UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

IN RE JPMORGAN TREASURY FUTURES
SPOOFING LITIGATION

Case No.: 1:20-cv-03515

Hon. Paul A. Engelmayer

THIS DOCUMENT RELATES TO: ALL ACTIONS

DECLARATION OF JENNIFER W. SPRENGEL ON BEHALF OF CAFFERTY CLOBES MERIWETHER & SPRENGEL LLP IN SUPPORT OF CLASS COUNSEL'S MOTION FOR AWARD OF ATTORNEYS' FEES AND PAYMENT OF EXPENSES

- I, Jennifer W. Sprengel, pursuant to 28 U.S.C. § 1746, hereby declare as follows:
- 1. I am a partner with the law firm Cafferty Clobes Meriwether & Sprengel LLP ("Cafferty"). I respectfully submit this declaration in support of Class Counsel's Motion for an Award of Attorneys' Fees and Payment of Expenses in connection with services rendered in the above-captioned action ("Action").
- 2. The statements herein are true to the best of my personal knowledge, information and belief based on Cafferty's books and records, and information received from its attorneys and staff.
- 3. Cafferty serves as one of the Court-ordered pre-designated law firm's supporting Class Counsel which has been assigned legal work and delegated responsibilities in prosecuting this class action litigation. ECF No. 37 at 15.
- 4. In addition, Cafferty is counsel of record for Budo Trading LLC, Thomas Gramatis, Kohl Trading LLC, M & N Trading, L.L.C., Port 22, LLC, Charles Herbert Proctor, III, Robert Charles Class A, L.P., Rock Capital Markets, LLC and Synova Asset Management, LLC, Plaintiffs in the Action.
- 5. I am one of the partners who oversaw my firm's involvement in the Action. Cafferty's time and expense records (including, where necessary, backup documentation) have been reviewed to confirm both the accuracy of the entries as well as the necessity for and reasonableness of the time and expenses expended in this litigation. As a result of this review, certain reductions were made to both time and expenses either in the exercise of billing judgment or to conform to directions from Class Counsel and/or my firm's practice. Accordingly, the time

 $_{\rm I}$ The Court appointed Lowey Dannenberg, P.C. and Kirby McInerney LLP as "Class Counsel" in this action. ECF No. 74 at ¶ 4.

reflected in Cafferty's lodestar calculation and the expenses for which payment is sought are reasonable in amount and were necessary to prosecute the Action and resolve the settlement before the Court.

- 6. During the course of this litigation, and as detailed herein, Cafferty worked on assignments that it was specifically directed to perform by Class Counsel.
- 7. Set forth below in ¶ 9 is a summary reflecting the amount of time (after any applicable reductions) Cafferty attorneys and professional staff worked on the Action from the inception of the case through September 22, 2021, and the corresponding lodestar value of that work. The schedule in ¶ 9 was prepared based upon daily time records maintained by Cafferty attorneys and professional support staff in the ordinary course of business, and the lodestar calculations are based on the firm's current hourly billing rates.
- 8. The services Cafferty performed on behalf of the putative class include, but are not limited to, the following: investigation of claims, working with plaintiffs, drafting of complaint, and discovery of defendants' documents.
- 9. Cafferty's total fee compensable time for which it seeks an award of attorneys' fees is summarized below.

Attorneys	Role ²	Rates	Hours from inception to 9/22/2021	Lodestar from inception to 9/22/2021
Anthony F. Fata	P	950.00	81.7	77,615.00
Brian P. O'Connell	A	600.00	7.4	4,440.00
Brian P. O'Connell	A	400.00	74.6	29,840.00
Christopher P.T.Tourek	A	600.00	47.5	28,500.00
Olivia Lawless	A	475.00	3.6	1,710.00
Olivia Lawless	A	400.00	166.9	66,760.00
TOTALS	-		381.7	208,865.00

² "P" refers to Partners. "OC" refers to Of Counsel. "SA" refers to Senior Associates. "A" refers to Associates. "LC" refers to Law Clerks. "PL" refers to Paralegals, "SA" refers to Staff Attorneys.

- 10. The total time for which my firm is requesting an award of legal fees is 381.7 hours. The total lodestar value of these professional services is \$208,865.00
- the firm's current hourly rates. The hourly rates for attorneys and professional support staff in my firm are the same as the regular rates charged for their services in contingent fee. Timekeepers with less than 10 hours were excluded. For personnel no longer employed by Cafferty, the lodestar calculation is based on the billing rates for such personnel in his or her final year of employment. The time and lodestar spent preparing the Fee and Expense Application were also excluded from the above values.
- 12. The firm's lodestar figures do not include charges for expense items. Expense items are billed separately, and such charges are not duplicated in the firm's current billing rates. Further, expense items do not contain any general overhead costs and do not contain a surcharge over the amount paid to the corresponding vendor(s).
- 13. As detailed and categorized in the below schedule, Cafferty has incurred a total of \$665.49 in expenses from inception through September 22, 2021 for which it seeks to be reimbursed from the Settlement Fund.

Expense Categories	Cumulative Expenses
Court Costs	400.00
Computer Research	264.99
Photocopies - in House	.50
TOTAL	665.49

14. The above schedule was prepared based upon expense records reflected in the books and records of Cafferty. These books and records are prepared from expense vouchers,

check records, receipts, and other source materials and are an accurate record of the expenses incurred.

15. The per page rate for in-house copies is 10 cents per page.

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

Executed on March 15, 2022 Chicago, Illinois

Jennifer W. Spren