatives.
- 14 xi. Preparation, issuance, and extensive meet and confer efforts with third party counsel  
15 in regards to numerous subpoenas for key third party discovery, including to Tim  
Draper, Cloudflare, Polychain, Olaf Carlson-Wee, Medium, Substack, and Amazon  
Web Services, among others, and review and analysis of productions in response.
- 17 xii. Research, investigation, and interviews in preparation for the retention of potential  
blockchain experts.
- 19 xiii. Assistance with the drafting and preparation of a file-ready class certification motion.
- 20 xiv. Preparation and defending the depositions of Artiom Frunze and Arman Anvari
- 21 xv. Settlement negotiations and participation in the second private mediation, including  
22 facilitating pre-mediation exchange of information and term sheets and the drafting  
and analysis of mediation briefs.

23 5. LTL's work on this matter was performed primarily by the following attorneys:

24 6. I am a partner and managing member of LTL. I have practiced law for 12 years,  
25 with a focus on complex litigation and class actions. Enoch Liang is a founding member of LTL.  
26 He has practiced law for 21 years, with a focus on complex commercial litigation and intellectual  
27 property. A fuller description of our background and experience is set forth in the firm resume  
28 attached hereto as Exhibit A. In this litigation, Enoch and I were responsible for supervising all

1 aspects of the firm's investigation, research, pleadings, discovery, motion practice, and  
2 settlement negotiations. We were primarily focused on case management and litigation strategy,  
3 including important pleadings and law and motion such as motions for lead counsel, the  
4 consolidated complaint, motions to dismiss, and certification motions; the overall discovery plan;  
5 and strategy towards resolution.

6       7. Alex Hu was senior counsel at LTL before recently taking an in-house position.  
7 He has practiced for 9 years, with a focus on complex commercial litigation. He has represented  
8 clients in both federal and state courts as well as before arbitration panels in a broad range of  
9 cases including securities, contract, trademark, patent, and trade secrets disputes. His practice  
10 also involves class and representative actions. Prior to joining LTL, Alex served for two years as  
11 a law clerk to Hon. Charlene Honeywell of the United States District Court for the Middle  
12 District of Florida. He started his career as a litigation associate at Quinn Emanuel's Los  
13 Angeles office and then Davis Polk & Wardwell's Silicon Valley office, and is a Harlan Fiske  
14 Stone Scholar of Columbia Law School. In this action, Alex was the primary attorney handling  
15 all day to day matters in all aspects of the litigation, and supervised and managed younger  
16 associates with respect to research and discovery.

17       8. Dat Nguyen is a senior associate at LTL, having practiced for 9 years with a focus  
18 on complex commercial litigation. He has extensive experience with a wide range of  
19 technologies including but not limited to: semiconductors, software, networking systems,  
20 telecommunications, blockchain, smart contracts, AI, virtual reality, augmented reality, audio,  
21 and video encoding standards, cellular and Wi-Fi standards, graphics processing, and physics  
22 processing. Prior to joining LTL, Dat was VP of Special Projects at a smart contracts/blockchain  
23 startup called Sagewise. He is well regarded in the blockchain space and has been invited to  
24 speak at numerous conferences, before various governments, and law firms on blockchain and  
25 smart contracts. In this action, Dat brought his expertise in blockchain and cryptocurrency to  
26 bear on all aspects of discovery, particularly with regard to third party discovery and experts, as  
27 well as the parameters for settlement negotiations.

28       9. Melanie Tiongson was a first-year associate at LTL and a graduate of U.C.

Berkeley law school. She assisted in extensive and novel research with respect to ICOs and the application of U.S. Securities law, as well as discovery and document review. Lizzie Dinh, Joshua Le, and Blake Guerrero are younger associates at LTL and also graduates of U.C. Berkeley law school that conducted similar work.

