

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CARL CARVER, et al.

Plaintiffs

Case Nos.

15-CV-10180 (JPO)

16-CV-228 (JPO)

-v-

THE BANK OF NEW YORK MELLON et al.

Defendants

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DECLARATION OF SIDNEY H. KALBAN, ESQ.

1. I am a solo practitioner in the City and State of New York and the local counsel representing the Plaintiffs in this action. I make this Declaration based on personal knowledge and am competent to testify to the matters set forth herein.

2. I was admitted to the Bar of the State of New York in May 1976 and remain a member in good standing in that Bar as well as in the United States District Courts for the Southern and Eastern Districts of New York and the U.S. Court of Appeals for the Second Circuit. I have also appeared and argued cases in the U.S. Courts of Appeals for the Third, Fifth, Sixth, Eighth, Ninth, Eleventh and Federal Circuits. I have represented labor organizations and Taft-Hartley benefit plans throughout my career.

3. Attached as Exhibit A is a summary of my time spent in this case from its inception through today, April 18, 2019. My lodestar - my hourly rate times the number of hours worked on this matter - is \$2887.50.

4. My lodestar is based on my customary rate of \$150 per hour and based on daily time records, regularly prepared and maintained by me in the ordinary course of my business.

I make this declaration in New York, New York, this 18th day of April, 2019, under penalty of perjury.

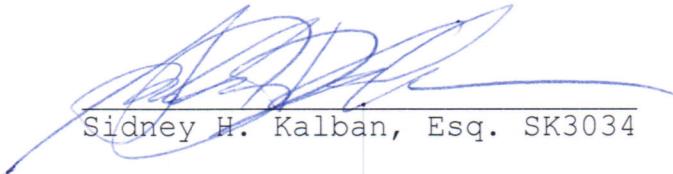

Sidney H. Kalban, Esq. SK3034

EXHIBIT A

<u>Timekeeper</u>	<u>Position</u>	<u>Hourly Rate</u>	<u>Hours</u> <u>Carver v.</u> <u>BoNY Mellon</u>	<u>Cumulative</u> <u>Lodestar</u>
Sidney H. Kalban	Attorney	\$150	19.25	\$2887.50

Cumulative Hours include Review and Analysis of Pleadings and other Court Filings, including Complaint, Defendants' Motion to Dismiss, Court Order & Opinion Denying Motion to Dismiss and Granting Motion to Strike Jury Demand, Case Management Plan and Scheduling Order, Parties' Initial Disclosures, Stipulation and Order Consolidating Cases, Consolidated Complaint and Order of Preliminary Approval of Settlement; Meetings with other Plaintiffs' Counsel and with Plaintiffs; Assistance in Preparation of Plaintiffs for Depositions.

Total: 19.25 Hours