10. Attorneys and Professional Support Staff at my firm billed the following aggregate hours to this matter as of the date of filing, with fees applied at the firms current billing rates:

Timekeeper	Type	Hours	Hourly Rate	Total
<i>Enoch Liang</i>	<i>P</i>	63.80	\$900	\$57,420
<i>Caleb Liang</i>	<i>P</i>	189.60	\$850	\$161,160
<i>Prashanth Chennakesavan</i>	<i>P</i>	7.70	\$850	\$6,545
<i>Alex Hu</i>	<i>A</i>	680.80	\$800	\$544,640
<i>Dat Nguyen</i>	<i>A</i>	153.60	\$750	\$115,200
<i>Blake Guerrero</i>	<i>A</i>	16.00	\$500	\$8,000
<i>Melanie Tiongson</i>	<i>A</i>	111.60	\$250	\$27,900
<i>Lizzie Dinh</i>	<i>A</i>	26.90	\$250	\$6,725
<i>Joshua Le</i>	<i>A</i>	2.50	\$250	\$625
<i>Katie Tokushige</i>	<i>PL</i>	15.60	\$150	\$2,340
<i>Erika Santoya</i>	<i>PL</i>	1.30	\$150	\$195
<i>Neil Richardson</i>	<i>PL</i>	0.70	\$150	\$105
<b>Total</b>		<b>1,2710.10</b>		<b>\$930,855</b>

26 P = Partner; A = Associate; PL = Paralegal

27 11. Attached as Exhibit B is a summary chart describing the work described in the  
28 preceding paragraph above.

12. LTL Attorneys LLP directly seeks payment of the following expenses and charges directly related to the litigation of this action (which have been summarized in categories):

Category	Expense
<i>Consultants</i>	\$437.50
<i>Expert Witnesses</i>	\$
<i>Travel (Flights, Lodging, Meals)</i>	\$11,322.50
<i>Document Review Software</i>	\$
<i>Filing Fees / Court Fees</i>	\$1,085.80
<i>Legal Research</i>	\$
<i>Mediation Fees</i>	\$
<i>Court Reporters / Depositions</i>	\$
<i>Printing</i>	\$1,315.15
<i>Process Servers</i>	\$5,673.29
<i>Shipping &amp; Postage</i>	\$33.66
<b>Total Expenses</b>	<b>\$19,867.90</b>

I declare under penalty of perjury that the foregoing is true and correct. Executed on this  
28th day of July 2020, at Los Angeles, California.

By: /s/ Caleb H. Liang  
Caleb H. Liang  
**LTL Attorneys LLP**  
300 S. Grand Ave., 14<sup>th</sup> Floor  
Los Angeles, CA 90071  
(212) 612-8900 phone  
[caleb.liang@ltlattorneys.com](mailto:caleb.liang@ltlattorneys.com)  
*Co-Counsel to Plaintiffs*

*Pumaro LLC, Artiom Frunze, Hayden Hsiung,  
and Gijs Matser*

# **Exhibit A**



LTL ATTORNEYS LLP  
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LOS ANGELES | SAN FRANCISCO | NEW YORK | ORANGE COUNTY

## FIRM RESUME

LTL Attorneys LLP (“LTL”) is an AV-Rated litigation-only firm with three offices in California (Los Angeles, San Francisco, and Orange County) and one office in New York City. As the first spin-off of the international firm Quinn Emanuel Urquhart & Sullivan, LLP, our practice is devoted solely to trials, litigation and arbitrations in the areas of intellectual property, commercial disputes and class actions. With 25 attorneys, LTL is believed to be the largest minority-owned litigation-only firm in the country, serving global clients with their most complex matters.

LTL has been recognized for its outstanding and innovative legal work. We were named to the US News & World Report’s Best Lawyers List from 2018-2020; selected to the National Law Journal’s 2017 Elite Boutiques Trailblazers List (one of 18 firms nationally); named as One of the Best Firms at Developing and Implementing Alternative Fee Arrangements and as a 2016 Client Service A- Team (BTI Consulting); named the 2015 Law Firm of the Year by the National Asian Pacific American Bar Association; and selected to the 2014 National Law Journal Litigation Boutiques Hot List (one of ten firms nationally). Our attorneys have been honored as among the “Top 20” in California, “Best Lawyers...in America” and “Super Lawyers” by leading legal publications and organizations. Clients and opposing counsel have referred to us as “the finest trial lawyers in the country,” “outstanding, tenacious, and cost effective,” and “creative.”

Our professional and academic credentials are second to none, and our attorneys are heavily involved with several organizations including AIPLA, Asian American Bar Associations, Women’s Intellectual Property Association, Inn of Court, and several others, where their involvement insures that our attorneys stay on the forefront of the most pressing legal issues and developments.

LTL’s attorneys have extensive complex class-action litigation experience at every level of the state and federal court systems. We have successfully litigated and continue to litigate class disputes, including the following:

- Obtained \$11.5 million class settlement as class counsel representing class of over three thousand technicians in a wage and hour class action against a dental laboratories company (*Huynh v. James R. Glidewell Dental Ceramics, Inc.*, Case No. 30-2009-00180107-CU-OE-CXC, OC Superior Court).
- Successfully represented global network equipment manufacturer TP-Link USA Corporation in consumer class action for alleged violations of California Consumer Legal Remedies Act, California Business and Professions Code Sections 17200 et seq., and California Business and Professions Code Sections 17500 et seq. involving advertised data transmission speeds of powerline communication devices. Obtained dismissal with prejudice without class certification (*Joe Arroyo v. TP-Link USA Corporation et al.*, Case No. 2:16-CV-01044, U.S. District Court, Central District of California).



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- Appointed class counsel, through final approval, in obtaining class settlement valued at over \$5 million against a nationwide calling card company (*Sabaj v. Nobel*, Case No. BC 435467, LA Superior Court).
- Represented plaintiffs in a consumer class action alleging false advertising against Diamond Foods, Inc. (*Wise v. Diamond Foods Inc.*, Case No. 39-2010-00249819-CU-MT-STK, San Joaquin Superior Court).
- Defeated class certification in wage and hour class action involving manufacturing and recycling employees (*Magana v. Guangyi Group*, Case No. BC432188, LA Superior Court).
- Defeated two separate class certification motions in wage and hour class actions involving various types of nursing employees (*Kimani v. Healthcare Investments, Inc.*, Case No. BC432360, LA Superior Court).
- Obtained an Order Dismissing Class Allegations in several wage and hour class actions against a property management company (*Anthony v. AMC LLC*, Case No. BC470800, LA Superior Court; *Delgado v. Apartment Management Consultants, LLC*, Case No. BC470626, LA Superior Court; *Nicole Danileian v. AMC LLC*, Case No. BC470859, LA Superior Court; *Anthony v. AMC LLC*, Case No. BC473723, LA Superior Court).
- Obtained favorable settlement defending an insurance claims administrator against a class action lawsuit alleging employee misclassification (*Gaa v. Intercare Holdings*, Case No. BC489800, LA Superior Court).
- Successfully defended Wal-Mart Stores against wage & hour class action lawsuit alleging unpaid overtime pay related to off-the-clock activities. Obtained dismissal with prejudice. (*German v. Wal-Mart Stores, Inc.*, Case No. 5:14-cv-00945-TJH (SPx), U.S. District Court, Central District of California).
- Obtained \$995,000.00 class settlement representing more than 9,000 individuals in consumer class action regarding infant and toddler car seat products (*Kopin v. Orbit Baby, Inc., et al.*, Case No. RG16813239, Alameda Superior Court)

LTL's attorneys currently include the following:

#### **James M. Lee – Co-Founder**

James Lee serves as LTL's co-managing partner and heads the firm's complex commercial litigation and business contingency practices. He has handled complex litigation matters at both Quinn Emanuel and Morgan Lewis before co-founding the firm. James has extensive experience litigating intellectual property matters, software related litigation, fraud cases, commercial disputes, class actions, privacy and cybercrime matters, antitrust, and other complex claims.

He has most recently obtained several seven figure awards in trials and arbitration matters and has favorably settled a number of other cases with several matters in which combined recoveries were well over \$300 million.

James is a graduate of Stanford Law School where he has taught trial advocacy. James is AV-rated by Martindale-Hubbell.



### Representative Experience

- Served as co-lead counsel to the founder of social media app Snapchat in lawsuit over ownership claims against co-founders and company. Case settled for \$157 million.
- Prevailed in a six-day jury trial regarding trademark infringement claims brought by Lush Cosmetics in which they sought \$30 million in damages.
- Obtained \$100 million settlement in breach of contract dispute on behalf of publicly traded Taiwanese energy company against U.S. NYSE company.
- Obtained \$1.7 million in federal trial in breach of contract action on behalf of VIZIO against contract manufacturer for manufacturing defects.
- Settled complex adulterated food product matter on behalf of Herbalife against various suppliers for confidential terms.
- Successfully defended client against \$18 million breach of contract claim brought by subsidiaries of a \$1.4 billion Japanese conglomerate, where plaintiffs walked away with NO net monetary damages.
- Defense verdict in an investment fraud and breach of fiduciary duty trial.
- Settled bad faith insurance claim for \$27 million on behalf of plaintiffs.
- Represented Actuate Corporation (now part of OpenText) in various copyright infringement and licensing dispute matters across the country resulting in combined recoveries in the 8 figures.
- Obtained \$3 million award in a joint venture/fraud dispute.
- Obtained \$1.2 million settlement in Ponzi-scheme case against international bank.
- Obtained a \$2.7 million victory before the Court of Appeal in connection with the 1998 landslide in Orange County.
- Obtained \$1.6 million award in shareholder's dispute.
- Obtained \$1.4 million in a real estate transaction litigation matter.
- Represented LAUSD in a multi-million dollar breach of contract/commercial dispute.
- Obtained settlement valued at over \$4.1 million in international arbitration against NASDAQ company involving breach of buyout agreement.
- Represented one of Korea's largest electronic companies involving the theft of one of the largest trade secrets cases to hit the company. The former employee fled and avoided legal process after transmitting highly confidential strategic plans.
- Represented one of America's largest and fastest growing companies against insurance company for bad faith denial of coverage in connection to a trademark lawsuit. After discovery and successful motions to compel, obtained critical documents demonstrating bad faith denial of benefits. Insurance company immediately settled for a confidential six figure sum in excess of actual loss.
- Represented NYSE traded software publisher's copyrights and related intellectual property against infringers in a number of matters.
- Represented a government contractor in a \$10 million breach of contract action in United States District Court for the Eastern District of Virginia. Prevailed on motion to dismiss.
- Successfully opposed a TRO request to take over company on behalf of minority shareholder. Settled case on confidential terms immediately thereafter.



- Represented NASDAQ listed company in a \$2.6 million breach of contract dispute involving long term lease agreement. Settled case on favorable terms after mediation
- Represented large cable station in a copyright infringement action. Prepared successful summary adjudication motions and reduced scope of case from six potential infringements to only one.
- Obtained summary judgment in breach of contract action where plaintiff sought \$5 million in damages. Settled remaining fraud claim with no payment of money.

### **Speaking Engagements**

- Managing Multi-Jurisdictional Trademark Disputes, panel speaker, IPBA, Kuala Lumpur, April 16, 2016
- Leading Change: Two Smaller Firms' Success Stories, Thomson Reuters (April 27, 2016)
- Global IP Litigation, panel speaker, IAKL, Washington D.C., September 30, 2016
- Business Development for Litigators: Best Practice and Innovative Techniques, October 27, 2016, Practical Law by Thomson Reuters
- BCLT Berkeley Law, Berkley Center Law & Technology, Impact of Artificial Intelligence & Technological Innovation on the Practice of Law, March 2, 2017
- Managing Litigation Using Creative Methods and Efficient Tools, IP Law Summit, Las Vegas, March 27, 2017
- Age of A.I.: How is Artificial Intelligence Transforming and Disrupting the Practice of Law, MCCA Global TEC Form (G-TEC), June 19, 2017
- Artificial Intelligence and the Law, panel speaker, IAKL, Seoul, Korea, September 2017
- Artificial Intelligence and the Future of Litigation, Law.com, Podcast, October 2, 2017

### **Enoch H. Liang – Co-Founder**

Enoch Liang is the firm's Managing Partner and also heads the firm's Intellectual Property (IP) litigation practice. He is an experienced IP attorney, and has litigated all facets of IP disputes (including patents, copyrights, trademarks, trade dress, trade secrets and idea theft claims). Enoch has served clients across numerous industries including in technology, retail, cosmetics, automotive, and entertainment, in cases venued in California, Delaware, Texas, Ohio, and New York, as well as in China and Hong Kong.

Enoch is AV-rated by Martindale-Hubbell and in 2016, the BTI Consulting Group honored Enoch as a "Client Service All-Star," one of only 30 IP attorneys nationwide in the entire report. He has been named a "Super Lawyer" by Thomson Reuters multiple times. Enoch was also recently selected by his peers for inclusion on the 2018 list of The Best Lawyers in America®, after being named a "Recommended Expert" in trademark litigation by the World Trademark Review. American Law Media and Martindale- Hubbell also rated him as a "2014 Top Rated Lawyer in Intellectual Property Law."

In addition to IP matters, Enoch has successfully represented clients in business litigation, including in partnership disputes, breach of contract disputes, and consumer class actions. Since mid-2010, Enoch has argued (and won) all the appeals he has handled, including four in the Ninth



Circuit and several more in California state courts. In that same timeframe, Enoch served as the first chair trial lawyer in seven trials or arbitrations – winning all of them.

Enoch also has had the unique distinction of practicing commercial and IP litigation with leading law firms in both the United States and China. This provides him with rare experience and perspective regarding the legal systems of the world's 2 largest economies, as well as an extensive network of contacts in both countries. In China and in Hong Kong, Enoch focused his practice on IP matters, including the acquisition and enforcement of IP rights. He has also personally attended numerous trials in China. With this background, Enoch is well-positioned to counsel clients engaged in cross-border business—either from the US going to China, or vice versa—as well as the attendant litigation that often arises.

### **Representative Experience**

- Acted for defendant in complex, multi-jurisdictional trademark dispute where trademark owner requested \$30M in damages in the US case; complete defense verdict after 6-day jury and bench trial in CDCAL; appeal to the Ninth Circuit pending.
- Lead trial counsel for defendant in AAA arbitration over distributorship contract in Turkey; complete defense verdict.
- Lead trial counsel for defendant in bench trial over patent ownership dispute; complete defense verdict.
- Lead trial counsel for plaintiff in 2-week jury trial over dispute over dilution of minority shareholder's shares by majority shareholder; 12-0 jury verdict for plaintiff, including punitive damages.
- Lead trial counsel for defendant in 2-week jury trial over construction dispute; jury returned verdict of less than 13% of plaintiffs request for damages; verdict was much less than what client offered to settle the case.
- Lead counsel for two defendants in federal court copyright and trade dress infringement action; obtained summary judgment less than one week from trial.
- Lead counsel for leading Taiwanese entertainers in breach of contract case where entertainers did not perform at a concert; substituted in only 21 days before trial and obtained very favorable settlement.
- Argued and won complex 9th Circuit trademark appeal overturning district court ruling; substituted in as counsel for oral argument after briefs were already completed.
- Argued and won 9th Circuit copyright/trade dress appeal with novel issues; 9th Circuit affirmed two weeks after oral argument.
- Represented bank in 3-week arbitration over failed sub-prime credit card business; plaintiff sought over \$100 million in damages; resulted in complete defense verdict and award of costs to client.
- Defended one of world's largest sporting shoes and apparel companies in design patent case where plaintiff sought over \$60 million in damages; resulted in summary judgment for client; affirmed on appeal by the Federal Circuit.
- Coordinated defense of nationwide class actions over failed hard disk drives; resulted in very favorable settlement for client hard disk drive manufacturer.



- Handled over 50 copyright, trademark, and trade secret matters for numerous clients, including leading toy company in California, famous entertainment institutions, and companies spanning all industries, ranging from insurance to video games to cosmetics to arts & crafts to tiles, etc.

### Awards

- BTI Consulting Group “Client Service All-Star 2016” (only 312 attorneys selected nationwide; only 30 attorneys were focused on practicing IP)
- AV-rated by Martindale-Hubbell
- Named by his peers to the 2018 list of Best Lawyers in America
- World Trademark Review “Recommended Expert in Trademark Litigation” for 2015 to 2017
- “Super Lawyers” list by Thomson Reuters in 2011, 2012, 2013, 2014, 2016 and 2017 (both Southern and Northern California)
- “2014 Top Rated Lawyer in Intellectual Property Law” by American Law Media and Martindale-Hubbell

### Kevin Bringuel - Partner

Kevin Bringuel brings impressive trial and appellate experience to the firm. Kevin was formerly associated with Quinn Emanuel Urquhart & Sullivan where he worked in several litigation areas including intellectual property, employment, contractual disputes, and “white collar” criminal defense. Following Quinn Emanuel, Kevin served for four years as a federal public defender, followed by nine years handling capital cases in habeas corpus proceedings, after which he joined LTL. As a result, Kevin is among the few attorneys who is a seasoned specialist in both trial and appellate advocacy.

Kevin is a graduate of the University of Michigan Law School and serves as an adjunct professor at Berkeley Law, where he teaches legal research and writing in the LL.M. program.

### **Representative Experience**

- TRIALS: 20 trials to verdict. Achieved several prominent victories, including acquittals in cases with false confessions, and securing an appropriate sentence of 6 months/time served versus the 19 years that the government vigorously sought.
- APPEALS: 21 appeals, with 9 Ninth Circuit arguments. Achieved affirmances of LTL victories in California Court of Appeals.
- Co-lead counsel in seven-day federal jury trial in trademark case, prevailing on the verdict and post-trial motions.
- Co-lead counsel in five-day federal bench trial in patent and breach-of-contract case, prevailing on all claims.
- Co-lead counsel in three-day contempt proceeding in state court, earning acquittal of LTL’s client on all charges.
- Achieved appellate reversals from the Ninth Circuit as well as the U.S. Supreme Court, as well as published victories regarding discovery from the California Court of Appeal and



the California Supreme Court. In one case, Kevin's appellate brief persuaded the prosecutor to vacate the client's conviction and settle for the defense's pre-trial plea offer.

- Handled complex litigation in capital habeas proceedings, managing cases with thousands of witnesses and millions of pages of documents.

### **Caleb H. Liang – Partner**

Caleb Liang is a partner in the business contingency practice group. He specializes in employment litigation, complex litigation and class actions. He has successfully represented and defended Fortune 500 companies in various employment and commercial disputes. He's also represented plaintiffs and class members in consumer and employment class/representative actions. From 2013 to 2020, Thompson Reuters recognized Caleb as a "Super Lawyers Rising Star." He serves on the board of directors for the Southern California Chinese Lawyers Association and the Asian Pacific Alumni of UCLA.

Prior to joining LTL, Caleb worked at Kingsley & Kingsley APC in Los Angeles, California, a well-known plaintiffs' firm specializing in employment and class action litigation. He is a graduate of the University of California, Davis – School of Law.

### **Representative Experience**

- Obtained class settlement and class counsel designation in a wage and hour class action against a catering company.
- Obtained a significant six-figure class settlement and class counsel designation in a wage and hour class action against a steel manufacturing company.
- Obtained a significant six-figure class settlement and class counsel designation in a wage and hour class action against a car rental and service company.
- Obtained class settlement valued at over \$5 million and class counsel designation in a consumer class action against a nationwide calling card company.
- Lead trial counsel obtaining full recovery of all requested damages after a five-day trial in an individual action recovering unpaid wages for overtime and breaks.
- Obtained confidential resolutions for two separate employees in individual actions against an export import company for unpaid wages and sexual harassment.
- Represented plaintiffs in a consumer class action alleging false advertising against Diamond Foods, Inc.
- Defeated class certification in wage and hour class action involving manufacturing and recycling employees.
- Defeated two separate class certification motions in wage and hour class actions involving types of nursing employees.
- Obtained an Order Dismissing Class Allegations in several wage and hour class actions against a property management company.
- Defended an insurance claims administrator against a class action lawsuit alleging employee misclassification that resulted in a favorable settlement.
- Obtained \$11.5 million class settlement and class counsel designation in a wage and hour class action against a dental laboratories company.



- Trial counsel defending a well-known healthcare provider where plaintiff alleged a novel FEHA discrimination claim based upon her association with her disabled son and requested nearly \$8 million in damages in a fourteen-day jury trial, but recovered just 6% of the requested amount in a split jury verdict (8-3).
- Lead trial counsel in a 5-week jury trial alleging discrimination and obtaining among the largest verdicts in the County in the past 20 years.

#### **David Ammons – Partner**

David Ammons is a partner in the firm's commercial litigation and employment group. David is an experienced trial attorney having first chaired 23 jury trials to verdict. As a former Deputy San Francisco City Attorney, David has handled all facets of commercial and employment claims, including several high-profile cases. Prior to joining the San Francisco City Attorney's Office, David was an associate at Schiff Hardin, Manatt Phelps, and Baker & Hostetler LLP. He was also an adjunct professor at Golden Gate University School of Law.

David earned his J.D. from the University of Michigan and his B.A. from the University of Southern California.

#### **Representative Experience**

- Lead counsel in breach of contract suit in which plaintiffs sought \$2 million in damages; jury ruled 12-1 in Airport's favor.
- Prevailed in bench trial against commercial tenant resulting in six-figure damages and attorney's fees award.
- Obtained defense verdict in serious motor vehicle accident in which plaintiff sought more than \$800,000 in damages.
- Obtained defense verdict personal injury suit in which the Plaintiff sought more than \$1 million in damages.
- Obtained defense verdict personal injury suit in which the Plaintiff sought in excess of \$1 million in damages.

#### **Prashanth Chennakesavan – Partner**

Prashanth Chennakesavan is a partner in the firm's complex commercial litigation practice group. He has represented clients in federal and state courts, and before arbitration panels, throughout the country in a broad range of cases, including trade secrets, antitrust, intellectual property, and other complex commercial litigation. Prashanth has managed all stages of litigation; he has developed strategies and drafted initial complaints, prepared and responded to motions targeting the pleadings, taken and defended depositions and coordinated discovery, prepared and responded to dispositive motions, prepared examination outlines for trial, and prepared post-trial and appellate briefs. He has also provided pre-litigation counseling to clients and successfully avoided disputes.

Before joining the firm, Prashanth was a litigation associate in the New York and Los Angeles offices of Quinn Emanuel Urquhart & Sullivan, LLP.



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### **Representative Experience**

- Obtained complete dismissal with prejudice of antitrust, contract, and unfair competition claims in the District of Oregon for a nationwide radio broadcaster.
- Obtained summary judgment, and affirmance on appeal, of antitrust claim in California state court for a satellite television distributor.
- Obtained favorable settlement in a trade secrets misappropriation action in Florida state court for a roofing supply distributor.
- Successfully represented smartphone manufacturer in complex, multi-year intellectual property litigations in the Northern District of California.

# **Exhibit B**

*Inception through July 24, 2020*  
*LTL Attorneys LLP*

Timekeeper	Position	A	B	C	D	E	F	G	H	I	J	Total	Hourly Rate	Lodestar
Enoch Liang	Partner	3.9		10.0	10.0	0.0	21.6	3.0	2.8	12.5		63.8	\$ 900	\$ 57,420
Caleb Liang	Partner	7.9		39.2	2.4	3.1	65.4	5.9	4.1	45.3	16.3	189.6	\$ 850	\$ 161,160
Prashanth Chennakesavan	Partner	1.5		5.4			0.8					7.7	\$ 850	\$ 6,545
Alex Hu	Associate	25.4		44.1	36.0	29.3	145.1	91.1	203.4	106.4		680.8	\$ 800	\$ 544,640
Dat Nguyen	Associate	0.7			1.1	18.3		13.2	108.8	11.5		153.6	\$ 750	\$ 115,200
Blake Guerrero	Associate	0.0				16.0						16.0	\$ 500	\$ 8,000
Melanie Tiongson	Associate	1.6				81.1		10.3	15.1	3.5		111.6	\$ 250	\$ 27,900
Lizzie Dinh	Associate					21.8	5.1					26.9	\$ 250	\$ 6,725
Joshua Le	Associate			2.5								2.5	\$ 250	\$ 625
Katie Tokushige	Paralegal	7.6		8.0								15.6	\$ 150	\$ 2,340
Erika Santoya	Paralegal			1.3								1.3	\$ 150	\$ 195
Neil Richardson	Paralegal						0.7					0.7	\$ 150	\$ 105
<b>Grand Total</b>		<b>48.6</b>	<b>0.0</b>	<b>110.5</b>	<b>49.5</b>	<b>169.6</b>	<b>238.0</b>	<b>124.2</b>	<b>334.2</b>	<b>179.2</b>	<b>16.3</b>	<b>1270.1</b>	<b>\$ 732.90</b>	<b>\$ 930,855</b>
% of Total Hours		3.8%	0.0%	8.7%	3.9%	13.4%	18.7%	9.8%	26.3%	14.1%	1.3%			
Lodestar		\$ 33,885	\$ -	\$ 84,210	\$ 40,665	\$ 73,525	\$ 193,065	\$ 93,083	\$ 254,100	\$ 144,375	\$ 13,855	\$ 930,763		
% of Lodestar		3.6%	0.0%	9.0%	4.4%	7.9%	20.7%	10.0%	27.3%	15.5%	1.5%			

**Category Key**

A = Investigation, Research, Complaints  
 B = TRO / Preliminary Injunction / Service  
 C = Leadership / Intervention Motions  
 D = Case Management, Client Updates  
 E = Ongoing Research  
 F = Non-Discovery Motions and Briefing  
 G = Discovery Negotiations, Disputes, Briefing  
 H = Discovery / Document Review  
 I = Settlement Negotiations  
 J = Settlement Approval, Class Member Communications